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# Legislative Journal.

Session 1953.

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No. 1.

## SENATE

TUESDAY, JANUARY 6, 1953, 12:00 o'clock, noon

This being the day and hour fixed by the Constitution for the meeting of the General Assembly, the members of the Senate, together with the Senators-elect, chosen at the last general election held on November 4, 1952, assembled in the Senate Chamber.

The PRESIDENT (Lieutenant-Governor Lloyd H. Wood) called the Senate to order at twelve o'clock noon.

## PRAYER

The Chaplain, Rev. ROBERT H. STEPHENS, Pastor of Market Square Presbyterian Church, Harrisburg, offered the following prayer:

Let us pray. Almighty God, before whose face the nations rise and flourish and pass away into dust, Thou art from everlasting to everlasting; Thy truth abidest forever and righteousness is the foundation of Thy throne.

In Thy fear was our Nation founded, and we thank Thee that we are citizens of this good land of freedom and opportunity, of riches and abundance. We thank Thee that government of the people, by the people and for the people works; that selfishness has not destroyed it nor corruption ruined it. We thank Thee that our revolutions are by ballot and not by bullet, that the people still rule, that the public conscience still demands honor and decency and that ultimately only what is right can endure.

So, oh God of righteousness, we beseech Thee to look with Thy favor on this Senate now assembled. As Thou dost give us a fresh start and a new chance in a new year, help us to leave behind all the mistakes and failures of the past. Pour down Thy blessing upon these chosen servants of the Commonwealth. Give them humility of spirit, dedication to the common good and an honest desire to be led of Thee. May they be men of vision and common sense, may they know how to say no to the wrong and stand firm for the right. Deliver them from the subtle temptations of their office and may they rise to the highest ideals of public service. Then may they know the inner joy and abiding satisfaction that comes from a job well done.

Bless Thy servant, the Governor, the Members of his Cabinet and all in the public service. In the spirit of good will and mutual respect may the affairs of the Commonwealth go forward. We pray in the name of the Master of men, Jesus Christ our Lord. Amen.

## PRESENTATION OF ELECTION RETURNS

The PRESIDENT. The Chair recognizes the Sergeant-at-Arms of the Senate.

The SERGEANT-AT-ARMS. Mr. President, I have the honor to introduce the Honorable Gene D. Smith, Secretary of the Commonwealth.

Mr. SMITH. Mr. President, I have the honor to present the official returns of the general election held on November 4, 1952, at which certain members of this body were elected, as well as the official returns of the election of the Auditor General and State Treasurer of this Commonwealth.

The PRESIDENT. Thank you, Mr. Secretary.

## ELECTION RETURNS FOR AUDITOR GENERAL AND STATE TREASURER LAID ON THE TABLE

The PRESIDENT. The return of election for Auditor General and State Treasurer of the Commonwealth of Pennsylvania are laid on the table.

## RETURNS OF ELECTIONS OF SENATORS

The PRESIDENT. The Chief Clerk will read the returns of election of Senators, and the Clerks of the Senate will act as tellers.

## SENATORS IN THE GENERAL ASSEMBLY

### FIRST SENATORIAL DISTRICT

County	Frank Tarsantana R.	Anthony J. DiSilvestro D.
Philadelphia .....	33,451	70,612

### THIRD SENATORIAL DISTRICT

County	John R. Meade R.	Peter J. Camiel D.
Philadelphia .....	13,640	16,282

### FIFTH SENATORIAL DISTRICT

County	Wm. Joseph Beadman R.	Israel Stiefel D.
Philadelphia .....	21,854	34,852



## SEVENTH SENATORIAL DISTRICT

County	Herbert M. Packer R.	Charles R. Weiner D.
Philadelphia .....	20,786	56,716

## NINTH SENATORIAL DISTRICT

County	G. Robert Watkins R.	John W. Sheehan D.
Delaware .....	127,831	79,499

## ELEVENTH SENATORIAL DISTRICT

County	W. Hugh Jones R.	Frank W. Ruth D.	Mark L. Brown Soc.
Berks .....	45,981	49,936	1,128

## THIRTEENTH SENATORIAL DISTRICT

County	Edward J. Kessler R.	Edward G. Wilson D.
Lancaster .....	42,030	19,502

## FIFTEENTH SENATORIAL DISTRICT

County	M. Harvey Taylor R.	John L. Sweezy D.
Dauphin .....	52,391	35,109

## SEVENTEENTH SENATORIAL DISTRICT

County	G. Graybill Diehm R.	Ernest M. Swanger D.
Lancaster .....	20,023	10,043
Lebanon .....	19,460	12,602
Totals .....	39,483	22,645

## NINETEENTH SENATORIAL DISTRICT

County	Thomas P. Harney R.	Janet Payne Whitney D.
Chester .....	35,013	21,202

## TWENTY-FIRST SENATORIAL DISTRICT

County	Herman E. Cardoni R.	Patrick J. Toole D.
Luzerne .....	40,825	42,438

## TWENTY-THIRD SENATORIAL DISTRICT

County	Albert E. Madigan R.	Ernest P. Chamberlin D.
Bradford .....	15,803	4,883
Susquehanna .....	10,210	3,687
Wyoming .....	5,571	1,819
Totals .....	31,584	10,389

## TWENTY-FIFTH SENATORIAL DISTRICT

County	James S. Berger R.	William E. Hetrick D.
McKean .....	14,933	5,321
Potter .....	4,916	2,103
Tioga .....	10,727	3,304
Totals .....	30,576	10,728

## TWENTY-SEVENTH SENATORIAL DISTRICT

County	Samuel B. Wolfe R.	Harry A. Smith D.
Northumberland .....	27,308	17,423
Snyder .....	6,631	1,760
Union .....	6,207	1,840
Totals .....	40,146	21,023

## TWENTY-NINTH SENATORIAL DISTRICT

County	Paul L. Wagner R.	William C. Wassell D.
Schuylkill .....	51,994	33,364

## THIRTY-FIRST SENATORIAL DISTRICT

County	George N. Wade R.	Lowell Alexander D.
Cumberland .....	25,754	12,901
Juniata .....	3,748	2,841
Mifflin .....	8,281	6,134
Perry .....	6,531	2,995
Totals .....	44,314	24,871

## THIRTY-THIRD SENATORIAL DISTRICT

County	Donald P. McPherson, Jr. R.	G. Charles Middour D.
Adams .....	10,830	5,623
Franklin .....	15,608	9,479
Totals .....	26,438	15,102

## THIRTY-FIFTH SENATORIAL DISTRICT

County	John Thomas, Jr. R.	John J. Haluska D.
Cambria .....	39,046	50,398

## THIRTY-SEVENTH SENATORIAL DISTRICT

County	Murray Peelor R.	Hugh J. Haggerty D.
Indiana .....	16,713	11,126
Jefferson .....	11,075	6,873
Totals .....	27,788	17,999



THIRTY-NINTH SENATORIAL DISTRICT

County	William C. Henderson, Jr. R.	John H. Dent D.
Westmoreland .....	68,063	69,755

FORTY-FIRST SENATORIAL DISTRICT

County	Albert R. Pechan R.	Henry F. C. Buchter D.
Armstrong .....	17,221	12,386
Butler .....	23,570	16,719
Totals .....	40,791	29,105

FORTY-THIRD SENATORIAL DISTRICT

County	James E. Dougherty R.	Joseph M. Barr D.
Allegheny .....	31,518	51,358

FORTY-FIFTH SENATORIAL DISTRICT

County	Frank Koprivier, Jr. R.	Thomas E. Barrett D.
Allegheny .....	105,829	104,125

FORTY-SEVENTH SENATORIAL DISTRICT

County	John C. Miller R.	Samuel Gunnett Neff D.
Leaver .....	33,862	35,545
Lawrence .....	23,484	20,641
Totals .....	57,346	56,186

FORTY-NINTH SENATORIAL DISTRICT

County	C. Arthur Blass R.	C. Arthur Blass D.
Erie .....	47,165	36,118

Whereupon, the following named persons were declared duly elected Senators in the General Assembly of the Commonwealth of Pennsylvania:

First District—Anthony J. DiSilvestro  
Third District—Peter J. Camiel  
Fifth District—Israel Stiefel  
Seventh District—Charles R. Weiner  
Ninth District—G. Robert Watkins  
Eleventh District—Frank W. Ruth  
Thirteenth District—Edward J. Kessler  
Fifteenth District—M. Harvey Taylor  
Seventeenth District—G. Graybill Diehm  
Nineteenth District—Thomas P. Harney  
Twenty-first District—Patrick J. Toole  
Twenty-third District—Albert E. Madigan  
Twenty-fifth District—James S. Berger  
Twenty-seventh District—Samuel B. Wolfe  
Twenty-ninth District—Paul L. Wagner  
Thirty-first District—George N. Wade

Thirty-third District—Donald P. McPherson, Jr.  
Thirty-fifth District—John J. Haluska  
Thirty-seventh District—Murray Peelor  
Thirty-ninth District—John H. Dent  
Forty-first District—Albert R. Pechan  
Forty-third District—Joseph M. Barr  
Forty-fifth District—Frank Koprivier, Jr.  
Forty-seventh District—John C. Miller  
Forty-ninth District—C. Arthur Blass

NOTIFICATION OF SPECIAL CEREMONY

The PRESIDENT. The Chair wishes to announce that on Thursday, May 29, 1952, the oath of office was administered in the Senate Chamber to the Honorable Francis P. McCusker, of the Eighth Senatorial District. Senator McCusker was elected at the Primary Election of April 22, 1952 to fill a vacancy caused by the resignation of the Honorable John F. Byrne.

The proceedings of this occasion will be spread upon the journal.

RESOLUTION

Mr. YOSKO. Mr. President, before the oath is administered to the elected or re-elected Members of the Senate, I ask unanimous consent to offer a resolution at this time.

The PRESIDENT. Is there objection? The Chair hears none.

REQUESTING THAT THE HONORABLE FRANK KOPRIVIER, JR., SUBMIT HIS RESIGNATION AS MAYOR OF CITY OF DUQUESNE PRIOR TO BEING ADMINISTERED OATH OF OFFICE AS MEMBER OF SENATE OF PENNSYLVANIA

Mr. YOSKO offered the following resolution which was twice read as follows:

In the Senate, January 6, 1953.

Whereas, it was determined by the Members of this Senate when Mayor Fred Thomas of Sharon was elected as a Member of the State Senate, and presented his credentials at the opening of the Session of 1939, that the office of Mayor of a Third Class City and Member of the Senate were incompatible, and

Whereas, the said Mayor Thomas then submitted his resignation from the position as Mayor of the city of Sharon, and

Whereas, Mayor Frank Koprivier of Duquesne has been elected as a Member of the State Senate in the election of 1952

Now Therefore Be It Resolved, that Mayor Koprivier submit his resignation as Mayor of the City of Duquesne before he may be given the oath of office as a Member of the State Senate.

REQUEST THAT RULE 39 BE SUSPENDED

Mr. YOSKO. Mr. President, I ask unanimous consent that Rule 39, which requires resolutions be referred to an appropriate committee, be dispensed with and the Senate proceed to the consideration of the foregoing resolution.

The PRESIDENT. Is there objection?

MOTION TO ADOPT RESOLUTION

Mr. YOSKO. Mr. President, I move the immediate adoption of this resolution.

Mr. BANE. I second the motion, Mr. President.

On the question,

Will the Senate agree to the motion?



## RESOLUTION LAID ON THE TABLE

The PRESIDENT. At this time, the Chair would like to advise that there is not a quorum present. Therefore, we cannot determine any business until we have established a quorum. The resolution will lie upon the table until the presence of a quorum has been determined.

## ADMINISTRATION OF OATHS OF OFFICE

The PRESIDENT. We will now proceed, as the next order of business, to the administration of oaths of office to the newly elected Senators. The newly elected Republican Senators will please present themselves in front of the desk preparatory to being administered the oath of office. Senator Koprivier will please stand aside temporarily.

I have the honor of presenting the Honorable Walter R. Sohn, Judge of the Court of Common Pleas of Dauphin County, who will administer the oath of office to the newly elected Republican Senators. The Chair invites Judge Sohn to the rostrum.

(Oaths of office administered accordingly.)

The PRESIDENT. The newly elected Democratic Senators will now please present themselves in front of the desk preparatory to being administered the oath of office.

The Chair is pleased to present a former distinguished member of this body, presently an Orphans' Court Judge of Allegheny County, the Honorable William S. Rahauser, who will administer the oath of office to the newly elected Democratic Senators. The Chair invites Judge Rahauser to the rostrum.

(Oaths of office administered accordingly.)

## QUORUM PRESENT

The Clerk called the roll and the following Senators were present:

First District—Anthony J. DiSilvestro.  
 Second District—Alvin Evans Kephart.  
 Third District—Peter J. Camiel.  
 Fourth District—John J. McCreesh.  
 Fifth District—Israel Steifel.  
 Sixth District—Martin Silvert.  
 Seventh District—Charles R. Weiner.  
 Eighth District—Francis P. McCusker.  
 Ninth District—G. Robert Watkins.  
 Tenth District—Edward B. Watson.  
 Eleventh District—Frank W. Ruth.  
 Twelfth District—Henry J. Propert.  
 Thirteenth District—Edward J. Kessler.  
 Fourteenth District—Montgomery F. Crowe.  
 Fifteenth District—M. Harvey Taylor.  
 Sixteenth District—Tilghman A. Freed.  
 Seventeenth District—G. Graybill Diehm.  
 Eighteenth District—Joseph J. Yosko.  
 Nineteenth District—Thomas P. Harney.  
 Twentieth District—T. N. Wood.  
 Twenty-first District—Patrick J. Toole.  
 Twenty-second District—Hugh J. McMenamin.  
 Twenty-third District—Albert E. Madigan.  
 Twenty-fourth District—John G. Snowden.  
 Twenty-fifth District—James S. Berger.  
 Twenty-sixth District—George B. Stevenson.  
 Twenty-seventh District—Samuel B. Wolfe.  
 Twenty-eighth District—George M. Leader.  
 Twenty-ninth District—Paul L. Wagner.  
 Thirtieth District—Charles R. Mallery.  
 Thirty-first District—George N. Wade.  
 Thirty-second District—Eustace H. Bane.  
 Thirty-third District—Donald R. McPherson, Jr.  
 Thirty-fourth District—A. H. Letzler.

Thirty-fifth District—John J. Haluska.  
 Thirty-sixth District—Fred P. Hare, Jr.  
 Thirty-seventh District—Murray Peelor.  
 Thirty-eighth District—Elmer J. Holland.  
 Thirty-ninth District—John H. Dent.  
 Fortieth District—Robert D. Fleming.  
 Forty-first District—Albert R. Pechan.  
 Forty-second District—Bernard B. McGinnis.  
 Forty-third District—Joseph M. Barr.  
 Forty-fourth District—John M. Walker.  
 Forty-sixth District—William J. Lane.  
 Forty-seventh District—John C. Miller.  
 Forty-eighth District—Leroy E. Chapman.  
 Forty-ninth District—C. Arthur Blass.  
 Fiftieth District—Rowland B. Mahany.

The PRESIDENT. Forty-nine Senators having answered to their names, a quorum is present. The Chair now rules that the Senate is properly prepared to proceed with the consideration of business.

REQUEST THAT RESOLUTION PREVIOUSLY  
INTRODUCED BY SENATOR YOSKO BE  
TAKEN FROM THE TABLE

Mr. MAHANY. Mr. President, I request that the resolution just introduced by Senator Yosko be taken from the table for consideration.

The PRESIDENT. The question is on the motion by Senator Yosko, and seconded by Senator Bane, that the resolution be adopted.

The resolution was read as follows:

REQUESTING THAT  
THE HONORABLE FRANK KOPRIVER, JR.  
SUBMIT HIS RESIGNATION AS MAYOR OF  
CITY OF DUQUESNE PRIOR TO BEING AD-  
MINISTERED OATH OF OFFICE AS MEMBER  
OF THE SENATE OF PENNSYLVANIA

In the Senate, January 6, 1953.

Whereas, it was determined by the Members of this Senate when Mayor Fred Thomas of Sharon was elected as a Member of the State Senate, and presented his credentials at the opening of the Session of 1939, that the office of Mayor of a Third Class City and Member of the Senate were incompatible, and

Whereas, the said Mayor Thomas then submitted his resignation from the position as Mayor of the city of Sharon, and

Whereas, Mayor Frank Koprivier of Duquesne has been elected as a Member of the State Senate in the election of 1952

Now Therefore Be It Resolved, That Mayor Koprivier submit his resignation as Mayor of the City of Duquesne before he may be given the oath of office as a Member of the State Senate.

The PRESIDENT. The question is on the motion that the resolution be adopted.

And the question recurring,

Will the Senate agree to the motion?

Mr. MAHANY. Mr. President, I note in this resolution that it refers to a former swearing in of a newly elected Senator, a former Senator from my district, J. Fred Thomas. That was many years ago. I don't know exactly what were the circumstances surrounding that objection at that time. However, I can find no law which says that the office of mayor of a third class city and the office of a Member of the Legislature are incompatible. There is some law which says that the office of city councilman of a third class city and the office of a Member of the Legislature are incompatible but, as the Members of this body know, we spent a great deal of time in the Local Government Commission a year or so ago in reframing



and redrafting the Third Class City Law. It was the intent of the drafters of that legislation to more or less separate the office of mayor and the office of city councilman. Although they meet together, they are two separate and distinct offices, and there are separate sections in the Third Class City Code dealing with each of them. The only other place in the law that says anything about incompatibility between a Member of the Legislature and appointive civil offices is in the Constitution of the State of Pennsylvania.

Mr. President, as the Members here know, there are many, at least a few, of our Members sitting right here who are elected to two separate offices. For instance, I am sure that the Members here know that we have some county commissioners sitting in this body, and they are elected to the office of county commissioner and they are elected to the office of State Senator and we seat them. Certainly a county commissioner would have more control and more power over the whole of the political subdivision than the mayor of a third class city, which is part of a county, would have over his particular bailiwick.

Mr. President, I don't believe that you can find any mention of this in the law, and I believe it is incumbent upon those who allege this that they prove they can find any place in the law which states that the office of mayor of a third class city and the office of State Senator are incompatible. So, under the circumstances, and due to the fact that there is no such law on the statute books, I ask my colleagues to "vote "no" on this resolution.

Mr. DENT. Over the years we have had many occasions when the question of compatibility of one office as against and with another has come before the Senate. The Senate in its wisdom in 1939, after a great deal of deliberation, determined that the office of mayor of a third class city and the office of State Senator were incompatible. That alone, that act of this Senate, setting the precedent for such action, is law enough for this Senate in so far as the case now before us is to be determined.

Mr. President, so far as the statute upon the statute books covering this subject, I would like to quote Article IV, Section 1, of the Clark Act of June 27, 1913, P. L. 568, which reads as follows:

"The legislative power of every city of the third class shall be vested in a council composed of the mayor and four councilmen. Said council shall be possessed of all the powers heretofore conferred upon or vested in this select or common council, or both thereof, as heretofore constituted unless otherwise provided by law."

By the Act of May 15, 1874, P. L. 186, 65 Purdon's Statute, a Member of the Legislature cannot be a councilman. The question that appears before us now is whether we are to distinguish and drive a line between what a councilman is or is not. The language clearly states in the Clark Act that the council shall be composed of four councilmen and the mayor. To say that a mayor in that capacity is not a councilman is to say that a member of the army, or a member of the United States Army, who happens to be a private is not a soldier because he is not a major. That same determination must be determined here by the Members of this Senate. The action of this Senate cannot be determined by caprice. It must be the determination of men setting aside their personal

feelings in so far as their regard for one another is concerned.

Mr. President, when Senator Thomas was asked to withdraw and resign as the Mayor of Sharon, it wasn't a question of the personal regard in which Senator Thomas was held by the Members of the Senate, but a determination by this body that that was the proper and constitutional method of procedure. We, today, are proving that it wasn't a personal disregard or regard for Senator Thomas that compelled us to determine that action that day because, as I understand it, former Senator Thomas will be sworn in today as the Chief Clerk of this body. That proves that it wasn't a personal matter, and it isn't a personal matter with the Mayor of Duquesne, the newly elected Senator Frank Koprivier. It is a question of whether this body will maintain its integrity, whether the constitutional provisions and the Acts of this Commonwealth do have a standing in the eyes of the Senator whether, when it suits the purposes of the majority, they may set aside any law that has been set up on the statute books of this Commonwealth. If today they determine that this man can sit as a Member of the Senate, tomorrow it may be that a Democrat may be elected a Member of the Senate, who is also a mayor of a certain city, and then that same majority will determine that he could not sit as a Member of the Senate. We can't act one way today and another tomorrow. Either we stand upon the precedent set by the Senate or fall by our own action.

Mr. President, are we a body of opportunity or a legislative body duly constituted to uphold the laws of this Commonwealth? Every man, and Mr. Koprivier himself, when he stands before that Bar and takes the oath of office as a Senator says that he will uphold the Constitution of the State of Pennsylvania and the United States, and the several laws of this State and the United States. He can't uphold those laws if he allows himself to be sworn in as a Member of the Senate and at the same time holds an incompatible office as a member of the Council, if you please, of the City of Duquesne. It isn't a question of personalities; it won't determine any vote in this Senate as to the future course of the Senate. It doesn't change one iota the determination of the Senate on legislative matters that will come before us during this Session. All it does is say that the Senate when it acted in 1939 was acting within its rights and within the laws of the Commonwealth, and that we here today are upholding the hands of that Legislature in again determining that a Member of this Senate must be a Member of the Senate and not be a member of an incompatible office.

Mr. President, I say to the Members of the Senate that you can, because you have the votes on the other side, set aside the action of the 1939 Session, but if you are right today then you were wrong in 1939 and if you were right then, then you are wrong today. The fact that that act was never challenged proves that in the minds of the men who determined that day that this Member of the Senate should not be seated, or he should resign from the Mayoralty of the city of Sharon, then it is for us to determine today that that action was right. If we don't do that, then we are saying that this body, the great legislative body of the Senate of Pennsylvania, acts entirely upon caprice, acts upon



whim, does those things which suits its purposes when the majority so desires.

Mr. President, we can't begin this Session of the Legislature on a cooperative basis if we are going to say that that which was done yesterday cannot be done today because it doesn't suit today's purposes. Therefore, I call upon the Members of the Senate to uphold the resolution introduced by Senator 'Yosko in order that the integrity of this Senate may be maintained.

#### PARLIAMENTARY INQUIRY

Mr. FREED. Mr. President, I rise to a question of Parliamentary Inquiry.

The PRESIDENT. The gentleman from Lehigh, Mr. Freed, will state his question of Parliamentary Inquiry.

Mr. FREED. Mr. President, I think I am correct in saying that I must either vote "aye" or "no" on this resolution if I stay in the Senate.

The PRESIDENT. The Senator will restate that, please.

Mr. FREED. The question is, I must vote "yes" or "no" or leave the Senate floor.

The PRESIDENT. Well, the Chair would advise the Senator not to leave the Senate floor.

Mr. FREED. Mr. President, I believe that the boys on both sides of the Senate know how I stood on this very question two years ago. I made it known that I was trying to get an opinion out of our Attorney General, and it was impossible to get that particular opinion on the subject. In digging it out, I did find that in former cases where there were so many people from a certain town who contested the matter before the city judges or courts, they won out and made the said man resign one of the particular offices.

Mr. President, since that is the case, before walking or stepping off the floor on this particular question, I would like to have it as a matter of record that I stand firmly on the proposition that anybody who has one job should hold the one job, or resign the one he does not want but not hold two of them. Personally, I don't think he can serve two places, and being of that opinion I am going off the floor when the vote takes place.

The PRESIDENT. The Chair would like to advise the Senator that he can escape the premises temporarily if he wishes, or he can remain and vote "aye" or "nay," whichever suits his pleasure. The reason why he votes the way he does is of no concern to the Chair. It is strictly a matter of the Senator's private preference.

And the question recurring,

Will the Senate agree to the motion?

MR. MAHANY. Mr. President, I would like to point out to my colleagues, Senator Freed, and also to Senator Dent, that there are, of course, certain offices which are incompatible. It is up to this legislative body to decide by enactment of law which jobs they would like to have incompatible. If anyone, Senator Freed or Senator Dent, wants to amend that old law, which provides that councilmen and Members of the Legislature are incompatible, by adding to that law the office of mayor, if they want me to I will be very pleased to co-sponsor it. However, until such a law is on the books, we certainly have no right to say that these offices are incompatible.

Mr. President, the office of mayor in a third class city is entirely distinct and separate from the office of city councilman. The Clark Act, to which Senator Dent referred, at that time had different qualifications relative

to age and residence of the office of mayor than it had to the office of councilman. We amended the Third Class City Code last year and made about the same type of residence requirements and age requirements applicable to both offices, but at no time did the sponsors of the bill have any idea that we were going to make the office of mayor and office of councilman one and the same. The office of mayor embraces many functions which cannot be performed by the office of councilman. For instance, a mayor might perform a marriage ceremony; councilmen could not do that and make it legal. The mayor has, as I say, many jobs, many things that he can do that a councilman cannot do. He presides over council.

Mr. President, I want to say to my colleague, Senator Freed, that of course he may vote as he wishes, but I would like to have him look upon this question openly. Unless the other side, or someone on the other side, can point definitely to some law on the statute books which says that these two offices are incompatible, then he should vote according to the law and say, by his vote, that they are not incompatible because he has not been shown any place in the law where they are so ruled or so regarded.

Mr. DENT. Mr. President, I will go along with the Majority Leader in one respect. We don't question the age determination of the gentleman from Duquesne. He can serve in the Senate. He is both old enough and I assume wise enough. However, for further authority on our position, Mr. President, I might say that sections of the Third Class City Code clearly state—I think that all of you are or should be familiar with the Third Class City Code, particularly the Member of the Senate from Duquesne who is the Mayor of the city of Duquesne—that a member of council shall be forbidden from holding office under the State or from serving as a member of council at the same time. That is your Third Class City Code. I have quoted Article IV, Section 1, of the Clark Act of 1913, P. L. 568, which clearly states that there is a State law that forbids dual office holding.

Now, Mr. President, let's take a look at the Constitution of the Commonwealth of Pennsylvania. Incidentally, I want to thank my colleague, Senator Barr, for the use of his glasses. It has been said that sometimes we can stay too long, and what has happened to me is that I have been here so long that my arms have shortened up and I can't see anymore. Page 34, under "Disqualifications," Article II, dealing with the Legislature, Section 6, and I quote: "No Senator or Representative shall, during the time for which he shall have been elected, be appointed to any civil office under this Commonwealth, and no Member of Congress or other person holding any office (except of attorney-at-law or in the militia) under the United States or this Commonwealth shall be a member of either House during his continuance in office." That is quoted from the Constitution of Pennsylvania.

Mr. President, there have been many questions raised as to compatibility of offices, but I don't think that any Member of this Senate has ever doubted the incompatibility of the office of council or the office of mayor. At the time that Senator Fred Thomas willingly stood before the Bar of this Senate and resigned his office as Mayor of the city of Sharon, he did so because in his own conscience, and in his own mind, he knew that to do otherwise would be a flagrant violation of the Constitution and the civil statutes of this Commonwealth.



Mr. President, as I said before, it isn't a question of personalities, it isn't a question of whether it is Frank Koprivier, Republican, or Senator Dent, Democrat. It isn't a question of whether the Senate today is creating a situation that may come up to haunt it later, but it is this question: Will the Senate keep and maintain the integrity and dignity of this body by disallowing the holding of two offices with the Senate's permission? Therefore, I appeal to you Members of the Senate on both sides of the aisle to assume your position as a Member of this Senate and vote as a member of the Senate. Mr. Frank Koprivier can no more handle both jobs than I could handle any two jobs that I select. I know that the people in my county spoke very loudly and vividly last year. They said that I could not serve two masters at one time. You can't serve a local office and a State office at the same time, because they are both legislative bodies.

Therefore, Mr. President, I call upon the Senate to pass this resolution as presented.

Mr. BARR. Mr. President, I was first elected to the Senate in a Special Election in 1939. This Special Election was a result of the fact that the then Senator Kilgallen was elected as a member of the City Council of Pittsburgh, and was forced to resign from the Senate.

Mr. DENT. Mr. President, in order to refresh the memories of the Members of the Senate and, also, the people of Pennsylvania, Senator Barr recalled the Session of 1939. You will remember at that time the vote in the Senate was 26 elected Democrats and 24 elected Republicans. In the mad desire to control the organization of this Senate, the Republican minority at that time went to the Supreme Court of the Commonwealth of Pennsylvania, and used the offices of the Supreme Court of this Commonwealth and ordered its Prothonotary to wait upon Senator Henney of the city of Pittsburgh, or the county of Allegheny. Senator Henney was told by the Supreme Court, and ordered by the Supreme Court to either resign as a Member of this Senate or to resign his office as Coroner of the county of Allegheny. Senator Tom Kilgallen, a member of Council of the city of Pittsburgh, was ordered by the Senate body and the Supreme Court to resign one office or the other, and Senator Fred Thomas, of the city of Sharon, was ordered by the same group.

Mr. President, here we are today; we cannot determine this question other than by precedent and by law. Senator John Byrne, of the city of Philadelphia, a Democratic Member of this group, when elected to the Council of the city of Philadelphia, willingly resigned as a Member of the Senate. He made his choice, and now the question is will Senator Koprivier make his choice or will the Senate set aside all its dignity, all of its integrity, and allow any man to run for any office and flaunt any laws of the Commonwealth.

And the question recurring,

Will the Senate agree to the motion?

Mr. YOSKO. I ask for a roll call, Mr. President.

Mr. DENT. I ask for a roll call, Mr. President.

The yeas and nays were required by Mr. YOSKO and Mr. DENT, and were as follows, viz:

#### YEAS—18

Bane,	Freed,	McGinnis,	Stiefel,
Barr,	Haluska,	McMenamin,	Toole,
Camel,	Holland,	Ruth,	Weiner,
Dent,	Leader,	Silvert,	Yosko,
DiSilvestro,	McCreesh,		

#### NAYS—31

Berger,	Kephart,	McPherson, Jr.	Wade,
Blass,	Kessler,	Miller,	Wagner,
Chapman,	Lane,	Pechan,	Walker,
Crowe,	Letzler,	Peelor,	Watkins,
Diehm,	Madigan,	Probert,	Watson,
Fleming,	Mahany,	Snowden,	Wolfe,
Hare,	Mallery,	Stevenson,	Wood,
Harney,	McCusker,	Taylor,	

So the question was determined in the negative.

#### PERMISSION TO ADDRESS SENATE

Mr. DENT asked and obtained unanimous consent to address the Senate.

Mr. DENT. Mr. President, based upon the determination as contained in the records of the Senate, I assume, therefore, that Senator Koprivier is now making a decision. That decision is that he would rather serve in the Senate of Pennsylvania than be the Mayor of the city of Duquesne, because he has no other decision to make.

The PRESIDENT. I should like to interrupt the Minority Floor Leader to make the observation that the Chair will learn that in just a few seconds when he invites the gentleman to the Bar of the Senate to take the oath of office.

Mr. DENT. Mr. President, I will wait until he takes the oath of office and then make my observations.

#### ADMINISTRATION OF OATH OF OFFICE TO SENATOR-ELECT FRANK KOPRIVER, JR.

The PRESIDENT. The Chair now invites Senator-elect Koprivier to present himself in front of the desk to receive the oath of office. The oath will be administered by Judge Walter R. Sohn.

(Oath of office administered accordingly.)

#### PERMISSION TO ADDRESS SENATE

Mr. DENT asked and obtained unanimous consent to address the Senate.

Mr. DENT. Mr. President, in order that there be a full understanding and that there is no personal animosity on the part of the Democrats toward Senator Koprivier, on the part of the Democratic Caucus I wish to welcome Senator Koprivier into the Senate.

We gave Mr. Koprivier an opportunity to make a decision here in the Senate as to whether he would rather be the Mayor of the city of Duquesne or a Member of the Senate body. By voting to defeat the resolution and then taking the oath of office as a Member of the Senate, Mr. Koprivier has determined that he wishes to be a Member of the Senate. We, of course, gladly welcome him and will work with him during these coming months. However, I do believe that the Senate, itself, must sooner or later make a determination as to what the Constitution really means, if it means anything.

Mr. President, I think that this question is so serious and one that must be determined one way or another before this Senate can really act upon it as a legislative body. Therefore, I am going to present a resolution calling upon the Attorney General to render a decision or an opinion. Then if that is not sufficient for this Senate to act upon, that it be taken before the Supreme Court of the Commonwealth of Pennsylvania in order that a determination once and for all may be made as to what is compatible and incompatible in the various offices of the Commonwealth of Pennsylvania.



## REQUEST FOR RECESS

Mr. DENT. Mr. President, at this time I would like to have permission to have a recess for a few minutes in order that I may prepare this resolution.

The PRESIDENT. Are there any objections?

The Chair recognizes the Majority Floor Leader.

Mr. MAHANY. Mr. President—

Mr. DENT. If the gentleman will allow, Mr. President—

The PRESIDENT. Will the Majority Floor Leader yield to the Minority Floor Leader?

Mr. MAHANY. I will, Mr. President.

Mr. DENT. It isn't done very often, but it is a good way in which to begin the Session.

## REQUEST FOR RECESS WITHDRAWN

Mr. DENT. Mr. President, I will withdraw the request for a recess. As I understand, we will reconvene after the Joint Session. At that time, I will have the resolution ready for the Senate to act upon.

The PRESIDENT. The Senator from Westmoreland withdraws his request for a recess.

## GREETING EXTENDED TO NEWLY ELECTED SENATORS

The PRESIDENT. The Chair would like to briefly extend a welcome to the new Members of the Senate, particularly those who are serving for the first time. I should like to direct their attention to the "Racquet Club" in the right rear of the Senate Chamber. I am unable to explain how it got that name. It seems to have been lost in antiquity. As one who has been completely indoctrinated in the favors and pleasures of that choice and secluded spot, I give it the highest recommendation.

## ELECTION OF PRESIDENT PRO TEMPORE

The PRESIDENT. The next order of business before the Senate is the election of the President pro tempore.

Mr. CHAPMAN. Mr. President and Members of the Senate, it has been my privilege on four different occasions to nominate for President pro tempore of this Senate a gentleman who has the one hundred per cent confidence of every Member of this Senate; one who is very ably qualified for this position by experience, which has been exemplified during the last campaign in conducting the most successful campaign of any State in the Union in the election of General Eisenhower for President of the United States; one who lives in the Capitol City, where we can come and get his guidance whenever we come to visit in Harrisburg.

Mr. President, it is my great privilege to nominate for the office of President pro tempore of the Senate of Pennsylvania the Honorable M. Harvey Taylor.

Mr. MALLERY. Mr. President, I take great pleasure in seconding the nomination of my esteemed colleague, the Honorable M. Harvey Taylor, for the office of President pro tempore of the Senate.

Mr. LANE. Mr. President and Members of the Senate, it seems that on such a festive occasion as this there is no moratorium between the contests of the Democrats and the Republicans in the Senate of Pennsylvania. It seems to me that we, the Members of this Senate, are indeed fortunate to have such able material present whereby we have many able men who can serve in this honorable office as President pro tempore of this great Senate of Pennsylvania.

Mr. President, it is indeed a pleasure and a privilege for me, as a Member of the Minority Party, to submit the name of our able Floor Leader, the Honorable John H. Dent, of Westmoreland County, as the candidate of the Democratic Party for President pro tempore of the Senate of Pennsylvania.

Mr. BANE. Mr. President, it gives me a great deal of pleasure to second the nomination of the Honorable John H. Dent for the office of President pro tempore of the Senate.

The PRESIDENT. Are there any further nominations?

## NOMINATIONS CLOSED

Mr. HARE. Mr. President, I move the nominations for the office of President pro tempore of the Senate be closed.

Mr. BARR. Mr. President, I second the motion.

The motion was agreed to.

The PRESIDENT. On the election of the President pro tempore, the Chief Clerk will call the roll, and the clerks of the Senate will act as tellers. The candidates are the Honorable M. Harvey Taylor, of Dauphin County, and the Honorable John H. Dent, of Westmoreland County.

The roll was called and resulted as follows:

## FOR MR. TAYLOR—32

Berger,	Hare,	Mallery,	Stevenson,
Blass,	Harney,	McCusker,	Wade,
Chapman,	Kephart,	McPherson, Jr.	Wagner,
Crowe,	Kessler,	Miller,	Walker,
Dent,	Koprivier, Jr.	Pechan,	Watkins,
Diehm,	Letzler,	Peelot,	Watson,
Fleming,	Madigan,	Propert,	Wolfe,
Freed,	Mahany,	Snowden,	Wood,

## FOR MR. DENT—18

Bahe,	Holland,	McMenamin,	Taylor,
Barr,	Lane,	Ruth,	Toole,
Camel,	Leader,	Silvert,	Weiner,
DiSilvestro,	McCreesh,	Stiefel,	Yosko,
Haluska,	McGinnis,		

The PRESIDENT. M. Harvey Taylor (having received 32 votes, and John H. Dent, having received 18 votes, the Chair declares M. Harvey Taylor duly elected President pro tempore of the Senate of Pennsylvania.

## VOTE MADE UNANIMOUS

Mr. PRESIDENT. The Chair now recognizes the Minority Floor Leader.

Mr. DENT. Mr. President, I move that the vote by which the Honorable M. Harvey Taylor was elected President pro tempore of the Senate be made unanimous.

Mr. RUTH. Mr. President, I second the motion.

The motion was agreed to.

## COMMITTEE APPOINTED TO ESCORT PRESIDENT PRO TEMPORE-ELECT TO THE ROSTRUM

The PRESIDENT. The Chair desires to appoint the following committee to escort the President pro tempore-elect to the rostrum: the gentleman from Warren, Mr. Chapman; the gentleman from Blair, Mr. Mallery; and the gentleman from Westmoreland, Mr. Dent.

(Whereupon, the President pro tempore-elect was escorted to the rostrum of the Senate.)



### ADMINISTRATION OF OATH TO PRESIDENT PRO TEMPORE

The PRESIDENT. The oath of office will be administered to the newly elected President pro tempore by the Honorable Walter R. Sohn, Judge of the Court of Common Pleas of Dauphin County.

(The oath of office was administered accordingly.)

### REMARKS BY THE PRESIDENT PRO TEMPORE

The PRESIDENT. The Chair requests the newly elected President pro tempore to address you at this time.

Mr. TAYLOR. Mr. President, Doctor Stephens, gentlemen, I have no speech to make but I do want to say this. This is the fifth time that Senator Chapman nominated me, and he makes a better speech every time. He makes me a better fellow.

Gentlemen of the Senate, I do appreciate the honor; words are too feeble. If I had the vocabulary of this gentleman here, I would really try to make a speech, but I will try to do the best I can.

I want to straighten out only one thing. I had nothing to do with this "Vote for Taylor," which was laid on everybody's desk because that looks as though I promised to take, or took something here or bought my way in. I didn't buy my way in; Bill Habbyshaw did this. I just feel it was he.

Gentlemen, bear with me. I am new at the job and I will do the best I can. Thank you very much.

### ANNOUNCEMENT OF MAJORITY AND MINORITY FLOOR LEADERS AND WHIPS

The PRESIDENT. The Chair has been informed by the Majority Caucus that the Floor Leader chosen by the Majority is Senator Rowland B. Mahany, of Crawford County. The Chair has also been advised by the Minority Caucus that the Minority Floor Leader chosen by the Minority is Senator John H. Dent, of Westmoreland County.

The Majority Caucus, in addition to choosing Senator Mahany as Majority Floor Leader, has chosen Senator Hare as Majority Whip. The Minority Caucus has chosen, in addition to Senator Dent as Minority Floor Leader, Senator Ruth as Minority Whip.

### ELECTION OF SECRETARY OF THE SENATE

The PRESIDENT. The next order of business before the Senate is the election of the Secretary of the Senate.

Mr. WAGNER. Mr. President, I rise in place to make a nomination for the office of Secretary of the Senate. It is not a novel experience, if my arithmetic is correct, I made this same nomination at four previous Sessions. The only difference might be that I am a bit more pleased, and a little happier to have the privilege of making it today than I have ever been before.

I should like to nominate for the office of Secretary of the Senate an outstanding citizen of Schuylkill County and the Commonwealth of Pennsylvania, a former distinguished Senator in this body and one who has very faithfully and pleasantly and delightfully served us heretofore. I nominate the Honorable G. Harold Watkins, of Schuylkill County, for the office of Secretary of the Senate.

Mr. WOLFE. Mr. President, it is an honor and a privilege for me to second the nomination of my very good friend, G. Harold Watkins, for the office of Secretary of the Senate.

Mr. HOLLAND. Mr. President, it gives me a great deal of pleasure to nominate a former colleague of ours who served with distinction in this Senate, former Senator Samuel G. Neff, of Beaver County, for the office of Secretary of the Senate.

Mr. BARR. Mr. President, I would like to second the nomination of former Senator Samuel G. Neff, of Beaver County, for the office of Secretary of the Senate.

The PRESIDENT. Are there any further nominations?

### NOMINATIONS CLOSED

Mr. HARE. Mr. President, I move the nominations for the office of Secretary of the Senate now be closed.

Mr. SILVERT. I second the motion, Mr. President.

The motion was agreed to.

The PRESIDENT. On the election of the Secretary of the Senate, the Chief Clerk will call the roll and the Clerks of the Senate will act as tellers. The candidates are G. Harold Watkins, of Schuylkill County, and Samuel G. Neff, of Beaver County.

The roll was called and resulted as follows:

### FOR MR. WATKINS—32

Berger,	Harney,	McCusker,	Taylor,
Blass,	Kephart,	McPherson, Jr.	Wade,
Chapman,	Kessler,	Miller,	Wagner,
Crowe,	Koprivier, Jr.	Pechan,	Walker,
Diehm,	Letzler,	Peelor,	Watkins,
Fleming,	Madigan,	Propert,	Watson,
Freed,	Mahany,	Snowden,	Wolfe,
Hare,	Mallery,	Stevenson,	Wood,

### FOR MR. NEFF—18

Bane,	Haluska,	McGinnis,	Stiefel,
Barr,	Holland,	McMehamin,	Tools,
Camel,	Lane,	Ruth,	Weiner,
Dent,	Leader,	Silvert,	Yosko,
DiSilvestro,	McCreesh,		

The PRESIDENT. G. Harold Watkins, having received 32 votes, and Samuel G. Neff, having received 18 votes, the Chair declares G. Harold Watkins duly elected Secretary of the Senate.

### ELECTION OF CHIEF CLERK OF THE SENATE

The PRESIDENT. The next order of business before the Senate is the election of the Chief Clerk.

Mr. MAHANY. Mr. President, unlike my predecessors who nominated men for various offices, this is the first time that I have ever nominated anyone for the office of Chief Clerk. So, please pardon any roughness in the nominating speech.

Mr. President, I am about to nominate a man whose name has been mentioned here frequently during the proceedings so far, the man whose name is J. Fred Thomas, who evidently had quite a part in the 1939 Session, at least at the start of the Session.

Mr. President, J. Fred Thomas comes from my district. He served, as was referred to, his city of Sharon as Mayor. He also was elected to the State Senate in 1939 and served in this Senate Chamber for a period of eight years, from 1939 to 1947. He is no stranger to Harrisburg, he is a grand fellow and our district is proud in having him as a nominee for this important office. He is a grad-



uate of Ohio State, the home of such great football teams. He obtained the degree of civil engineer, so he should be able to keep us on a straight and level course during the Session.

I certainly take great pleasure, Mr. President, in nominating for the office of Chief Clerk of the Senate the Honorable J. Fred Thomas.

Mr. CROWE. Mr. President, it is an honor and privilege to second the nomination of my very good friend, the Honorable J. Fred Thomas. When he was here in this body before, he added something to the proceedings and I feel sure that he will do the same now as an occupant of the office of Chief Clerk of the Senate.

Mr. BARR. Mr. President, I would like to nominate for the office of Chief Clerk of the Senate a former Member of the House and a former Member of the Senate, one who was held in high regard by all of those who served with him, the Honorable Thomas Barrett, of Homestead, Allegheny County.

Mr. HALUSKA. Mr. President, I second the nomination of former Senator Thomas Barrett for the office of Chief Clerk of the Senate.

The PRESIDENT. Are there any further nominations?

#### NOMINATIONS CLOSED

Mr. HARE. Mr. President, I move that the nominations for Chief Clerk of the Senate be closed.

Mr. MCGINNIS. Mr. President, I second the motion. The motion was agreed to.

The PRESIDENT. On the election of the Chief Clerk of the Senate, the Clerk will call the roll and the clerks of the Senate will act as tellers. The candidates are J. Fred Thomas, of Mercer County, and Thomas E. Barrett, of Allegheny County.

The roll was called and resulted as follows:

#### FOR MR. THOMAS—33

Berger,	Hare,	Mallery	Stevenson,
Blass,	Harney,	McCusker,	Taylor,
Chapman,	Kephart,	McPherson, Jr.	Wade,
Crowe,	Kessler,	Miller,	Wagner,
Diehm,	Koprivier, Jr.	Pechan,	Walker,
DiSilvestro,	Letzler,	Peelor,	Watkins,
Fleming,	Madigan,	Probert,	Watson,
Freed,	Mahany,	Snowden,	Wolfe,
			Wood,

#### FOR MR. BARRETT—17

Bane,	Haluska,	McCreesh,	Silvert,
Barr,	Holland,	McGinnis,	Stiefel,
Camel,	Lane,	McMenamin,	Toole,
Dent,	Leader,	Ruth,	Weiner,
			Yosko,

The PRESIDENT. J. Fred Thomas, having received 33 votes, and Thomas E. Barrett having received 17 votes, the Chair declares J. Fred Thomas, of Mercer County, duly elected Chief Clerk of the Senate.

#### ELECTION OF SENATE LIBRARIAN

The PRESIDENT. The next order of business before the Senate is the election of the Senate Librarian.

Mr. MALLERY. Mr. President, I take great pleasure in nominating my friend, my good friend for many years, Charles L. Lathero, for Senate Librarian.

Mr. PEELOR. Mr. President, I am delighted to have this opportunity to second the nomination of a very able, very efficient and very fine gentleman, Charles L. Lathero, for the office of Senate Librarian.

Mr. RUTH. Mr. President, I would like to place in nomination the name of Mr. Andrew Bradley, of Bedford County, for the office of Senate Librarian.

Mr. McMENAMIN. I second the motion, Mr. President. The PRESIDENT. Are there any further nominations?

#### NOMINATIONS CLOSED

Mr. HARE. Mr. President, I now move that the nominations for Senate Librarian be closed.

Mr. STIEFEL. Mr. President, I second the motion. The motion was agreed to.

The PRESIDENT. On the election of the Senate Librarian, the Clerk will call the roll and the clerks of the Senate will act as tellers. The candidates are Mr. Charles L. Lathero, of Blair County, and Mr. Andrew Bradley, of Bedford County.

The roll was called and resulted as follows:

#### FOR MR. LATHERO—34

Berger,	Harney,	McPherson, Jr.	Taylor,
Blass,	Kephart,	Miller,	Wade,
Chapman,	Kessler,	Pechan,	Wagner,
Crowe,	Koprivier, Jr.	Peelor,	Walker,
Diehm,	Letzler,	Probert,	Watkins,
DiSilvestro,	Madigan,	Silvert,	Watson,
Fleming,	Mahany,	Snowden,	Wolfe,
Freed,	Mallery,	Stevenson,	Wood,
Hare,	McCusker,		

#### FOR MR. BRADLEY—16

Bane,	Haluska,	McCreesh,	Stiefel,
Barr,	Holland,	McGinnis,	Toole,
Camel,	Lane,	McMenamin,	Weiner,
Dent,	Leader,	Ruth,	Yosko,

The PRESIDENT. Mr. Charles L. Lathero, having received 34 votes, and Mr. Andrew Bradley having received 16 votes, the Chair declares Mr. Charles L. Lathero duly elected Senate Librarian.

#### OATHS OF OFFICE ADMINISTERED TO SECRETARY OF THE SENATE, CHIEF CLERK OF THE SENATE AND SENATE LIBRARIAN

The PRESIDENT. The Secretary-elect of the Senate, G. Harold Watkins; the Chief Clerk-elect of the Senate, J. Fred Thomas; and the Senate Librarian, Charles L. Lathero, will approach the rostrum in order that the oaths of office may be administered.

(Oaths of office were accordingly administered to above officers by the Honorable Walter R. Sohn, Judge, Court of Common Pleas, Dauphin County.)

#### CONGRATULATIONS EXTENDED TO NEWLY ELECTED SENATE OFFICERS

The PRESIDENT. The Chair wishes to congratulate these three very distinguished gentlemen upon their election. Two of the gentlemen are being returned to the two offices which they have so ably filled, and the new face is certainly not a stranger to both sides of the Senate.

#### RESOLUTIONS

##### NOTIFICATION TO THE HOUSE

Mr. MADIGAN offered the following resolution which was twice read, considered and agreed to:

In the Senate, January 6, 1953.

Resolved, That a committee of three be appointed to inform the House of Representatives that the Senate is now in session and ready to proceed to business.



## APPOINTMENT OF COMMITTEE

The PRESIDENT. The Chair wishes to advise the Senate that the President pro tempore has appointed the following Committee of the Senate to notify the House of Representatives that the Senate is duly organized for the conduct of business: the gentleman from Bradford, Mr. Madigan; the gentleman from Chester, Mr. Harney; and the gentleman from Fayette, Mr. Bane.

NOTIFICATION TO HIS EXCELLENCY,  
THE GOVERNOR

Mr. PECHAN offered the following resolution which was twice read, considered and agreed to:

In the Senate, January 6, 1953.

Resolved, That a committee of three be appointed to wait upon His Excellency, the Governor, and inform him that the Senate is convened and organized and ready to receive any communication he may be pleased to make.

## APPOINTMENT OF COMMITTEE

The PRESIDENT. The Chair wishes to advise the Senate that the President pro tempore has appointed the following committee to wait upon His Excellency, the Governor, and inform him that the Senate is organized and ready to receive any communication he may be pleased to make: the gentleman from Armstrong, Mr. Pechan; the gentleman from Montgomery, Mr. Property; and the gentleman from Philadelphia, Mr. DiSilvestro.

THANKS OF THE SENATE TENDERED TO HONORABLE  
WALTER R. SOHN FOR ADMINISTERING OATHS  
OF OFFICE

Mr. McCUSKER offered the following resolution which was twice read, considered and agreed to:

In the Senate, January 6, 1953.

Resolved, That the thanks of the Senate are hereby tendered to the Honorable Walter R. Sohn, Judge of the Court of Common Pleas of Dauphin County, for his services in administering the oath of office to the elective officers and the Republican Members of the Senate of Pennsylvania.

THANKS OF THE SENATE TENDERED TO HONORABLE  
WILLIAM S. RAHAUSER FOR ADMINISTERING  
OATHS OF OFFICE

Mr. DENT offered the following resolution which was twice read, considered and agreed to:

In the Senate, January 6, 1953.

Resolved, That the thanks of the Senate are hereby tendered to the Honorable William S. Rahauser, Judge of the Orphans' Court of Allegheny County, for his services in administering the oath of office to the newly elected Democratic Members of the Senate of Pennsylvania.

## CONCURRENT RESOLUTION

Mr. MAHANY. Mr. President, it has been a good many years since we have had the privilege of presenting such a resolution as this. Therefore, I take great pleasure in presenting this concurrent resolution.

JOINT COMMITTEE BE APPOINTED TO REPRESENT  
THE GENERAL ASSEMBLY OF THE COMMON-  
WEALTH OF PENNSYLVANIA IN THE IN-  
AUGURAL CEREMONIES OF THE HON-  
ORABLE DWIGHT D. EISENHOWER

Mr. MAHANY offered the following resolution which was twice read, considered and agreed to:

In the Senate, January 6, 1953.

Whereas, on January 20, 1953, the Honorable Dwight D. Eisenhower will be inaugurated as the President of the United States of America, and

Whereas, it is fitting and proper that a delegation represent the General Assembly of the Commonwealth of Pennsylvania at the inaugural ceremonies to be held in Washington, D. C. at that time, now therefore be it

Resolved, (if the House of Representatives concur), That the President pro tempore of the Senate is hereby authorized to appoint Thirty-two Members of the Senate, and the Speaker of the House is hereby authorized to appoint One hundred and ten Members of the House of Representatives, who together shall constitute a Joint Committee to represent the General Assembly of the Commonwealth of Pennsylvania in the inaugural ceremonies of the Honorable Dwight D. Eisenhower.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

## SENATE RESOLUTIONS

STANDING RULES OF THE SENATE ADOPTED FOR  
1953 SESSION

Mr. MILLER offered the following resolution which was twice read, considered and agreed to:

In the Senate, January 6, 1953.

Resolved, That the standing rules of the Senate during the regular session of 1951 be adopted for the government of the Senate for the present regular session.

AUTHORIZATION OF APPOINTMENT OF ALL  
SPECIAL AND STANDING COMMITTEES

Mr. KOPRIVER, JR. offered the following resolution which was twice read, considered and agreed to:

In the Senate, January 6, 1953.

Resolved, That the President pro tempore of the Senate be authorized to appoint all special and standing committees of the Senate during the Session and shall be ex-officio a member of all standing, special and joint legislative committees.

TELLER TO COMPUTE AND COUNT VOTE FOR  
AUDITOR GENERAL AND STATE TREASURER

Mr. BLASS offered the following resolution which was twice read, considered and agreed to:

In the Senate, January 6, 1953.

Resolved, That the Senator from Somerset County, Honorable Fred P. Hare, Jr., be appointed Teller on the part of the Senate for the purpose of witnessing the opening, computing and counting the vote for Auditor General and State Treasurer.

## CONCURRENT RESOLUTION

## POSTAGE ON LEGISLATIVE JOURNAL

Mr. WATKINS offered the following resolution which was twice read, considered and agreed to:

In the Senate, January 6, 1953.

Whereas, The Post Office Department has decided that the Legislative Journal must be third class matter and has so instructed the Postmaster at Harrisburg, therefore, be it

Resolved, (if the House of Representatives concur), That the Chief Clerk of the Senate and the Chief Clerk of the House of Representatives be directed to make arrangements for the necessary postage so that the Legislative Journal may be mailed according to the requirements of the Post Office Department, and that the payment of the



postage for the Legislative Journal, also for the Bills, Calendars and Histories be provided for in the Appropriation Bill.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

### SENATE RESOLUTIONS

#### PRINTING OF GOVERNOR'S APPOINTMENTS

Mr. FREED offered the following resolution which was twice read, considered and agreed to:

In the Senate, January 6, 1953.

Resolved, That the list of appointments which may be sent to the Senate by the Governor as having been made during the recess, be printed for the use of the Senate under the direction of the Chief Clerk.

#### APPROVAL OF PAYMENT OF SALARIES AND WAGES TO OFFICERS AND EMPLOYEES OF THE SENATE

Mr. BERGER offered the following resolution which was twice read, considered and agreed to:

In the Senate, January 6, 1953.

Resolved, That the Chief Clerk of the Senate approve orders for the payment of salaries and wages only to such officers and employees of the Senate as are specifically authorized by law and who actually perform the duties of the positions to which they have been elected or appointed.

#### NOMINATIONS FOR NOTARIES PUBLIC TO BE LAID ON THE TABLE

Mr. WATSON offered the following resolution which was twice read, considered and agreed to:

In the Senate, January 6, 1953.

Whereas, The reference to committee of nominations by the Governor for appointment of Notaries Public has resulted in the past in duplication of printing and an avoidable expense in the matter of printing, therefore, be it

Resolved, That nominations by the Governor for the appointment of Notaries Public be laid on the table until further action.

#### INTRODUCTION OF BILLS IN THE SENATE

Mr. WADE offered the following resolution which was twice read, considered and agreed to:

In the Senate, January 6, 1953.

Resolved, That no bills shall be presented to the Senate until after the appointment of the standing committees of the Senate.

#### REPORT OF COMMITTEE OF NOTIFICATION TO THE HOUSE

The PRESIDENT. The Chair recognizes the Sergeant-at-Arms.

The SERGEANT-AT-ARMS. Mr. President, I wish to present a Committee of the Senate.

Mr. MADIGAN. Mr. President, the committee to inform the House of Representatives that the Senate is organized has performed that duty, and begs to be discharged.

The PRESIDENT. The Chair thanks the committee and discharges them.

#### REPORT OF COMMITTEE TO WAIT UPON GOVERNOR

The PRESIDENT. The Chair recognizes the Sergeant-at-Arms.

The SERGEANT-AT-ARMS. Mr. President, I have the honor to present a Committee of the Senate.

Mr. PECHAN. Mr. President, the committee has performed its duty by notifying the Governor that the Senate is organized and convened. Incidentally, the Governor sends his best wishes to this august body.

The PRESIDENT. The Chair thanks the committee and discharges them.

#### HOUSE NOTIFIES SENATE IT IS ORGANIZED

The PRESIDENT. The Chair recognizes the Sergeant-at-Arms.

The SERGEANT-AT-ARMS. Mr. President, I have the honor of presenting a committee on behalf of the House of Representatives.

Mr. YEAKEL. Mr. President, we were appointed as a Committee of the House to inform the Senate that the House of Representatives is organized and ready to proceed with the business of the Session.

The PRESIDENT. The Chair sincerely thanks the committee on the part of the House of Representatives.

#### COMMUNICATIONS FROM THE GOVERNOR

The PRESIDENT. The Chair recognizes the Sergeant-at-Arms.

The SERGEANT-AT-ARMS. Mr. President, I have the honor to present the Secretary to the Governor, the Honorable Duncan C. McCallum.

Mr. McCALLUM. Mr. President, I have the honor to present communications in writing from His Excellency, the Governor.

The PRESIDENT. The communications will be placed on the table.

The Chair thanks the Secretary to the Governor for bringing us these communications.

#### SENATE RESOLUTION

##### PRESENTATION OF PETITIONS, MEMORIALS AND REMONSTRANCES

Mr. McPHERSON, JR. offered the following resolution which was twice read, considered and agreed to:

In the Senate, January 6, 1953.

Resolved, That all petitions, memorials and remonstrances be presented by handing the same to the Chief Clerk properly endorsed with the name thereon in accordance with the practice of the last regular session.

#### CONCURRENT RESOLUTION

##### TIME OF NEXT MEETING

Mr. WAGNER offered the following resolution which was twice read, considered and agreed to:

In the Senate, January 6, 1953.

Resolved, (if the House of Representatives Concur), That when the Senate adjourns this week it reconvene on Monday, January 26, 1953 at four o'clock P. M., E. S. T., and when the House of Representatives adjourns this week it reconvene on Monday, January 26, 1953 at four-thirty o'clock P. M., E. S. T.

Ordered, That the Clerk present same to the House of Representatives for concurrence.



## COMMUNICATION FROM THE GOVERNOR

The Secretary to the Governor being introduced presented communication in writing from His Excellency, the Governor of the Commonwealth, which was read as follows:

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.  
To the Honorable, the Senate of the Commonwealth of Pennsylvania:

If it meets with the approval of the General Assembly, I should like to address the members in Joint Session today, at three o'clock p. m.

JOHN S. FINE.

## CONCURRENT RESOLUTIONS

## JOINT SESSION

Mr. YETZLER offered the following resolution which was twice read, considered and agreed to:

In the Senate, January 6, 1953.

Resolved, (if the House of Representatives concur), That the Senate and House of Representatives meet in Joint Session Tuesday, January 6, 1953, at two-fifteen (2:15 o'clock p. m., in the Hall of the House of Representatives for the purpose of hearing an address by His Excellency, the Governor of the Commonwealth of Pennsylvania; also witnessing the opening, counting and computing of the official returns of the election for Auditor General and State Treasurer, held Tuesday, November 4, 1952, in the several counties of this Commonwealth; and to elect the Director of the Legislative Reference Bureau.

Ordered, That the Clerk present same to the House of Representatives for concurrence.

## COMMITTEE TO ESCORT THE GOVERNOR TO THE HALL OF THE HOUSE

Mr. STEVENSON offered the following resolution which was twice read, considered and agreed to:

In the Senate, January 6, 1953.

Resolved, (if the House of Representatives concur), That a committee of three on the part of the Senate be appointed to act with a similar committee on the part of the House of Representatives (if the House shall appoint such committee), to escort His Excellency, the Governor of the Commonwealth of Pennsylvania, to the Hall of the House of Representatives to address the Members of the General Assembly in Joint Session, pursuant to a resolution already adopted by the Senate and House of Representatives.

Ordered, That the Clerk present same to the House of Representatives for concurrence.

## COMMUNICATION FROM THE GOVERNOR

The Secretary to the Governor being introduced, presented communication in writing from His Excellency, the Governor of the Commonwealth, which was read as follows:

## REASONS FOR PARDONS

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.  
To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to present herewith the reasons for pardons and commutations granted from January 2, 1951, to date.

JOHN S. FINE.

(For reasons see Appendix.)

## NOMINATIONS BY THE GOVERNOR

## NOTARIES PUBLIC TAKEN FROM TABLE

Mr. WATSON. Mr. President, I move that the nominations for Notaries Public be taken from the table.

Mr. MAHANY. Mr. President, I second the motion.  
The motion was agreed to.

## CONSIDERATION OF NOTARIES PUBLIC

Mr. WATSON. Mr. President, I move that the Senate do now proceed to the consideration of nominations for appointment as Notaries Public, sent to the Senate, by His Excellency, the Governor of the Commonwealth, on January 6, 1953.

Mr. HARE. Mr. President, I second the motion.

The motion was agreed to.

The nominations were read as follows:

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.  
To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Notaries Public, for terms of four years to compute from the dates shown:

To compute from date of confirmation.

## ALLEGHENY COUNTY

Fred L. Barnes, Jr., Etna.  
Ray R. Barone, Brentwood.  
Miss Eleanor M. Blum, Pittsburgh, 1248 W. Carson St.  
Joseph Blunkosky, Jr., Bridgeville.  
E. W. Engerer, Pittsburgh, 1226 Oliver Bldg.  
Mrs. M. B. Jackson, Pittsburgh, 308 Jones Law Bldg.  
(19).  
Harry W. Loresch, Pittsburgh, 4400 Butler St.  
M. E. Miller, Swissvale.  
Dorr M. Sheppard, Pittsburgh, 1801 Clark Bldg.  
Miss Rose M. Shupala, Pittsburgh, 1504 Union Bank Bldg. (22).  
Edward M. Skapik, Clairton.  
Walter Paul Tafelski, Scott Twp., Carnegie.  
Frank A. Unger, Dormont.  
J. J. Utzig, Pittsburgh, 2400 Brownsville Road (10).

## ARMSTRONG COUNTY

Laird S. Boarts, Apollo.

## BERKS COUNTY

H. Gordon Bolden, Reading.  
Mrs. Beulah B. Stover, Reading.  
Robert E. Wilkinson, West Reading, Reading.

## BLAIR COUNTY

Miss Margaret F. Flanagan, Altoona.

## BRADFORD COUNTY

Daniel T. Innes, Jr., Towanda.  
Miss Mabel L. Northrup, Athens.

## BUCKS COUNTY

Miss Susan M. Randall, Bristol.

## BUTLER COUNTY

Herbert B. Beighley, Zelienople.  
W. T. Cramer, Butler.  
Mrs. Sara W. Edwards, Butler.  
James O. Howard, Butler.

## CAMBRIA COUNTY

H. E. Behrhorst, Johnstown.



## CARBON COUNTY

Joseph A. Yuskanish, Mauch Chunk Twp., Nesquehoning.

## CHESTER COUNTY

Harold M. Roser, Kennett Square.

## CLEARFIELD COUNTY

Elbert A. Garrison, DuBois.  
Chas. T. Kinney, Houtzdale.

## CRAWFORD COUNTY

Mrs. Margaret C. McDaniel, Meadville.

## CUMBERLAND COUNTY

Richard D. Davis, Carlisle.  
Miss Peggy Jane Goodyear, South Middleton Twp., Carlisle.

## DAUPHIN COUNTY

Clarence R. Burris, Harrisburg.  
Edmund L. Staats, Paxtang, Harrisburg.  
Homer Hummel Strickler, Hummelstown.

## DELAWARE COUNTY

Miss Eleanor Behrle, Upper Darby Twp., Upper Darby.  
Thomas A. Jenkins, Folcroft.  
Leonard P. Mayfair, Chester.  
Edward J. Miller, Upper Darby Twp., Drexel Hill.  
Saxon W. Peel, Springfield Twp., Springfield.  
Arthur C. Ward, Havertown Twp., Havertown.  
Mrs. Kathryn W. Watkins, Chester.

## ERIE COUNTY

Albert D. Fay, Corry.  
Robert L. Nelson, Erie.  
Charles S. Robie, Erie.

## FRANKLIN COUNTY

Mrs. Mary McI Diehl, Guilford Twp., Marion.

## INDIANA COUNTY

Mrs. Minnie S. Kissinger, Indiana.  
Miss Lea Myers, Indiana.

## LACKAWANNA COUNTY

Mrs. Emyle Dunbar, Scranton.  
Miss Emilie Evans, Scranton.  
Mrs. Jeanette Klein, Scranton.  
Walter W. Kohler, Scranton.  
John Laboranti, Winton.

## LANCASTER COUNTY

James E. Brinton, Lancaster.  
Miss Sadie Nicholaou, Manheim Twp., Lancaster.  
Jack S. Schuler, Lancaster.  
H. B. Slack, Leacock Twp., Intercourse.  
Miss Sadie Valudes, Lancaster.

## LEHIGH COUNTY

Mrs. Ruth E. Kern, Allentown.  
George W. Siegfried, Allentown.  
Miss June Trexler, Allentown.

## LUZERNE COUNTY

E. J. Burns, Dallas.  
John L. Garbacik, Hazle Twp., West Hazleton.  
Thomas Hawke, Jr., Hazleton.  
J. N. Landis, Dallas.  
Clarence C. Mack, Kingston.  
W. F. Nenstiel, West Hazleton.  
William J. Pauling, Jr., Dallas.  
Walter Phillips, Wilkes-Barre.

## LYCOMING COUNTY

Miss Eva C. Ertel, Armstrong Twp., South Williamsport, Williamsport.  
Dorance E. Frymire, Williamsport.  
Mrs. Jennie L. Straw, Williamsport.

## McKEAN COUNTY

Michael Ferko, Smethport.  
Mrs. Della S. McKittrick, Bradford.

## MERCER COUNTY

Jos. A. Franek, Farrell.

## MONTGOMERY COUNTY

Harry J. Arena, Norristown.  
Max M. Brunner, East Greenville.

## NORTHAMPTON COUNTY

Stephen A. Gasda, Bethlehem.

## NORTHUMBERLAND COUNTY

Mrs. Marian Hillman, Shamokin.

## PHILADELPHIA COUNTY

C. R. Andrews, Rm. 1983, Broad St., Station Bldg. (4).  
Edw. Scott Banister, 7930 Frankford Ave. (36).  
Edgar Bordley, 2431 W. Norris St. (21).  
Patrick J. Brennan, 2108 Brighton St. (24).  
Frank J. Buono, 1st Flr., 134 Green Lane.  
Mrs. Elisabeth F. D'Albert, 190 W. Glenwood Ave. (40).  
Charles DiSanto, 4152 Dungan St. (24).  
Harris L. Edelman, 5843 Germantown Ave. (44).  
Nelson Engelbach, Rm. 711, Heymann Bldg. (7).  
William A. Eppehimer, 1121 Cottman Ave. (11).  
Willard H. Goeckler, 610 West Carpenter Lane (1).  
Michael J. Grady, 2736 S. Hutchinson St. (48).  
John H. Gruninger, 2312 Orthodox St (37).  
Mrs. Dorothy W. Kingdon, Fidelity-Philadelphia Trust Company (9).  
Edward C. Leber, 5906 Penn St (24).  
Miss Alfia Leonardi, 2301 Walnut St (1).  
William H. Lewis, Foot of Reed St. (47).  
Bernard Liedman, 1825 N 10th St., 6th Flr.  
Miss Marguerite M. Litzke, 9431 Dustleton Ave. (15).  
Michael D. Macaluso, 2219 Mifflin St. (45).  
Mrs. E. E. Marks, 5441 Baltimore Ave. (43).  
Ernest B. Mayberry, 1531 Locust St. (2).  
Samuel A. Mercanti, 2302 South Broad St. (45).  
Allen Minsky, 5409 Wynnefield Ave. (31).  
Miss Margaret D. Murphy, 6106 N. Fairhill St. (20).  
C. Y. Neuber, St., 1525 E. Washington Lane  
William J. Neville, 1944 N. Front St. (22).  
Miss Irene W. Nygren, 6234 Ridge Ave. (28).  
Mrs. C. Ruth O'Donnell, 1354, South Wilton St. (43).  
Miss Helen O'Neill, "G" St & East Hunting Park Ave. (24).  
General B. Pate, 4041 Powelton Ave. (4).  
Joseph N. Pattison, 3rd, Public Ledger Bldg., Box 145.  
Everett M. Perks, 1716 Arch St.  
Mrs. Miriam A. Peterson, 1303 Widener Bldg. (7).  
Henry W. Reed, 2206 W. Columbia Ave. (21).  
Nathan P. Reissman, Rm. 1315, Fidelity Phila. Trust Bldg. (9).  
Miss Catherine J. Schad, Shelmire & Edmund Sts. (36).  
Frank L. Sladek, 3800 N. Jasper St. (24).  
Maurice Taffler, Rm. 206 Carl Mackley Bldg.  
Miss Edith E. Tarburton, 1012 Finance Bldg. (2).  
Clayton H. Thomas, 3301 Ryan Ave. (36).  
Mrs. Esther L. Tunstall, 1006 Cottman Ave. (11).  
Mrs. Margaret E. Welsh, 3528 N. 5th St. (40).  
Mrs. Mary J. Westcott, 5450 Wissahickon Ave. (44).  
  
SCHUYLKILL COUNTY  
Richard A. Canfield, Ashland.  
Mrs. Anna Grace Rynkiewicz, Shenandoah.  
Miss Helen R. Zimmerman, Pottsville.



## SNYDER COUNTY

Miss Aberdeen Phillips, Selinsgrove.

## SOMERSET COUNTY

Emil L. Anderson, Somerset.

## WASHINGTON COUNTY

Miss Anna L. Alfieri, Charleroi.  
B. A. Sicchitano, Bentleyville.  
W. J. Wilson, Bentleyville.

## WESTMORELAND COUNTY

G. A. Giesey, Derry.  
Joseph J. Killar, Mt. Pleasant.  
W. J. Reynolds, Hempfield Twp., Greensburg.

## WYOMING COUNTY

Clyde E. Sillaman, Jr., Tunkhannock.

## YORK COUNTY

Mrs. Florence D. Aldinger, York.  
N. M. Baughman, Dover.  
Miss Evelyn M. Miller, York.

To compute from January 7, 1953

## ADAMS COUNTY

Mrs. Mary B. Sharpe, Gettysburg.

## ALLEGHENY COUNTY

R. K. Caldwell, Pittsburgh, 140 Stanwix St.  
Miss Hilda Mae Jones, Clairton.  
John A. Manzione, Pittsburgh, 21 St. Nicholas Bldg.  
(19).  
Karl N. Meixner, Wilkensburg.  
W. E. Murphy, Millvale.  
F. Maurice Stevens, Glassport.  
Miss L. A. Wirth, Pittsburgh, 722 Frick Bldg.  
Paul S. Young, Pittsburgh, 1802 Frick Bldg.

## BERKS COUNTY

Mrs. Carolyn D. Coxe, Reading.  
Charles H. Hunter, Reading.  
Wm. H. Ludwig, Jr., Reading.

## BLAIR COUNTY

John H. Gossard, Altoona.  
William L. Huether, Altoona.  
Miss F. Marie Lyman, Altoona.

## BUCKS COUNTY

Miss L. Mae Ettenger, Newtown.

## CRAWFORD COUNTY -

Gerald W. Canfield, Cambridge Springs.

## CUMBERLAND COUNTY

Earl M. Ortmyer, Lemoyne.

## DAUPHIN COUNTY

Charles L. Everitt, Susquehanna Twp., Harrisburg.

## ELK COUNTY

Mrs. Viola G. Dinsmore, St. Marys.

## FRANKLIN COUNTY

Miss Elva M. Brown, Chambersburg.

## JEFFERSON COUNTY

Mrs. Eleanor Leax Snyder, Punxsutawney.

## LACKAWANNA COUNTY

George A. Druckenbrod, Scranton.  
John R. Pirhalla, Winton, Jessup.  
Carmine B. Tomaine, Carbondale.

## LANCASTER COUNTY

Miss Dorothy M. Parmer, Lancaster.

## LEHIGH COUNTY

George B. Knowles, Allentown.

## LYCOMING COUNTY

Miss Ethel M. Bush, S. Williamsport, Williamsport.  
Frank E. Haines, Williamsport.  
Mrs. Margaret C. Lindemuth, Williamsport.  
Mrs. Anne Neeld, Williamsport.

## McKEAN COUNTY

Miss Ruth M. Ballard, Bradford.  
Mrs. Marjorie C. Ribble, Bradford.

## MERCER COUNTY

Harold S. Bodamer, Sharon.

## MONTGOMERY COUNTY

Mrs. Mary Scott McShane, Lower Merion Twp., Ardmore.  
Forrest H. Roberts, Jr., Cheltenham Twp., Glenside.

## NORTHUMBERLAND COUNTY

Miss Lena E. Bissett, Sunbury.

## PHILADELPHIA COUNTY

Robert W. Bell, 1201 Ridge Ave. (23).  
Mrs. Helen C. Boone, 2107 Fidelity-Phila. Trust Bldg.  
Christian F. Bruntrager, 5858 Castor Ave. (24).  
Miss Cecile Coleman, 2124 Lincoln-Liberty Bldg.  
Richard Crankshaw, 3rd, 4824 Frankford Ave. (24).  
Miss Mae Hutchinson, Erie Ave. at H St. (34).  
Mrs. Marie Eisenmann Klenk, 2860 N. 5th St. (33).  
Harvey S. Knapp, 118 E. Gorgas Lane (19).  
J. Russell Longstreet, 6501 N. Gratz St. (26).  
Miss Fannie E. Samuelsohn, 6435 North 16th St. (26).  
Paul E. Schlechter, 8136 Germantown Ave. (18).  
Louis R. Scott, 5227 Chestnut St. (39).  
Mrs. Carolyn Shaffer, 1406 Fox Bldg. (3).  
Joseph C. Sloan, 627 Market St. (6).

## SCHUYLKILL COUNTY

Thomas Sullivan, Girardville.

## WASHINGTON COUNTY

John Bryan, Monongahela.

## WESTMORELAND COUNTY

John J. Karabin, Greensburg.

## YORK COUNTY

T. Bertram Bair, York.  
Mrs. Sarah E. Emrich, Manchester.  
A. S. Kuhn, Hanover.

To compute from January 13, 1953

## ALLEGHENY COUNTY

T B. McCafferty, Pittsburgh, 1062 Progress St. (12).  
Miss A. M. Mertens, Pittsburgh, 6th Flr. Benedum Trees Bldg.

## BUCKS COUNTY

Winston W. Lindes, Quakertown.



## PHILADELPHIA COUNTY

Mrs. Elizabeth H. Erickson, 408 Land Title Bldg. (19).  
 Samuel Forman, 2632 N. 30th St. (32).  
 Mrs. Marie C. Taylor, 721 S. 52d St. (43).

To compute from January 14, 1953

## ALLEGHENY COUNTY

Harry A. Irwin, Pittsburgh, 6th Flr I. B. M. Bldg. (19).

## LEHIGH COUNTY

Mrs. Verna Z. Riegel, Allentown.

## PHILADELPHIA COUNTY

Louis L. Borucki, 4706 Torresdale Ave. (24).  
 Benjamin B. Setzman, N. E. Cor. 56th & Haverford Ave. (31).

## SCHUYLKILL COUNTY

Albert L. Lindenmuth, Ashland.

To compute from January 15, 1953

## ALLEGHENY COUNTY

Elmer L. Collins, Collier Twp., Bridgeville.

## BERKS COUNTY

Martin A. Kohr, Reading.

## DELAWARE COUNTY

Miss Mary B. Gartside, Chester.

## LANCASTER COUNTY

Franklin H. Foulk, Lancaster.

## PHILADELPHIA COUNTY

Miss Elizabeth M. Marr, 614 Land Title Bldg. (10).  
 Mrs. Marie C. Martin, 2620 West Girard Ave., (30).  
 Miss Elizabeth McNulty, Rm. 903, 1420 Walnut St.  
 Theodore F. Smythe, Tenwall Bldg., 1000 Walnut St. (7).  
 Jos. E. Wadlinger, 1228 N. Hollywood St. (21).

To compute from January 16, 1953

## ALLEGHENY COUNTY

S. W. Gault, Pittsburgh, 6108 Center Ave. (6).

## BEAVER COUNTY

Earl R. Leyda, Beaver Falls.

## BERKS COUNTY

Russell A. Seaman, Fleetwood.

## CUBERLAND COUNTY

Jas. L. Young, Mechanicsburg.

## ERIE COUNTY

P. V. Gifford, Erie.

## LEHIGH COUNTY

Mrs. Kathryn K. Butz, Allentown.

## PHILADELPHIA COUNTY

Miss Marian S. Parsons, 2301 Packard Bldg. (2).

To compute from January 17, 1953

## ADAMS COUNTY

Edward B. Utz, Biglerville.

## ALLEGHENY COUNTY

Miss Helen E. Abbott, Carnegie.  
 C. W. Eslep, Pittsburgh, 1800 Farmers Bank Bldg. (22).  
 Anthony Florence, Carnegie.  
 Raymond J. Hoelzle, Pittsburgh, 304 West Penn Bldg.  
 Walter G. Loos, Pittsburgh 1101 Berger Bldg.  
 Mrs. Dorothy C. Richards Pittsburgh 2100 E. Ohio St. Blvd. (12).  
 Mrs. Dorlores T. Rosenberger Dormont.  
 Miss Esther Schmidt, Pittsburgh, 343 Fourth Ave.  
 Mrs. Claramae Wertman, Pittsburgh, 535 Fifth Ave. (19).  
 John T. Wilson, Pittsburgh, 435 Fifth Ave. (19).

## BERKS COUNTY

Gordon Sexton, Reading.

## BRADFORD COUNTY

Mrs. Alberta M. McNeal, Towanda.  
 Benj. Rommel, Athens Twp., Athens.

## BUCKS COUNTY

Harold J. Kendall, Morrisville.

## BUTLER COUNTY

Vaughn B. Diggs, Butler.  
 Mrs. Eleanor S. Meeder, Zelienople.

## CHESTER COUNTY

Mrs. Margaret V. Stone, Kennett Square.

## DAUPHIN COUNTY

Paul J. Cahill, Harrisburg.  
 William H. Nelson, Harrisburg.

## DELAWARE COUNTY

Paul A. Beatty, Lansdowne.  
 Miss Helen B. Gorman, Chester.  
 Miss Ruth A. Habbersett, Media.  
 Miss Etta K. Hutchinson, Chester.  
 Joseph H. Murray, Upper Darby Twp., Upper Darby.  
 Mrs. Mildred K. Warwick, Media.  
 Miss Carolyne E. Wilson, Swarthmore.

## ERIE COUNTY

Samuel L. Gilson, Erie.  
 Miss Mary E. Hockenberry, Lawrence Park Twp., Erie (11).  
 Mrs. Anne Matteson, Erie.  
 Mrs. Janet Williams, Erie.

## FRANKLIN COUNTY

Miss Florence M. Hartzell, Greene Twp., Fayetteville.

## JEFFERSON COUNTY

Miss Elizabeth H. D'Orazio, Punxsutawney.

## LACKAWANNA COUNTY

Gerard A. McDonough, Scranton.

## LANCASTER COUNTY

Christ S. Greider, Lancaster.  
 George C. Weaver, Lancaster.

## LEBANON COUNTY

Luke H. Bachman, Heidelberg Twp., Lebanon.  
 Harold S. Patrick, South Londonderry Twp., Campbelltown.  
 Gregory J. Yake, Lebanon.

## LUZERNE COUNTY

William B. Sescilla, Wilkes-Barre.



## MONTGOMERY COUNTY

Mrs. Marie Hallahan Fenton, Lower Merion Twp., Ardmore.  
Robert L. Kratz, Norristown.

## NORTHAMPTON COUNTY

G. W. Arnold, Bethlehem.  
Mrs. Loveday Palmer Figliole, Pen Argyl.  
Miss Lee Goldsmith, Bethlehem.

## PERRY COUNTY

William R. Clark, Tyrone Twp., Loysville.

## PHILADELPHIA COUNTY

Raymond N. Bauso, 1163 S. 11th St. (47).  
Morton H. Bernstein, 432-36 Chestnut St. (6).  
Joseph Egendorf, 1429 Walnut St. (2).  
Herbert E. Graf, 742 Widener Bldg. (7).  
Jack Lieberman, 928 W. Lehigh Ave. (33).  
Miss Isabel Powell, 2417 N. 27th St. (32).  
Julius O. Reutemann, Jr., 2032 N. Broad St. (21).  
Lewis Stein, 808 W. Wellens St. (41).  
Miss Blanche C. Taylor, 420 Public Ledger Bldg. (6).  
Walter Tees, 2107 Fairmount Ave. (30).

## WARREN COUNTY

Harold F. Swanson, Warren.

## WASHINGTON COUNTY

Frank Tokay, Donora.  
Miss Margaret A. Trenton, Allenport.

## WESTMORELAND COUNTY

Miss Sara McIlvaine, Jeannette.

To compute from January 18, 1953

## ALLEGHENY COUNTY

Miss Viola E. Fehr, Pittsburgh, 704 Second Ave.  
A. J. Hunter, Homestead.

## BUTLER COUNTY

C. C. Richardson, Evansburg, Evans City.  
John H. Myers, Lancaster.

## LANCASTER COUNTY

Mrs. Idella F. White, Lancaster.

## LAWRENCE COUNTY

George W. Wilson, Ellwood City.

## MONTGOMERY COUNTY

Gordon F. Young, Lansdale.

## PHILADELPHIA COUNTY

Warren R. Cunningham, Washington Lane & Rugby St.  
Albert M. Lightfoot, 4819 Penn St. (24).  
Mrs. Margaret L. McHugh, 1035 Land Title Bldg. (10).

To compute from January 19, 1953

## CARBON COUNTY

Ivan Krizan, Lansford.

## PHILADELPHIA COUNTY

Miss Ruth M. Wotiz, 5743 N. 20th St. (38).

## YORK COUNTY

Charles L. Rodgers, York.

To compute from January 21, 1953

## PHILADELPHIA COUNTY

Jas. J. Fallon, U. G. I. Bldg., 1401 Arch St.

To compute from January 22, 1953

## ALLEGHENY COUNTY

Miss Nancy J. Arnold, Pittsburgh, 223 Fourth Ave.

## BERKS COUNTY

John Reber, Reading.

## BUCKS COUNTY

R. Wesley Tease, New Hope.

## DAUPHIN COUNTY

John L. Fetterhoff, Harrisburg.

## ERIE COUNTY

Fred T. Horn, Erie.

## LANCASTER COUNTY

Mrs. Bertha Thompson, New Holland.

## PHILADELPHIA COUNTY

Miss Catharine A. Cawley, Manganese Steel Forge Co.,  
Richmond St. & Castor Ave.

To compute from January 23, 1953

## ALLEGHENY COUNTY

Miss Anna M. Gauschman, Dormont.

## BERKS COUNTY

Mrs. Grace M. Miller, Reading.

## LYCOMING COUNTY

Raymond S. Greevy, Williamsport.

To compute from January 24, 1953

## ADAMS COUNTY

Miss Lindora Roddy, Gettysburg.

## ALLEGHENY COUNTY

Herbert J. Klug, Aspinwall.  
Sigmund Rosenwasser, Pittsburgh, 500 Jones Law Bldg.

## ARMSTRONG COUNTY

Miss Sylvia Scialabba, Kittanning.

## BERKS COUNTY

T. A. Larkin, Hamburg.

## BUCKS COUNTY

Richard Buma, Bristol.

## DELEWARE COUNTY

Wallace Lippincott, Chester.

## GREENE COUNTY

Judson M. Bell, Waynesburg.

## LANCASTER COUNTY

H. D. Snyder, Lancaster.

## MONTGOMERY COUNTY

Nelson J. Tarbottom, Lower Merion Twp., Ardmore.

## NORTHUMBERLAND COUNTY

Mrs. Shirley E. Gautsch, Northumberland.



## PHILADELPHIA COUNTY

Earle N. Barber, 6000 Germantown Ave. (44).  
 Ernest E. Conrad, 1313 Market St. Nat'l Bank Bldg. (7).  
 D. Irvin Fulton, 5129 Chestnut St. (39).  
 Miss Blanche B. Godshall, 322 Walnut St. (6).  
 Joseph G. Martin, 1812 S. 22d St. (45).  
 Miss Jennie W. Scott, 1135 Shackamaxon St. (25).

## SCHUYLKILL COUNTY

Mrs. N. Elma Bilder, Ashland.

## YORK COUNTY

John B. Krebs, Hanover.

To compute from January 25, 1953

## BEAVER COUNTY

Edward A. Bentley, Beaver Falls.

## INDIANA COUNTY

Miss Mary M. Plotzer, Indiana.

## LEHIGH COUNTY

Miss Estella M. Gavalla, Allentown.

## VENANGO COUNTY

Judson E. Trax, Oil City.

To compute from January 26, 1953

## JEFFERSON COUNTY

Guy F. Bundy, Falls Creek.

To compute from January 27, 1953

## ALLEGHENY COUNTY

Miss Helen Banjain, Pittsburgh, 5001 Liberty Ave.  
 C. G. Donahue, Pittsburgh, 420 Blvd. of the Allies (19).  
 Ralph E. Graham, Carnegie.  
 Clarence A. Hamilton, Pittsburgh, 516 Federal St.  
 Mrs. Stella M. Kaiser, Pittsburgh, 535 Smithfield St.  
 Paul L. Kesel, Pittsburgh, 1004 Frick Bldg.  
 Walter J. Mesing, Brentwood.  
 C. K. Pikiel, Pittsburgh, 119-121 S. 22nd St.  
 Joseph Sabol Jr., Duquesne.  
 W. C. Smitley, Swissvale.  
 Miss Mildred M. Trautwein, Pittsburgh, 2633 W. Liberty Ave.  
 Leroy E. Uhrich, Pittsburgh, Oliver Iron & St Corp., S. 10th & Muriel St.  
 Walter L. Wickard West Homestead, Homestead.  
 Edgar Wright, Pittsburgh, 140 Stanwix St.

## ARMSTRONG COUNTY

Mrs. Alena B. Westall, Kittanning.

## BERKS COUNTY

Charles B. Ebling, Muhlenberg Twp., Reading.  
 Mrs. Della N. Esterly, Mount Penn, Reading.  
 Warren W. Swoyer, Reading.

## BLAIR COUNTY

L. Oder Burket, Roaring Spring.  
 Martin Goodman, Altoona.

## BRADFORD COUNTY

Miss Mary A. Bustin, Towanda.  
 Mrs. Nancy C. LaBarr, Sayre.

## CAMBRIA COUNTY

E. F. Croyle, Johnstown.  
 Miss Augusta M. LaMantia, Nanty-Glo.

## CENTRE COUNTY

Mrs. Mary C. Clemson, Ferguson Twp., State College.

## CLARION COUNTY

Nelson Seigworth, Washington Twp., Venus.

## CLINTON COUNTY

Wilson P. Poorman, Lock Haven.

## COLUMBIA COUNTY

Mrs. Margaret J. Kyle, Millville.

## DAUPHIN COUNTY

Paul E. Deimler, Hummelstown.  
 Miss E. Gertrude Dunn, Harrisburg.  
 Miss Margaret G. Miller, Harrisburg.

## DELAWARE COUNTY

Miss Frances E. Carlisle, Darby.  
 Mrs. Christine N. Dallett, Upper Darby Twp., Upper Darby.  
 Louis B. Nolon, Upper Darby Twp., Drexel Hill.  
 Arthur J. Parsons, Upper Darby Twp., Upper Darby.  
 John T. Titherington, Chester.

## ELK COUNTY

Miss Hilda A. Cannon, St. Marys.  
 Miss Clare Pontzer, St. Marys.

## ERIE COUNTY

C. Harrison Lund, Erie.  
 Spencer A. Sisson, Erie.

## GREENE COUNTY

J. D. South, Greensboro.

## INDIANA COUNTY

Miss Esther Blyth, Indiana.  
 George Marcus, Indiana.

## LANCASTER COUNTY

Mrs. Gertrude P. Helms, Mount Joy.  
 H. S. Risser, Elizabethtown.

## LAWRENCE COUNTY

Miss Helen M. McCracken, New Castle.  
 Walter P. Simpson, Ellwood City.

## LEHIGH COUNTY

O. R. Bittner, Allentown.  
 Fred H. Schantz, Allentown.

## LYCOMING COUNTY

Miss Beatrice L. Walton, Muncy.

## MERCER COUNTY

Mrs. Nellie W. Mitchell, Grove City.

## MIFFLIN COUNTY

H. M. Riddle, Granville Twp., Lewistown.

## MONROE COUNTY

Mrs. Hazel B. Lauffer, Stroudsburg.

## MONTGOMERY COUNTY

Miss Gertrude E. Friskits, Hatboro.  
 Mrs. Florence K. Insley, Norristown.  
 Francis W. Wack, Schwenksville.



## NORTHAMPTON COUNTY

A. M. Snyder, Bethlehem.

## NORTHUMBERLAND COUNTY

Mrs. Lillian S Russell, Sunbury.

## PHILADELPHIA COUNTY

William H. Backhausen, 6927 Dicks Ave. (42).  
 Mrs. Anna Freifelder, 320 S. 21st St. (3).  
 Mrs. Elizabeth S. Garrison, 1533 Chestnut St. (2).  
 Louis H. Henkels, 828 Land Title Bldg. (10).  
 Thomas J. McOscar, 4511 Tudor St. (36).  
 Miss Florence Mayberry, 1420 S. Penn Square (2).  
 Bernard Polen, 4201 North Broad St. (40).  
 Mrs. Edna M. Reid, 1520 Girard Trust Co. Bldg.  
 Bernard S. Robinson, Rm. 1412, 121 S. Broad St.  
 Leopold Segal, 22 N. 52d St. (39).  
 Joseph F. Shaw, 6620 N. 20th St. (38).  
 Charles G. Shubin, 2844 N. 22nd St. (32).  
 Miss Jeanne Solms, 1424 Lincoln-Liberty Bldg. (7).  
 David Tonkin, 1737 S. 5th St. (48).  
 John J. Turchi, 1418 S. 13th St. (47).  
 Michael J. Whalen, Belmont Packing & Rubber Co.  
 Butler & Sepviva Sts.  
 Miss Helen B. Wick, 123 S. Broad St. (9).

## SCHUYLKILL COUNTY

Edward B. Bunsa, McAdoo.

## WASHINGTON COUNTY

Mrs. Margie Rosini, Charleroi.

To compute from January 28, 1953.

## ALLEGHENY COUNTY

Thomas M. Beer, Pittsburgh, 435 Sixth Ave.

## BRADFORD COUNTY

Frank F. Daub, Sayre.

## MCKEAN COUNTY

Walter H. Fogel, Kane.

## PHILADELPHIA COUNTY

Landreth Murray, Rm. 518 Packard Bldg. (2).

To compute from January 29, 1953

## BERKS COUNTY

Miss Amelia T. Gibney, Reading.

## CARBON COUNTY

Andrew Shutack, Mauch Chunk Twp., Nesquehoning.

## CLARION COUNTY

Miss Laura E. Byers, Clarion.

## PHILADELPHIA COUNTY

Kenneth S. Clark, 1600 Locust St. (3).

To compute from January 30, 1953

## PHILADELPHIA COUNTY

Frank E. Rubright, Kensington Realty Co., S. E. Cor.  
 Westmoreland & Potter Sts. (34).

To compute from January 31, 1953

## ALLEGHENY COUNTY

Mrs. Jean F. O'Neill, Brentwood.

Mrs. Jean C. Schempp, Wilkensburg.

## CARBON CAUNTY

Robert Hollar, Summit Hill.

## DELAWARE COUNTY

Charles Noll, Lansdowne.

## ERIE COUNTY

R. E. Miller, Erie.

## FRANKLIN COUNTY

Mrs. Cecile C. Friedly, Waynesboro.

## McKEAN COUNTY

Mrs. Gladys N. Washburn, Bradford.  
 Harry M. Albert, Stroudsburg.

## NORTHUMBERLAND COUNTY

Mrs. Hester M. Waltman, Milton.

## PHILADELPHIA COUNTY

Joseph M. Becker, 1424 W. Lindley Ave. (41).

JOHN S. FINE.

Commonwealth of Pennsylvania,  
 Governor's Office, Harrisburg, January 6, 1953.  
 To the Honorable, the Senate of the Commonwealth of  
 Pennsylvania:

In conformity with law, I have the honor hereby to  
 nominate for the advice and consent of the Senate the  
 following persons for appointment as Notaries Public  
 for terms of four years to compute from the date of  
 confirmation:

## ADAMS COUNTY

Mrs. Ann M. Crouse, Cumberland Twp., Gettysburg.

## ALLEGHENY COUNTY

Frank Apter, Pittsburgh, 1833 Murray Avenue (17).  
 Bruce H. Archer, Pittsburgh, 1015 Frick Bldg., (19).  
 C. D. Bassett, Pittsburgh, 3028 William Penn Place  
 Bldg. (30).  
 Ubi C. Bernabei, South Fayette Twp., Bridgeville.  
 G. H. Blank, Carnegie.  
 David W. Brant, West View.  
 Miss Myrtle E. Carey, Oakmont.  
 Mrs. Loreta J. Chick, Pittsburgh, 1932 Bedford Ave.  
 (19).  
 Miss Mary J. Conway, Pittsburgh, 6314 Forbes St. (17).  
 Robert C. Cosgrove, Pittsburgh, 1802 Frick Bldg. (19).  
 Mrs. Jane H. Crane, Pittsburgh, 1319 Farmers Bank  
 Bldg.  
 Miss Mildred E. Dillow, McKeesport.  
 Leonard J. Durschinger, Neville Twp., Neville Island.  
 Miss Grace J. Evans, Pitcairn.  
 Miss Helen E. Fazio, Pittsburgh, 1079 Wheeler St. (21).  
 Mrs. Dorothy Focer, Brentwood.  
 Miss Mary E. Friedel, Pittsburgh 1006 Chamber of  
 Commerce Bldg. (19).  
 Miss M. F. Ganley, Pittsburgh, 207 Law and Finance  
 Bldg. (19).  
 Paul J. Gerhardt, Pittsburgh, 6301 Butler St. (1).  
 A. S. Gruber, Pittsburgh, 2118 Carson St. (3).  
 Miss Mabel A. Hazlett, Springdale.  
 Miss Loretta Hippeli, Pittsburgh, 801 Gulf Bldg. (19).  
 Albert W. Hoffman, Pittsburgh, 1213 Galveston Ave.  
 (12).  
 Miss Marjorie L. Jacob, Pittsburgh, 2028 Farmers Bank  
 Bldg.  
 Michael A. Kazmierski, Pittsburgh, 327 Hancock St.  
 (19).  
 Miss Alice J. Kelleher, Pittsburgh, 8th Floor Plaza Bldg.  
 Herbert F. Klug, Aspinwall.  
 Edward F. Koch, Pittsburgh, 2424 E. Carson St. (3).  
 Sam W. Litman, Pittsburgh, 903 Grant Bldg. (19).  
 Mrs. Mary C. Logan, McKeesport.  
 Miss Sara E. McClinchie, Pittsburgh, 1940 Brighton  
 Road (12).  
 William A. McClone, Pittsburgh, 1717 Clark Bldg. (22).



John M. McClure, Oakmont.  
 Miss Anne T. McMeel, Pittsburgh, 303 Smithfield St.  
 Wilbert Male Jr. Pittsburgh, 6301 Butler St. (1).  
 Vincent L. Marr, Pittsburgh, 2700 Smallman St. (22).  
 Miss Marie Meminger, Pittsburgh, 915 Park Bldg. (22).  
 Miss Jane Mercurio, Pittsburgh, 414 Frick Building (19).  
 Mrs. Anna B. Merz, Wilkinsburg.  
 Charles C. Miller, Mount Lebanon Twp., Mount Lebanon.  
 C. D. Miller, Pittsburgh, 220 Pennsylvania Sta.  
 Joseph A. Mustio, Findlay Twp., Imperial.  
 Kenneth H. Oldham, Pittsburgh, 110 S. Main St. (4).  
 Robert F. Pascuzzi, Pittsburgh, 5615 Butler Street (1).  
 Thos. A. Passafiume, Homestead.  
 Charles Petach, Tarentum.  
 A. M. Pivrotto, Pittsburgh, 5526 Penn Avenue (6).  
 Fred C. Reinhardt, Pittsburgh, 801 N. Homewood Ave.  
 Mrs. Margery W. Riggs, Pittsburgh, 800 Union Trust Bldg.  
 Mrs. Elda Romersa, Turtle Creek.  
 W. J. Rusiewicz, Harrison Twp., Natrona.  
 Glen A. Sandmeyer, McKeesport.  
 K. O. F. Schramm, Pittsburgh, 5211 Butler Street (1).  
 C. R. Scott, McKeesport.  
 Martin Seder, Pittsburgh, 1009 Beech Ave. (33).  
 H. Charles Seelhorst, Emsworth.  
 Mrs. Ida M. Seneff, Turtle Creek.  
 C. V. Shanahan, Pittsburgh, 1045 Union Trust Bldg.  
 C. B. Shirey, Pittsburgh, 514 Smithfield St. (22).  
 Mrs. Catherine C. Simonson, Pittsburgh, 1310 Wylie Avenue (19).  
 Miss Elizabeth R. Slattery, Pittsburgh, 333 Oliver Building.  
 Vincent J. Sodini, Pittsburgh, 7127 Hamilton Ave. (8).  
 Miss Ruth E. Stewart, 1609 Investment Bldg. (22).  
 Chas. J. Stromoski, Shaler Twp., Etna (23).  
 Miss Kathryn J. Tremont, McKeesport.  
 Mrs. Geraldine Unger, Pittsburgh, 4620 Hatfield St. (1).  
 Miss Lucille A. Wagner, Mount Oliver.  
 Herman J. Weihrauch, Pittsburgh, 525 William Penn Place.  
 K. T. Wilson, Pittsburgh, 401 Liberty Ave. (30).  
 Miss May Wood, Pittsburgh, 5th Flr. First Nat'l Bank Building (30).  
 Mrs. Elizabeth C. Wynn, Pittsburgh, 917 Park Building (22).  
 Miss Catherine Zeppenfeld, Sharpsburg.  
 William R. Zesky, Verona.  
 H. A. Zirkle, Pittsburgh, Union Stock Yard (50).

#### ARMSTRONG COUNTY

William C. Campbell, Apollo.  
 H. R. Fleming, West Kittanning, Kittanning.  
 John L. Harmon, Apollo.  
 J. Herbert Kreider, Gilpin Twp., Schenley.

#### BEAVER COUNTY

Miss Gertrude Zeigler, Ambridge.

#### BERKS COUNTY

T. Clair Fleming, Reading.  
 Mrs. Ida R. Fox, Temple.  
 Miss Dorothy C. Fry, Reading.  
 Miss Freilie C. Kunkel, Reading.  
 Mrs. Ethel B. Leiby, Wyomissing.  
 Wayne P. J. Lenhart, Hamburg.  
 Erwin Moskowitz, Reading.  
 Mrs. Elizabeth R. Quigley, Bally.  
 Miss Kathryn Rhoda, Reading.  
 Miss Beatrice M. Roper, Reading.  
 C. Jacob Speicher, Robesonia.  
 Miss Edwina J. Stott, Reading.  
 William H. Weidman, Reading.  
 Robert P. Weiherer, Reading.

#### BLAIR COUNTY

John H. Canole, Altoona.

Miss Mary L. Casanave, Altoona.  
 Leo C. Mullen, Altoona.  
 Clarence H. Smyers, Altoona.

#### BRADFORD COUNTY

Alvin L. Raulerson, Athens.

#### BUCKS COUNTY

George E. Burger, Morrisville.  
 Ralph Foster, Bristol Twp., Croyndon.  
 Miss Maggie W. Histan, Doylestown.  
 J. Alfred Rigby, Bensalem Twp., Cornwells Heights.

#### BUTLER COUNTY

Robert E. Black, Slippery Rock.  
 F. D. Lowe, Butler.  
 J. E. Pfister, Butler.

#### CAMBRIA COUNTY

Miss Theresa Gostzel, Johnstown.  
 Mrs. Dorothy H. Hoyt, Johnstown.  
 Miss Dorothy Robinson, Johnstown.  
 Andy Shea, Jr. Barnesboro.  
 Mrs. Nora C. Springer, Barnesboro.  
 Mrs. Esther E. Weaver, Johnstown.  
 Mrs. Mary B. Widmann, Westmont, Johnstown.

#### CARBON COUNTY

Mrs. Grace A. Boyer, Palmerton.  
 Burris T. Kresly, Lansford.

#### CENTRE COUNTY

Mrs. Wanda M. Davidson, Bellefonte.

#### CHESTER COUNTY

Mrs. Velma D. McNutt, Oxford.  
 Miss Alice M. Morris, Phoenixville.  
 Earl C. Supplee, West Chester.  
 Roy W. Thompson, West Chester.  
 Lawrence A. Yearsley, Coatesville.

#### CLARION COUNTY

Howard R. Panton, Foxburg.

#### CLINTON COUNTY

Miss Virginia Hungville, Lock Haven.  
 Mrs. Ramona B. Scott, Mill Hall.

#### CRAWFORD COUNTY

Miss Helen I. Brown, Linesville.  
 Gaylord O. Wentworth, Randolph Twp., Guys Mills.

#### CUMBERLAND COUNTY

Paul L. Fogelsanger, Shippensburg.  
 Geo. F. Jamison, Carlisle.  
 Howard M. Thompson, Mechanicsburg.

#### DAUPHIN COUNTY

C. Lester Bay, Harrisburg.  
 Ezra C. Cassell, Harrisburg.  
 Mrs. Joyce B. Cooper, Middletown.  
 Ray E. Gruber, Hummelstown.  
 Frank J. Simonie, Harrisburg.  
 Lester E. Swartz, Harrisburg.

#### DELAWARE COUNTY

Nicholas A. Alexander, Alden, Clifton Heights.  
 Chester A. Borkland, Glenolden.  
 William J. Costa, Ridley Park.  
 Benjamin Davis, Upper Darby Twp., Upper Darby.  
 Mrs. Louise H. Davis, Darby.  
 Miss Florence E. Elzey, Upper Darby Twp., Upper Darby.



Miss Gladys I. Feeser, Marcus Hook.  
Mrs. Pauline C. Hipple, Marple Twp., Broomall.  
Charles F. Hoopes, Upper Darby Twp., Fernwood.  
Mrs. Dorothy F. Manwiller, Yeadon.  
William Russo, Upper Chichester Twp., Boothwyn.  
Graeme G. Whytlaw, Marcus Hook.

#### ERIE COUNTY

Louis R. Benacci, Erie.  
Miss Gil Bishop, Erie.  
Ernest A. Clark, Erie.  
John C. Jenkins, Waterford Twp., Waterford.  
Miss Mary C. King, Erie.  
Mrs. Ruth M. Krill, Erie.  
Harrison J. Rogers, Albion.  
Mrs. H. W. Simmons, Erie.

#### FAYETTE COUNTY

Miss Margaret P. Buttermore, Connellsville.  
Mrs. Helen A. Peary, Masontown.  
Mrs. Bessie H. Phalin, South Connellsville.  
R. V. Rendine, Connellsville.  
Miss Mary L. Snider, Uniontown.  
Richard B. Weightman, Fayette City.  
Mrs. Esther B. Lickle, Waynesboro.  
Mrs. Mary G. Rines, Chambersburg.

#### GREENE COUNTY

W. R. Johnson, Waynesburg.

#### HUNTINGDON COUNTY

Paul R. Grove, Huntingdon.  
Miss Kathryn Henry, Mount Union.  
Mrs. Catherine L. Thomas, Huntingdon.

#### INDIANA COUNTY

D. Roy Bolvin, Green Twp., Dixonville.  
Norman F. Moore, Blairsville.  
J. M. Turner, Blairsville.

#### JEFFERSON COUNTY

Miss Marie A. Madden, Punxsutawney.  
John L. Van Dyke, Punxsutawney.

#### LACKAWANNA COUNTY

Mrs. Edna D. Borthwick, Scranton.  
H. Milton Cross, Scranton.  
Mrs. Elvera M. Dunnigan, Scranton.  
Miss Nellie L. Hennigan, Scranton.  
Morris Moskovitz, Dickson City.  
Mrs. Mary Syron Norton, Carbondale.  
Fred Skaluba, Scranton.  
Mrs. Pauline Kingsley Smith, Scranton.  
Stanley E. Thomas, Scranton.  
Miss Flora L. Zumbach, Scranton.

#### LANCASTER COUNTY

William F. Brian, Mount Joy.  
Miss Myrtle M. Doner, Lancaster.  
Henry J. Erisman, Lancaster.  
James W. Ladd, Lancaster.  
Miss Agatha McNamee, East Lampeter Twp., Lancaster.  
Mrs. Dorothy M. Monyer, Lancaster.  
Harry F. Ruley, Lititz.  
Miss Naomi B. Winer, Lancaster.  
F. P. Wolf, Manheim Twp., Lancaster.

#### LAWRENCE COUNTY

Geo. B. Wilson, Ellwood City.

#### LEBANON COUNTY

Miss Helen M. Bolger, Lebanon.

#### LEHIGH COUNTY

Mrs. Golden R. Bergstresser, Coopersburg.

Truman R. Fries, Bethlehem.  
Mrs. Leila W. Murley, Allentown.  
Mrs. Elsie F. Roberts, Allentown.  
Chas. C. Schneck, Allentown.  
Mrs. Jennie L. Shockcor, Allentown.  
Miss Grace E. Walp, Catasauqua.

#### LUZERNE COUNTY

C. P. Elliott, Wilkes-Barre.  
Raymond J. Faust, Wilkes-Barre.  
Kenneth J. Guest, Plymouth.  
Francis X. Kneegels, White Haven.  
Alexander J. Laffey, Wilkes-Barre.  
Joseph A. Lyman, Hazelton.  
Fracis J. Peterson, Larksville, Plymouth.  
Miss Thurza M. Williams, Kingston.

#### LYCOMING COUNTY

Miss Mabel E. Gohrs, Williamsport.  
Miss Caroline Faber Martz, Williamsport.  
Miss J. L. Rubendall, Williamsport.  
Mrs. Cecelia A. Shick, Williamsport.

#### McKEAN COUNTY

Mrs. Helena R. Clayton, Bradford.  
Henry Graff, Bradford.  
Miss Ruth A. McCready, Bradford.  
W. J. Roberts, Foster Twp., Bradford.

#### MONTGOMERY COUNTY

Therman P. Britt, Jenkintown.  
Miss Claire E. Burk, Pottstown.  
Robert L. Clayton, Lansdale.  
Sylvester B. Conrad, Abington Twp., Abington.  
P. Sheridan Corson, Abington Twp., North Hills.  
Newton H. Hackman, Hatfield Twp., Colmar.  
Harold E. Hennessey, Lower Merion Twp., Bryn Mawr.  
F. Carl Hitze, West Norriton Twp., Norristown.  
Francis J. Mullin, Norristown.  
George R. Neal, Whitmarsh Twp., Plymouth Meeting.  
Miss Anna M. Smith, Ambler.  
Francis S. Trout, 3rd, Norristown.

#### NORTHAMPTON COUNTY

Miss Margaret C. Foley, Bethlehem.  
Wallace F. Grube, Bethlehem.  
Arthur N. Meixell, Bethlehem.  
Thomas V. Morgan, Bethlehem.  
Thomas D. Warke, Northampton.

#### NORTHUMBERLAND COUNTY

Llewellyn A. Eyster, Sunbury.  
Miss Pearl A. Heffelfinger, Milton.  
Wm. Marsh Lantz, Watstown.  
Miss Magalene Murdza, Mount Carmel.  
Mrs. Ruth M. Phillips, Milton.  
Michael Surgent, Sunbury.

#### PERRY COUNTY

Mrs. Mabel E. Gelbach, Duncannon.  
George A. Robb, Bloomfield, New Bloomfield.

#### PHILADELPHIA COUNTY

Miss Katharine J. Bartlett, 143 E. Pomona Terrace (44).  
George B. Bates, 6724 Torresdale Avenue (35).  
Mrs. Ada E. Beckman, 4260 Chestnut Street (4).  
Stanley M. Bednarek, 2607 E. Allegheny Ave. (34).  
Hugh R. Boyle, 1939 S. Broad Street (48).  
John J. Bracken, Jr., 4848 Lancaster Ave. (31).  
William N. Britton, 1500 Walnut Street (1).  
Frank P. Bucco, 1625 Oregon Ave. (45).  
Martin W. Casey, 3607 Walnut Street (4).  
Mrs. Ethel M. Christ, Bellevue-Stratford Hotel, Broad and Walnut Sts. (3).  
Theodore Clearfield, 5724 Rising Sun Ave. (20).  
Miss Dorothy Collingwood, 5025 Wayne Avenue (44).  
Thomas P. Connor, 545 North 23d Street (30).



Walter Crisconi, 1155 S. Broad Street (47).  
 Herbert S. Dawson, 303 Vine Street (6).  
 Leslie O. Deans, 419 Stephen Girard Bldg. (7).  
 Harry W. D'Orazio, 1406 Wharton Street (46).  
 Mrs. Helen Dougherty, 5200 Grays Avenue, P. O. Box 7349.  
 Miss Anna L. Draeger, 20th Flr., Architects Bldg. (3).  
 George E. Eichele, 1508 Walnut Street (2).  
 Mrs. Anna M. Farnan, Rm. 1010, 1616 Walnut St. (3).  
 William N. Farran, Jr., 7981 Oxford Avenue (11).  
 Miss Mona K. Fisher, Lewis Tower, 15th and Locust Sts.  
 Philip S. Fisher, 203 City Hall Annex (7).  
 Anthony J. Froehlich, 7907 Loretta Ave. (11).  
 Miss Jeanne D. Gowell, 1616 Walnut Street (3).  
 Mrs. Grace L. Hast, Broad Street Station Bldg. (3).  
 Harry L. Hubbs, 1215 Nedro Avenue (41).  
 Miss Madeline Hutt, Front St. and Olney Ave. (20).  
 Miss Margaret M. Hyde, Market St. National Bank Bldg. (7).  
 John P. Jones, Box 3669, Richmond & Norris Sts.  
 Nelson W. Jones, 5500 Germantown Ave. (44).  
 Leon Kafin, 656 North 11th Street (23).  
 Max Kessel, 1230 Stirling Street (11).  
 Julius Katz, 700 South 18th Street (46).  
 Mrs. Margaret C. Keegan, 1015 Packard Building (2).  
 Miss Esther V. Kennedy, 1119 Bankers Securities Bldg. (7).  
 Mrs. Jane S. Kubiak, 7438 Brouss Avenue (24).  
 Emil Kulchysky, 2231 Fairmount Avenue (30).  
 Frederick P. Landenberger, 229 Arch Street (6).  
 Walter L. Landis, 7600 State Road (36).  
 Miss Geraldine L. Leeper, Rm. 1512, 1420 Walnut St. (2).  
 David Lerman, 643 Ritner Street (48).  
 James H. Livezly, 3700 Midvale Avenue (29).  
 Mrs. Margaret Lyle, 173 W. Roosevelt Blvd. (20).  
 Dolf L. Lyons, S. E. Cor. Broad and Girard Ave.  
 Miss A. Marguerite McDowell, 1535 Land Title Building (10).  
 Miss Martha T. McGovern, 608 Bulletin Bldg., Juniper and Filbert Sts. (7).  
 Miss Margaret M. Mahoney, Rm. 2100, Girard Trust Bldg. (2).  
 Bernard Margulis, 1856 Champlost Avenue (41).  
 Wm. J. Morrissey, Trenton Ave. & Somerset St. (34).  
 Miss Helen I. Motson, 7981 Oxford Avenue (11).  
 Miss Mabel Mudd, 2450 Hunting Park Ave. (32).  
 Mrs. Viola Romaine Myers, 2352 77th Avenue (38).  
 J. Miller Neeger, 4211 Chestnut St. (4).  
 H. Jack Null, 611 Washington Square Bldg. (6).  
 N. F. Parks, Jr. 4221 North Broad Street (40).  
 Harry Pearce, 3901 Ridge Avenue (32).  
 Miss Florence M. Rheiner, 2300 W. Westmoreland St. (40).  
 William V. Rowan, S. E. Cor. 46th and Walnut St. (39).  
 Mrs. Miriam M. Rubin, 6958 Torresdale Avenue (35).  
 Miss Marie Samet, 1014 Kenwyn Street (24).  
 William J. Sargent, 1500 Walnut Street (1).  
 Mrs. Florence A. Schaefer, 1608 Walnut Street, Sun Bldg. (3).  
 Miss Lillian A. Schaefer, 816 Market St. National Bank Bldg.  
 J. Schone, 2d Floor, 4667 Paul Street (24).  
 Miss Esther Schwartz, 232 Market St., 5th Floor (6).  
 Michael I. Sheran, 1014-1020 Walnut St. (7).  
 Raymond H. Shetter, 5915 Master Street (31).  
 Miss P. Madelyn Stallsmith, Rm. 915, Quaker City Federal Bldg.  
 Joseph P. Strigle, Jr., 7406 Lawndale Street (11).  
 Meyer M. Tobias, 308 Brown Bldg., 328 Chestnut Street.  
 Anthony Ursomarso, 1732 Jackson St. (45).  
 Miss Jessie D. Valenti, Stock Exchange Building (2).  
 Howard E. Walker, 1145 N. 4th Street (23).  
 Miss Esther E. Weber, 1418 Packard Bldg. (2).  
 Mrs. Mary Fox Weisbrod, 6112 Germantown Ave. (44).  
 Otto W. Wetzork, 624 W. Kingsley St. (44).  
 Mrs. Ruth J. Wexler, 4060 Powelton Avenue (4).  
 John B. Wightman, 1059 Bridge Street (24).  
 Earl W. Williams, 42 South 15th Street (2).  
 Mrs. Franklynne Williams, 1832 N. Bouvier Street (21).  
 Robert L. Wiswell, 8527 Germantown Ave. (18).

Milton R. Zoloth, Rm. 603, 1616 Walnut St. (3).

#### SCHUYLKILL COUNTY

William M. Barr, Cressona.  
 Miss Sara M. Hill, Pottsville.  
 Mrs. Gertrude K. O'Brien, Pottsville.

#### SOMERSET COUNTY

Mrs. Margaret K. Phillips, Meyersdale.  
 Thomas W. Sayers, Somerset.

#### SUSQUEHANNA COUNTY

E. J. Gordon, Susquehanna Depot.

#### TIOGA COUNTY

Walter A. Stoddard, Elkland.  
 Kenneth R. Barrett, Warren.  
 Miss Ruth A. Kehli, Warren.  
 Mrs. Agnes M. Mong, Warren.

#### WASHINGTON COUNTY

Mrs. Alice A. Borza, North Strabane Twp., Canonsburg.  
 Miss Irene M. Hormell, Washington.  
 Mrs. Elizabeth F. Keating, Charleroi.  
 Charles E. Noble, Finleyville.  
 Miss Felomena A. Petardi, Canonsburg.  
 Harold Ream, Roscoe.

#### WAYNE COUNTY

Miss Catherine T. Denver, Hawley.

#### WESTMORELAND COUNTY

Mrs. Margaret K. Howard, Greensburg.  
 Willis J. Hutchins, Irwin.  
 Alfred W. Ratner, Greensburg.

#### YORK COUNTY

Paul E. Dietz, York.  
 Mrs. Dorathy A. Gemmill, Springettsburg Twp., York.  
 Joseph A. McClain, York.  
 Paul M. Murphy, York.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
 Governor's Office, Harrisburg, January 6, 1953.  
 To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Notaries Public, for terms of four years to compute from the dates shown: To compute from date of confirmation

#### ALLEGHENY COUNTY

William J. Byers, Penn Twp., Verona.

#### SUSQUEHANNA COUNTY

Miss Anna May Dayton, Montrose.

To compute from the dates set opposite their names

#### PHILADELPHIA COUNTY

John J. McCreesh, Jr., 1431 Land Title Bldg., 1-17-53.

#### SUSQUEHANNA COUNTY

Mrs. Ruth I. Thornton, Susquehanna Depot, Susquehanna, 1-17-53.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
 Governor's Office, Harrisburg, January 6, 1953.  
 To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the



following persons for appointment as Notaries Public, for terms of four years to compute from the dates shown:

To compute from date of confirmation

#### ALLEGHENY COUNTY

T. M. Brassell, Pittsburgh, 400 Grant St.  
Mrs. Gladys K. Hopf, West View.

#### BEAVER COUNTY

Raymond N. Keyser, Aliquippa.  
Jack Ryan, Brighton Twp., Beaver.  
Joseph N. Tosh, Freedom.

#### CHESTER COUNTY

Mrs. Rhoda M. Strode, Avondale.

#### DELAWARE COUNTY

Mrs. Dorothy Brooks, Aston Twp., Media.

#### LAWRENCE COUNTY

Mrs. Margaret J. Burnside, New Castle.  
Miss Katherine A. Jacoby, Ellwood City.  
Marshall G. Matheny, New Castle.  
Horace W. Sallade, New Castle.

#### LEHIGH COUNTY

Esau T. Joseph, Allentown.

#### MONTGOMERY COUNTY

Mrs. Dorothy R. Brenninger, Lansdale.

#### NORTHAMPTON COUNTY

Mrs. Catherine Mayrosh, Palmer Twp., Easton.

#### PHILADELPHIA COUNTY

Miss Ursula F. Carroll, Rm. 213, Monroe Bldg. (6).  
Miss Mary F. Dorrian, 3314-16 Germantown Ave.  
Miss Kathryn M. Pryor, 3230 Teesdale St., (36).  
Eugene A. Safko, Rm. 705 Reading Terminal Bldg. (5).  
Miss Ethyl B. Taylor, 630 Widener Bldg. (7).  
P. Werner, 1804 E. Allegheny Ave. (34).  
Joseph Wittenberg, 3211 W. Oxford St. (21).

#### WESTMORELAND COUNTY

Mrs. Anita R. Kratochvil, Jeannette.

To compute from the dates set opposite their names

#### ALLEGHENY COUNTY

Mrs. Mamie H. Wadkins, Pittsburgh, 2517 Mahon St. (19) 1-17-53.

#### BEAVER COUNTY

Mrs. Emma B. Wagner, Rochester, 1-17-53.

#### CENTRE COUNTY

J. M. Lingenfelter, Bellefonte, 1-17-53.

#### LAWRENCE COUNTY

Miss Melvina J. Davies, New Castle, 1-17-53.  
James A. Rugh, New Castle, 1-17-53.

#### LUZERNE COUNTY

Andrew J. Sholtis, Freeland, 1-17-53.  
Miss F. Pauline Wolfe, Luzerne, 1-17-53.

#### NORTHAMPTON COUNTY

Mrs. Grace D. Dotter, Northampton, 1-17-53.

#### PHILADELPHIA COUNTY

Mrs. Nina Riaboff, 910 S. St. Bernard St. (43), 1-22-53.

#### BERKS COUNTY

Calloway E. Banks, Reading, 1-24-53.

#### NORTHAMPTON COUNTY

Mrs. Mae F. Klein, Easton, 1-24-53.  
Stanley M. Transue, Wilson, Easton, 1-24-53.

#### VENANGO COUNTY

Donald Glenn, Franklin, 1-24-53.

#### BRADFORD COUNTY

Mrs. Georgiana Williams, Le Raysville, 1-27-53.

#### LAWRENCE COUNTY

T. C. Ben, Ellwood City, 1-27-53.  
Clyde M. Buzard, Ellwood City, 1-27-53.

#### MONTGOMERY COUNTY

Miss Mary D. Casey, Whitemarsh Twp., Conshohocken, 1-27-53.

#### PHILADELPHIA COUNTY

Fred Wagner, 2826 E. Venango Street (34), 1-27-53.

#### WESTMORELAND COUNTY

John G. McCune, West Newton, 1-27-53.

#### BEAVER COUNTY

Elmer Kross, Beaver Falls, 1-31-53.

#### ALLEGHENY COUNTY

Miss Catherine B. Becker, Pittsburgh, Rm. 526, City County Bldg., 2-1-53.

Mrs. Ruth L. Grimes, Pittsburgh, 822½ Clarissa St., 2-1-53.

Edward A. Reger, Pittsburgh, 2202 Arlington Ave., 2-1-53.

Miss R. Martha Smith, Pittsburgh, 408 Koppers Bldg., 2-1-53.

Paul N. Tighe, Pittsburgh, 417 Grant St. (19), 2-1-53.

#### BEAVER COUNTY

Eugene Atkinson, Aliquippa, 2-1-53.  
John G. Inman, Beaver Falls, 2-1-53.  
Mrs. Doris S. Riddle, Aliquippa, 2-1-53.

#### CHESTER COUNTY

Charles E. Lucas, Jr., West Chester, 2-1-53.

#### CUMBERLAND COUNTY

John David Kilmore, Lower Allen Twp., Mechanicsburg, 2-1-53.

#### DAUPHIN COUNTY

Mrs. Cecil R. Norton, Harrisburg, 2-1-53.

#### FAYETTE COUNTY

Frank A. Wheeler, Masontown, 2-1-53.

#### LAWRENCE COUNTY

Walter E. Braham, New Castle, 2-1-53.  
Miss Ruth Cleaveland, New Castle, 2-1-53.  
Miss Marie C. Hanlon, New Castle, 2-1-53.  
Miss Magdalene Knarr, New Castle, 2-1-53.  
Richard D. Smith, New Castle, 2-1-53.

#### LYCOMING COUNTY

S. P. Bathurst, Williamsport, 2-1-53.

#### MONTGOMERY COUNTY

Mrs. Florence R. Godshalk, Lansdale, 2-1-53.  
W. Griffith Knorr, Abington Twp., Glenside, 2-1-53.  
Thomas J. Reid, Springfield Twp., Erdenheim, Phila., 2-1-53.



## NORTHAMPTON COUNTY

Miss Eleanor Kleinhaus, Easton, 2-1-53.

## NORTHUMBERLAND COUNTY

Robert E. Coup, Milton, 2-1-53.

## PHILADELPHIA COUNTY

Joseph Goldstein, 5930 Haverford Ave. (31), 2-1-53.

George W. Keehfuss, 1217 N. 29th St., 2-1-53.

E. B. J. Phillips, 702 S. 51st St., 2-1-53.

Mrs. Freda B. Rosenblit, 1638 S. 59th St., 2-1-53.

## SOMERSET COUNTY

Espy Burdeau, Somerset, 2-1-53.

## WESTMORELAND COUNTY

Carl M. Seiler, Jeannette, 2-1-53.

## LAWRENCE COUNTY

Bernard J. Hanlon, New Castle, 2-2-53.

## LUZERNE COUNTY

Mrs. Armada B. Petrini, Newport Twp., Glen Lyon, 2-3-53.

## MONTGOMERY COUNTY

Miss Dorothy M. Rodebaugh, Norristown, 2-3-53.

## VENANGO COUNTY

Vance W. Sayers, Franklin, 2-3-53.

## LUZERNE COUNTY

J. Albert Spare, Hazleton, 2-5-53.

## MONTGOMERY COUNTY

William A. Glass, Conshohocken, 2-7-53.

Harry I. Hiestand, Royersford, 2-7-53.

## DELAWARE COUNTY

Clarence T. Crosgrove, Marcus Hook, 2-12-53.

## LEHIGH COUNTY

Albert Schlager, Slatington, 2-14-53.

## WESTMORELAND COUNTY

C. A. McGuire, Manor, 2-15-53.

## PHILADELPHIA COUNTY

G. M. Johnson, 1000 Lincoln-Liberty Bldg. (7), 2-23-53.

## LYCOMING COUNTY

Mrs. Joan J. Johnson, Loyalsock Twp., Williamsport, 2-28-53.

JOHN S. FINE

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Notaries Public for terms of four years to compute from the dates shown:

To compute from date of confirmation

## ADAMS COUNTY

Pius I. Topper, McSherrystown.

Miss Anna C. Weaver, Littlestown.

## ALLEGHENY COUNTY

Miss Olive E. Alexander, Bethel, Bridgeville.

Albert W. Ammon, Pittsburgh, 2950 Banksville Rd.

Clyde W. Austin, Springdale.

Mrs. Regina J. Bartosiewicz, Pittsburgh, 4400 Butler St. (1).

W. W. Baum, McKeesport.

W. A. Bingler, Pittsburgh, 5835 Baum Blvd.

W. H. Bingler, Pittsburgh, 5835 Baum Blvd.

Miss Hilda M. Brown, Bridgeville.

Miss A. M. Casillo, Pittsburgh, 1st Flr. Law & Finance Bldg. (19).

N. R. Comley, Wilkinsburg.

Mrs. Dorothy E. Eibs, Bethel, Horning Rd., Pgh. (27).

John C. Ferguson, Pittsburgh, 140 Stanwix St.

David George Jr., Turtle Creek.

H. M. Herold, Pittsburgh, 1207 Columbus Ave.

Charles R. Heuser, East Deer Twp., Creighton.

Blair G. Huddart, Pittsburgh, 1315 W. Liberty Ave.

Wm. W. Hurrell, McKeesport.

Miss Lottie R. Keys, Pittsburgh, 747 Union Trust Bldg. (19).

Mrs. Arshalous S. Lawson, Pittsburgh 602 Frick Bldg.

George M. Loughran, Pittsburgh 1001 Heberton St.

Miss Edna J. Lydon, Pittsburgh, 907 Oliver Bldg.

Robert A. Murray, Springdale.

Mrs. Frances M. Reno, Pittsburgh, Wyoming at Virginia Ave. (11).

Geo. A. Reynolds, Pittsburgh, 1707 Investment Bldg. (22).

J. Russell Rose, Braddock.

Mrs. Rosalia Ann Ruziczka, Braddock.

Miss M. Elizabeth Seif, Pittsburgh, 1523 Oliver Bldg.

Bruno Del Signore, Pittsburgh, 331 S. Evaline St.

J. G. Simpson, Pittsburgh, 1648 Shady Ave.

Mrs. T. M. Vandermill, Pittsburgh, 807 Law & Finance Bldg., (19).

Mrs. Sarah Young, Pittsburgh, 3178 Beechwood Blvd.

## ARMSTRONG COUNTY

David E. Booth, Ford City.

Ira M. Henry, Ford City.

John M. Wilson, Ford City.

## BEAVER COUNTY

Mrs. Gertrude D. Tinsman, Beaver Falls.

## BERKS COUNTY

Miss Lillian H. Hartman, Boyertown.

George L. Heckman, Reading.

Miss Marie A. Heine, Reading.

Miss Miriam M. Moll, Reading.

Mrs. Stella Robinson, Muhlenberg Twp., Reading.

## BRADFORD COUNTY

Miss Edith C. Snook, Athens.

## BUCKS COUNTY

Joseph E. Buck, Bristol.

Miss Lillian M. Fell, Doylestown.

Miss M. Alice Hennessy, Doylestown.

Irvin L. Mac Nair, Chalfont.

## BUTLER COUNTY

Miss Virginia McKay, Butler.

Mrs. Laura C. Reamer, Saxonburg.

J. Robert Rodgers, Slippery Rock.

## CAMBRIA COUNTY

Mrs. Rita Burns, Summerhill, South Fork.

Miss Nancy A. Moebus, Johnstown.

Lester A. Schettig, Cresson.

## CARBON COUNTY

Miss Viola M. Gaugler, Kidder Twp., White Haven.

Claude D. Reinhard, Palmerton.

Mrs. Elaine R. Reitz, Palmerton.

## CENTRE COUNTY

Charles H. Stover, Jr., Benner Twp., Bellefonte.

## CHESTER COUNTY

George W. Aumiller, Downingtown.  
Miss Dorothy H. Bane, West Chester.  
Miss Ruth A. Crosley, West Chester.  
George S. Dowlin, Cain Twp., Thorndale.  
Miss Vivian T. Fahnestock, West Chester.  
Miss Catherine J. Huber, West Chester.  
Miss Sara Sue Humpton, West Chester.  
William R. Whitelaw, Easttown Twp., Berwyn.

## CLEARFIELD COUNTY

David E. Blakley, DuBois.  
John H. Heussner, DuBois.  
Wm. Dewey Stott, Jr., Houtzdale.

## CUMBERLAND COUNTY

Miss Mary R. Wert, Carlisle.

## DAUPHIN COUNTY

Ray L. Cover, Harrisburg.  
A. Boyd Derr, Harrisburg.  
Mrs. Helen V. Johnson, Harrisburg.  
Mrs. Ida I. Kines, Harrisburg.  
Miss Lucinda E. Rigling, Harrisburg.

## DELAWARE COUNTY

Frank S. English, Media.  
Harry L. Kailer, Jr., Lower Chichester Twp., Marcus Hook.  
Miss Lucille M. Overbeck, Upper Darby Twp., Upper Darby.  
William M. Parks, Radnor Twp., Wayne.  
Curtis G. Wiegand, Chester.

## ELK COUNTY

Paul B. Greiner, Ridgway.  
J. P. Halloran, St. Marys.  
L. G. Hauber, St. Marys.  
Norbert J. Pontzer, Ridgway.  
Charles G. Schlimm, St. Marys.  
H. E. Williamsee, St. Marys.

## ERIE COUNTY

Miss Mary Carle, Erie.  
Robt. J. Firman, Erie.  
Howell L. James, Erie.  
Miss Elizabeth A. Knochel, Erie.  
John A. Spaeder, Erie.  
Miss Inez L. Whited, Millcreek Twp., Erie.

## FAYETTE COUNTY

Frank R. Foster, Uniontown.  
John Sisson, Menallen Twp., Uniontown.  
Cecil P. Sutton, Point Marion.  
Thomas F. Welsh, Connellsville.

## FRANKLIN COUNTY

Mrs. Carrie G. Daley, Waynesboro.  
Wilbur N. Kauffman, Mercersburg.

## INDIANA COUNTY

Miss C. H. Abel, Indiana.

## JEFFERSON COUNTY

Mrs. Josephine D. Sweeney, Punxsutawney.

## LACKAWANNA COUNTY

Mrs. Mary Bobar, Scranton.  
Miss Margaret B. Cawley, Scranton.  
James P. Norton, Scranton.  
Walter A. Oleniewski, Dickson City.  
Joseph Smetana, Scranton.

## LANCASTER COUNTY

E. W. Conner, Lancaster.  
Harold M. Reece, Lancaster.

## LEBANON COUNTY

Michael Stefonich, Cornwall.

## LEHIGH COUNTY

Mrs. Anna G. Berg, Allentown.  
Harry D. Brady, Allentown.  
Wm. B. Cass, Allentown.  
Mrs. Miriam C. Fritz, Weisenberg Twp., Kutztown.  
Carl Hoffman, Allentown.  
Mrs. Miriam R. Kelchner, North Whitehall Twp., Neffs.  
Mrs. Lee A. Kembel, Fountain Hill, Bethlehem.  
Mrs. Blanche Lucas, Allentown.  
Miss Mary C. McFadden, Allentown.  
Mrs. Dorine Nehf, Allentown.  
Alfred H. Newhard, Allentown.  
Miss Edna C. Troxell, Allentown.

## LUZERNE COUNTY

Martin J. Baltimore, Wilkes-Barre.  
Sister Mary Camillus, Wilkes-Barre.  
Francis T. Ferry, Hazleton.  
Henry Fox, Sr., Hazleton.  
Mrs. Mary T. Frantz, Plymouth.  
Nicholas Sabol, Kingston.  
Mrs. Teresa Stenach, Plymouth.  
S. Dutt Wolcott, Wilkes-Barre.

## LYCOMING COUNTY

Miss Esther A. Kehler, Williamsport.

## McKEAN COUNTY

Mrs. Lois Goodrich, Bradford.

## MERCER COUNTY

Charles S. Collins, Sharpsville.  
George Frankel, Farrell.

## MONROE COUNTY

Albert H. Wilkinson, Barrett Twp., Buck Hill Falls.

## MONTGOMERY COUNTY

Frank W. Baer, Abington Twp., Abington.  
Mrs. Mabel E. Gotwals, Norristown.  
Mrs. M. V. Kochey, Cheltenham Twp., Cheltenham.  
Howard E. Prickitt, Skippack Twp., Graterford.  
Miss Sophie Schwenk, Souderton.  
Andrew A. Sheard, Lower Merion Twp., Ardmore.  
John H. Voegler, Lower Merion Twp., Ardmore.  
T. Malcolm Williams, Upper Gwynedd Twp., Gwynedd.

## NORTHAMPTON COUNTY

Kenneth Florey, Easton.  
Claude R. Laros, Easton.

## NORTHUMBERLAND COUNTY

Miss Cora A. Martin, Shamokin.  
Mrs. Verna Seagrave, Shamokin.  
Benjamin E. Trautman, Sunbury.

## PERRY COUNTY

Mrs. Velva E. Keller, Marysville.

## PHILADELPHIA COUNTY

John G. H. Alberti, 10th & Spring Garden Sts. (1).  
Miss Jane W. Allen, 4811 Vankirk St. (24).  
Walter N. Berry, S. W. Cor., 13th & Market Sts.  
Miss Frances Boyd, 733 E. Longshore Ave. (11).  
Fred Brucker, 743 E. Allegheny Ave. (34).  
Mrs. Dorothy W. Byerly, 7701 Burholme Ave., Fox Chase.  
Mrs. Marie F. Carley, Aldine Bldg., 1930 Chestnut Street (3).  
Miss Elizabeth L. Carr, Rm. 2424, 12 S. 12th St. (7).  
Miss Caroline E. Caspar, 424 S. 48th St. (43).



Miss Catharine C. Cassidy, 1142 Fidelity-Phila. Trust Bldg. (9).  
 Mrs. Anna L. Cerebi, 2915 N. Second St. (33).  
 Martin M. Chofnas, 928 W. Lehigh Ave. (33).  
 Miss Shirley B. Cohen, Rm. 1706, Market St.. Nat'l Bank Bldg. (7).  
 Miss Elizabeth Cook, Suite 1100, 1500 Walnut St.  
 John M. Dager, 921 Wagner Ave. (41).  
 Mrs. Marjorie R. Dinan, 1620 W. Thompson St. (21).  
 A. E. Duffett, 58th & Schuylkill River (43).  
 Mrs. Claire Faulkner, Rm. 411, Harrison Bldg. (2).  
 William E. Foody, Rm. 1208, 1500 Walnut St. Bldg.  
 Ralph E. Frey, 424 N. 19th St. (30).  
 Mrs. Mollie S. Furia, 1627 S. Broad St. (48).  
 Robert Hamilton, 1123 Western Saving Fund Bldg.  
 Edwin S. Hart, Gillingham & Worth Sts. (24).  
 Edwin H. Henrie, 1630 Pine St. (3).  
 Harry G. Hipple, 4th Flr., Pa. Fire Insurance Co. Bldg. (6).  
 Raymond C. Kaelin, 1725 W. Champlost Ave. (41).  
 Miss Reba Kanher, 1921 Walnut St. (3).  
 Miss Eleanor Kearney, Rm. 1338, Fidelity-Phila. Trust Co. Bldg.  
 Manuel J. Levin, Rm. 1413 Liberty Trust Bldg.  
 H. L. Lieberman, 305 Lewis Tower (2)  
 Miss Florence A. MacDonald, 107 Fuller Bldg. (3).  
 Mrs. Frances Conner McGrath, 4925 Saul St. (24).  
 Edward B. McLaughlin, 5547 Chester Avenue.  
 J. Herbert McMullen, 50th St. & Wynnefield Ave.  
 Miss Emma B. Mann, 1300 Packard Bldg. (2).  
 Mrs. Hazel M. Marquart, 220 W. Cambria St. (33).  
 Miss Ida Miller, Rm. 708, 1500 Walnut St. (2).  
 Miss Mary J. Miller, Rm. 900, Terminal Commerce Bldg. (8).  
 John Montone, Jr., 23d & Passyunk Ave. (45).  
 Miss Dorothy Myers, 146 N. Delaware Ave. (6).  
 James B. Odom, 306 N. 41st Street (4).  
 Miss Anne M. O'Donnell, 305 Horn Bldg. (2).  
 Mrs. Dorothea G. O'Hare, 907 Fidelity-Phila. Trust Bldg. (9).  
 Miss Ruth M. Paige, 2d Flr., Widener Bldg. (7).  
 Mrs. Rose R. Pappaceno, 1400 N. Broad St. (21).  
 Albert E. Pomerantz, Apt. 703, 1530 Spruce St. (2).  
 Waldorf R. Ringe, 1604 Girard Trust So. Bldg.  
 Miss Mayola B. Samuel, 5511 Market St. (39).  
 Miss Eileen Selmi, 3322 N. Broad Street.  
 William Selmi, 3322 N. Broad Street.  
 Dietric Slobogin, 3024 N. Franklin St. (33).  
 George W. Smedley, N. W. Cor., 20th & Passyunk Ave.  
 Edward U. Sontheimer, 346 Hellerman St. (11).  
 Solomon W. Steigman, 561 N. 63d Street (31).  
 Mrs. Naomi Strona, 1817 S. 10th Street (48).  
 William J. Sutor, 8303 Mansfield Ave. (19).  
 Miss Amelia H. Syren, 15th Flr., Morris Bldg. (2).  
 Mrs. Helen S. Wiley, 507 Architects Bldg. (3).  
 Mrs. Mary L. Wilhere, Rm. 1901, 1528 Walnut St. Bldg.  
 Miss Margaret S. Wilson, 123 S. Broad Street (9).  
 Charles M. Wolfson, 2401 N. 33d Street (32).  
 Samuel Wolk, 811 Porter Street (48).  
 Miss Anna E. Woods, 734 S. Second Street (47).

#### SCHUYLKILL COUNTY

Joseph J. Boreese, Ringtown.  
 John W. Brown, Ashland.  
 Cornelius B. Walters, New Philadelphia.

#### SUSQUEHANNA COUNTY

John R. Jaquish, Susquehanna Depot, Susquehanna.

#### TIOGA COUNTY

Robert C. Gridley, Westfield.

#### VENANGO COUNTY

Miss Ruth I. Custer, Franklin.  
 Mrs. Mary S. Fuller, Franklin.  
 W. F. Moyar, Oil City.  
 Miss M. Alma Walker, Oil City.

#### WASHINGTON COUNTY

Robert S. Bauman, Washington.

Mrs. Mattie A. Kelley, Canton Twp., Washington  
 Paul A. Pakulla, Jr., Canton Twp., Washington.

#### WESTMORELAND COUNTY

Miss Anna Belli, New Kensington.  
 Mrs. Sara C. Cope, South Greensburg, Greensburg.  
 LeRoy M. Gilbert, Latrobe.  
 Miss Marguerite M. McAtee, Latrobe.  
 Miss Regina L. Rau, Salem Twp., Greensburg.  
 Richard G. Wagner, New Florence.

#### YORK COUNTY

Miss Dora E. Bankert, Hanover.  
 B. W. Bennett, Hanover.  
 C. C. Gruver, York.  
 Mrs. Clarice M. March, Wellsville.  
 Mrs. Adda E. Raifsnider, Springettsburg Twp., York.

To compute from the dates set opposite their names

#### ALLEGHENY COUNTY

Mrs. Armella E. Fritz Carrick, Pittsburgh, 75 Pius St., 1-7-53.  
 Miss Norma C. Daugherty, Pittsburgh, 908 Homewood Ave. (8), 1-7-53.  
 Michael A. Mullin, Braddock, 1-7-53.

#### CAMBRIA COUNTY

Mrs. Rubie M. Dickie, Johnstown, 1-7-53.

#### CHESTER COUNTY

Miss Emily F. Miller, West Chester, 1-7-53.

#### DAUPHIN COUNTY

Kenneth G. Kipp, Harrisburg, 1-7-53.

#### LEHIGH COUNTY

George Dilliard, Allentown, 1-7-53.

#### LUZERNE COUNTY

Gordon S. Yetter, Wilkes-Barre, 1-7-53.

#### LYCOMING COUNTY

Miss A. Louise Clinger, Williamsport, 1-7-53.

#### PHILADELPHIA COUNTY

John A. Dunwoody, 1416 Chestnut St., 1-7-53.  
 Albert Goldberg, 709 W. Girard Ave., 1-7-53.  
 Mrs. Florence Madison Hill, 1947 Wharton St., 1-7-53.  
 Abraham Long, 2229 N. 33d St., 1-7-53.  
 Howard W. Ortlip, 31st & Walnut Sts., 1-7-53.  
 Joseph A. Pierro, 1241 S. 6th St., 1-7-53.  
 Miss Reine Regen, 1102 Harrison Bldg., 1-7-53.  
 Adolph W. Reinhold, S. E. Cor. Broad & Chestnut Sts. (7) 1-7-53.

#### WESTMORELAND COUNTY

Mrs. Ida Marie Roman, Latrobe, 1-7-53.

#### ALLEGHENY COUNTY

Edward S. Gall, Pittsburgh, Rm. 2303-04 First Nat'l Bk Bldg, 1-13-53.

#### LUZERNE COUNTY

William H. Clewell, Kingston, 1-13-53.

#### WAYNE COUNTY

Frank X. Crockenberg, Honesdale, 1-14-53.

#### ALLEGHENY COUNTY

Miss Virginia Callery, Pittsburgh, 2108 Law and Finance Bldg., 1-15-53.  
 Miss C. M. Huddy, Pittsburgh, 807 Empire Bldg., 1-15-53.

## COLUMBIA COUNTY

Wallace W. Eves, Millville, 1-15-53.

## ERIE COUNTY

B. Walker Sennett, Erie, 1-15-53.

## LUZERNE COUNTY

Albert L. Fink, Nanticoke, 1-15-53.

## MONTGOMERY COUNTY

D. Kyle Twining, Abington Twp., Willow Grove, 1-15-53.

## PHILADELPHIA COUNTY

Mrs. Dorothy K. Coughlan, 7th Flr., I.B.M. Bldg., 1-15-53.  
Mrs. Dorothy H. Kavanagh, 4901 Stanton Ave., 1-15-53.  
Miss Isabel M. Lowry, Rm. 519, 121 S. Broad Street  
(7) 1-15-53.

## YORK COUNTY

Gerald H. Bowman, Hanover, 1-15-53.

## LEHIGH COUNTY

Charles L. Walters, Alentown, 1-16-53.

## ALLEGHENY COUNTY

Glenn E. Morrison, Pittsburgh, 2710 Koppers Bldg.,  
1-17-53.  
John F. Plunkett, Pittsburgh, 7220 Kelly St. (8) 1-17-53.  
Mrs. Anne D. Yurcon, Homestead, 1-17-53.

## BUTLER COUNTY

Paul F. Herrit, Butler, 1-17-53.

## CUMBERLAND COUNTY

Mrs. Helen E. Derrick, Mechanicsburg, 1-17-53.

## DAUPHIN COUNTY

Mrs. Margaret L. Rahm, Harrisburg, 1-17-53.  
George R. Robinson, Harrisburg, 1-17-53.

## DELAWARE COUNTY

James P. Reid, Norwood, 1-17-53.

## FAYETTE COUNTY

Norman M. Maust, South Union Twp., Uniontown,  
1-17-53.

## LANCASTER COUNTY

Mrs. Helen S. Brooks, East Lampeter Twp., Souders-  
burg, 1-17-53.  
Leo F. Ulrich, Elizabethtown, 1-17-53.

## McKEAN COUNTY

Mrs. Dorothy C. Brandes, Bradford, 1-17-53.

## MONTGOMERY COUNTY

Miss Martha Y. Martin, Norristown, 1-17-53.

## NORTHAMPTON COUNTY

Miss Anna M. Glanz, Easton, 1-17-53.  
W. Thomas Shafer, Bethlehem, 1-17-53.  
Paul Trumbower, Hellertown, 1-17-53.

## PHILADELPHIA COUNTY

Miss Bertha M. Bacher, 8330 Germantown Ave, Rm.  
911-14 Commonwealth Bldg. (7) 1-17-53.  
Patrick J. Gallagher, 5931 Lansdowne Ave., 1-17-53.  
Mrs. Goldie Levin, Suite 800, 20 S. 15th Street, 1-17-53.

## WESTMORELAND COUNTY

Francis V. Dias, Greensburg, 1-17-53.  
Frank DiLorenzo, Irwin, 1-17-53.  
James B. Gallagher, Jr., Greensburg, 1-17-53.

## WYOMING COUNTY

Ruel U. Capwell, Factoryville, 1-17-53.  
Mrs. Wilma J. Robinson, Eaton Twp., Tunkhannock,  
1-17-53.

## YORK COUNTY

Marvin H. Shaffer, Spring Grove, 1-17-53.

## ALLEGHENY COUNTY

Miss Mary C. Taylor, Pittsburgh, 419 Wood St. (22),  
1-18-53

## CENTRE COUNTY

Robert T. Hafer, State College, 1-18-53.

## DAUPHIN COUNTY

Steven L. Bowers, Harrisburg, 1-18-53.

## DELAWARE COUNTY

E. W. Havacek, Media, 1-18-53.

## PHILADELPHIA COUNTY

Andrew Farley, 2237 N. 6th St. (33), 1-18-53.  
Harry Gibbs, Rm. 307, 1414 S. Penn Square (2), 1-18-53.  
Morton L. Waber, 11th Flr., 1518 Walnut St. (2), 1-18-53.

## SUSQUEHANNA COUNTY

A. J. Webb, Oakland, Susquehanna, 1-18-53.

## FOREST COUNTY

Mrs. Alice A. Kelly, Tionesta, 1-19-53.

## ALLEGHENY COUNTY

Miss Margaret L. Kennedy, North Braddock, Braddock,  
1-22-53.

## BERKS COUNTY

Earl J. Sherk, Reading, 1-22-53.

## ERIE COUNTY

Mrs. Ruby L. Phoenix, Erie, 1-22-53.

## PHILADELPHIA COUNTY

Miss Ruth G. Hodges, 426 Suburban Station Bldg. (3),  
1-22-53.

## ALLEGHENY COUNTY

John C. Burress, Pittsburgh, Rm. 12, Duquesne Brew-  
ing Co. Bldg., 1-24-53.

Dewey Clark, Pittsburgh, 1504 Law & Finance Bldg.,  
1-24-53.

Mrs. Rosena L. Rice, Pittsburgh, 637 Kirkpatrick St.  
(19), 1-24-53.

## CLINTON COUNTY

Miss Myrtle D. Achuff, Lock Haven, 1-24-53.

## CRAWFORD COUNTY

Mrs. Alice Y. Blum, Titusville, 1-24-53.

## LACKAWANNA COUNTY

Alex J. MacMillan, Dalton, 1-24-53.  
Thomas McAndrew, Archbald, 1-24-53.

## MERCER COUNTY

Homer L. Osborne, Grove City, 1-24-53.

## PHILADELPHIA COUNTY

Walter N. Holstrum, 931 Commercial Trust Bldg. (2),  
1-24-53.

## SCHUYLKILL COUNTY

Joseph J. Domozik, Shenandoah, 1-24-53.



## WASHINGTON COUNTY

Frank L. Brownlee, Washington, 1-24-53.  
J. J. Norton, Donora, 1-24-53.  
Miss Ann C. Sullivan, Canton Twp., Washington,  
1-24-53.

## WESTMORELAND COUNTY

Frank Mandarin, Monessen, 1-24-53.

## PHILADELPHIA COUNTY

Miss Rebecca C. Welsh, 631 Land Title Bldg., 1-25-53.

## SCHUYLKILL COUNTY

Mrs. Laura M. Keich, Tamaqua, 1-25-53.

## CAMBRIA COUNTY

John Yacos, Jr., Portage, 1-26-53.

## DELAWARE COUNTY

Miss Ruby M. Holloway, Upper Darby Twp., Upper  
Darby, 1-26-53.

## LUZERNE COUNTY

Joseph I. Hosey, Plymouth, 1-26-53.  
Miss Blanche E. Thompson, Kingston, 1-26-53.

## PHILADELPHIA COUNTY

Edwin Adler, 2100 Unruh Ave., 1-26-53.  
Thos. J. Campbell, 7470 Sommers Road, 1-26-53.  
Louis W. Meixner, Glenwood & Castor Ave., 1-26-53.

## SCHUYLKILL COUNTY

John T. Lawson, Shenandoah, 1-26-53.

## TIOGA COUNTY

Mrs. Helen B. Wood, Elkland, 1-26-53.

## ALLEGHENY COUNTY

Anthony A. Barrante, Pittsburgh, 911 Jones Law Bldg.,  
1-27-53.  
Clyde J. Beavers, Pittsburgh, 1923 Murray Ave. (17),  
1-27-53.  
Miss Anna J. Collins, Pittsburgh, 3d & Liberty Aves.,  
1-27-53.  
A. T. Downey, Pittsburgh, 5815 Forward Ave., 1-27-53.  
Miss Josephine Dudas, Pittsburgh, 1406 Berger Bldg.,  
1-27-53.  
J. W. Holland, Carnegie, 1-27-53.  
Kenneth D. Jones, Homestead, 1-27-53.  
Herman Litman, Braddock, 1-27-53.  
Charles H. McClure, Homestead, 1-27-53.  
E. S. McPherson, Pittsburgh, Mellon Nat'l Bk. & Trust  
Co., 1-27-53.

## BUCKS COUNTY

Ray Z. Hartman, Quakertown, 1-27-53.

## CARBON COUNTY

Miss Evelyn F. Gabert, Lehigh, 1-27-53.

## CLARION COUNTY

Miss Mercedes Meisinger, Clarion, 1-27-53.

## CLINTON COUNTY

L. Clark Hamberger, Lock Haven, 1-27-53.

## DAUPHIN COUNTY

Miss Florence Fegley, Lykens, 1-27-53.  
Miss Claire Fortenbaugh, Harrisburg, 1-27-53.  
R. B. Manley, Harrisburg, 1-27-53.

## DELAWARE COUNTY

T. P. Davis, Chester, 1-27-53.  
Miss Sarah A. Grey, Chester, 1-27-53.  
E. S. Quay, Upper Darby Twp., Upper Darby, 1-27-53.

## ELK COUNTY

J. R. Bauer, St. Marys, 1-27-53.

## FOREST COUNTY

W. J. Phillips, Hickory Twp., Endeavor, 1-27-53.

## HUNTINGDON COUNTY

John L. Gilliland, Warriors Mark Twp., Warriors Mark,  
1-27-53.

## INDIANA COUNTY

Mrs. Ruth Hogan, Indiana, 1-27-53.

## JEFFERSON COUNTY

Harry H. Nolph, Brookville, 1-27-53.

## LACKAWANNA COUNTY

Miss Mary Levins, Scranton, 1-27-53.

## LEHIGH COUNTY

Samuel Glickman, Catasauqua, 1-27-53.

## LYCOMING COUNTY

Norman A. Norrito, Williamsport, 1-27-53.  
Horace G. Walters, East Stroudsburg, 1-27-53.

## MONTGOMERY COUNTY

John M. Koser, Lower Merion Twp., Ardmore, 1-27-53.

## NORTHAMPTON COUNTY

Mrs. Beulah Huff, Hellertown, 1-27-53.  
Miss Margaret Owen, Easton, 1-27-53.  
Miss Elsie I. Smith, Bethlehem, 1-27-53.

## NORTHUMBERLAND COUNTY

T. B. Martin, Shamokin, 1-27-53.  
Miss Maude E. Rubright, Mount Carmel, 1-27-53.

## PHILADELPHIA COUNTY

Robert D. Armstrong, Land Title Bldg., 100 S. Broad  
St., 1-27-53.  
Raymond H. Aucott, 4946 Germantown Ave., German-  
town (44), 1-27-53.  
Linford B. Cassel, Jr., 814 Packard Bldg., 1-27-53.  
J. J. Convery, Rm. 518, Packard Bldg (1), 1-27-53.  
John P. Fletcher, 2507 W. Lehigh Ave., 1-27-53.  
Lester S. Gibbs, 800 W. Lehigh Ave., 1-27-53.  
George R. Koenig, 2200 N. Second St., 1-27-53.  
Miss Marjorie E. Lucas, Rm. 555, Dulles Bldg., 1-27-53.  
Garrett C. McCarter, Rm. 1108, 1528 Walnut Street  
(2), 1-27-53.  
Albert O. Peterson, 815 Arch Street (5), 1-27-53.  
Miss Mary I. Rittenhouse, 1510 Walnut St., 1-27-53.  
Harry S. Switt, 1442 Western Saving Fund Bldg. (7),  
1-27-53.  
Louis G. Waring, 1510 Walnut St. (2), 1-27-53.  
Miss Clara M. Winch, 427 E. Moyer St. (25), 1-27-53.

## SCHUYLKILL COUNTY

Miss Helen Miernicki, Shenandoah, 1-27-53.  
Leo P. Schneider, East Norwegian Twp., St. Clair,  
1-27-53.

## VENANGO COUNTY

Walter D. Frederick, Oil City, 1-27-53.

## WESTMORELAND COUNTY

L. Alexander Sculco, New Kensington, 1-27-53.  
N. Ward Stitt, West Leechburg, 1-27-53.

## YORK COUNTY

H. Fred Fickes, York, 1-27-53.  
M. M. Grove, York, 1-27-53.

## PHILADELPHIA COUNTY

Edward W. Bell, 904 Chestnut St. (7), 1-28-53.

## YORK COUNTY

C. Thomas Jenkins, York, 1-28-53.

## ALLEGHENY COUNTY

Miss Mary Jane Peach, Pittsburgh, 720 Grant Bldg. (19), 1-29-53.

## NORTHUMBERLAND COUNTY

Mrs. Katie W. Crissinger, Washington Twp., Rebuck, 1-29-53.

## PHILADELPHIA COUNTY

Miss Anastasia M. White, 1224-34 Lincoln-Liberty Bldg. (7), 1-29-53.

## NORTHUMBERLAND COUNTY

Miss Mona A. Latsha, Jackson Twp., Dornsife, 1-30-53.

## WASHINGTON COUNTY

Mrs. M. C. Edwards, California, 1-30-53.

## ALLEGHENY COUNTY

Miss D. J. Doyle, Pittsburgh, Rm. 1518 Farmers Bank Bldg., 1-31-53.

Wilmer G. Engel, Bridgeville, 1-31-53.

Mrs. Anne M. Neu, Pittsburgh, 330 Melwood St. (13), 1-31-53.

## DELAWARE COUNTY

Leroy J. Pernsley, Upper Chichester Twp., Marcus Hook, 1-31-53.

JOHN S. FINE.

Commonwealth of Pennsylvania,

Governor's Office, Harrisburg, January 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Notaries Public, for terms of four years to compute from the dates shown:

To compute from date of confirmation

## ALLEGHENY COUNTY

Miss Agnes E. Fleming, Sharpsburg.

Victor L. Heller, Neville Twp., Neville Island.

Mrs. Helen C. Laughner, Crescent Twp., Glenwillard.

Eugene F. Sherry, Baldwin, Pgh. (27).

## BEAVER COUNTY

Mrs. Margaret G. Triska, Ambridge.

## BERKS COUNTY

Richard R. Norton, Reading.

## BUCKS COUNTY

Richard J. Murray, Doylestown.

Donald H. Siegfried, Bristol Twp., Bristol.

## BUTLER COUNTY

John L. Wise, Jr., Butler.

## DAUPHIN COUNTY

W. Homer Englehart, Harrisburg.

## DELAWARE COUNTY

Miss Elsie A. Reed, Upland.

## FAYETTE COUNTY

Miss Betty F. Palic, Uniontown.

## INDIANA COUNTY

Mrs. Mae L. Wilkerson, Indiana.

## LEHIGH COUNTY

Miss Ruby M. Beitler, Allentown.

Frank D. Hartzell, Fountain Hill, Bethlehem.

## LYCOMING COUNTY

Mrs. Grace K. Davies, Williamsport.

## PHILADELPHIA COUNTY

George Ebling, Torresdale Ave. and Pennypack St.

N. David Gross, 4016 Cottman St. (35).

Mrs. Frances H. High, 17th St. & Pattison Ave.

James T. Shilcock, 3220 N. Broad St. (40).

## SOMERSET COUNTY

H. Fred Saylor, Somerset.

Mrs. Melva Stull, Shanksville.

## VENANGO COUNTY

Max P. Gabreski, Oil City.

## WASHINGTON COUNTY

C. William Taylor, Canton Twp., Washington.

To compute from the dates set opposite their names

## MONTGOMERY COUNTY

Edwin P. Gotwals, Lansdale, 1-7-53.

## NORTHAMPTON COUNTY

Russell S. Reimer, Upper Mount Bethel Twp., Port-land, 1-13-53.

## ALLEGHENY COUNTY

Frank Martucci, Carnegie, 1-17-53.

## DELAWARE COUNTY

Edward L. Noyes, Swarthmore, 1-17-53.

## PHILADELPHIA COUNTY

Miss M. E. Mullee, Rm. 201, 42 S. 15th St. (2), 1-17-53.

Roy A. Wright, Phila. Nat'l Bank Bldg. (2), 1-17-53.

## VENANGO COUNTY

Miss Anna L. Walker, Franklin, 1-18-53.

## ALLEGHENY COUNTY

Scott M. Stewart, McKeesport, 1-23-53.

## PHILADELPHIA COUNTY

Miss Mabel Wanewetch, 1010 Fidelity- Phila. Trust Bldg. 1-25-53.

## ALLEGHENY COUNTY

L. C. Morehouse, Pittsburgh, Island and Preble Aves. N. S., 1-27-53.

## BEAVER COUNTY

Mrs. Gladys A. Fitch, Aliquippa, 1-27-53.

## BUTLER COUNTY

Mrs. Helen Plaisted, Butler, 1-27-53.

## HUNTINGDON COUNTY

Charles A. Bauer, Smithfield Twp., Huntingdon, 1-27-53.

## LEHIGH COUNTY

John W. Koch, Allentown, 1-27-53.

## McKEAN COUNTY

Mrs. Milred Brandes, Bradford, 1-27-53.



## PHILADELPHIA COUNTY

Miss Betty Essner, 1529 Walnut St., 1-27-53.

## SOMERSET COUNTY

Miss Bertha R. Stein, Meyersdale, 1-27-53.

## WARREN COUNTY

Ray S. Thompson, Warren, 1-27-53.

## ALLEGHENY COUNTY

Mrs. Marjorie F. Bullinger, Pittsburgh, 1016 Empire Bldg. (22), 2-1-53.

Mrs. Thelma K. Eckard, Pittsburgh, 1106 Berger Bldg. (19), 2-1-53.

Henry E. Gardner, Etna, 2-1-53.

Lorenzo E. Moore, Hampton Twp., Allison Park, 2-1-53.

Raymond W. Nason, Pittsburgh, 116-118 Seventh St. (22), 2-1-53.

Robert M. O'Donnell, Wilkinsburg, 2-1-53.

Mrs. Martha E. Riehl, Castle Shannon, 2-1-53.

Mrs. Betty Porter Schwartz, Pittsburgh, 2334 Saw Mill Run Blvd., 2-1-53.

Mrs. Edith E. Shooley, Whitehall, Pgh. (27), 2-1-53.

Miss Mildred R. Siff, Pittsburgh, 411 Grant St. (19), 2-1-53.

J. E. Sugden, Jr., Pittsburgh, 705 Renshaw Bldg. (22), 2-1-53.

## BLAIR COUNTY

D. Herbert Lehman, Altoona, 2-1-53.

## BUCKS COUNTY

Miss Virginia F. Case, Doylestown, 2-1-53.

## BUTLER COUNTY

J. R. Pollock, Butler, 2-1-53.

## CAMBRIA COUNTY

E. L. Haskins, Blacklick Twp., Colver, 2-1-53.

## CENTRE COUNTY

Mrs. Eleanor H. Harman, College Twp., State College, 2-1-53.

Mrs. Ellen M. Campbell, Tredyffrin Twp., Paoli, 2-1-53.

## CLARION COUNTY

Harold D. Brocklehurst, Perry Twp., Parker, 2-1-53.

## CRAWFORD COUNTY

John D. Richards, Meadville, 2-1-53.

## DELAWARE COUNTY

Mrs. Reba C. Love, Swarthmore, 2-1-53.

Mrs. Dorothy McGarrigle, Haverford Twp., Havertown, 2-1-53.

## ERIE COUNTY

Gustave A. Opel, Erie, 2-1-53.

## FRANKLIN COUNTY

Mrs. Peggy A. Rock, Waynesboro, 2-1-53.

## LACKAWANNA COUNTY

Miss Thelma E. Davis, Scranton, 2-1-53.

Miss Gertrude E. Krapf, Carbondale, 2-1-53.

Miss Helen M. Sherman, Scranton, 2-1-53.

Miss Dorothy A. Smith, Allentown, 2-1-53.

## LEHIGH COUNTY

Miss Dorothy A. Smith, Allentown, 2-11-53.

## LUZERNE COUNTY

Clarence W. Arlotto, Hazleton, 2-1-53.

Mrs. Irene Rinehimer, Newport Twp., Glen Lyon, 2-1-53.

## MONTGOMERY COUNTY

C. R. Zinger, Conshohocken, 2-1-53.

## NORTHAMPTON COUNTY

Mrs. Anna M. Wagner, Bethlehem, 2-1-53.

## PHILADELPHIA COUNTY

J. J. Buchman, 1501 Land Title Bldg. (10), 2-1-53.

David Daniels, 507 S. Broad St., 2-1-53.

Anthony Grasso Jr., 2847 S. Warnock St., 2-1-53.

Mrs. Mary M. Kempter, 7057 Frankford Ave., 2-1-53.

Winfield G. Klein, Box 7408 (1), 2-1-53.

Albert Kutner, Castor Ave. & Friendship St. (24), 2-1-53.

Howard S. Levin, 712 S. 11th St., 2-1-53.

Albert W. Metzger, Jr. 522 W. Erie Ave., 2-1-53.

Mrs. Margaret M. Recupido, 7673 Frankford Ave., 2-1-53.

## SNYDER COUNTY

Mrs. Mary E. Brubaker, Union Twp., Port Trevorton, 2-1-53.

## VENANGO COUNTY

R. L. Lockwood, Oil City, 2-1-53.

## WASHINGTON COUNTY

Harold A. Collins, Charleroi, 2-1-53.

## ERIE COUNTY

Miss Katherine McDonnell, Erie, 2-3-53.

## NORTHUMBERLAND COUNTY

Luther Rohland, Sunbury, 2-5-53.

## PHILADELPHIA COUNTY

Leon F. O'Neill, 8010 Germantown Ave. (18), 2-5-53.

Miss Margaret Esola, 2513 S. Cleveland Ave. (45), 2-7-53.

Raymond A. Thistle, 522 W. Erie Ave., 2-15-53.

## GREENE COUNTY

W. G. Sharpnack, Rices Landing, 2-17-53.

## WESTMORELAND COUNTY

Earl L. Anderson, New Kensington, 2-17-53.

## PHILADELPHIA COUNTY

William Betz, Jr., 2826 Frankford Ave., 2-18-53.

JOHN S. FINE.

Commonwealth of Pennsylvania,

Governor's Office, Harrisburg, January 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In Conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Notaries Public, for terms of four years to compute from the dates shown:

To compute from date of confirmation

## ALLEGHENY COUNTY

Roy Winter, Pittsburgh, 207-209 Sandusky Street (12).

## CAMBRIA COUNTY

Miss Marie Moeller, Johnstown.

Alfred W. Wagner, Cresson.

## LEBANON COUNTY

Mrs. Elizabeth E. Baker, Palmyra.  
Herbert A. Kintzer, Richland.

## PHILADELPHIA COUNTY

John R. Alpaugh, N.W. Cor. 24th & Ellsworth St.  
Sidney Tucker, 2223 E. Allegheny Ave. (34).

To compute from the dates set oppsite their names

## LANCASTER COUNTY

Ralph T. Enck, Ephrata, 1-17-53.

## PHILADELPHIA COUNTY

Miss Anna H. Price, 3926 Chestnut St. (4), 1-17-53.

## WESTMORELAND COUNTY

R. A. Hardy, Ligonier, 1-17-53.

## LEBANON COUNTY

Harry Uhler, Lebanon, 1-27-53.

## PHILADELPHIA COUNTY

John W. Armstrong, Jr., 4231 Germantown Ave.,  
1-27-53.

Richard A. Miles, 2402 N. 29th St. (32), 1-31-53.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.

To the Honorable, the Senate of the Commonwealth of  
Pennsylvania:

In conformity with law, I have the honor hereby to  
nominate for the advice and consent of the Senate the  
following persons for appointment as Notaries Public, for  
terms of four years to compute from the dates shown:

To compute from date of confirmation

## ADAMS COUNTY

John E. Hostetter, Cumberland Twp., Gettysburg.

## ALLEGHENY COUNTY

Francis J. Craig, Pittsburgh, 1014 Grant Bldg, Spring-  
dale Twp., New Kensington.

Mrs. Rose A. Feuchter, Neville Twp., Neville Island.

Miss Mildred C. Freund, Pittsburgh, 203 Iroquois Bldg.

Murray B. Frohlich, Pittsburgh, 5523 Ellsworth Avenue  
(32).

Miss Florence E. Heller, Tarentum.

Miss G. A. Helm, Coraopolis.

Armand E. Lombardo, McKeesport.

Charles E. Mercer, Ingram.

William M. Neel, Dormont.

Harry E. Rau, Pittsburgh, 1507 Keenan Bldg.

James Tremont, Elizabeth Twp., Elizabeth.

Gerald W. Weaver, Pittsburgh, 1110 Jones Law Bldg.  
(19).

Miss Norma Weidenhamer, Pittsburgh, 6550 Hamilton  
Ave.

J. R. Wick, West View.

## BERKS COUNTY

Mrs. Emma F. Kachel, Mohnton.

Mrs. Joyce A. Sweitzer, Reading.

## BLAIR COUNTY

Rocco P. Alianiello, Altoona.

Robert C. Haberstroh, Altoona.

## BRADFORD COUNTY

Martin F. Blocher, Townada.

John M. DeWitt, Towanda.

Miss Teresa McAuliff, Towanda.

Paul R. Sawyer, Towanda.

## COLUMBIA COUNTY

Miss Dorothy S. Reice, Bloomsburg.

## CRAWFORD COUNTY

Mrs. Nancy Bierman, West Fallowfield Twp., Adams-  
ville.

## CUMBERLAND COUNTY

G. Leonard Fogelsonger, Shippensburg.

Mrs. Lulu B. Howanstine, East Pennsboro Twp., S.  
Enola.

W. E. Naugle, Shippensburg.

## DELAWARE COUNTY

John F. Bishop, Jr., Sharon Hill.

Daniel V. Callaghan, Darby Twp., Glenolden.

Lester S. Freedman, Morton.

James J. Gowen, Lansdowne.

Mrs. Revilla B. Read, Chester.

## ERIE COUNTY

H. D. Hoig, Jr., Waterford.

Miss Wilma E. Wagner, Erie.

## JEFFERSON COUNTY

Dan W. Law, Brookville.

## JUNIATA COUNTY

Mrs. Thelma S. Shillingsford, Fayette Twp., Oakland  
Mills.

## LACKAWANNA COUNTY

Gerald G. Dolphin, Scranton.

Pearson M. Judd, Carbondale.

Miss Thelma R. Ross, Scranton.

## LUZERNE COUNTY

John R. Bonner, Kingston.

Mrs. Ida L. Fichter, West Hazleton.

Mrs. Olga Julio, Plains Twp., Wilkes-Barre.

Miss Stella Wasileski, Wilkes-Barre.

## MERCER COUNTY

Miss Margaret Evans, Sharon.

John B. Snyder, Grove City.

John V. Wherry, Grove City.

## MONTGOMERY COUNTY

I. Ely Hough, Ambler.

Mrs. Martha E. Ross, Lower Merion Twp., Ardmore.

## NORTHAMPTON COUNTY

Ralph M. Bruch, Bethlehem.

## NORTHUMBERLAND COUNTY

Louis Apichell, Jr., Coal Twp., Shamokin.

## PHILADELPHIA COUNTY

Miss Margaret M. Astley, 112 South 16th St. (2)

Mrs. Evelyn Baitzel, 1405 Locust St. (2)

Vincent J. Bufarle, Rm. 3, J. T. Jackson Realty Co.  
Bldg. (20)

Miss Dorothy A. Bullock, 216 W. Coulter St. (44)

Miss Frances M. Day, 3130 North 17th St. (32)

Chas. Duchene, 3rd Flr., Packard Bldg., 15th and Chest-  
nut Sts.

Mrs. Rebecca Q. Etris, 6758 Ridge Ave. (28).



Mrs. Gretchen G. Everitt, 4712 Oxford Ave. (24)  
 Dewey Friedman, 1404 South 5th St. (47)  
 Conrad W. Geissel, 485 North 3rd St.  
 Frederick C. Gruber, 2317 Fidelity-Phila. Trust Bldg. (9)  
 Milton Gurmankin, 1063 Levick St. (11)  
 Miss Elsie A. Helmich, Nixon & Fountain Sts. (27)  
 Miss Martha L. Hiller, Rm. 701, Reading Terminal, 12th and Market Sts. (5)  
 Miss Genevieve A. Hoey, 219 N. Broad St. (7)  
 Miss Rosalie C. Kelly, 405 North 63rd St. (31)  
 George King, Henry Disston & Sons, Inc., Tacony, Phila. (35)  
 Charles Kroehling, 1915 Arthur St. (15)  
 Mrs. Sarah H. Leaf, 2510 Girard Trust Bldg. (2)  
 Bernard D. Levin, 717 W. Moyamensing Ave. (48)  
 Miss Ernestine G. Lewis, 1719 Packard Bldg. (2)  
 Elmer S. Orlick, 1003 Cottman Ave. (11)  
 John Linwood Owens, Rm. 514, 1701 Arch St. (3)  
 Miss Diane Paoline, 219 N. Broad St. (7)  
 Max S. Powell, 4100 Frankford Ave. (24).  
 Wm. R. Prager, 156 Lauriston St. (28)  
 Charles K. Rosenberg, 1501 Packard Bldg. (2)  
 W. E. Spragins, 203 N. Vogdes St. (39)  
 Miss Florence Stein, 214 North 22nd St. (3)  
 Russell P. Stein, 617 South 2nd St. (47)  
 Mrs. Regina M. Sullivan, 4156 Leidy Ave. (4)  
 Miss Margaret M. Tracey, 1242 Fidelity-Phila. Trust Bldg. (9)  
 Mrs. Jane M. Whalen, 1385 Ridge Ave.  
 Miss Eleanor V. Wolf, 1600 Walnut St. (3)  
 Harry Woolever, Jr., 22 North 52nd St. (39)

## SCHUYLKILL COUNTY

Eugene G. Jacavage, Shenandoah.  
 John H. Schneider, Schuylkill Haven.  
 Charles D. Thrash, Jr., Mahanoy Twp., Mahanoy City.

## SUSQUEHANNA COUNTY

Elton Robbins, Harford Twp., Harford.

## WASHINGTON COUNTY

Mrs. Stephana L. Keener, Washington.

## YORK COUNTY

Ray M. Delhamer, Wrightsville.  
 Mrs. Helen K. Warner, York.

To compute from the dates set opposite their names

## BERKS COUNTY

Mrs. Nellie H. Sherman, Reading, 1-7-53.

## LEHIGH COUNTY

Mrs. H. M. Baum, Allentown, 1-7-53.

## PHILADELPHIA COUNTY

John B. Albany, 5121 Aspen St. (39), 1-7-53.

## ELK COUNTY

Arthur E. Kronewetter, St. Marys, 1-13-53.

## BEAVER COUNTY

Philip Assini, Beaver Falls, 1-15-53.

## ERIE COUNTY

Chas. H. Hinkler, Erie, 1-15-53.

## ALLEGHENY COUNTY

Constantine A. Contis, Pittsburgh, 309 Plaza Bldg. (19), 1-17-53.

Mrs. Myrtle D. Franks, Pittsburgh, 2003 Investment Bldg. (22), 1-17-53.

C. D. Latimer, Oakdale, 1-17-53.

## BRADFORD COUNTY

Robert F. Wanck, North Towanda Twp., Towanda, 1-17-53.

## CHESTER COUNTY

Everett Stubblebine, Spring City, 1-17-53.

## DAUPHIN COUNTY

Mrs. Sara R. Hosler, Harrisburg, 1-17-53.

## DELAWARE COUNTY

Miss Lois E. Manbeck, Chester, 1-17-53.

## LACKAWANNA COUNTY

Michael E. Kuchta, Clarks Summit, 1-17-53.

## McKEAN COUNTY

Miss Esther M. Sheltgren, Bradford, 1-17-53.

## MONTGOMERY COUNTY

Paul A. Koons, Norristown, 1-17-53.

## PHILADELPHIA COUNTY

Mrs. Viola Keene Carter, 2229 W. Cumberland St., 1-17-53.  
 Francis J. McMullin, 500 N. 52d St. (31), 1-17-53.  
 Miss Sally D. White, 820 Packard Bldg. (2), 1-17-53.  
 Miss Mary M. Willy, 1608 Walnut St. (3), 1-17-53.

## WESTMORELAND COUNTY

Miss Virginia F. Grindle, Greensburg, 1-17-53.  
 R. G. Keister, Jeannette, 1-17-53.

## PHILADELPHIA COUNTY

Percy Levy, 412 Lafayette Bldg., 1-18-53.

## BRADFORD COUNTY

Thomas A. Kenrick, Sayre, 1-24-53.

## PHILADELPHIA COUNTY

Archie L. Evans, 35 N. 6th St. (6), 1-24-53.  
 J. Walter Gallagher, Jr., Broad and Chestnut Sts., 1-24-53.

## WYOMING COUNTY

Mrs. Esther J. Davis, Factoryville, 1-24-53.

## ALLEGHENY COUNTY

Mrs. Mary A. Fillar, Wilmerding, 1-25-53.

## SCHUYLKILL COUNTY

John B. Johnston, Ashland, 1-26-53.

## ALLEGHENY COUNTY

John B. Berola, Coraopolis, 1-27-53.  
 Cecil C. Harper, Coraopolis, 1-27-53.  
 Miss Ellanora Joyce, Mount Lebanon Twp., 666 Wash. Rd., Pittsburgh, 1-27-53.  
 Mrs. Madeline Tauman, Pittsburgh, 3020 Grant Bldg. (19), 1-27-53.

## BERKS COUNTY

Miss Anna V. Albrecht, Reading, 1-27-53.  
 Wayne H. Albright, Reading, 1-27-53.

## BLAIR COUNTY

Mrs. Arda Rose Carberry, Hollidaysburg, 1-27-53.

## BUCKS COUNTY

Harry W. Weierbach, Springfield Twp., Pleasant Valley, 1-27-53.

## FAYETTE COUNTY

Miss Vallie E. Switzer, Markleysburg, 1-27-53.

## JEFFERSON COUNTY "

Clifton P. Weaver, Brookville, 1-27-53.

## LACKAWANNA COUNTY

Daniel H. Jenkins, Scranton, 1-27-53.

## LEHIGH COUNTY

Mrs. Mary Rau Smith, Allentown, 1-27-53.

## LUZERNE COUNTY

George B. Balcomb, Forty Fort, 1-27-53.

James H. Hopper, Wilkes-Barre, 1-27-53.

Miss Ceola M. Kishbaugh, Nescopeck, 1-27-53.

## LYCOMING COUNTY

Ernest J. Cruse, Picture Rocks, 1-27-53.

## MERCER COUNTY

William B. Reichard, Greenville, 1-27-53.

## MONTGOMERY COUNTY

Lloyd M. Huston, Lower Providence Twp., Collegeville, 1-27-53.

## NORTHAMPTON COUNTY

Wilbert C. Best, Bethlehem, 1-27-53.

## NORTHUMBERLAND COUNTY

Emeriggio J. Fincato, Mount Carmel, 1-27-53.

## PHILADELPHIA COUNTY

Murray L. Alterman, 1232 Bankers Securities Bldg., 1-27-53.

Miss Mary F. Cicchitti, 938 Commercial Trust Bldg. (2), 1-27-53.

Thos. A. Turkington, 100 W. Lehigh Ave., 1-27-53.

Miss Ruth L. Wright, 12 S. 12th St. (7), 1-27-53.

## SCHUYLKILL COUNTY

Miss Dora D. Thompson, Tower City, 1-27-53.

## YORK COUNTY

Nelson R. Cousler, York, 1-27-53.

## BUCKS COUNTY

Miss Elizabeth M. Tryon, Bristol Twp., Croydon, 1-28-53.

## MONTGOMERY COUNTY

Doyle D. Hathaway, Danville, 1-29-53.

## PHILADELPHIA COUNTY "

Miss Marie A. O'Hara, 1700 Sansom Street (3), 1-29-53.

## CLINTON COUNTY

Miss Maude G. Fleming, Lock Haven, 1-30-53.

## ALLEGHENY COUNTY

J. Byod Duff, Jr., Pittsburgh, 1503 Law & Finance Bldg., 1-31-53.

## BERKS COUNTY

Miss Catharine McDonough, Reading, 1-31-53.

## BRADFORD COUNTY

E. D. Dunklee, Wyalusing, 1-31-53.

## LACKAWANNA COUNTY

Miss Margaret C. Pendel, Scranton, 1-31-53.

## PHILADELPHIA COUNTY

Patrick J. Meehan, 5435 Chester Ave. (43), 1-31-53.

Miss G. A. Mergy, 1020 Packard Bldg. (2), 1-31-53.

## ALLEGHENY COUNTY

E. E. Arrowsmith, Jr., Pittsburgh, 2907 Gulf Bldg., 2-1-53.  
Wallace W. Bland, Mount Lebanon Twp., 656 Washington Rd., Pgh. (28), 2-1-53.

Mrs. Susan Butts, Glassport, 2-1-53.

Mrs. Mara J. Cieslak, Brentwood, Pgh., 2-1-53.

C. W. Coppes, Pittsburgh, 1518 Farmers Bank Bldg. (22), 2-1-53.

J. Gordon Dovel, Pittsburgh, 3475 Shadeland Ave. 2-1-53.

Edward J. Fillar, Wilmerding, 2-1-53.

Robert E. Finley, Jr., Wilkinsburg, 2-1-53.

G. D. Hammond, Swissvale, Pgh., 2-1-53.

E. C. Hartung, Oakmont, 2-1-53.

Miss Marie E. Hite, Pittsburgh, 10 43rd St. (1), 2-1-53.

James P. Hutchins, East McKeesport, 2-1-53.

H. R. James, Harmar Twp., Harmarville, 2-1-53.

J. Hunter Johnston, Snowden Twp., Library, 2-1-53.

Hugh H. Jones, Pittsburgh, 1914 Grant Bldg. (19), 2-1-53.

A. J. Justus, Pittsburgh, 1002 Gulf Bldg. (30), 2-1-53.

Miss Sophia C. Kasputis, Bridgeville, 2-1-53.

Miss C. Lois Kelly, Pittsburgh, 26 St. Nicholas Bldg., 2-1-53.

Norman G. Keyser, Wilmerding, 2-1-53.

Walter C. King, Etna, 2-1-53.

Mrs. Margaret A. Kirk, Pittsburgh, 4823 Liberty Ave. (24), 2-1-53.

Ben H. Liepack, Pittsburgh, 1517 Allies Blvd. (19), 2-1-53.

Joseph Lombard, Braddock, 2-1-53.

Miss Estelle A. Lopushansky, Pittsburgh, 2901 Grant Bldg. (19), 2-1-53.

A. W. B. McFadden, Wilkinsburg, 2-1-53.

Victor Nelson, McCandless Twp., R. D. No. 12, Pittsburgh (29), 2-1-53.

Mrs. Marion Petrick, Pittsburgh, 2 Ross St., 2-1-53.

Miss Elizabeth T. Philip, Pittsburgh, 2113 Farmers Bank Bldg. (22), 2-1-53.

R. G. Prokich, Pittsburgh, 511 Bakewell Bldg. (19), 2-1-53.

George W. Rabone, Homestead, 2-1-53.

Miss Elizabeth Robinson, Wilkinsburg, 2-1-53.

George J. Schafer, Pittsburgh, 7th Floor, McCrady-Rodgers Bldg., 2-1-53.

J. G. Schmidt, Ross Twp., West View, 2-1-53.

C. Bryson Schreiner, Pittsburgh, 901 Jones Law Bldg., (19), 2-1-53.

John L. Somerton, Pittsburgh, Carnegie, 2-1-53.

Peter P. Stukus, Pleasant Hills, 2-1-53.

Miss Helen R. Vogel, Pittsburgh, 842 E. Ohio St. (12), 2-1-53.

R. A. Walters, Pittsburgh, 39th Floor, 525 Wm. Penn Place Bldg., 2-1-53.

R. C. Wieseckel, Pittsburgh, Box "A" Kilbuck Sta. (33), 2-1-53.

Miss B. J. Yarina, Pittsburgh, 3707 5th Ave., 2-1-53.

## BEAVER COUNTY

Homer V. Gifford, Midland, 2-1-53.

## BERKS COUNTY

Fred J. Becker, Mount Penn, 2-1-53.

Mrs. Pearl M. Capozzoli, Reading, 2-1-53.

G. L. Chalmers, Reading, 2-1-53.

Daniel K. East, Boyertown, 2-1-53.

Miss Mildred Manbeck, Reading, 2-1-53.

J. A. Moulder, West Reading, 2-1-53.

Lester L. Posey, Reading, 2-1-53.

Mrs. Sylvia S. Rosenberg, Lower Alsace Twp., Reading, 2-1-53.

Paul F. Sarig, West Lawn, 2-1-53.

Mrs. Jean H. Stoeber, Reading, 2-1-53.

Robert G. Woolston, Reading, 2-1-53.

William E. Zink, Reading, 2-1-53.



## BLAIR COUNTY

Miss D. Lenore Hyle, Altoona, 2-1-53.  
 Mrs. Dorothy C. Querry, Martinsburg, 2-1-53.  
 Homer I. Smith, Hollidaysburg, 2-1-53.  
 Miss Elizabeth C. Stanley, Greenfield Twp., Claysburg,  
 2-1-53.

## CAMBRIA COUNTY

W. E. Hinkel, Johnstown, 2-1-53.

## CENTRE COUNTY

Mrs. Thelma H. Kissell, Bellefonte, 2-1-53.

## CHESTER COUNTY

William G. Potter, Phoenixville, 2-1-53.

## CRAWFORD COUNTY

George Ward Bunce, Meadville, 2-1-53.  
 Mrs. Mary G. Irrgang, Linesville, 2-1-53.  
 Mrs. Mabel C. Mahany, Titusville, 2-1-53.

## CUMBERLAND COUNTY

W. Howard Hoover, Camp Hill, 2-1-53.  
 Clarence Odell Stipes, Carlisle, 2-1-53.

## DELAWARE COUNTY

Mrs. Edna F. Bates, Upper Darby Twp., Upper Darby,  
 2-1-53.  
 William C. Broughton, Jr., Lansdowne, 2-1-53.  
 Charles E. Penning, Chester, 2-1-53.  
 David B. Pomeroy, Springfield Twp., Springfield, 2-1-53.  
 Miss Anna M. Staub, Ridley Park, 2-1-53.  
 Dickson, Werner, Lansdowne, 2-1-53.

## ERIE COUNTY

Mrs. Ann B. Davis, Erie, 2-1-53.  
 Mrs. Violet A. Scott, Harborcreek Twp., Erie, 2-1-53.  
 Miss Marie E. Stell, Erie, 2-1-53.  
 Carl W. Tiffany, Erie, 2-1-53.

## GREENE COUNTY

Joseph J. George, Waynesburg, 2-1-53.  
 Walter A. Perrin, Waynesburg, 2-1-53.

## INDIANA COUNTY

Robert H. Darr, Indiana, 2-1-53.  
 R. Melvin Martin, Saltsburg, 2-1-53.  
 Robert G. Thompson, Indiana, 2-1-53.

## LACKAWANNA COUNTY

Bernard J. Brown, Carbondale, 2-1-53.  
 Miss Marion Dornheim, Scranton, 2-1-53.  
 Miss Anne C. Fitzsimmons, Scranton, 2-1-53.  
 Ernest J. Gazda, Scranton, 2-1-53.  
 Paul R. Rossi, Winton, Jessup, 2-1-53.

## LEHIGH COUNTY

P. E. Amey, Allentown, 2-1-53.  
 Ernest J. Boger, Allentown, 2-1-53.  
 Hyman Glickman, Allentown, 2-1-53.  
 Paul H. Greaser, Allentown, 2-1-53.  
 Mrs. Dorothy H. Handwerk, Whitehall Twp., Egypt,  
 2-1-53.  
 August S. Hohl, Catasauqua, 2-1-53.  
 James A. Savage, Allentown, 2-1-53.  
 Nathan Weisman, Catasauqua, 2-1-53.

## LUZERNE COUNTY

John Fowler, Franklin Twp., Dallas, 2-1-53.  
 Miss Mary A. Loughlin, Wilkes-Barre, 2-1-53.  
 Bernard G. McTigue, West Pittston, 2-1-53.  
 Leon Wazeter, Wilkes-Barre, 2-1-53.  
 Miss Mollie B. Willis, Wilkes-Barre, 2-1-53.

## LYCOMING COUNTY

G. F. Decker, Montgomery, 2-1-53.  
 Robert T. Golder, Williamsport, 2-1-53.  
 H. Edgar Sones, Jersey Shore, 2-1-53.  
 Miss Marion I. Stopper, Williamsport, 2-1-53.  
 Miss Dorothy B. Wurster, Jersey Shore, 2-1-53.

## McKEAN COUNTY

Mrs. Blanche Moore, McKean, Bradford, 2-1-53.  
 R. T. Mutzabaugh, Bradford, 2-1-53.

## MERCER COUNTY

Stephen N. McDowell, Greenville, 2-1-53.  
 Mrs. Louise Perrine, Hickory Twp., Sharon, 2-1-53.

## MONROE COUNTY

Miss Bernice N. Decker, East Stroudsburg, 2-1-53.

## MONTGOMERY COUNTY

James Acampora, Hatboro, 2-1-53.  
 Mrs. Gisella Bearoff, Bridgeport, 2-1-53.  
 Harold E. Sellner, Jenkintown, 2-1-53.

## NORTHAMPTON COUNTY

Miss Helen E. Aicher, Easton, 2-1-53.  
 John A. Barker, Easton, 2-1-53.  
 Donald B. Rockwell, Bangor, 2-1-53.  
 Alfred E. Snyder, Lehigh Twp., Walnutport, 2-1-53.

## NORTHUMBERLAND COUNTY

Wilfred Ermert, Shamokin, 2-1-53.  
 George M. Forsyth, Sunbury, 2-1-53.  
 Mrs. R. E. Housekeeper, Sunbury, 2-1-53.

## PHILADELPHIA COUNTY

Walter O. Atkinson, 650 W. Lehigh Ave., 2-1-53.  
 Mrs. Olga L. Black, 510 Bulletin Bldg., 2-1-53.  
 Irving Block, 4850 Chestnut St., 2-1-53.  
 Theodore Carter, 2142 N. Stanley St., 2-1-53.  
 Miss Eva Cohen, 314 N. 12th St., 2-1-53.  
 Z. R. Compton, 309 City Centre Bldg., 2-1-53.  
 Miss Mary E. Daywalt, 6719 Ridge Ave., 2-1-53.  
 Miss Ethel DeSimone, 2008 Finance Bldg., 2-1-53.  
 Mrs. Mamie F. Dickson, 1351 N. 11th St., 2-1-53.  
 Mrs. Arwilda G. Drummond, 1607 Webster St., 2-1-53.  
 Miss K. M. Ferguson, 260 S. Broad St., 2-1-53.  
 Miss Mary J. Finley, 1819 Harlan St., 2-1-53.  
 Thomas J. Grady, 2633 W. Lehigh Ave., 2-1-53.  
 Miss Fannie Grossmann, 6734 Horrocks St., 2-1-53.  
 Mrs. Dorothy D. Hankins, 35 N. 53d St. (39), 2-1-53.  
 Miss Katherine R. Haughney, 5611 Chew St. (38),  
 2-1-53.  
 Carl J. Jaixen, 4343 Frankford Ave., 2-1-53.  
 Arthur W. Joseph, Rm. 500, Lincoln Liberty Bldg. (7),  
 2-1-53.  
 Merion Karbiwnyk, 153 W. Wyoming Ave., 2-1-53.  
 Mrs. Anne Kreshik, 1010 Packard Bldg., 2-1-53.  
 B. M. Lickman, 1122 Lewis Tower Bldg., 2-1-53.  
 William A. Lockhart Jr., 5705 Hoffman Ave., 2-1-53.  
 Mrs. Lucy G. MacFarland, 1535 Christian St., 2-1-53.  
 John T. McKeaney, 1248 Pratt St. (24), 2-1-53.  
 John W. Mileham, 810 N. Broad St. (30), 2-1-53.  
 Joseph Miller, 6152 Elmwood Ave., 2-1-53.  
 Mrs. Betty Trent Powell, 410 S. 15th St. (46), 2-1-53.  
 L. Henry Roland, 3835 N. 18th St. (40), 2-1-53.  
 Irving H. Ross, 1755 N. 13th St. (22), 2-1-53.  
 Miss Anne J. Sachs, 1156 Public Ledger Bldg. (6),  
 2-1-53.

## PHILADELPHIA COUNTY

Maurice Schwartz, 5805 Warrington Ave. (43), 2-1-53.  
 Evan A. Thompson, 3732 Haverford Ave. (4), 2-1-53.

## SCHUYLKILL COUNTY

Edward L. Burmeister, Ashland, 2-1-53.

John W. Higgins, Jr., Pottsville, 2-1-53.  
C. E. Rooney, West Mahanoy Twp., Shenandoah, 2-1-53.  
Mrs. Anne W. Wetter, Pottsville, 2-1-53.

#### UNION COUNTY

Russel P. Chilcote, Mifflinburg, 2-1-53.

#### WARREN COUNTY

Peter L. Musante, Warren, 2-1-53.

#### WASHINGTON COUNTY

Mrs. Corrine Haight, Washington, 2-1-53.

#### WAYNE COUNTY

Mrs. Myrtle V. Newton, Honesdale, 2-1-53.

#### WESTMORELAND COUNTY

Mrs. Mary B. Himes, Latrobe, 2-1-53.  
Boyd M. Swank, Vandergrift, 2-1-53.

#### YORK COUNTY

Robert N. Hoover, York, 2-1-53.  
Clair C. Stough, York, 2-1-53.  
J. Ray Zarfoss, York, 2-1-53.

#### LANCASTER COUNTY

Miss Jeannette F. Ranck, Lancaster, 2-3-53.

#### PHILADELPHIA COUNTY

Emanuel J. Carr, 5148 Walnut St., 2-3-53.  
George Kinkaid, N. W. Cor. 17th & Pine Sts. (3), 2-3-53.  
Miss Ethel S. Smith, 1919 Packard Bldg. (2), 2-3-53.

#### WESTMORELAND COUNTY

Mrs. Kathryn C. Artman, New Kensington, 2-3-53.

#### MONTGOMERY COUNTY

John M. Yerger, Norristown, 2-4-53.

#### PHILADELPHIA COUNTY

Alan Cowdrick, 1222 Allengrove St., 2-4-53.

#### ALLEGHENY COUNTY

Edward J. Kerr, Pittsburgh, 435 6th Ave., 2-5-53.  
John B. Whitefield, Clairton, 2-5-53.

#### WARREN COUNTY

Joseph D. Benson, Warren, 2-5-53.

#### PHILADELPHIA COUNTY

Joe Scargill, 8012 Ridge Ave., 2-6-53.

#### WASHINGTON COUNTY

Mrs. Gertrude K. McCarrell, Washington, 2-6-53.

#### ALLEGHENY COUNTY

Anthony Charles Dato, Carnegie, 2-7-53.  
Mrs. Ruth G. Smith, Wilkinsburg, 2-7-53.

#### LUZERNE COUNTY

Eugene Farley, Hazleton, 2-7-53.

#### PHILADELPHIA COUNTY

Joseph J. Glasgow, 5705 Chester Ave. (43), 2-7-53.

#### FRANKLIN COUNTY

Miss Rhoda M. Wilkinson, Chambersburg, 2-8-53.

#### WARREN COUNTY

Miss Cecilia H. Druggan, Tidioute, 2-10-53.

#### INDIANA COUNTY

Miss Lillian Coon, Indiana, 2-12-53.

#### ALLEGHENY COUNTY

Parks R. Garrett, Ingram, 2-15-53.

#### DELAWARE COUNTY

Miss Margaret Harrigan, Upper Darby Twp., Upper Darby, 2-15-53.

#### DAUPHIN COUNTY

C. H. Patterson, Harrisburg, 2-16-53.

#### DELAWARE COUNTY

Fred A. Werner, Lansdowne, 2-16-53.

#### PHILADELPHIA COUNTY

Miss Marie Hofer, Rm. 1200 Phila. Saving Fund Bldg (7), 2-16-53.

#### ALLEGHENY COUNTY

H. C. Davies, Pittsburgh, 4400 Fifth Ave., 2-18-53.

#### VENANGO COUNTY

Mrs. Elizabeth F. Sheakley, Emlenton, 2-18-53.

#### ALLEGHENY COUNTY

D. J. Walter, Carnegie, 2-19-53.

#### BERKS COUNTY

Miss Grace H. Hahn, Reading, 2-19-53.

#### PHILADELPHIA COUNTY

A. William Gouk, 7454 Fayette St. (38), 2-21-53.

#### ALLEGHENY COUNTY

Joseph A. Fromm, Mount Oliver, Pgh. (10), 2-26-53

#### DELAWARE COUNTY

F. Morgan Carter, Upper Darby Twp., Upper Darby, 2-26-53.

#### ALLEGHENY COUNTY

Raymond L. Scheib, Pittsburgh, 324 Fourth Ave., 2-28-53.

JOHN S. FINE.

Commonwealth of Pennsylvania,

Governor's Office, Harrisburg, Jan. 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Notaries Public, for terms of four years to compute from the dates shown:

To compute from February 1, 1953

#### ADAMS COUNTY

Maurice S. Stoops, Gettysburg.

#### ALLEGHENY COUNTY

Miss G. R. Albert, Pittsburgh, 318 Frick Bldg.  
E. F. Bailey, Homestead.  
H. E. Belles, Pittsburgh, 1345 Forbes St.  
A. H. Blattner, North Versailles Twp., 478 Greensburg Ave., East McKeesport.  
David A. Boyd, McKeesport.  
Joseph Chesarek, Pittsburgh, 3441 Forbes St (13).  
Miss Rose Cunningham, Pittsburgh, 930 Jones Law Bldg.  
Miss Lucille Dodds, McKeesport.  
Miss Dorothy A. Donnally, Pittsburgh, 1639 Gulf Bldg. (19).  
John G. Dunay, Rankin.



Donald L. Eckert, Pittsburgh, 1900 Investment Bldg. (22).  
 Miss Elizabeth H. Eckert, Pittsburgh, 747 Union Trust Bldg. (30).  
 Marlin I. Fowler, East Pittsburgh.  
 J. O. Fox, Pittsburgh, 3942 Forbes St. (13).  
 W. G. Gammon, Pittsburgh, Rm. 3111, 525 Wm Penn Place (19).  
 Raymond K. Garner, East Pittsburgh.  
 William A. Gill, East Pittsburgh.  
 Ray J. Gilligan, Pittsburgh, 1403 Law and Finance Bldg. (19).  
 Miss Dorothy M. Goodwin, Pittsburgh, Rm. 301, Hardy & Hayes Bldg. (22).  
 Miss Cornelia A. Gorun, Pittsburgh, 25th Street & A.V.R.R. (22).  
 Samuel J. Harding, McKeesport.  
 O. K. Guthoehrlein, Pittsburgh, 6112 Penn Ave. (6).  
 R. E. Harm, Pittsburgh, 304 W. Penn Bldg.  
 Miss Janet Haushalter, Pittsburgh, 2628 Koppers Bldg.  
 Bernard J. Harthorne, Pittsburgh, 431 City County Bldg. (19).  
 E. Hedstrom, Pittsburgh, Rm. 1661, 140 Stanwix St. (22).  
 Miss Emma Hertel, Pittsburgh, 621 N. Neville St.  
 John R. Herzog, Wilkinsburg.  
 Oakley W. Heselbarth, Jr., Greentree.  
 Bernard J. Hogan, McKeesport.  
 C. J. Houston, Pittsburgh, Rm. 1661, 140 Stanwix St. (22).  
 Mrs. Esther Huron, Pittsburgh, 1400 Jones Law Bldg. (19).  
 F. L. Main, Pittsburgh, Rm. 1081, Bldg. 21, 140 Stanwix St. (22).  
 Earl J. Koeberlein, Etna.  
 John J. Lawler, Jr., Pittsburgh, 24 St. Nicholas Bldg. (19).  
 Raymond Harry Leggett, O'Hara Twp., Pittsburgh, Box 8 Noble Hill (15).  
 Miss Caroline M. Leinenweber, Pittsburgh, 804 East St. (12).  
 Miss Alice E. Lucas, Pittsburgh, 1833 Murray Ave.  
 John B. MacIntosh, Pittsburgh, 720 S. Negley Ave.  
 Robt. J. MacLean, Pittsburgh, 3942 Forbes Street.  
 Wm. H. Magan, Mount Lebanon Twp., Pittsburgh, 730 Parkside Ave. (34).  
 F. L. Main, Pittsburgh, Rm. 1081, Bldg. 2 140 Stanwix St. (22).  
 A. J. Mandella, McKeesport.  
 J. Edward Manion, Carnegie.  
 E. G. Marquis, Pittsburgh, 7500 Thomas Blvd.  
 Don P. McCabe, Carnegie.  
 Charles McCorkle, Elizabeth Twp., Blythedale.  
 Hugh L. McGinty, Pittsburgh, 207 Alice St. (10).  
 Miss Abigail J. McVeigh, Pittsburgh, 1103 Western Ave.  
 George H. Miller, Pittsburgh, 1228 Brighton Rd.  
 Miss Rosalia Mott, Millvale.  
 Donald C. Murray, McKeesport.  
 G. L. Neel, Pittsburgh, 1803 Commonwealth Bldg. (22).  
 Joseph D. Parrotto, Pittsburgh, 1229 Wylie Ave.  
 Gerald J. Reed, Duquesne.  
 Mrs. Hazel M. Reeg, Pittsburgh, Forbes & Halket Sts.  
 W. C. Rhodes, Pittsburgh, 420 Blvd. of the Allies (29).  
 Henry Rivlin, Pittsburgh, 5703 Jackson St.  
 Roy B. Rodkey, McKeesport.  
 Frank Sargo, Pittsburgh, 618 Brookline Blvd.  
 Miss Dolores E. Schwartz, Pittsburgh, Bigelow Blvd. at Tunnel St. (19).  
 Robert M. Shiring, Wilmerding.  
 Mrs. Beatrice M. Sisco, McKeesport.  
 Edwin J. Staudt, Pittsburgh, Bloomfield.  
 Miss Hilda G. Tejan, Avalon.  
 T. C. Wampler, Wilmerding.  
 Oliver R. Watson, Harmar Twp., P. O. Box 2038, Pittsburgh (30).  
 Wm. F. Weiss, Pittsburgh, 5874 Baum Blvd.  
 Mrs. Elizabeth L. Wells, Pittsburgh, 300 West North Ave.  
 Philip J. Wilding, Pittsburgh, 3440 Forbes St.  
 Mrs. Lillian M. Williams, Pittsburgh, 1401 Dickson St.  
 Richard J. Winkler, Pittsburgh, 3128 Brighton Rd.

Joseph H. Winters, Pittsburgh, 3347 W. Carson St.  
 M. J. Zahniser, Pittsburgh, 312 Fourth Ave.

#### ARMSTRONG COUNTY

Mrs. Eileen Graff, Kittanning.  
 Willis H. Heilman, Kittanning.  
 J. E. Wolfe, Ford City.

#### BLAIR COUNTY

John A. Miller, Tyrone.  
 Miss Anna L. Nicholson, Altoona.  
 Charles L. Sell, Martinsburg.

#### BRADFORD COUNTY

William M. Baker, Towanda.  
 Mrs. Helen A. Sudnick, Sayre.

#### BUCKS COUNTY

Miss Cornelia C. Hicks, Newtown.  
 William M. Power, Doylestown.  
 Howard Smoyer, Bristol.

#### BUTLER COUNTY

Miss Florine G. Galmish, Butler.  
 Mrs. Ruth G. Held, Zelienople.  
 Ellsworth A. Meeder, Zelienople.  
 George P. Mellinger, Butler.  
 Garman C. Murray, Zelienople.  
 Mrs. Anna E. Rikal, Butler Twp., Butler.

#### CAMBRIA COUNTY

Bruce Brunett, Portage.  
 James R. Sanner, Cambria Twp., Colver.

#### CARBON COUNTY

Jacob Philip, Palmerton.

#### CENTRE COUNTY

Donald E. Billett, Bellefonte.  
 Mrs. Dorothy C. Hermstaedt, Bellefonte.  
 O. T. Lambert, Spring Twp., Bellefonte.

#### CHESTER COUNTY

Mrs. Rose Bauer, West Chester.  
 Thos. W. Gay, Phoenixville.  
 Mrs. Kathryn D. Hess, Downingtown.  
 Earl Himmelberger, Phoenixville.  
 Mrs. Mary Lafreeda, Phoenixville.

#### CLEARFIELD COUNTY

A. S. Reed, DuBois.  
 Leslie C. Shearer, Cooper Twp., Kylertown.  
 Mrs. Carolyn M. Thompson, Clearfield.

#### CLINTON COUNTY

Miss M. M. Aiello, Castanea Twp., Lock Haven.  
 J. R. Stevenson, Jr., Lock Haven.

#### CRAWFORD COUNTY

Mrs. Mary R. Herrington, Meadville.  
 Floyd M. Horth, Meadville.

#### CUMBERLAND COUNTY

Worden J. Foster, Carlisle.  
 Richard R. Wolfrom, Shippensburg.  
 Mrs. Dorothy K. Yinger, Carlisle.

#### DAUPHIN COUNTY

Miss M. Patricia Bowman, Harrisburg.  
 J. C. Cale, Harrisburg.  
 Mrs. Ethel M. Daniel, Elizabethville.  
 Michael C. Donohoe, Harrisburg.  
 Richard E. Foutz, Derry Twp., Hershey.  
 James J. Golden, Harrisburg.

Joseph Mastrosati, Derry Twp., Hershey.  
Mrs. Florence I. Metzger, Harrisburg.  
Walter F. Miller, Harrisburg.  
James M. Mulvihill, Harrisburg.  
J. L. Wakefield, Harrisburg.  
Mrs. Irene M. West, Harrisburg.

## DELAWARE COUNTY

Wm. H. Becker, Chester.  
Mrs. Mary R. Elliott, Chester.  
Horace Entriiken, Haverford Twp., Havertown.  
Randolph F. Fisher, Yeadon.  
Mrs. Martha M. Henderson, Upper Darby Twp., Upper Darby.  
V. M. Lanagan, Trainer, Marcus Hook.  
Mrs. Marion E. Long, Nether Providence Twp., Chester.  
William J. Pastuszek, Chester.  
Albert Scattolini, Chester.  
Albert S. Shaw, Darby.  
Miss Mary B. Shoop, Chester.  
Raymond R. Start, Upper Darby Twp., 6910 Market St., Upper Darby.  
Frank H. Stout, Upper Darby Twp., 7917 W. Chester Pike, Upper Darby.  
Charles J. Suplee, Jr., Lansdowne.  
Mrs. Elizabeth S. Thornton, Chester.  
Raymond H. Todd, Radnor Twp., Rm. 1, Wayne Theatre Bldg., Wayne.  
Edmund R. Wilson, Haverford Twp., 1619 E. Darby Rd., Havertown.

## ELK COUNTY

Richard E. Cartwright, Ridgway.

## ERIE COUNTY

Giles W. Cook, Jr., Erie.  
William Hagenlocher, Erie.  
Miss Helen Kanuk, Girard.  
Kenneth B. Symmonds, Erie.  
Bernard C. Szymanski, Erie.  
C. Runee Westergren, Erie.  
H. T. Wheeler, Corry.

## FAYETTE COUNTY

Lawrence D. McDaniel, Uniontown.  
Miss Lena Orlandi, Brownsville.  
Miss Evelyn A. Patrignani, Uniontown.  
O. Porter Pore, Perry Twp., Perryopolis.

## FRANKLIN COUNTY

Mrs. Rose B. Hippensteele, Shippensburg.

## GREENE COUNTY

Mrs. Norma L. Blackhurst, Waynesburg.  
Charles R. Frye, Center Twp., Box 32, Holbrook.  
Mrs. Elizabeth Sahady, Jefferson.

## HUNTINGDON COUNTY

Miss Sarah L. Fleming, Huntingdon.  
Mrs. Bessie T. Heimbaugh, Huntingdon.

## INDIANA COUNTY

Miss Geneva J. Donaldson, Saltsburg.  
Miss Emabel J. Hamill, Plumville.

## JEFFERSON COUNTY

Robert E. Donnor, Brookville.

## LACKAWANNA COUNTY

Charles E. Beacham, Scranton.  
Edward O. Benowitz, Olyphant.  
Robert P. Blickens, Scranton.  
Al G. Casey, Scranton.  
Sam Levy, Scranton.  
James J. Mellow, Scranton.  
Mrs. Evelyn Mikuski, Scranton.  
Howad A. Wiley, Dunmore.  
Mrs. Edna Woller, Scranton.

## LANCASTER COUNTY

Mrs. Helen E. Benner, Lancaster.  
Mrs. L. A. Cirillo, Lancaster.  
Miss Mildred A. Erisman, Lancaster.  
Mrs. Margaret M. Evans, Manheim Twp., 1201 Marshall Ave., Lancaster.  
Miss Maude Evans, New Holland.  
Wilbert W. Fryberger, Lancaster.  
Mrs. Ruth B. Hetrick, West Lampeter Twp., R. D. No. 7, Lancaster.  
Mrs. Madeline Lipman, Lancaster.  
Paul W. Long, Lancaster.  
Miss Isabelle F. Wagner, Lancaster.  
P. Harlan Wolf, Jr., New Holland.

## LEHIGH COUNTY

Mrs. Elizabeth M. Siegfried, Allentown.  
Mrs. Jessie Sommerfield, Allentown.

## LUZERNE COUNTY

Louis T. Gentilini, Hazleton.  
Frank J. Gormley, Hazleton.  
Mrs. Eleanor Harlos, Kingston.  
Frank L. Knorek, Nanticoke.  
Harold H. Reynolds, Plymouth.  
George S. Sobeck, Luzerne.  
Miss Anna Marie Wanda, Hazleton.  
Miss Gladys Williams, Hazleton.

## LYCOMING COUNTY

Miss Edna M. Breese, Williamsport.  
Glenn H. Olson, Williamsport.  
Harold M. Reuther, Muncy.  
Mrs. Martha M. Schaeffer, Williamsport.  
Miss Laura A. Sechrist, Montoursville.  
F. D. Wolfe, Montoursville.

## McKEAN COUNTY

Peter Paul DePalma, Bradford.  
Grant A. Nelson, Bradford.  
William D. K. Nolf, Bradford.

## MERCER COUNTY

Mrs. Nelle R. Clark, Grove City.  
Mark L. Petrini, Sharon.  
Paul E. Vorous, Sandy Lake.

## MIFFLIN COUNTY

Ira C. Hanawalt, Derry Twp., Lewistown.

## MONTGOMERY COUNTY

Mrs. Esther Callahan, Lower Providence Twp., Norristown.  
Miss Helen W. Glass, Norristown.  
A. Edgar Hoover, Lower Merion Twp., Rosemont.  
Clarence S. Hunsicker, Limerick Twp., Limerick.  
George M. Koser, Lower Merion Twp., Ardmore.  
Mrs. Ethel S. Mark, Norristown.  
George W. Schlosser, Norristown.  
Frederick B. Smillie, Norristown.  
William Vogel, 3rd, Lower Merion Twp., 1414 Manoa Rd., Philadelphia (31).  
E. Nelson Weir, Abington Twp., Glenside.

## NORTHAMPTON COUNTY

Daniel E. Sonn, Easton.

## NORTHUMBERLAND COUNTY

Norman W. Henninger, Shamokin.  
Elwood L. Newbury, Shamokin.  
Miss Lorraine D. Robatin, Shamokin.

## PHILADELPHIA COUNTY

Norman H. Abrahamson, 1212 Market St. Bank Bldg.  
Miss Marion Alker, 1505 Land Title Bldg. (10).



Herman L. Axe, 3242 Frankford Ave. (34).  
 Harold D. Beary, 7700 Germantown Ave. (18).  
 Robert B. Blackburn, 1617 Pennsylvania Blvd. (3).  
 E. L. Bradley, 5200 Chestnut St.  
 A. J. Brandolini, 2340 South 12th St. (48).  
 John Brucker, 3505 Kensington Ave.  
 Miss Mary Busha, 2d Floor, 1420 Walnut St. (2).  
 Mottie Buten, 1834 South St. (46).  
 Jacob Bernard Cherry, 3423 Walnut St. (4).  
 Nathan W. Clark, 107 W. Durham St. (19).  
 Arthur R. Cotton, 220 S. Broad St. (2).  
 C. P. Creadick, 1902 Chestnut St. (3).  
 Miss M. M. Detwiler, Girard Trust Corn Exchange Bank (2).  
 Mrs. Ella G. Dillon, 770 South Schuylkill Ave.  
 John J. Dinan, 1923 Spring Garden St. (30).  
 Mrs. C. S. Ebert, 5458 Germantown Ave. (44).  
 Albert C. Fell, 210 Dewey Bldg., 1 N. 13th St.  
 Marco Ferrante, 1900 S. 19th St. (45).  
 Mrs. E. M. Fleming, 2012 Chestnut St. (3).  
 Harry Flomen, Suite 607, 1518 Walnut St.  
 Mrs. Ema B. Gantz, 202 N. Broad St. (2).  
 Joseph Glass, 2000 Fairmount Ave. (30).  
 William Glass, 5732 N. Camac St. (41).  
 Miss Mary E. Hands, 1821 Market St. (3).  
 Miss Grace B. Hazel, 1413 Rosalie St. (24).  
 Joseph Indzel, 10 North Delaware Ave. (6).  
 John J. Kilroy, 4660 N. 18th St. (40).  
 Mrs. Martha Kosik, 32 North 52d St. (39).  
 Miss Alma I. Krupp, 1306-16 Lincoln-Liberty Bldg.  
 Jacob S. Kustina, 1103 Widener Bldg. (7).  
 Miss Dorothea E. Leake, Rm. 597-98 Drexel Bldg. (6).  
 Morton Leder, Kasser Distillers Products Corp., 3d and Luzerne Sts.  
 Clarence Leith, 3247 Germantown Ave. (40).  
 William K. May, 6433 Ditman St. (35).  
 Sidney J. Michaelson, 5914 Belden St. (24).  
 George L. McCuen, 2301 Market St. (3).  
 Mrs. Grace B. McNealy, 6146 N. Franklin St. (20).  
 Jay Meyers, 704 Porter St. (48).  
 Morris Michel, 714 Girard Ave. (23).  
 Mrs. Freda Mitchell, 1004 Bailey Bldg. (7).  
 Joseph L. Monte, 1609 McKean St. (45).  
 C. Earl Moore, 1500 Walnut St. (1).  
 J. E. Moore, 1351 S. 54th St. (43).  
 Thos. A. O'Hara, 3806 N. Broad St. (40).  
 Miss Genoveffa A. Panepresso, Henry Ave. & Abbottsford Rd.  
 Lester E. Pfeifer, 215 W. Cheltenham Ave. (44).  
 Aaron Rabinowitch, 4912 Rising Sun Ave. (20).  
 Miss Martha Reese, 2d Floor, Belber Bldg. (3).  
 Chas. A. Rehfuess, Washington Lane & Ogontz Ave.  
 Miss Mabel L. Rile, 1505 Land Title Bldg. (10).  
 Miss Muriel R. Rinehart, 1204 Morris Bldg. (2).  
 Morrison L. Robb, 5641 Ogontz Ave. (41).  
 Miss Anita S. Rosen, Rm. 1515, 1528 Walnut St.  
 J. Carl Ryder, Fox St. and Roberts Ave.  
 Edward C. Schmitt, Rm. 900, Widener Bldg. (7).  
 Harry G. G. Scott, 801 Market St. (5).  
 Henry Segal, 8432 Michener Ave. (19).  
 Benjamin Slepik, 422 S. 57th St. (43).  
 Miss Violet Smiles, 2810 N. Broad St. (32).  
 Miss Mary G. Smith, Rm. 900, 1616 Walnut St. (3).  
 Bernard Sprecher, 8656 Temple Road (19).  
 Charles E. Stahlecker, Rm. 201, Hess Bldg. (33).  
 Miss Rose Stamberg, Rm. 705, Administration Bldg.  
 William A. Stewart, 1300 Morris Bldg. (2).  
 Albert Tollin, 4814 Woodland Ave. (43).  
 Louis P. Torresani, 3908-18 Frankford Ave., (24).  
 Hugo Traenkle, 5431 Tackawanna St., (24).  
 Miss Revey Trazenfeld, 1532 Bankers Securities Bldg.  
 Harold R. Veit, 46 Richmond St., (23).  
 Wilmer S. Weber, 4645 North 5th St., (40).  
 Morton Weiss, 2019 Christian St., (46).  
 Francis H. Wilson, S. E. Cor. 9th St. & Lehigh Ave., (33).  
 Miss Clara Zimmerman, 924 W. Girard Ave., (23).

## SCHUYLKILL COUNTY

George W. Brommer, Pottsville.

William E. Griffiths, Shenandoah.  
 Donald F. Rynkiewicz, Shenandoah.  
 John A. Schlappich, Pine Grove.  
 Miss Marie H. Shovlin, Pottsville.  
 H. J. Taylor, Pottsville.

## SNYDER COUNTY

Ray V. Gordon, Freeburg.

## SOMERSET COUNTY

Robert L. Dietz, Somerset.  
 E. Lloyd Kimmel, Somerset.  
 Mrs. Pauline E. Kopriva, Windber.  
 Miss Jean G. Verna, Windber.

## VENANGO COUNTY

W. L. Craig, Oil City.  
 Paul C. Shaffer, Franklin.

## WARREN COUNTY

Charles G. Koebley, Warren.  
 Miss Florence O. Lund, Warren.

## WASHINGTON COUNTY

Ben G. Binns, Donora.  
 Mrs. Mafalda G. Ferrari, Monongahela.  
 Mrs. Sarah F. Norton, Donora.  
 Mrs. Gladys R. Roberts, Donora.

## WESTMORELAND COUNTY

George E. Berry, Jr., Greensburg.  
 Lloyd K. Githens, North Belle Vernon, Belle Vernon.  
 Dean E. Lohr, Latrobe.  
 Miss Elizabeth J. Rodgers, Irwin.  
 Miss Margaret P. Rudnik, Mt. Pleasant.  
 Miss Betty M. Sandella, Greensburg.  
 Mrs. Mary Shamey, Ligonier.  
 Jerome E. Tagge, Jeannette.  
 Miss Leota Tobin, Mt. Pleasant.  
 Alvan S. Weaver, Franklin Twp., Export.

## YORK COUNTY

Mrs. Marie A. Barnhart, York.  
 Miss Myrtle I. Emig, York.  
 Mrs. Mary G. Yost, York.

To compute from February 2, 1953.

## ALLEGHENY COUNTY

Robert H. Miller, Pittsburgh, 304 W. Penn Bldg.

To compute from February 3, 1953.

## ALLEGHENY COUNTY

William R. Bruckman, Pittsburgh, 604 Brushton Ave.  
 Albert Lockhart, Pittsburgh, 1509 Muriel St.  
 Miss Roberta E. Munn, Pittsburgh, 1003 Benedum Trees Bldg. (22).  
 Elwood C. Petsinger, Pittsburgh, 140 Stanwix St.

To compute from February 7, 1953.

## BLAIR COUNTY

John H. Hemphill, Altoona.

## GREENE COUNTY

Tyrus R. Hincy, Waynesburg.

## PHILADELPHIA COUNTY

Miss Helen E. Keul, 2857 N. Eighth St. (33).  
 James Mulholland, 1840 Gladstone St. (45).

## WESTMORELAND COUNTY

Anthony W. Crivella, Mt. Pleasant.

To compute from February 8, 1953.

ALLEGHENY COUNTY

Aaron Cohen, Pittsburgh, 1305 Berger Building (19).

PHILADELPHIA COUNTY

Raymond Gehbauer, 1438 Lincoln-Liberty Bldg.  
Royal F. Morris, 1127-29 E. Tioga St. (34).  
Marvin Stein, 334 North Broad St. (2).

To compute from February 9, 1953.

ALLEGHENY COUNTY

Joseph M. Muehlbauer, Pittsburgh, Box A, Kilbuck Station (33).

Ralph Spano, Wilkins Twp., Pittsburgh, 901 Elizabeth St. (21).

ELK COUNTY

Lionel A. Klugh, Ridgway.

JEFFERSON COUNTY

Miss Phyllis J. Brosius, Brookville.

To compute from February 10, 1953.

ALLEGHENY COUNTY

Miss Barbara A. Keck, Turtle Creek.

To compute from February 11, 1953.

PHILADELPHIA COUNTY

Mrs. Cecile Gladys Liebig, 5432 Oxford Avenue (24).

To compute from February 12, 1953.

DELAWARE COUNTY

Martin F. Hatch, Upper Darby Twp., Upper Darby.

To compute from February 14, 1953.

ALLEGHENY COUNTY

Howard A. Humes, Aspinwall.

BERKS COUNTY

Hiram W. Kissinger, Reading.

Miss Ruth M. Wicklein, Reading.

CHESTER COUNTY

John E. Giantonio, Tredyffrin Twp., Paoli.

NORTHUMBERLAND COUNTY

John H. Smick, Coal Twp., Shamokin.

PHILADELPHIA COUNTY

Mrs. Regina L. Hoey, 1001 Finance Bldg. (2).

VENANGO COUNTY

Judson D. Trax, Oil City.

WESTMORELAND COUNTY

Michael Zsembik, Derry.

To compute from February 15, 1953.

ALLEGHENY COUNTY

A. J. Hartman, Pittsburgh, 3725 Gulf Bldg.  
Miss Bertha M. Ross, Pittsburgh, 125 DeSoto St.

BERKS COUNTY

Mrs. Bessie Mae Schmucker, West Reading, Reading.

DAUPHIN COUNTY

Miss Esther B. Kimmel, Derry Twp., Hershey.

LANCASTER COUNTY

Mrs. Irene E. Henry, Lancaster.

To compute from February 16, 1953

BLAIR COUNTY

Mrs. Charlotte P. O'Neill, Altoona.

LEHIGH COUNTY

Myles R. Werley, Altoona.

PHILADELPHIA COUNTY

Miss Katharine M. Dolan, WDAS Bldg. (6).

To compute from February 17, 1953

ALLEGHENY COUNTY

Edwin Goldberg, Pittsburg, 521 Union Trust Bldg. (19).

To compute from February 19, 1953

ALLEGHENY COUNTY

C. F. Morlock, McKeesport.  
Anthony Will, Etna, Pittsburgh (23).

BLAIR COUNTY

Miss Mary G. Kilday, Altoona.

LACKAWANNA COUNTY

George Yaorek, Archbald.

LEBANON COUNTY

John A. Brandt, Bethel Twp., Cor. Center & Locust Sts.,  
Fredericksburg.

MONTGOMERY COUNTY

M. LeRoy Moyer, Souderton.

To compute from February 21, 1953

FAYETTE COUNTY

Miss Ala Abbadini, Redstone Twp., Box No. 53, Fairbank.

To compute from February 23, 1953

ALLEGHENY COUNTY

Mrs. Iren E. Keyser, Wilmerding.

FAYETTE COUNTY

C. E. Jeffries, Menallen Twp., Mill St., New Salem.

McKEAN COUNTY

S. J. Brill, Bradford.

MIFFLIN COUNTY

Edgar Van Bremen, Lewistown.

WESTMORELAND COUNTY

Joseph Saladiak, Monessen.

To compute from February 24, 1953

PHILADELPHIA COUNTY

James E. McClellan, Rm. 733, Fidelity Philadelphia Trust Bldg. (9).

To compute from February 25, 1953.

LEBANON COUNTY

William L. Gelbach, Lebanon.



To compute from February 27, 1953

#### ALLEGHENY COUNTY

Merrill W. Cribbs, Verona.

#### DELAWARE COUNTY

J. Guy McCormick, Upper Darby Twp., 7114 Pennsylvania Ave., Upper Darby.

To compute from February 28, 1953

#### ALLEGHENY COUNTY

Mrs. Maroin H. McCune, McKeesport.

#### PHILADELPHIA COUNTY

Leon Greenberg, 1147 North 4th St.  
Harry Murray, 1350 Ridge Ave. (23).

JOHN S. FINE.

#### NOMINATIONS FOR NOTARIES PUBLIC

A motion was made by Mr. WATSON and Mr. HARE, That the Senate do advise and consent to said nominations.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

#### YEAS—50.

Bane,	Hare,	McCusker,	Stiefel,
Barr,	Harney,	McGinnis,	Taylor,
Berger,	Holland,	McMenamin,	Toole,
Blass,	Kephart,	McPherson, Jr.	Wade,
Camiel,	Kessler,	Miller,	Wagner,
Chapman,	Koprivier, Jr.	Pechan,	Walker,
Crowe,	Lane,	Peelor,	Watkins,
Dent,	Leader,	Propert,	Watson,
Diehm,	Letzler,	Ruth,	Weiner,
DiSilvestro,	Madigan,	Silvert,	Wolfe,
Fleming,	Mahany,	Snowden,	Wood,
Freed,	Mallery,	Stevenson,	Yosko,
Haluska,	McCreesh,		

#### NAYS—0.

Two-thirds of all the Seantors having voted "aye", the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

#### HOUSE NOTIFIES SENATE IT IS READY TO CONVENE IN JOINT SESSION

The PRESIDENT. The Chair recognizes the Sergeant-at-Arms.

The SERGEANT-AT-ARMS. Mr. President, I have the honor of presenting a committee on behalf of the House of Representatives.

Mr. WATERHOUSE. Mr. President, we are a committee appointed by the House of Representatives to inform the Senate that the House is ready to receive the Officers and Members of the Senate in Joint Session, and to escort them to the Hall of the House.

The PRESIDENT. The Chair thanks the committee on the part of the House of Representatives.

#### HOUSE MESSAGES

#### HOUSE CONCURS IN SENATE RESOLUTION

The Clerk of the House of Representatives being in-

troduced, informed the Senate that the House has concurred in resolution from the Senate as follows:

#### COMMITTEE TO ESCORT THE GOVERNOR TO THE HALL OF THE HOUSE

In the Senate, January 6, 1953.

Resolved, (if the House of Representatives concur), That a committee of three on the part of the Senate be appointed to act with a similar committee on the part of the House of Representatives (if the House shall appoint such committee), to escort His Excellency, the Governor of the Commonwealth of Pennsylvania, to the Hall of the House of Representatives to address the Members of the General Assembly in Joint Session, pursuant to a resolution already adopted by the Senate and House of Representatives.

#### HOUSE CONCURS IN SENATE RESOLUTION

He also informed the Senate that the House has concurred in resolution from the Senate as follows:

#### JOINT SESSION

In the Senate, January 6, 1953.

Resolved, (if the House of Representatives concur), That the Senate and House of Representatives meet in Joint Session Tuesday, January 6, 1953, at two-fifteen (2:15) o'clock P. M., in the Hall of the House of Representatives for the purpose of hearing an address by His Excellency, the Governor of the Commonwealth of Pennsylvania; also witnessing the opening, counting and computing of the official returns of the election for Auditor General and State Treasurer, held Tuesday, November 4, 1952, in the several counties of this Commonwealth; and to elect the Director of the Legislative Reference Bureau.

#### HOUSE CONCURS IN SENATE RESOLUTION

He also informed the Senate that the House has concurred in resolution from the Senate as follows:

#### TIME OF NEXT MEETING

In the Senate, January 6, 1953.

Resolved, (if the House of Representatives concur), That when the Senate adjourns this week it reconvene on Monday, January 26, 1953 at four o'clock P.M. E.S.T., and when the House of Representatives adjourns this week it reconvene on Monday, January 26, 1953 at four-thirty o'clock P.M., E.S.T.

#### HOUSE CONCURS IN SENATE RESOLUTION

He also informed the Senate that the House has concurred in resolution from the Senate as follows:

#### POSTAGE ON LEGISLATIVE JOURNAL

In the Senate, January 6, 1953.

Whereas, The Post Office Department has decided that the Legislative Journal must be third class matter and has so instructed the Postmaster at Harrisburg, therefore, be it

Resolved, (if the House of Representatives concur), That the Chief Clerk of the Senate and the Chief Clerk of the House of Representatives be directed to make arrangements for the necessary postage so that the Legislative Journal may be mailed according to the requirements of the Post Office Department, and that the payment of the postage for the Legislative Journal, also for the Bills, Calendars and Histories be provided for in the Appropriation Bill.

#### HOUSE CONCURS IN SENATE RESOLUTION

He also informed the Senate that the House has concurred in resolution from the Senate as follows:

JOINT COMMITTEE BE APPOINTED TO REPRESENT  
THE GENERAL ASSEMBLY OF THE COMMON-  
WEALTH OF PENNSYLVANIA IN THE INAUGU-  
RAL CEREMONIES OF THE HONORABLE  
DWIGHT D. EISENHOWER

In the Senate, January 6, 1953.

Whereas, on January 20, 1953, the Honorable Dwight D. Eisenhower will be inaugurated as the President of the United States of America, and

Whereas, it is fitting and proper that a delegation represent the General Assembly of the Commonwealth of Pennsylvania at the inaugural ceremonies to be held in Washington, D. C. at that time, now therefore be it

Resolved, (if the House of Representatives concur), That the President pro tempore of the Senate is hereby authorized to appoint Thirty-two Members of the Senate, and the Speaker of the House is hereby authorized to appoint One hundred and ten Members of the House of Representatives, who together shall constitute a Joint Committee to represent the General Assembly of the Commonwealth of Pennsylvania in the inaugural ceremonies of the Honorable Dwight D. Eisenhower.

APPOINTMENT OF TELLER

In the House of Representatives, January 6, 1953.

He also informed the Senate that the gentleman from Indiana, Mr. Hewitt, has been appointed teller on the part of the House to open, compute and count the vote for Auditor General and State Treasurer.

COMMITTEE APPOINTED TO ESCORT THE  
GOVERNOR TO THE HALL OF THE HOUSE

The PRESIDENT. The Chair wishes to advise the Senate that the President pro tempore has appointed the following committee to escort His Excellency, the Governor, to the Hall of the House: the gentleman from Clinton, Mr. Stevenson; the gentleman from Luzerne, Mr. Wood; and the gentleman from Berks, Mr. Ruth.

NOMINATIONS BY THE GOVERNOR

The Secretary to the Governor being introduced, presented communications in writing from His Excellency, the Governor of the Commonwealth, which were read as follows, and were laid on the table:

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, Pa., January 6, 1953.  
To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following:

SECRETARY OF FORESTS AND WATERS

Samuel S. Lewis, York, from January 16, 1952, until the third Tuesday of January 1955, and until his successor shall have been appointed and qualified.

SECRETARY OF HIGHWAYS

Edward L. Schmidt, Mt. Lebanon, from March 3, 1952, until the third Tuesday of January 1955, and until his successor shall have been appointed and qualified.

SECRETARY OF MINES

William J. Clements, Coaldale, from January 2, 1953, until the third Tuesday of January 1955, and until his successor shall have been appointed and qualified.

LIEUTENANT GENERAL PENNSYLVANIA NATIONAL  
GUARD

Frank A. Weber, Beaver Falls, from March 6, 1952, until terminated.

BRIGADIER GENERALS, PENNSYLVANIA NATIONAL  
GUARD

William S. Bailey, Harrisburg, from March 7, 1952, until terminated.

Lorin C. Faurot, Export, from March 7, 1952, until terminated.

MEMBER OF THE STATE ADVISORY COUNCIL

John F. Adams, Philadelphia, from September 3, 1952, until terminated.

MEMBERS OF THE ADVISORY HEALTH BOARD

L. B. Longaker, Philadelphia, from February 1, 1952, until the third Tuesday of January, 1953, or until his successor has been appointed and has qualified.

George S. Klump, Williamsport, from February 1, 1952, until the third Tuesday of January, 1956, or until his successor has been appointed and has qualified.

Gilson Colby Engel, Germantown, Philadelphia, from February 1, 1952, until the third Tuesday of January, 1956, or until his successor has been appointed and has qualified.

Pascal Lucchesi, Philadelphia, from February 1, 1952, until the third Tuesday of January, 1955, or until his successor has been appointed and has qualified.

Russell B. Roth, Erie, from February 1, 1952, until the third Tuesday of January, 1955, or until his successor has been appointed and has qualified.

Daniel H. Bee, Indiana, from February 1, 1952, until the third Tuesday of January, 1954, or until his successor has been appointed and has qualified.

Herbert K. Cooper, Lancaster, from February 1, 1952, until the third Tuesday of January, 1956, or until his successor has been appointed and has qualified.

Theodore F. Hatch, Pittsburgh, from February 1, 1952, until the third Tuesday of January, 1954, or until his successor has been appointed and has qualified.

Adolph W. Schmidt, Pittsburgh, from February 1, 1952, until the third Tuesday of January, 1954, or until his successor has been appointed and has qualified.

Andrew J. Gleason, Johnstown, from February 1, 1952, until the third Tuesday of January, 1955, or until his successor has been appointed and has qualified.

MEMBER OF THE BOARD OF TRUSTEES OF  
ALLENTOWN STATE HOSPITAL

Ralph B. Hess, Bethlehem, from July 30, 1952, for the term of four years, and until his successor is qualified.

MEMBER OF THE BOARD OF ARBITRATION OF  
CLAIMS

J. Boyd Duff, Jr., Pittsburgh, from May 12, 1952, until July 21, 1955, and until his successor shall be duly appointed and qualified.

MEMBERS OF THE STATE ART COMMISSION

Frederick A. Muhlenberg, Wernersville, from July 14, 1952, until the third Tuesday of January, 1955, and until his successor shall have been appointed and qualified.

Robert Watson Schmertz, Pittsburgh, from July 21, 1952, until the third Tuesday of January, 1955, and until his successor shall have been appointed and qualified.

MEMBER OF THE BOARD OF TRUSTEES OF  
ASHLAND STATE HOSPITAL

E. Paul Long, Girardville, from January 2, 1952, for the term of four years, and until his successor is qualified.

MEMBERS OF THE STATE ATHLETIC COMMISSION

George J. Jones, Williamsport, from December 22, 1951, for the term of two years, and until his successor shall have been appointed and qualified.



John DaGrosa, Mt. Airy, Philadelphia, from December 22, 1951, for the term of two years, and until his successor shall have been appointed and qualified.

#### MEMBERS OF THE BANKING BOARD

George R. Howell, Reading, from January 29, 1952, until September 1, 1957, and until his successor is duly appointed and qualified.

Mark Willcox, Wawa, from January 29, 1952, until September 1, 1957, and until his successor is duly appointed and qualified.

John H. Dillen, Altoona, from January 29, 1952, until September 1, 1959, and until his successor is duly appointed and qualified.

E. T. Gramley, Milton, from January 29, 1952, until September 1, 1959, and until his successor is duly appointed and qualified.

William B. McFall, Pittsburgh, from January 29, 1952, until September 1, 1957, and until his successor is duly appointed and qualified.

T. C. Swarts, Aliquippa, from January 29, 1952, until September 1, 1957, and until his successor is duly appointed and qualified.

#### MEMBERS OF THE STATE BOARD OF BARBER EXAMINERS

Edward W. Holden, Pittsburgh, from September 24, 1952, until the third Tuesday of January, 1955, and until his successor shall have been appointed and qualified.

Benjamin J. Strohler, Allentown, from September 24, 1952, until the third Tuesday of January, 1955, and until his successor shall have been appointed and qualified.

Howard K. Groff, Philadelphia, from September 24, 1952, until the third Tuesday of January, 1955, and until his successor shall have been appointed and qualified.

Rex Cataldo, Wilkes-Barre, from September 26, 1952, until the third Tuesday of January, 1955, and until his successor shall have been appointed and qualified.

#### MEMBERS OF THE BRANDYWINE BATTLEFIELD PARK COMMISSION

Weldon B. Heyburn, Concordville, from February 14, 1952, for the term of four years, and until his successor is appointed and qualified.

Frank A. Janney, West Chester, from February 13, 1952, for the term of four years, and until his successor is appointed and qualified.

#### MEMBER OF THE BOARD OF TRUSTEES OF CALIFORNIA STATE TEACHERS' COLLEGE

J. E. Kuhn, Belle Vernon, from February 29, 1952, until the third Tuesday of January, 1953, and until his successor shall have been appointed and qualified.

#### MEMBER OF THE BOARD OF TRUSTEES OF CHEYNEY STATE TEACHERS' COLLEGE

(Mrs.) Verona Beckett, Germantown, Philadelphia, from March 28, 1952, until the third Tuesday of January, 1955, and until her successor shall have been appointed and qualified.

#### MEMBERS OF THE STATE BOARD OF CHIROPRACTIC EXAMINERS

W. Ray Burns, Harrisburg, from May 5, 1952, until July 15, 1955, and until his successor is appointed and qualified.

Jack J. Stokes, Philadelphia, from May 13, 1952, until July 15, 1954, and until his successor is appointed and qualified.

#### MEMBERS OF THE STATE CIVIL SERVICE COMMISSION

(Mrs.) Ruth Pennell, Mifflintown, from August 18, 1952, until April 9, 1958, and until her successor is appointed and qualified.

John A. M. McCarthy, Philadelphia, from September

9, 1952, until April 9, 1956, and until his successor is appointed and qualified.

#### MEMBERS OF THE BOARD OF TRUSTEES OF COALDALE STATE HOSPITAL

Robert Gormley, Summit Hill, from August 5, 1952, for the term of four years, and until his successor is qualified.

Joseph J. Humphries, Heights, Lehigh P. O., from August 5, 1952, for the term of four years, and until his successor is qualified.

Charles D. Rubert, Lansford, from August 5, 1952, for the term of four years, and until his successor is qualified.

#### MEMBERS OF THE STATE BOARD OF COSMETOLOGY

(Mrs.) Helen Josephine Dunbar, Wilkes-Barre, from March 10, 1952, until the third Tuesday of January, 1955, and until her successor shall have been appointed and qualified.

(Mrs.) Margaret Heffelfinger, Lebanon, from March 10, 1952, until the third Tuesday of January, 1955, and until her successor shall have been appointed and qualified.

(Mrs.) Minnette S. Cochran, Lancaster, from December 5, 1952, until the third Tuesday of January, 1955, and until her successor shall have been appointed and qualified.

#### MEMBERS OF THE DELAWARE RIVER PORT AUTHORITY

Edward G. Budd, Jr., Philadelphia, from November 24, 1952, for the term of five years, and until his successor is appointed and qualified.

George E. Bartol, Jr., Wynnewood, from November 24, 1952, for the term of five years, and until his successor is appointed and qualified.

Harry G. Schad, Jenkintown, from November 24, 1952, for the term of five years, and until his successor is appointed and qualified.

Edwin R. Cox, Philadelphia, from November 24, 1952, for the term of five years, and until his successor is appointed and qualified.

James V. Baney, Upper Darby, from November 24, 1952, for the term of five years, and until his successor is appointed and qualified.

Walter M. Phillips, Philadelphia, from November 24, 1952, for the term of five years, and until his successor is appointed and qualified.

#### MEMBERS OF THE STATE DENTAL COUNCIL AND EXAMINING BOARD

Cloyd S. Harkins, Osceola Mills, from January 3, 1952, for the term of six years, and until his successor shall have been appointed and qualified.

Robert Adams, Jr., Philadelphia, from February 25, 1952, for the term of six years, and until his successor shall have been appointed and qualified.

Reuben E. V. Miller, Easton, from February 25, 1952, for the term of six years, and until his successor shall have been appointed and qualified.

#### MEMBERS OF THE BOARD OF TRUSTEES OF EAST STROUDSBURG STATE TEACHERS COLLEGE

Joseph P. Flanagan, Wilkes-Barre, from February 29, 1952, until the third Tuesday of January, 1957, and until his successor shall have been appointed and qualified.

Frank S. LeBar, Stroudsburg, from May 19, 1952, until the third Tuesday of January, 1953, and until his successor shall have been appointed and qualified.

Robert A. Harrier, Pen Argyl, from July 30, 1952, until the third Tuesday of January, 1957, and until his successor shall have been appointed and qualified.

Ralph R. Chase, Old Forge, from October 7, 1952, until the third Tuesday of January, 1955, and until his successor shall have been appointed and qualified.

#### MEMBERS OF THE BOARD OF TRUSTEES OF EDINBORO STATE TEACHERS COLLEGE

(Mrs.) Jane Conaway, Warren, from January 18, 1952,

until the third Tuesday of January, 1957, and until her successor shall have been appointed and qualified.

John R. Metcalf, Erie, from September 18, 1952, until the third Tuesday of January, 1955, and until his successor shall have been appointed and qualified.

Malcolm B. Mereshon, Girard, from September 25, 1952, until the third Tuesday of January, 1953, and until his successor shall have been appointed and qualified.

#### MEMBER OF THE STATE COUNCIL OF EDUCATION

Bishop Brown, Pittsburgh, from September 11, 1952, for the term of six years, and until his successor shall have been appointed and qualified.

#### MEMBERS OF THE BOARD OF TRUSTEES OF EMBREEVILLE STATE HOSPITAL

N. Harlan Slack, Jr., West Chester, from August 25, 1952, for the term of four years, and until his successor is qualified.

W. Roy Widdoes, Coatesville, from August 25, 1952, for the term of four years, and until his successor is qualified.

#### MEMBERS OF THE BOARD OF TRUSTEES OF FARVIEW STATE HOSPITAL

Henry C. Pfannmuller, Honesdale, from May 14, 1952, for the term of four years, and until his successor is qualified.

Samuel Dreater, Mayfield, from June 16, 1952, for the term of four years, and until his successor is qualified.

A. B. Cimoehowski, Forest City, from July 18, 1952, for the term of four years, and until his successor is qualified.

#### MEMBER OF THE PENNSYLVANIA FISH COMMISSION

Philip E. Angle, Sharon, from January 14, 1952, until two years from the second Tuesday of January, 1953, and until his successor is appointed.

#### MEMBERS OF THE STATE BOARD OF FUNERAL DIRECTORS

Frank M. Pritchard, South Gibson, from May 5, 1952, until August 31, 1953, or until his successor is appointed and qualified.

Howard J. Snowden, Scranton, from May 5, 1952, until August 31, 1955, or until his successor is appointed and qualified.

Edward S. Blair, Pittsburgh, from May 5, 1952, until August 31, 1954, or until his successor is appointed and qualified.

W. Judson Dean, Philadelphia, from December 15, 1952, until August 31, 1957, or until his successor is appointed and qualified.

#### MEMBER OF THE PENNSYLVANIA GAME COMMISSION

Ross L. Leffler, Pittsburgh, from July 14, 1952, until the third Tuesday of January, 1959, and until his successor shall have been appointed and qualified.

#### MEMBERS OF THE BOARD OF TRUSTEES OF HOLLIDAYSBURG STATE HOSPITAL

(Miss) Mary G. Kilday, Altoona, from December 16, 1952, for the term of four years, and until her successor is qualified.

Charles G. Waple, Tyrone, from December 16, 1952, for the term of four years, and until his successor is qualified.

(Mrs.) Wilma N. Kerr, Martinsburg, from December 16, 1952, for the term of four years, and until her successor is qualified.

George W. Williams, Hollidaysburg, from December 16, 1952, for the term of four years, and until his successor is qualified.

Abraham Colbus, Altoona, from December 16, 1952, for the term of four years, and until his successor is qualified.

Robert L. Harpster, Warrors Mark, from December 16, 1952, for the term of four years, and until his successor is qualified.

#### MEMBER OF THE BOARD OF TRUSTEES OF INDIANA STATE TEACHER'S COLLEGE

Joseph H. Sheriff, Windber, from April 23, 1952, until the third Tuesday of January, 1955, and until his successor shall have been appointed and qualified.

#### MEMBERS OF INTERSTATE COMMISSION ON THE POTOMAC RIVER BASIN FOR THE COMMON- WEALTH OF PENNSYLVANIA

Wilbur F. Barkdoll, Waynesboro, from September 8, 1952, for the term of two years, or until his successor is appointed.

Andrew J. Sordoni, Wilkes-Barre, from September 8, 1952, for the term of two years, or until his successor is appointed.

#### MEMBERS OF THE BOARD OF TRUSTEES OF KUTZTOWN STATE TEACHER'S COLLEGE

(Mrs.) Harriet G. Blank, Allentown, from September 22, 1952, until the third Tuesday of January, 1957, and until her successor shall have been appointed and qualified.

William S. Troxell, Allentown, from September 22, 1952, until the third Tuesday of January, 1955, and until his successor shall have been appointed and qualified.

#### MEMBER OF THE PENNSYLVANIA LABOR RELATIONS BOARD

Leo Abernathy, Pittsburgh, from January 8, 1952, until June 2, 1955, and until his successor shall have been appointed and qualified.

#### MEMBERS OF THE BOARD OF TRUSTEES OF LAURELTON STATE VILLAGE

Fred W. Maue, Shamokin, from September 9, 1952, for the term of four years, and until his successor is qualified.

Robert E. Allen, Mt. Carmel, from September 9, 1952, for the term of four years, and until his successor is qualified.

#### MEMBER OF THE PENNSYLVANIA LIQUOR CONTROL BOARD

Frank D. Armstrong, Paxtang, Harrisburg, from March 3, 1952, until November 29, 1957, and until his successor shall have been appointed and qualified.

#### MEMBERS OF THE BOARD OF TRUSTEES OF MANSFIELD STATE TEACHERS' COLLEGE

Lloyd G. Cole, Bloomsburg, from January 2, 1952, until the third Tuesday of January, 1957, and until his successor shall have been appointed and qualified.

#### MEMBERS OF THE BOARD OF TRUSTEES OF MAYVIEW STATE HOSPITAL

Thomas M. Reese, Canonsburg, from December 22, 1951, for the term of four years, and until his successor is qualified.

Walter F. Rhine, Canonsburg, from December 22, 1951, for the term of four years, and until his successor is qualified.

#### MEMBERS OF THE STATE BOARD OF MEDICAL EDUCATION AND LICENSURE

Raymond S. Leopold, Philadelphia, from January 7, 1952, for the term of four years, and until his successor shall have been appointed and qualified.

Charles L. Shafer, Kingston, from September 23, 1952, for the term of four years, and until his successor shall have been appointed and qualified.



### METROPOLITAN STUDY COMMISSION OF ALLEGHENY COUNTY

Park H. Martin, Pittsburgh, from September 11, 1952, until the end of the 1953 session of the General Assembly.

David H. Kurtzman, Pittsburgh, from September 11, 1952, until the end of the 1953 session of the General Assembly.

Joseph E. Hutchinson, Pittsburgh, from September 11, 1952, until the end of the 1953 session of the General Assembly.

John A. Feigel, Pittsburgh, from September 11, 1952, until the end of the 1953 session of the General Assembly.

Elmer J. Holland, Pittsburgh, from September 11, 1952, until the end of the 1953 session of the General Assembly.

John B. Campbell, Valencia, from September 11, 1952, until the end of the 1953 session of the General Assembly.

Thomas B. Sproul, Pittsburgh, from September 11, 1952, until the end of the 1953 session of the General Assembly.

Edw. F. Waldschmidt, Pittsburgh, from September 11, 1952, until the end of the 1953 session of the General Assembly.

Charles A. Kinkaid, McKeesport, from September 11, 1952, until the end of the 1953 session of the General Assembly.

John P. Robin, Pittsburgh, from September 11, 1952, until the end of the 1953 session of the General Assembly.

Nicholas J. Stabile, Pittsburgh, from September 11, 1952, until the end of the 1953 session of the General Assembly.

Alfred W. Beattie, Pittsburgh, from September 11, 1952, until the end of the 1953 session of the General Assembly.

F. Dewitt Zuerner, Braddock, from September 11, 1952, until the end of the 1953 session of the General Assembly.

Wallace Richards, Pittsburgh, from September 11, 1952, until the end of the 1953 session of the General Assembly.

### MEMBER OF THE MILITARY ADVISORY COMMISSION

Eric Fisher Wood, Bedford, from December 22, 1951, until terminated.

### MEMBER OF THE MILK CONTROL COMMISSION

Joab K. Mahood, Troy, from March 5, 1952, until May 1, 1953, and until his successor shall have been appointed and qualified.

### MEMBERS OF THE BOARD OF TRUSTEES OF MILLERSVILLE STATE TEACHERS' COLLEGE

J. F. Aierstock, Lancaster, from February 13, 1952, until the third Tuesday of January, 1957, and until his successor shall have been appointed and qualified.

(Miss) Ada M. Forry, Columbia, from February 13, 1952, until the third Tuesday of January, 1957, and until her successor shall have been appointed and qualified.

H. C. Burgard, Manheim, from February 13, 1952, until the third Tuesday of January, 1957, and until his successor shall have been appointed and qualified.

### MEMBERS OF THE BOARD OF TRUSTEES OF PENNSYLVANIA TRAINING SCHOOL AT MORGANZA

Alvin R. Guyler, Pittsburgh, from October 2, 1952, for the term of four years, and until his successor is qualified.

H. B. Wood, Wind Ridge, from December 22, 1951, for the term of four years, and until his successor is qualified.

### MEMBER OF THE OHIO RIVER VALLEY WATER SANITATION COMMISSION FOR THE COMMONWEALTH OF PENNSYLVANIA

Howard E. Moses, Harrisburg, from March 3, 1952, until May 24, 1954, and until his successor shall be appointed and qualified.

### MEMBER OF THE STATE BOARD OF OPTOMETRICAL EXAMINERS

Alfred T. Meyer, Wilkes-Barre, from July 24, 1952, for

the term of four years, and until his successor shall have been appointed and qualified.

### MEMBERS OF THE BOARD OF TRUSTEES OF THE PENNSYLVANIA STATE COLLEGE

Edgar C. Weichel, Scranton, from September 15, 1952, until July 1, 1955, and until his successor shall have been appointed and qualified.

W. K. Ulerich, Clearfield, from September 15, 1952, until July 1, 1955, and until his successor shall have been appointed and qualified.

### MEMBER OF THE BOARD OF TRUSTEES OF PHILADELPHIA STATE HOSPITAL

William V. Wiener, Philadelphia, from April 3, 1952, for the term of four years, and until his successor is qualified.

### MEMBERS OF THE BOARD OF TRUSTEES OF PHILIPSBURG STATE HOSPITAL

John T. Taylor, State College, from September 9, 1952, for the term of four years, and until his successor is qualified.

Earl Shoff, Madera, from September 9, 1952, for the term of four years, and until his successor is qualified.

Hilmer J. Anderson, Houtzdale, from September 9, 1952, for the term of four years, and until his successor is qualified.

Rembrandt Dunsmore, Philipsburg, from September 9, 1952, for the term of four years, and until his successor is qualified.

Walter Williams, Ramey, from September 9, 1952, for the term of four years, and until his successor is qualified.

(Mrs.) Nancy Fryberger, Philipsburg, from September 9, 1952, for the term of four years, and until her successor is qualified.

Benjamin Nicodemus, Port Matilda, from September 9, 1952, for the term of four years, and until his successor is qualified.

Roy H. Schreffler, Philipsburg, from September 9, 1952, for the term of four years, and until his successor is qualified.

James F. Dugan, Osceola Mills, from September 9, 1952, for the term of four years, and until his successor is qualified.

### MEMBERS OF THE STATE PLANNING BOARD

E. L. Schmidt, Mt. Lebanon, from February 25, 1952, until the third Tuesday of January, 1955, and until his successor shall have been appointed and qualified.

Samuel S. Lewis, York, from February 25, 1952, until the third Tuesday of January, 1955, and until his successor shall have been appointed and qualified.

Miles Horst, Palmyra, from March 3, 1952, until the third Tuesday of January, 1955, and until his successor shall have been appointed and qualified.

H. W. Prentis, Jr., Lancaster, from March 3, 1952, until November 17, 1956, and until his successor shall have been appointed and qualified.

Edward Hopkinson, Jr., Philadelphia, from March 3, 1952, until November 17, 1956, and until his successor shall have been appointed and qualified.

Alfred H. Williams, Philadelphia, from March 3, 1952, until November 17, 1955, and until his successor shall have been appointed and qualified.

### MEMBER OF THE BOARD OF TRUSTEES OF POLK STATE SCHOOL

Forest B. Irwin, Franklin, from October 23, 1952, for the term of four years, and until his successor is qualified.

### MEMBERS OF THE STATE REGISTRATION BOARD FOR PROFESSIONAL ENGINEERS

Robert C. Gorham, Pittsburgh, from May 3, 1952, for the term of six years, and until his successor shall have been appointed and qualified.

Francis DeS. Friel, Bryn Mawr, from May 3, 1952, for the term of six years, and until his successor shall have been appointed and qualified.



# **DIRECTOR AND CHAIRMAN OF THE PENNSYLVANIA PUBLIC SAFETY COMMISSION**

O. B. Hannon, Pittsburgh, from December 9, 1952, until the third Tuesday of January, 1955, and until his successor shall have been appointed and qualified.

## **MEMBERS OF THE PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Leon Schwartz, Nanticoke, from March 4, 1952, for the residue of the term ending April 1, 1961.

P. Stephen Stahlnecker, Philadelphia, from January 2, 1953, for the residue of the term ending April 1, 1957.

## **MEMBER OF THE STATE REAL ESTATE COMMISSION**

David E. Triester, Philadelphia, from April 28, 1952, until September 21, 1954, or until his successor has been appointed and qualified.

## **MEMBERS OF THE REGISTRATION COMMISSION IN AND FOR THE CITY OF PHILADELPHIA**

Leon Sacks, Philadelphia, from March 11, 1952, until January 6, 1953, or until his successor qualifies.

James C. Crumlish, Jr., Philadelphia, from March 11, 1952, until January 6, 1953, or until his successor qualifies.

## **MEMBER OF THE BOARD OF TRUSTEES OF RETREAT STATE HOSPITAL**

Charles A. Malpass, Forty Fort, from January 31, 1952, for the term of four years, and until his successor is qualified.

## **MEMBER OF THE SANITARY WATER BOARD**

Henry Lowe Brownback, Norristown, from September 9, 1952, until the third Tuesday of January, 1955, and until his successor shall have been appointed and qualified.

## **MEMBER OF THE BOARD OF TRUSTEES OF SCOT- LAND SCHOOL FOR VETERANS' CHILDREN**

(Mrs.) Lillian W. Stevenson, Wilkinsburg, from May 14, 1952, until the third Tuesday of January, 1953, and until her successor shall have been appointed and qualified.

## **MEMBERS OF THE PENNSYLVANIA SECURITIES COMMISSION**

Raymond A. Cox, Meadville, from January 23, 1952, until the third Tuesday of January, 1955, and until his successor shall have been appointed and qualified.

J. Myron Honigman, Philadelphia, from January 23, 1952, until the third Tuesday of January, 1955, and until his successor shall have been appointed and qualified.

Louis J. Conley, Pittsburgh, from January 23, 1952, until the third Tuesday of January, 1955, and until his successor shall have been appointed and qualified.

## **MEMBER OF THE BOARD OF TRUSTEES OF SELINGROVE STATE COLONY FOR EPILEPTICS**

Cyril Corkins, Middleburg, from April 17, 1952, for the term of four years, and until his successor is qualified.

## **MEMBERS OF THE BOARD OF TRUSTEES OF SHAMOKIN STATE HOSPITAL**

W. Irvine Wiest, Shamokin, from December 22, 1951, for the term of four years, and until his successor is qualified.

(Mrs.) Pearl V. Simmonds, Shamokin, from December 22, 1951, for the term of four years, and until her successor is qualified.

John F. Oshinskie, Shamokin, from December 22, 1951, for the term of four years, and until his successor is qualified.

Ralph H. Steinhart, Shamokin, from December 22, 1951,

for the term of four years, and until his successor is qualified.

Frank A. Miller, Mount Carmel, from December 22, 1951, for the term of four years, and until his successor is qualified.

W. R. Buckley, Mount Carmel, from December 22, 1951, for the term of four years, and until his successor is qualified.

Stephen F. Kocis, Mount Carmel, from December 22, 1951, for the term of four years, and until his successor is qualified.

Fred D. Kessler, Northumberland, from December 22, 1951, for the term of four years, and until his successor is qualified.

## **MEMBERS OF THE BOARD OF TRUSTEES OF SHIPPENSBURG STATE TEACHERS' COLLEGE**

Paul S. Lehman, Lewistown, from September 8, 1952, until the third Tuesday of January, 1957, and until his successor shall have been appointed and qualified.

George W. Brisbin, Altoona, from September 16, 1952, until the third Tuesday of January, 1957, and until his successor shall have been appointed and qualified.

## **MEMBERS OF THE BOARD OF TRUSTEES OF SLIPPERY ROCK STATE TEACHERS' COLLEGE**

N. Kerr Thompson, Slippery Rock, from March 7, 1952, until the third Tuesday of January, 1957, and until his successor shall have been appointed and qualified.

Robert J. Heasley, Zelienople, from March 7, 1952, until the third Tuesday of January, 1955, and until his successor shall have been appointed and qualified.

Ralph D. Horsman, Mt. Lebanon, from September 8, 1952, until the third Tuesday of January, 1955, and until his successor shall have been appointed and qualified.

W. Lee Gilmore, Oakmont, from September 8, 1952, until the third Tuesday of January, 1955, and until his successor shall have been appointed and qualified.

## **MEMBERS OF THE BOARD OF TRUSTEES OF PENNSYLVANIA SOLDIERS' AND SAILORS' HOME**

Elmer E. Hess, Erie, from March 7, 1952, for the term of four years, and until his successor is qualified.

Floyd B. Owens, Erie, from March 7, 1952, for the term of four years, and until his successor is qualified.

W. S. Houghton, Corry, from March 7, 1952, for the term of four years, and until his successor is qualified.

J. Frank Graff, Kittanning, from March 7, 1952, for the term of four years, and until his successor is qualified.

Everett D. Walker, Erie, from March 7, 1952, for the term of four years, and until his successor is qualified.

Guy Woodward, Washington, from March 7, 1952, for the term of four years, and until his successor is qualified.

Hiram V. Hartman, New Kensington, from March 7, 1952, for the term of four years, and until his successor is qualified.

E. W. Davis, Clearfield, from March 7, 1952, for the term of four years, and until his successor is qualified.

## **MEMBERS OF THE STATE TAX EQUALIZATION BOARD**

Cornelius S. Deegan, Jr., Philadelphia, from September 15, 1952, until November 14, 1955, and until his successor shall be duly appointed and shall have qualified.

John N. O'Neil, Harrisburg, from September 25, 1952, until November 14, 1955, and until his successor shall be duly appointed and shall have qualified.

Walter J. Kress, Johnstown, from September 25, 1952, until November 14, 1955, and until his successor shall be duly appointed and shall have qualified.

## **MEMBER OF THE PENNSYLVANIA TURNPIKE COMMISSION**

David E. Watson, Philadelphia, from March 1, 1952, until June 4, 1961, and until his successor is appointed and qualified.



#### MEMBER OF THE UNEMPLOYMENT COMPENSATION BOARD OF REVIEW

William J. Burchinal, Smithfield, from September 15, 1952, until July 1, 1957, and until his successor shall have been appointed and qualified.

#### MEMBERS OF THE VALLEY FORGE PARK COMMISSION

(Mrs.) Anita Porter Clothier, Valley Forge, from March 3, 1952, until the third Tuesday of January, 1955, and until her successor shall have been appointed and qualified.

(Mrs.) Charlotte S. Ewing, Berwyn, from March 3, 1952, until the third Tuesday of January, 1955, and until her successor shall have been appointed and qualified.

Milton G. Baker, Wayne, from May 12, 1952, until the third Tuesday of January, 1955, and until his successor shall have been appointed and qualified.

W. Atlee Burpee, Jr., Bryn Mawr, from July 21, 1952, until the third Tuesday of January, 1955, and until his successor shall have been appointed and qualified.

#### MEMBERS OF THE STATE VETERANS' COMMISSION

Hugh H. Hoke, Schuylkill Haven, from September 12, 1952, until the third Tuesday of January, 1955, and until his successor shall have been appointed and qualified.

John P. Larkin, Pittsburgh, from September 12, 1952, until the third Tuesday of January, 1955, and until his successor shall have been appointed and qualified.

Frank A. French, Latrobe, from September 9, 1952, until the third Tuesday of January, 1955, and until his successor shall have been appointed and qualified.

#### MEMBER OF THE STATE BOARD OF VETERINARY MEDICAL EXAMINERS

Edward J. Scanlon, Narberth, from April 17, 1952, until the third Tuesday of January, 1955, and until his successor shall have been appointed and qualified.

#### MEMBERS OF THE BOARD OF TRUSTEES OF WARREN STATE HOSPITAL

William Clement Martin, New Bethlehem, from January 28, 1952, for the term of four years, and until his successor is qualified.

Hamlin D. Redfield, Smethport, from July 29, 1952, for the term of four years, and until his successor is qualified.

#### MEMBERS OF THE WASHINGTON CROSSING PARK COMMISSION

Eugene T. Rosenberger, Quakertown, from April 9, 1952, until the third Tuesday of January, 1955, and until his successor shall have been appointed and qualified.

Clinton Oblinger, New Hope, from April 9, 1952, until the third Tuesday of January, 1955, and until his successor shall have been appointed and qualified.

William C. Varcoe, Wycombe, from April 9, 1952, until the third Tuesday of January, 1955, and until his successor shall have been appointed and qualified.

Stuart M. Hartzel, Chalfont, from August 11, 1952, until the third Tuesday of January, 1955, and until his successor shall have been appointed and qualified.

#### MEMBER OF THE BOARD OF TRUSTEES OF WERNERSVILLE STATE HOSPITAL

Samuel K. Clark, Lebanon, from March 28, 1952, for the term of four years, and until his successor is qualified.

#### MEMBERS OF THE BOARD OF TRUSTEES OF WOODVILLE STATE HOSPITAL

(Mrs.) Edythe Buente, Swissvale, from September 8, 1952, for the term of four years, and until her successor is qualified.

Frederick A. Parsons, Brentwood, from September 8, 1952, for the term of four years, and until his successor is qualified.

David J. Wright, Heidelberg, from September 8, 1952, for the term of four years, and until his successor is qualified.

#### MEMBER OF THE WORKMEN'S COMPENSATION BOARD

L. Pat McGrath, Pittsburgh, from January 14, 1952, until the third Tuesday of January, 1955, and until his successor shall have been appointed and qualified.

#### WORKMEN'S COMPENSATION REFEREES

William Coghlan, Beaver, from January 16, 1952, until the third Tuesday of January, 1955, and until his successor shall have been appointed and qualified.

Frank D. Fair, Sharon, from April 15, 1952, until the third Tuesday of January, 1955, and until his successor shall have been appointed and qualified.

#### PUBLIC ASSISTANCE BOARDS

Also the following persons to be MEMBERS OF THE COUNTY BOARDS OF ASSISTANCE, for the terms set opposite their names.

#### ADAMS COUNTY

Wilbur A. Bankert, Littlestown, from February 6, 1952, until December 31, 1954, and until his successor is duly appointed and qualified.

Leslie V. Stock, Biglerville, from January 1, 1953, until December 31, 1955, and until his successor is duly appointed and qualified.

#### ALLEGHENY COUNTY

George V. Lang, Pittsburgh, from January 23, 1952, until December 31, 1954, and until his successor is duly appointed and qualified.

C. A. Leeming, Munhall, from January 23, 1952, until December 31, 1954, and until his successor is duly appointed and qualified.

Donald B. Hirsch, Pittsburgh, from January 23, 1952, until December 31, 1954, and until his successor is duly appointed and qualified.

(Mrs.) Jessie M. Vann, Oakmont, from February 11, 1952, until December 31, 1954, and until her successor is duly appointed and qualified.

#### BEAVER COUNTY

(Mrs.) Goldie M. Wehr, Rochester, from February 11, 1952, until December 31, 1953, and until her successor is duly appointed and qualified.

Max H. Barnett, Beaver, from January 1, 1953, until December 31, 1955, and until his successor is duly appointed and qualified.

L. P. Shaffer, New Brighton, from January 1, 1953, until December 31, 1955, and until his successor is duly appointed and qualified.

#### BLAIR COUNTY

Martin

John P. Manning, Altoona, from January 14, 1952, until December 31, 1953, and until his successor is duly appointed and qualified.

#### BUCKS COUNTY

J. Stanley Lee, Newtown, from February 8, 1952, until December 31, 1954, and until his successor is duly appointed and qualified.

(Mrs.) Ella K. Meredith, Quakertown, from January 1, 1953, until December 31, 1955, and until her successor is duly appointed and qualified.

#### CAMBRIA COUNTY

Carroll Burton, Johnstown, from January 3, 1952, until December 31, 1954, and until his successor is duly appointed and qualified.

Anthony H. Lorditch, Johnstown, from January 3, 1952, until December 31, 1954, and until his successor is duly appointed and qualified.

Ralph Greenwood, Barnesboro, from January 1, 1953, until December 31, 1955, and until his successor is duly appointed and qualified.

#### CARBON COUNTY

Fred T. Crawford, Summit Hill, from January 14, 1952, until December 31, 1954, and until his successor is duly appointed and qualified.

W. Joseph Engler, Mauch Chunk, from January 14, 1952, until December 31, 1954, and until his successor is duly appointed and qualified.

#### CENTRE COUNTY

J. Randall Miller, Millheim, from February 8, 1952, until December 31, 1953, and until his successor is duly appointed and qualified.

#### CHESTER COUNTY

Ellwood G. Ruth, West Chester, from January 14, 1952, until December 31, 1954, and until his successor is duly appointed and qualified.

#### CLARION COUNTY

(Mrs.) Eileen Mackinlay, Rimersburg, from February 6, 1952, until December 31, 1953, and until her successor is duly appointed and qualified.

#### CLINTON COUNTY

John F. Marshall, Lock Haven, from January 7, 1952, until December 31, 1954, and until his successor is duly appointed and qualified.

#### COLUMBIA COUNTY

(Mrs.) Hannah L. Groner, Bloomsburg, from February 19, 1952, until December 31, 1953, and until her successor is duly appointed and qualified.

#### CRAWFORD COUNTY

Gaylord O. Wentworth, Guys Mills, from January 15, 1952, until December 31, 1954, and until his successor is duly appointed and qualified.

(Mrs.) Alice Sheehan, Cochranton, from January 15, 1952, until December 31, 1954, and until her successor is duly appointed and qualified.

(Mrs.) Blanche Vincent, Cambridge Springs, from January 15, 1952, until December 31, 1953, and until her successor is duly appointed and qualified.

#### CUMBERLAND COUNTY

Ira L. Dunlap, Carlisle, from February 8, 1952, until December 31, 1954, and until his successor is duly appointed and qualified.

(Mrs.) Mary E. Brandon, Lemoyne, from February 8, 1952, until December 31, 1953, and until her successor is duly appointed and qualified.

#### DELAWARE COUNTY

Adam J. Weber, Jr., Yeadon, from January 19, 1952, until December 31, 1954, and until his successor is duly appointed and qualified.

Crosby L. Smith, Media, from January 19, 1952, until December 31, 1954, and until his successor is duly appointed and qualified.

#### ELK COUNTY

Lyle E. Enderson, Johnsonburg, from January 17, 1952, until December 31, 1954, and until his successor is duly appointed and qualified.

John A. Saalfeld, Ridgway, from January 17, 1952, until December 31, 1953, and until his successor is duly appointed and qualified.

(Mrs.) Margaret M. Johnson, Wilcox, from June 5, 1952, until December 31, 1953, and until her successor is duly appointed and qualified.

William F. McMahon, Johnsonburg, from January 1, 1953, until December 31, 1955, and until his successor is duly appointed and qualified.

(Mrs.) Catherine B. Bauer, St. Marys, from January 1, 1953, until December 31, 1955, and until her successor is duly appointed and qualified.

#### ERIE COUNTY

Randall M. Falk, Erie, from January 1, 1953, until December 31, 1955, and until his successor is duly appointed and qualified.

(Mrs.) Grace Swanson, Albion, from January 1, 1953, until December 31, 1955, and until her successor is duly appointed and qualified.

#### FAYETTE COUNTY

Tormay Brown, Uniontown, from October 6, 1952, until December 31, 1953, and until his successor is duly appointed and qualified.

(Mrs.) Dorothy F. Lewis, Uniontown, from January 1, 1953, until December 31, 1955, and until her successor is duly appointed and qualified.

Charles Kuhn, Fayette City, from January 1, 1953, until December 31, 1955, and until his successor is duly appointed and qualified.

#### FRANKLIN COUNTY

(Mrs.) Janet Ritchey, Greencastle, from November 21, 1952, until December 31, 1953, and until her successor is duly appointed and qualified.

(Mrs.) Margaret McLaughlin, Mercersburg, from January 1, 1953, until December 31, 1955, and until her successor is duly appointed and qualified.

#### HUNTINGDON COUNTY

Guy M. Neff, Alexandria, from March 5, 1952, until December 31, 1953, and until his successor is duly appointed and qualified.

#### INDIANA COUNTY

Elder H. Groft, Indiana, from January 25, 1952, until December 31, 1954, and until his successor is duly appointed and qualified.

Charles J. Siegfried, Blairsville, from June 23, 1952, until December 31, 1953, and until his successor is duly appointed and qualified.

(Mrs.) Leone Stoffel, Indiana, from January 1, 1953, until December 31, 1954, and until her successor is duly appointed and qualified.

Harry A. Shearer, Indiana, from January 1, 1953, until December 31, 1955, and until his successor is duly appointed and qualified.

#### JEFFERSON COUNTY

John Irwin, Brockway, from February 26, 1952, until December 31, 1954, and until his successor is duly appointed and qualified.

L. E. Startzell, Punxsutawney, from March 31, 1952, until December 31, 1954, and until his successor is duly appointed and qualified.

#### LACKAWANNA COUNTY

Isaac E. Bernstein, Scranton, from January 1, 1952, until December 31, 1953, and until his successor is duly appointed and qualified.

Harry Metrisko, Olyphant, from January 1, 1952, until December 31, 1954, and until his successor is duly appointed and qualified.

#### LEBANON COUNTY

Wayne L. Sholly, Myerstown, from January 7, 1952, until December 31, 1954, and until his successor is duly appointed and qualified.



## LEHIGH COUNTY

(Mrs.) Blanche Hopkins, Slatington, from February 19, 1952, until December 31, 1953

(Mrs.) Marion S. Leidig, Bethlehem, from February 19, 1952, until December 31, 1954.

Victor L. Johnson, Allentown, from February 19, 1952, until December 31, 1953, and until his successor is duly appointed and qualified.

## McKEAN COUNTY

E. H. Watts, Kane, from July 14, 1952, until December 31, 1953, and until his successor is duly appointed and qualified.

(Mrs.) Margaret M. Dunn, Bradford, from July 14, 1952, until December 31, 1954, and until her successor is duly appointed and qualified.

M. L. Tyrrel, Bradford, from July 14, 1952, until December 31, 1954, and until his successor is duly appointed and qualified.

Walter R. Peoria, Bradford, from July 14, 1952, until December 31, 1953, and until his successor is duly appointed and qualified.

Hamlin D. Redfield, Smethport, from January 1, 1953, until December 31, 1955.

R. C. Wilber, Port Allegheny, from January 1, 1953, until December 31, 1955.

J. A. Fitzgibbon, Bradford, from January 1, 1953, until December 31, 1955.

## MERCER COUNTY

(Miss) Edna E. Rumbaugh, Sharpsville, from February 8, 1952, until December 31, 1954, and until her successor is duly appointed and qualified.

## MIFFILIN COUNTY

(Mrs.) May Quay Simon, Lewistown, from January 14, 1952, until December 31, 1954, and until her successor is duly appointed and qualified.

Henry A. Riddle, Jr., Lewistown, from January 1, 1953, until December 31, 1955, and until his successor is duly appointed and qualified.

Lance Harry, McVeytown, from January 1, 1953, until December 31, 1955, and until his successor is duly appointed and qualified.

## MONROE COUNTY

George B. Metzgar, East Stroudsburg, from January 8, 1952, until December 31, 1954, and until his successor is duly appointed and qualified.

## MONTGOMERY COUNTY

Maurice D. Long, Bala-Cynwyd, from January 28, 1952, until December 31, 1954, and until his successor is duly appointed and qualified.

## MONTOUR COUNTY

(Miss) Charlotte N. Dietz, Danville, from February 8, 1952, until December 31, 1954, and until her successor is duly appointed and qualified.

## NORTHAMPTON COUNTY

(Mrs.) Helen R. Dimler, Bethlehem, from January 1, 1953, until December 31, 1955, and until her successor is duly appointed and qualified.

(Mrs.) Margaret M. Peters, Nazareth, from January 1, 1953, until December 31, 1955, and until her successor is duly appointed and qualified.

## NORTHUMBERLAND COUNTY

(Mrs.) Grace F. Best, Milton, from April 10, 1952, until December 31, 1954, and until her successor is duly appointed and qualified.

Charles A. Kerstetter, Shamokin, from April 10, 1952, until December 31, 1954, and until his successor is duly appointed and qualified.

## PHILADELPHIA COUNTY

(Miss) Gertrude A. Golden, Philadelphia, from April 16, 1952, until December 31, 1953, and until her successor is duly appointed and qualified.

Eugene Y. Allen, Philadelphia, from April 16, 1952, until December 31, 1954, and until his successor is duly appointed and qualified.

James S. Benn, Jr., Philadelphia, from April 16, 1952, until December 31, 1953, and until his successor is duly appointed and qualified.

## POTTER COUNTY

Otto C. Mosch, Galeton, from January 30, 1952, until December 31, 1953, and until his successor is duly appointed and qualified.

(Mrs.) Marian H. Barrett, Coudersport, from January 30, 1952, until December 31, 1953, and until her successor is duly appointed and qualified.

William T. Fisk, Roulette, from January 30, 1952, until December 31, 1954, and until his successor is duly appointed and qualified.

## SNYDER COUNTY

Warren B. Reed, Selinsgrove, from June 26, 1952, until December 31, 1954, and until his successor is duly appointed and qualified.

Clarence M. Bailey, Beavertown, from January 1, 1953, until December 31, 1955, and until his successor is duly appointed and qualified.

## SOMERSET COUNTY

Charles K. Bantley, Windber, from April 7, 1952, until December 31, 1954, and until his successor is duly appointed and qualified.

Martin L. Markel, Somerset, from January 1, 1953, until December 31, 1955, and until his successor is duly appointed and qualified.

Nathaniel S. Friedline, Meyersdale, from January 1, 1953, until December 31, 1955, and until his successor is duly appointed and qualified.

## SUSQUEHANNA COUNTY

(Mrs.) Mary A. Whalen, Hallstead, from June 12, 1952, until December 31, 1954, and until her successor is duly appointed and qualified.

David Scales, Jr., Susquehanna, from June 12, 1952, until December 31, 1953, and until his successor is duly appointed and qualified.

## TIOGA COUNTY

(Mrs.) Clarice M. Wilcox, Wellsboro, from January 1, 1953, until December 31, 1955, and until her successor is duly appointed and qualified.

## UNION COUNTY

Reid S. Kling, Whitewater, from February 8, 1952, until December 31, 1954, and until his successor is duly appointed and qualified.

(Mrs.) Sara E. Kenamond, Mifflinburg, from February 8, 1952, until December 31, 1953, and until her successor is duly appointed and qualified.

## VENANGO COUNTY

(Mrs.) Sarah Hodgkinson, Oil City, from January 1, 1953, until December 31, 1955, and until her successor is duly appointed and qualified.

Lawrence J. Antoun, Oil City, from January 1, 1953, until December 31, 1955, and until his successor is duly appointed and qualified.

Ray Painter, Franklin, from January 1, 1953, until December 31, 1955, and until his successor is duly appointed and qualified.

## WARREN COUNTY

(Mrs.) Arlene S. Whitehill, North Warren, from January 1, 1953, until December 31, 1955, and until her successor is duly appointed and qualified.

Frederick M. Ludwick, Russell, from January 1, 1953, until December 31, 1955, and until his successor is duly appointed and qualified.

John P. Wendell, Warren, from January 1, 1953, until December 31, 1955, and until his successor is duly appointed and qualified.

## WASHINGTON COUNTY

Brad R. Williams, Canonsburg, from February 8, 1952, until December 31, 1954, and until his successor is duly appointed and qualified.

## WYOMING COUNTY

Robert C. Stemples, Tunkhannock, from February 6, 1952, until December 31, 1954, and until his successor is duly appointed and qualified.

## YORK COUNTY

Charles C. Wallace, Sr., Wrightsville, from January 1, 1952, until December 31, 1954, and until his successor is duly appointed and qualified.

JOHN S. FINE

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following:

MEMBER OF THE BOARD OF TRUSTEES OF  
CALIFORNIA STATE TEACHERS' COLLEGE

Mrs. Grace Clyde, 514 Hutchinson Avenue, Canonsburg, Washington County, from December 31, 1952, until the third Tuesday of January 1957, and until her successor shall have been appointed and qualified.

MEMBER OF THE PENNSYLVANIA HISTORICAL  
AND MUSEUM COMMISSION

James B. Stevenson, 430 East Main Street, Titusville, Crawford County, from December 17, 1952, until the third Tuesday of January 1955, and until his successor shall have been appointed and qualified.

MEMBER OF THE PENNSYLVANIA PUBLIC  
UTILITY COMMISSION

Thomas C. Egan, Philadelphia, from January 3, 1953, for the residue of the term ending April 1, 1955.

MEMBER OF THE BLAIR COUNTY BOARD  
OF ASSISTANCE

Amon D. Mingle (Republican), 728 Church Street, Roaring Spring, from January 1, 1953, until December 31, 1955, and until his successor is duly appointed and qualified, vice Mrs. Mary Morgart, Roaring Spring, whose term expired.

MEMBERS OF THE CRAWFORD COUNTY BOARD  
OF ASSISTANCE

Harold C. Lowing (Republican), Jefferson Street, Linesville, from January 1, 1953, until December 31, 1953, and until his successor is duly appointed and qualified, to fill a vacancy.

William L. Morris (Democrat), R. D. No. 2, Conneautville, from January 1, 1953, until December 31, 1955, and until his successor is duly appointed and qualified, vice Merle F. Baker, Conneautville, whose term expired.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.  
To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as members of County Boards of Assistance:

## BUCKS COUNTY

Mrs. Minnie H. Oblinger (Republican), New Hope, until December 31, 1955, and until her successor is duly appointed and qualified (Reappointment).

Mrs. Winifred M. Clymer (Republican), Southampton, until December 31, 1955, and until her successor is duly appointed and qualified (Reappointment).

## CAMBRIA COUNTY

John G. Contakos (Republican), 317 Market Street, Johnstown, until December 31, 1955 (Reappointment)

## FAYETTE COUNTY

Chas. W. Strawn (Republican), 525 Pearl Street, Brownsville, until December 31, 1954, and until his successor is duly appointed and qualified, vice Homer Wolford, Brownsville, whose term expired.

J. S. Hackney (Republican), Highland and Union Streets, Point Marion, until December 31, 1954, and until his successor is duly appointed and qualified (Reappointment).

Jack M. Collins (Republican), South Connellsville, until December 31, 1955, and until his successor is duly appointed and qualified (Reappointment).

## INDIANA COUNTY

George Heimberger (Republican), R. D., Saltsburg, until December 31, 1955, and until his successor is duly appointed and qualified, vice Charles E. Gabrielson, Saltsburg, whose term expired.

## JEFFERSON COUNTY

G. Emery Schwartz (Republican), Anita, until December 31, 1955, and until his successor is duly appointed and qualified, vice William J. Mosier, Anita, whose term expired.

Samuel P. Hewlett (Democrat), 202 Hill Street, Reynoldsville, until December 31, 1955, and until his successor is duly appointed and qualified, vice E. E. Deible, Reynoldsville, whose term expired.

Joe C. Williams (Republican), 426 Grant Street, Reynoldsville, until December 31, 1955, and until his successor is duly appointed and qualified, vice Mrs. Sara N. Blake, Brookville, whose term expired.

## LAWRENCE COUNTY

Ralph H. Ramsey (Democrat), 325 Park Avenue, New Castle, until December 31, 1955, and until his successor is duly appointed and qualified (Reappointment).

Mrs. Florence Long (Republican), 516 Neshannock Boulevard, New Castle, until December 31, 1953, and until her successor is duly appointed and qualified (Reappointment).

Michael Barletta (Republican), 409 March Avenue, Ellwood City, until December 31, 1954, and until his successor is duly appointed and qualified, vice Nick Cangey, New Castle, whose term expired.

Samuel Taylor (Republican), 608 North Ashland Avenue, New Castle, until December 31, 1955, and until his successor is duly appointed and qualified, vice Joseph Ellsworth, New Castle, whose term expired.

A. W. Thompson (Republican), R. D. No. 6, New Castle, until December 31, 1954, and until his successor is duly appointed and qualified, vice A. A. Webb, New Castle, whose term expired.

## LEHIGH COUNTY

Horace W. Schantz (Republican), 250 Main Street, Emmaus, until December 31, 1955 (Reappointment).



Robert E. Haas, Esq. (Republican), 502 Hamilton Street, Allentown, until December 31, 1955, and until his successor is duly appointed and qualified (Reappointment).

Russell B. Kirby (Republican), 325 N. 22d Street, Allentown, until December 31, 1955, and until his successor is duly appointed and qualified (Reappointment).

Dr. C. J. Yocum (Republican), 719 N. 6th Street, Allentown, until December 31, 1954, and until his successor is duly appointed and qualified, to fill a vacancy.

#### MIFFLIN COUNTY

James A. Dalton (Democrat), 129 Juniata Street, Lewisport, until December 31, 1955, and until his successor is duly appointed and qualified (Reappointment).

#### NORTHAMPTON COUNTY

Victor G. Reis (Republican), R. D. No. 1, Hellertown, until December 31, 1954, and until his successor is duly appointed and qualified, vice Mrs. Emilie Walls, Bethlehem, whose term expired.

Miss Catharine McGrath (Democrat), 616 Paxinosa Avenue, Easton, until December 31, 1955 (Reappointment).

John Field Oldt, Esq. (Democrat), 916 Fairfield Avenue, Easton, until December 31, 1954, and until his successor is duly appointed and qualified (Reappointment).

#### POTTER COUNTY

Mrs. Katharine Dorfeld (Republican), Coudersport, until December 31, 1955, and until her successor is duly appointed and qualified, vice E. P. Huntington, Coudersport, whose term expired.

Rev. Clair Statham (Republican), Harrison Valley, until December 31, 1955, and until his successor is duly appointed and qualified, vice John Beckman, Coudersport, whose term expired.

Maurice Swift (Republican), R. D. No. 1, Coudersport, until December 31, 1954, and until his successor is duly appointed and qualified, to fill a vacancy.

#### WARREN COUNTY

Mrs. Margie Finlan (Democrat), Youngsville, until December 31, 1954 (Reappointment).

Rev. E. J. Jacobs (Republican), Tidioute, until December 31, 1953, and until his successor is duly appointed and qualified (Reappointment).

Floyd G. Carter (Republican), 118 Central Avenue, Warren, until December 31, 1954, and until his successor is duly appointed and qualified (Reappointment).

#### WASHINGTON COUNTY

James C. Wolfe (Republican), 14 Maple Avenue, Burgettstown, until December 31, 1955 (Reappointment).

Mrs. Irene Walker (Republican), Daisytown, until December 31, 1955 (Reappointment).

Mrs. Delia Kelly (Democrat), 988 Thompson Avenue, Donora, until December 31, 1953, and until her successor is duly appointed and qualified (Reappointment).

Russell Z. Moninger, Esq. (Republican), LeMoyné Avenue Extension, Washington, until December 31, 1953, and until his successor is duly appointed and qualified (Reappointment).

George D. Grimes (Republican), R. D. No. 1, Centerville, P. O. West Brownsville, until December 31, 1954, and until his successor is duly appointed and qualified (Reappointment).

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.  
To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Maurice G. Paul, Philco Corporation, Philadelphia, for appointment as a member of the State Advisory Council,

to serve until terminated, vice J. Harry LaBrum, Esq., Philadelphia, Representative of the Employers, resigned.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following:

#### ARMORY BOARD OF THE STATE OF PENNSYLVANIA

Richard Brace, Plymouth, from January 5, 1953, until the third Tuesday of January 1955, and until his successor shall have been appointed and qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate John C. Finigan, 88 Mildred Lane, Green Ridge, Delaware County, for appointment as Justice of the Peace in and for the Township of Aston, Delaware County, until the first Monday of January 1954, vice Clarence E. Cooper, resigned.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following:

#### MEMBER OF THE BOARD OF TRUSTEES OF EASTERN PENNSYLVANIA PSYCHIATRIC INSTITUTE

Dr. Norman H. Topping, Philadelphia, from January 5, 1953, until May 13, 1954, and until his successor shall have been appointed and qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Members of County Boards of Assistance:

#### BEDFORD COUNTY

Miss Mary Hughes (Republican), Bedford, to serve until December 31, 1955, and until her successor is duly appointed and qualified (Reappointment).

Ralph Moyle (Republican), Saxton, to serve until December 31, 1955, and until his successor is duly appointed and qualified (Reappointment).

#### CENTRE COUNTY

Rev. Alvin Dietz (Republican), Aaronsburg, to serve until December 31, 1955, and until his successor is duly appointed and qualified, vice Rev. J. S. Shannon, Millheim, whose term expired.

#### JUNIATA COUNTY

Mrs. Alva White (Republican), East Waterford, to serve until December 31, 1955, and until her successor is duly appointed and qualified, vice Harold Kerchner, Mifflintown, whose term expired.

Mrs. Margaret Welsh (Republican), Mifflintown, to serve until December 31, 1955, and until her successor is duly appointed and qualified, vice Mrs. Viola Strassburger, Mifflintown, whose term expired.

Rev. Owen Brubaker (Republican), Mifflintown, to serve until December 31, 1954, and until his successor is duly appointed and qualified, to fill a vacancy.

#### MIFFLIN COUNTY

Mrs. Marian C. Gibboney (Republican), Belleville, to serve until December 31, 1954, and until her successor is duly appointed and qualified, vice Mrs. Mary Newton, Belleville, resigned.

#### MONROE COUNTY

H. L. Heberling (Republican), 15 South Seventh Street, Stroudsburg, to serve until December 31, 1955, and until his successor is duly appointed and qualified, vice Mrs. Emma I. Shoemsmith, Stroudsburg, whose term expired.

Mrs. Evangeline Henry (Republican), 111 East Broad Street, East Stroudsburg, to serve until December 31, 1955, and until her successor is duly appointed and qualified, vice Mrs. Pearl Altemose, Brodheadsville, whose term expired.

Frank L. Stackhouse (Republican), 1125 West Main Street, Stroudsburg, to serve until December 31, 1955, and until his successor is duly appointed and qualified (Reappointment).

#### MONTGOMERY COUNTY

Mrs. Lucye P. Unger (Republican), 555 Main Street, East Greenville, to serve until December 31, 1955, and until her successor is duly appointed and qualified, vice H. Nelson Reifsnnyder, Norristown, whose term expired.

D. Rae Boyd (Republican), 1729 DeKalb Street, Norristown, to serve until December 31, 1955, and until his successor is duly appointed and qualified, vice Rev. Lester K. Kriebel, Pennsburg, whose term expired.

JOHN S. FINE.

### SENATE PROCEEDS TO HOUSE TO HEAR GOVERNOR'S MESSAGE, TO COUNT VOTE FOR STATE OFFICERS AND TO ELECT DIRECTOR OF THE LEGISLATIVE REFERENCE BUREAU

The hour of two-fifteen p.m. having arrived, Messrs. Waterhouse and Stank, a committee on the part of the House of Representatives, being introduced informed the Senate that the House of Representatives was ready for the reception of the President and Members of the Senate for the purpose of listening to the reading by His Excellency, the Governor, of his message and witnessing the opening, counting and publishing of the official returns of the votes cast on the first Tuesday of November, A. D., 1952, for Auditor General and State Treasurer, and the election of a Director of the Legislative Reference Bureau.

Whereupon,

The President and Members of the Senate proceeded to the Hall of the House of Representatives.

#### SENATE RETURNS FROM THE HOUSE

After some time, the President and Members of the Senate returned to the Senate Chamber.

### TELLER'S REPORT OF PROCEEDINGS OF JOINT SESSION OF SENATE AND HOUSE OF REPRESENTATIVES FOR THE OPENING, COUNTING AND PUBLISHING OF VOTES FOR AUDITOR GENERAL AND STATE TREASURER

Mr. HARE, teller on the part of the Senate, made a report which was read as follows:

That the President and Members of the Senate and the Speaker and Members of the House of Representa-

tives, met in the Hall of the House of Representatives at two-fifteen o'clock p.m. this day, and the Honorable Lloyd H. Wood, President of the Senate, in pursuance of the Constitution and laws of the Commonwealth, did then and there proceed to open and count and publish the official returns of the election for Auditor General and State Treasurer, held on the fourth day of November, Anno Domini One Thousand Nine Hundred and Fifty-two, in the city of Philadelphia and the several counties of the Commonwealth.

### REPORT OF ELECTION OF DIRECTOR OF LEGISLATIVE REFERENCE BUREAU

Mr. HARE. Mr. President, I beg to report that during the Joint Session of the Senate and House of Representatives, in accordance with the provisions of section two of the act, approved the seventh day of May, one thousand nine hundred and twenty-three (P. L. 158), entitled "An Act creating a Legislative Reference Bureau, providing for the election of the director by the General Assembly, designating the officers and employees of such bureau, defining their duties, fixing their salaries, abolishing the present Legislative Reference Bureau, and making an appropriation," the Senate and House of Representatives in joint session today assembled elected S. Edward Hannestad as Director of the Legislative Reference Bureau, and that the oath of office was administered to S. Edward Hannestad by the Honorable Lloyd H. Wood, Lieutenant-Governor of the Commonwealth of Pennsylvania.

The PRESIDENT. The Chair thanks the gentleman from Somerset, Mr. Hare, on behalf of the Senate.

### APPOINTMENT OF INAUGURAL COMMITTEE

The PRESIDENT. The Chair announces on behalf of the President pro tempore the appointment of the following Inaugural Committee: the gentleman from Potter, Mr. Berger; the gentleman from Erie, Mr. Blass; the gentleman from Warren, Mr. Chapman; the gentleman from Monroe, Mr. Crowe; the gentleman from Lancaster, Mr. Diehm; the gentleman from Allegheny, Mr. Fleming; the gentleman from Lehigh, Mr. Freed; the gentleman from Somerset, Mr. Hare; the gentleman from Chester, Mr. Harney; the gentleman from Philadelphia, Mr. Kephart; the gentleman from Lancaster, Mr. Kessler; the gentleman from Allegheny, Mr. Koprivier, Jr.; the gentleman from Clearfield, Mr. Letzler; the gentleman from Bradford, Mr. Madigan; the gentleman from Crawford, Mr. Mahany; the gentleman from Blair, Mr. Mallery; the gentleman from Philadelphia, Mr. McCusker; the gentleman from Adams, Mr. McPherson, Jr.; the gentleman from Beaver, Mr. Miller; the gentleman from Armstrong, Mr. Pechan; the gentleman from Indiana, Mr. Peelor; the gentleman from Montgomery, Mr. Propert; the gentleman from Lycoming, Mr. Snowden; the gentleman from Clinton, Mr. Stevenson; the gentleman from Dauphin, Mr. Taylor; the gentleman from Cumberland, Mr. Wade; the gentleman from Schuylkill, Mr. Wagner; the gentleman from Allegheny, Mr. Walker; the gentleman from Delaware, Mr. Watkins; the gentleman from Bucks, Mr. Watson; the gentleman from Union, Mr. Wolfe; and the gentleman from Luzerne, Mr. Wood.

I should also like to advise those who are interested that there are a few fifteen dollar inaugural tickets available in the office of the President pro tempore.



Mr. McGINNIS. Mr. President, I would like to make an inquiry. I would like to know if a Democrat is allowed in Washington that week.

The PRESIDENT: You mean you want the quotation; fifteen dollars a piece, two for thirty-one is the quotation to Democrats.

#### ADDRESS OF THE HONORABLE JOHN S. FINE, GOVERNOR OF PENNSYLVANIA

The PRESIDENT. There has been placed on the desks of the Senators the address of the Honorable John S. Fine, Governor of Pennsylvania, to the General Assembly of Pennsylvania, dated January 6, 1953, which will be noted in the Journal of the Senate.

#### RESOLUTION

Mr. DENT. Mr. President, at this time I would like to present a resolution dealing with the subject before the Senate this afternoon, and I ask unanimous consent to offer this resolution.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. DENT offered the following resolution which was twice read as follows:

In the Senate, January 6, 1953.

Whereas, the Senate has this day, by a vote of 31 to 18, voted down a Resolution requesting that the Honorable Koprivier, Mayor of Duquesne, Pennsylvania, be prevented from assuming his seat in the Senate, and

Whereas, as a result of that vote, the Honorable John Koprivier was sworn into office and duly seated, and

Whereas, this was permitted notwithstanding a previous vote of the Senate in 1939 in a similar instance prevented such seating unless the person so desiring to be seated first resigned from his office as Mayor of the City of the Third Class, and

Whereas, the Honorable John Koprivier is now still Mayor of the City of Duquesne, a city of the third class,

Now, Therefore, Be It Resolved, that the Attorney General of the Commonwealth of Pennsylvania be requested to render forthwith a formal opinion of the legal right of the Honorable John Koprivier to hold and exercise the office of Mayor of the City of Duquesne at the same time as he holds and exercises the office of Senator in the office of the General Assembly.

#### REQUEST THAT RULE 39 BE SUSPENDED

Mr. DENT. Mr. President, I ask unanimous consent that Rule 39, which requires resolutions be referred to an appropriate committee, be dispensed with and the Senate proceed to the consideration of the foregoing resolution.

The PRESIDENT. Is there objection?

Mr. MAHANY. Mr. President, I object.

The PRESIDENT. The resolution will lie upon the table.

#### INTERROGATION

Mr. BARR. Mr. President, I desire to interrogate the Majority Floor Leader, Mr. Mahany.

The PRESIDENT. Will the Majority Floor Leader, Mr. Mahany, permit himself to be interrogated?

Mr. MAHANY. I will, Mr. President.

Mr. BARR. Senator Mahany, am I to assume from your objection to the consideration of this resolution that you will not rely upon the opinion of the Attorney General of the Commonwealth of Pennsylvania?

Mr. MAHANY. No, by no stretch of the imagination could you arrive at that conclusion. I am just merely

objecting to the immediate consideration of this resolution so that it may be referred to the proper committee and acted upon there. Then if they report it out, we can consider it later, but it is quite late now and I do not think we should go into that same debate.

Therefore, Mr. President, I objected to the immediate consideration of the resolution and that is all. That has been done for many years past.

#### PARLIAMENTARY INQUIRY

Mr. BARR. Mr. President, I rise to a question of Parliamentary Inquiry.

The PRESIDENT. The gentleman from Allegheny, Mr. Barr, will state his question of Parliamentary Inquiry.

Mr. BARR. Mr. President, is the resolution going to a committee or has it been tabled? That is what I am trying to find out.

The PRESIDENT. Well, the Chair merely laid it on the table because there is not yet a committee to which it could be referred, unless it would be in absentia.

Mr. BARR. Mr. President, I wish to ask further, then, how could we have adopted rules today if there was not a committee?

The PRESIDENT. That was done under the ancient procedure of the Senate, in reality acting as a committee of the whole. When the Chair directed that the resolution be laid on the table, it was put in the custody of the committee of the whole temporarily.

Mr. BARR. Mr. President, may I say this to the Chair? This is a rather momentous decision, and when the Majority Party laid a resolution such as this on the table, they must not have faith then in what they have done or they do not have faith in the Attorney General of the State. That is just my observation.

#### PERMISSION TO ADDRESS SENATE

Mr. MAHANY asked and obtained unanimous consent to address the Senate.

Mr. MAHANY. Mr. President, there is first a question as to whether the office of the Attorney General has jurisdiction to render legal opinions to the Senate on legislation on the statute books. That is something we should go into, as to whether or not the Attorney General has jurisdiction over this type of thing. We don't know that right now, but I certainly am within my rights to have objected to the immediate consideration of the resolution. I do not know why all these inferences should be made to my objection to immediate consideration.

#### PERMISSION TO ADDRESS SENATE

Mr. BARR asked and obtained unanimous consent to address the Senate.

Mr. BARR. Mr. President, I have not said that the Attorney General has jurisdiction. We are asking him for a formal opinion on this situation.

The PRESIDENT. The Chair may be in error, but I do not think it is the intention at the moment of the Majority Floor Leader to permanently take this resolution from the consideration of the Senate. It is merely on the table temporarily. It looks tired; it wants a rest.

#### PERMISSION TO ADDRESS SENATE

Mr. DENT asked and obtained unanimous consent to address the Senate.

Mr. DENT. Mr. President, since the resolution is so

tired and needs a rest, perhaps it would rest better if it rested on fifty shoulders. Therefore, I would suggest to the Chair that the resolution be committed to the committee of the whole.

The PRESIDENT. The Chair would like to remind the Minority Floor Leader that you would only commit it once to the committee of the whole, and the Chair already agreed on that a few minutes ago. Is there some particular spot you would like to have it placed?

#### PARLIAMENTARY INQUIRY

Mr. DENT. Mr. President, I rise to a question of Parliamentary Inquiry.

Mr. DENT. Mr. President, in order to clear the issue at this time and to correct any erroneous impressions, if the resolution is upon the table, then it is within the jurisdiction of any member of the Senate to call it up at any time?

The PRESIDENT. That is correct.

Mr. DENT. Therefore, I think the decision of the Chair is perfectly all right.

#### SUPPLEMENT

In the Senate, May 29, 1952.

Pursuant to notification, Hon. Francis P. McCusker of the Eighth Senatorial District, elected at a Special Election held on April 22, 1952, to fill a vacancy, presented himself in the Hall of the Senate on May 29, 1952, when the oath of office was administered to him, the President pro tempore M. Harvey Taylor, presiding.

The President pro tempore (M. Harvey Taylor) in the Chair.

The PRESIDENT pro tempore. The Senate has met today to enable Senator-elect Francis P. McCusker to take the Oath of Office in the Senate Chamber in accordance with the Constitution of Pennsylvania. The Chair directs the Secretary of the Commonwealth, the Honorable Gene D. Smith, to read the returns of the Special Election held on the Twenty-second day of April, 1952.

In the Name and by Authority of the  
Commonwealth of Pennsylvania

To His Excellency the President of the Senate and to the Members of the Senate of the General Assembly of the Commonwealth of Pennsylvania, Greetings:

I have the honor to present the returns of the Special Election of the Member of the Senate of the General Assembly of the Commonwealth of Pennsylvania for the Eighth Senatorial District, as the same has been certified to and filed with the Secretary of the Commonwealth of Pennsylvania by the County Board of Elections:

FRANCIS P. McCUSKER

Eighth Senatorial District of Pennsylvania.

In Testimony Whereof, I have hereunto set my hand, at the City of Harrisburg this fourteenth day of May, in the year of our Lord one thousand nine hundred and fifty-two and of the Commonwealth the one hundred and seventy-sixth.

(SEAL)

GENE D. SMITH,  
Secretary of the Commonwealth.

#### SPECIAL ELECTION

##### OFFICE OF THE COUNTY BOARD OF ELECTIONS

Commonwealth of Pennsylvania } ss: Philadelphia, Pa.,  
County of Philadelphia } May 12, 1952.

TO the Secretary of the Commonwealth:

We hereby Certify, That the following is a true and correct statement of the returns of the votes cast at the Special Election held on Tuesday, April 22, 1952, for each and every candidate in the County of Philadelphia as the same remain on file in this office, for the Office of Senator in the General Assembly.

#### REPUBLICAN

Francis P. McCusker had Thirty thousand three hundred and ninety-nine votes ..... 30,399

#### DEMOCRATIC

William Vincent Mullin had Nineteen thousand four hundred and eighty-six votes ..... 19,486

In Testimony Whereof, We have hereunto set our hands and seal of office, this 12th day of May, 1952.

THOMAS P. McHENRY  
MAURICE S. OSSER  
WALTER I. DAVIDSON  
County Board of Elections.

Attest:

WM. F. KULLMAN  
Clerk.

(SEAL)

#### IN THE NAME AND BY THE AUTHORITY OF THE COMMONWEALTH OF PENNSYLVANIA

I, Gene D. Smith, Secretary of the Commonwealth do hereby certify that at the Special Election held on the Twenty-second day of April, 1952 Francis P. McCusker, having received 30,399 votes, was duly elected to the office of Senator in the General Assembly in the Eighth Senatorial District of Pennsylvania.

Witness my hand and the seal  
of my office this fourteenth  
day of May, 1952.

(SEAL)

GENE D. SMITH,  
Secretary of the Commonwealth.

The PRESIDENT pro tempore. The Chair directs Senator-elect Francis P. McCusker to stand before the Senate Bar.

(Senator-elect Francis P. McCusker came to the front of the Senate.)

The PRESIDENT pro tempore. The Chair also invites to the rostrum Judge William H. Neely to administer the oath of office.

(The oath of office was administered.)

The PRESIDENT pro tempore. The Chair wishes to congratulate Senator Francis P. McCusker.

Are there any remarks?

The Chair directs the Chief Clerk to have the proceedings of this meeting entered in the Senate Journal when the Senate shall next convene in session.

The meeting is now adjourned.



## ADJOURNMENT

Mr. MAHANY. Mr. President, I move that the Senate do now adjourn until Monday, January 26, 1953, at 4:00 o'clock p. m., Eastern Standard Time.

Mr. HARE. Mr. President, I second the motion. The motion was agreed to.

The Senate adjourned at 4:15 o'clock p. m., Eastern Standard Time, until Monday, January 26, 1953, at 4:00 o'clock p. m., Eastern Standard Time.

## HOUSE OF REPRESENTATIVES

TUESDAY, January 6, 1953

At 11:30 a. m. Mr. Norman Wood, senior Republican Member in length of service, from Lancaster County, made the following announcement in the Hall of the House.

In accordance with the provisions of Article II Section 4 of the Constitution of Pennsylvania, the Members-elect of this 140th regular session of the House of Representatives will meet this day at twelve o'clock noon in the Hall of the House for the purpose of organization.

The hour of twelve o'clock having arrived, Honorable William E. Habbyschaw, Chief Clerk of the House of Representatives, called the Members-elect to order and announced, that

This being the day and hour fixed by Article II, Section 4 of the Constitution of Pennsylvania for the meeting of the General Assembly, the Members-elect of the House of Representatives will come to order.

THE CHIEF CLERK. At the conclusion of the prayer the Members-elect will remain standing in silence until the gavel falls as a mark of respect to the Members who have died since we last met,

Honorable Howard F. Boorse, 3rd Legislative District, Montgomery County, died December 7, 1951.

Honorable William J. Yester, 9th Legislative District, Allegheny County, died December 10, 1951.

## PRAYER

Prayer was offered by the Reverend W. Hamilton Aulenbach, Rector of Christ Church, and St. Michael's, Germantown, Philadelphia, Pennsylvania, as follows:

Let us pray. Giver of all good things, in demanding times like these, give us men with strong minds, great hearts, true faith, ready hands, men whom the lust of office cannot kill; men whom the spoils of office cannot buy; men who possess opinions and a will. Heavenly Father permit us men who have honor, men who will not lie, men who can stand before a demagogue and brave his treacherous flatteries without blinking; spiritually tall men who live sun crowned above the fog in public duty and in private thinking. We can see, dear Lord, while the rabble with its thumb-worn creeds, its large professions and its little deeds, mingle in selfish strife—Lo freedom weeps! Wrong rules the land and waiting justice sleeps. Dear God, give us men always prompt to prevent wrong as they do right, in Jesus name, Amen.

## PRESENTATION OF ELECTION RETURNS

The Secretary of the Commonwealth, Honorable Gene D. Smith, being introduced, pursuant to the provisions of the Act of June 3, 1937, P. L. 1333 presented to the House of Representatives the returns of the election for Members held on November 4, 1952.

## RESOLUTION

## ELECTION RETURNS OPENED

Mr. KRATZ, a Member-elect, offered a resolution which was read, considered and adopted as follows:

In the House of Representatives, January 6, 1953.

Resolved, That the returns for the election of Members of the House of Representatives held Tuesday, November 4, 1952, be now opened and read.

The returns were opened and read as follows:

VOTES CAST FOR CANDIDATES FOR  
REPRESENTATIVES IN THE  
GENERAL ASSEMBLY AT  
THE GENERAL ELECTION  
—NOVEMBER 4, 1952

Party	Name	Address	Votes Received
ADAMS COUNTY One Member			
*R.	Francis Worley,	Latimore Twp., R. D. No. 1, York Springs .....	9,644
D.	John D. Lippy, Jr.,	161 Seminary Ave., Get- tysburg .....	6,912
ALLEGHENY COUNTY 1st District—Two Members			
R.	Jerome Sukolsky,	313 Gist St., Pittsburgh (19) .....	5,520
R.	Charles D. Clark,	2031 Center Ave., Pittsburgh (19) .....	5,457
*D.	Paul F. Jones,	920 Clarissa St., Pittsburgh (19) .....	19,853
*D.	Daniel A. Verona,	65 Congress St., Pittsburgh (19) .....	19,687
2nd District—Two Members			
R.	William A. Haney,	1936 Chislett St., Pitts- burgh (6) .....	8,758
R.	Nicholas Joseph Plavan,	4818 Harrison St., Pittsburgh (1) .....	8,687
*D.	George J. Sarraf,	3701 Penn Ave., Pittsburgh (1) .....	19,779
*D.	Walter T. Kamyk,	4627 Carlton St., Pgh. 1 ..	19,518
3rd District—One Member			
R.	Joseph Laughlin,	3992 Beechwood Blvd., Pitts- burgh .....	10,135
*D.	Edward A. Schuster,	4923 Lytle St., Pitts- burgh (7) .....	17,521
4th District—One Member			
R.	F. Garrett Richter,	5738 Kentucky Ave., Pitts- burgh (32) .....	18,946
D.	Harry C. Beschel,	1216 Winterton St., Pitts- burgh (6) .....	15,292
5th District—One Member			
R.	Jacob Emerson Hartmann,	7039 Lemington Ave., Pittsburgh (6) .....	21,459
*D.	Theodore H. Schmidt,	1210 S. Negley Ave., Pittsburgh (17) .....	26,409
6th District—Three Members			
R.	Martin P. Burke,	348 Bailey Ave., Pittsburgh	26,451
R.	James J. Steele,	12 S. Diamond Sq., Pittsburgh (3) .....	26,446
R.	Harry T. Campbell,	1414 Rockland Ave., Pittsburgh (16) .....	26,420
*D.	Olaf E. Olsen,	1703 Broadway Ave., Pittsburgh (16) .....	33,152
*D.	Louis Leonard,	1217 Strahley Place, Pgh. 20	33,147
*D.	Paul F. Luty,	150 Monastery Ave., Pittsburgh (3) .....	32,828
7th District—Two Members			
R.	Charles D. Stahl,	1414 Federal St., Pittsburgh (12) .....	9,987

\* Incumbent



Party	Name	Address	Votes Received	Party	Name	Address	Votes Received
R.	Edward F. Cook,	1306 Sherman Ave., Pitts-		<b>ARMSTRONG COUNTY</b>			
	burgh (12)		9,959	Two Members			
*D.	Martin C. Mihm,	716 Lockhart St., Pittsburgh	14,777	*R.	W. Stuart Helm,	910 Wilson Ave., Kittanning	16,994
*D.	Andrew T. Fenrich,	2014 Veronica St., Pitts-	14,658	*R.	W. Mack Guthrie,	801 Terrace Ave., Apollo	16,459
	burgh (12)			D.	Jesse E. Boyer,	Rural Valley,	12,545
				D.	Preston E. Busch,	Box 172, R. D. 3, Apollo ..	12,505
8th District—Two Members				<b>BEAVER COUNTY</b>			
R.	Albert M. Bell,	1436 Woods Run Ave., Pitts-	15,490	1st District—One Member			
R.	John J. Vaughan,	2941 Perrysville Ave., Pitts-	15,455	R.	William C. Angel,	362 State St., Baden ....	10,731
*D.	Thomas V. McNally,	1908 St. Ives St., Pitts-	15,345	*D.	Robert K. Hamilton,	917 Maplewood Ave.,	15,004
*D.	Patrick J. Corr,	1813 Morrell St., Pgh. 12 ..	15,032		Ambridge,		
9th District—One Member				2nd District—Two Members			
R.	Joseph E. Moffatt,	601 Madison Ave., McKees-	9,794	R.	W. Norman Dinsmore,	536 Highland Ave.,	
D.	John T. Walsh,	1415 Fremont St., McKeesport	13,458		Aliquippa		20,450
10th District—Four Members				R.	Gerald G. Goff,	1126 Fourth Ave., Beaver	
*R.	Albert E. Beech,	1718 Montier St., Wilkins-	59,238		Falls		19,697
R.	W. Scott Martin, Jr.,	1351 Woodlawn Ave.,	58,492	D.	William B. Smith,	1701 Boundary St., Ali-	
R.	William P. H. Johnston,	1516 Orin St., Rose-	57,059		quippa		22,947
R.	W. James Aiken, Jr.,	560 Allenby Ave., Edge-	56,548	D.	Charles D. Stone,	Hillcrest, Hopewell Twp.,	
*D.	J. P. Moran,	116 Eighth St., Turtle Creek, ..	61,751		P. O., 100 N. Brodhead Rd., Aliquippa ....		22,442
D.	John J. Murray,	Forest Hills Boro., 104 Sum-	61,467	<b>BEDFORD COUNTY</b>			
*D.	George E. Jenkins,	1009 Kirkpatrick St., N.	61,412	One Member			
D.	Andrew C. Thomas,	Port Vue Boro., 1702	60,439	*R.	Robert R. Clapper,	Saxton, Pa. ....	9,197
	Romine Ave., McKeesport			D.	Herman Drenning,	R. 2, Everett	5,410
11th District—Two Members				<b>BERKS COUNTY</b>			
R.	Herbert E. Thomas, Jr.,	109 Kennedy Ave.,	19,906	1st District—Two Members			
R.	T. Carroll McCarthy,	3607 Venango Ave.,	19,902	R.	Robert W. Prutzman,	923 Weiser St., Reading	17,747
*D.	Jules Filo,	4109 Greenspring Ave., West	32,617	R.	Neil E. Morrison,	321 W. Greenwich St., Read-	17,524
*D.	David M. Boies,	312 Fourth St., Clairton ....	32,466		ing		23,686
12th District—Four Members				*D.	Albert S. Readinger,	1722 Olive St., Reading	22,875
*R.	Edwin C. Ewing,	413 Meridan Drive, Mt. Leb-	82,909	*D.	John C. Kubacki,	1558 Mineral Spring Rd.,	
*R.	George W. Cooper,	47 W. Marlin Drive, Mt.	81,883		Reading		873
*R.	John R. Haudenshield,	111 Ramsey Ave., Car-	80,640	Soc.	Elwood R. Keppley,	1324 Luzerne Ave., Read-	826
	negie				ing		
*R.	Ronald L. Thompson,	224 Parker Drive, Mt.	79,012	Soc.	William Prutzman,	914 Perry St., Reading	
D.	F. Kenneth Dixon,	933 Rockwood Ave., Mt.	63,218				
D.	J. Bernard Duerr,	Stowe Twp., 653 Woodward	60,585	2nd District—One Member			
D.	John G. Brosky,	1208 Hope Hollow Rd., Scott	56,421	*R.	LeRoy A. Weidner,	11 Marshall Ave., Stony	
D.	Michael M. Abrahams,	671 Baldwin St., Bridge-	56,247		Creek Mills		16,860
	ville			D.	Anne G. Brady,	Colebrookdale Manor, Doug-	
13th District—Two Members					lass Twp., R. D. 2, Boyertown		9,268
*R.	Raymond E. Wilt,	131 Enger Ave., Ross Twp.,	61,531	3rd District—One Member			
*R.	Thomas P. Geer,	62 N. Harrison Ave., Belle-	59,382	R.	John H. Davis, Jr.,	N. Heidelberg Twp., R.	
D.	Clyde Watford,	Highland Rd., McCandless	43,562		D. 1, Wernersville		5,616
D.	John A. Morley,	428 Kilbuck Rd., Glenfield ..	41,830	D.	Robert R. Adam,	Perry Twp., R. D. 2, Ham-	
					burg		6,169
				Soc.	Robert G. Aulenbach,	7 E. High St., Womels-	
					dorf Borough		114
				4th District—One Member			
				R.	Howard D. Adams,	1223 Bellevue Ave., Laurel-	
					dale		8,270
				*D.	Harold A. Yetzer,	521 Jefferson St., Hyde	
					Park, Reading		8,672
				Soc.	Clarence B. Prutzman,	Alsace Twp., R. D. 1,	
					Temple		86
				<b>BLAIR COUNTY</b>			
				1st District—One Member			
				R.	Charles A. Auken,	1106 Twenty-sixth Ave.,	
					Altoona		10,890
				D.	Alton M. Briggs,	1508 Twenty-sixth Ave.,	
					Altoona		8,427
				2nd District—Two Members			
				*R.	Daniel H. Erbker,	511 Wayne St., Hollidays-	
					burg		20,203
				* Incumbent			

Party	Name	Address	Votes Received	Party	Name	Address	Votes Received
R.	George E. Jones,	207 Allegheny St., Hollidaysburg	19,119	<b>CHESTER COUNTY</b>			
D.	Edwin H. Woodring, Jr.,	1504 Logan Ave., Tyrone	9,322	1st District—One Member			
D.	Robert S. Hoenstine,	Bedford St., Claysburg	8,368	*R.	William E. Brown,	78 Virginia Ave., Coatesville	9,085
<b>BRADFORD COUNTY</b>				D.	John J. Sandoski,	32 Remington Ave., S. Coatesville	6,496
One Member				2nd District—Two Members			
R.	Andrew S. Moscrip,	Wysox Twp., R. D. 1, Wysox	15,766	R.	William H. Ashton,	Willistown Twp., P. O. Edgemont R. D., West Chester	29,720
D.	Andrew S. Moscrip,	Wysox Twp., R. D. 1, Wysox	4,770	R.	Amos M. Leisey,	Honey Brook Boro., Main St., Honey Brook	28,568
<b>BUCKS COUNTY</b>				D.	Alexander Smith,	Charlestown Twp., Devault	14,958
Two Members				D.	John Stokes Adams, Jr.,	Deepdale Rd., Tredyffrin Twp., P. O., Mounted Rt. 1, Wayne	14,696
*R.	Marvin V. Keller,	Newtown Twp., Newtown	39,952	<b>CLARION COUNTY</b>			
*R.	Wilson L. Yeakel,	Fifth & Park Ave., Perkasie	38,968	One Member			
D.	Thomas E. MacLaren,	58 W. Maple Ave., Morrisville	24,838	*R.	Paige Varner,	88 Payne St., Clarion	8,620
D.	George B. Ermentrout,	Upper Southampton Twp., Southampton	24,072	D.	Allen H. Panton,	Foxburg, P. O. Foxburg	5,839
<b>BUTLER COUNTY</b>				<b>CLEARFIELD COUNTY</b>			
Two Members				1st District—One Member			
R.	Dewitt Stevenson,	Acre Ave., Burton Heights, Butler Twp., P. O., Mt. Rt. 10, Butler	24,604	R.	Archie Hill,	Morrisdale	6,990
R.	Samuel Mahan,	500 S. Washington St., Butler	24,391	*D.	Harris G. Breth,	Lawrence Twp., R. D. No. 2, Clearfield	8,028
D.	F. Herbert Daum,	105 S. McKean St., Butler	15,418	2nd District—One Member			
D.	Frank A. Ringeisen,	Forward Twp., P. O. Box 125, Callery	14,591	*R.	John E. DuBois, Jr.,	211 E. DuBois Ave., DuBois	8,274
<b>CAMBRIA COUNTY</b>				D.	Gust J. Maderia,	Penn Twp., R. D. 1, Gram-pian	5,861
1st District—Two Members				<b>CLINTON COUNTY</b>			
R.	David Lloyd Zook,	1062 Franklin St., Johnstown	11,518	One Member			
R.	Matthew E. Siehl,	403 Highland Ave., Johnstown	11,187	*R.	Clarence E. Moore,	402 S. Summit St., Lock Haven	7,618
*D.	Hiram G. Andrews,	115 Main St., Johnstown	15,713	D.	William T. Longe,	157 Eighth St., Renovo	5,931
*D.	Raymond E. McDormit,	726 Somerset St., Johnstown	14,202	<b>COLUMBIA COUNTY</b>			
2nd District—Three Members				One Member			
R.	Francis J. Michaels,	126 Lee St., Portage	26,830	R.	Albert E. Strausser,	301 East 5th St., Berwick	12,723
R.	Edwin Binder,	100 Tenth St., Barnesboro	26,740	*D.	H. Clayton Beaver,	Roaringcreek Twp., R. D. 1, Catawissa	9,750
R.	Norman J. Nolan,	1115 Philadelphia Ave., Barnesboro	26,718	<b>CRAWFORD COUNTY</b>			
*D.	E. J. Farabaugh,	Allegheny Twp., Loretto	36,179	One Member			
*D.	Louis Rovanseck,	414 Locust St., Conemaugh	33,412	*Rep.	Robert F. Kent,	738 Maple St., Meadville	18,561
*D.	Philip Lopresti,	755 Wayne St., Westmont Borough, P. O., Johnstown	33,387	D.	Emily R. Smith,	Linesville	9,996
<b>CAMERON COUNTY</b>				<b>CUMBERLAND COUNTY</b>			
One Member				One Member			
*R.	Edwin W. Tompkins,	120 West 4th St., Emporium	2,263	*R.	Clarence G. Stoner,	407 East Main St., Shiremanstown	25,159
D.	Reuben H. Solveson,	524 E. Allegany Ave., Emporium	1,051	D.	J. Robert Stauffer,	51 E. Main St., Mechanicsburg	13,462
<b>CARBON COUNTY</b>				<b>DAUPHIN COUNTY</b>			
One Member				1st District—Two Members			
*R.	William Z. Scott,	51 Coal St., Lansford	12,385	*R.	Nolan F. Ziegler,	415 South 17th St., Harrisburg	27,271
D.	John F. Bonner,	204 W. Ludlow St., Summit Hill	9,979	R.	Robert S. Ogilvie,	2619 North 2nd St., Harrisburg	27,038
<b>CENTRE COUNTY</b>				D.	Phil W. Breon,	2037 Whitehall St., Harrisburg	14,139
One Member				D.	William R. Bibby,	819 Green St., Harrisburg	14,098
*R.	Preston A. Frost,	141 S. Frazier St., State College	13,903	2nd District—Two Members			
D.	Kyle M. Alexander,	131 W. Park Ave., State College	8,017	*R.	Blaine C. Hocker,	42 Harrisburg St., Oberlin	28,673
				R.	John H. Moody,	3666 North 4th St., Harrisburg	27,814
				* Incumbent			



Party	Name	Address	Votes Received	Party	Name	Address	Votes Received
D.	LeRoy W. Householder,	Lower Paxton Twp., 4207 Ridge Dr., Colonial Park, Harrisburg	17,870	FRANKLIN COUNTY			
D.	Chas. B. Landvater,	Lower Swatara Twp., R. D. 1, Middletown	16,883	One Member			
DELAWARE COUNTY				*R.	Wilbur F. Barkdoll,	Quincy Twp., R. D. 1, Waynesboro	14,387
1st District—One Member				D.	Alfred R. Hafer,	651 Lincoln Way West, Chambersburg	10,843
R.	Jacob Sapovits,	65 West 10th St., Chester	12,010	FULTON COUNTY			
D.	Lawrence A. Conner, Sr.,	717 W. 11th St., Chester	12,349	One Member			
2nd District—Three Members				R.	Merrill W. Kerlin,	Dublin Twp., Burnt Cabins	2,006
R.	J. Warren Bullen, Jr.,	100 S. Lansdowne Ave., Lansdowne	115,651	*D.	Ralph E. Berkstresser,	Taylor Twp., Laidig	1,848
R.	M. Joseph Connelly,	119 Hampden Rd., Upper Darby	115,615	GREENE COUNTY			
R.	Edwin E. Lippincott, II,	30 Preston Rd., Upper Providence, P. O. Media	115,576	One Member			
D.	Francis P. Hogan,	Tinicum Twp., 47 Center Ave., Essington	67,194	R.	E. Bryan Jacobs,	555 Walnut St., Waynesburg	7,182
D.	John B. Scanlon,	477 Harwick Rd., Springfield	67,163	D.	Stephen McCann,	Cumberland Twp., Waynesburg Rd., Carmichaels	9,799
D.	Gerald E. Carpenter,	2336 Highland Ave., Upper Darby Twp., Drexel Hill	67,026	HUNTINGDON COUNTY			
ELK COUNTY				One Member			
R.	Alfred J. Fleischman,	2 Walburga St., St. Marys	7,502	*R.	Maurice L. Banker,	819 Washington St., Huntingdon	8,523
D.	John H. Cartwright,	244 Center St., Ridgway	6,641	D.	J. O. Bergantz,	Huntingdon	5,201
ERIE COUNTY				INDIANA COUNTY			
1st District—1 Member				Two Members			
R.	James A. Quisenberry,	2209 Liberty St., Erie	13,898	*R.	Earl E. Hewitt, Sr.,	1020 Philadelphia St., Indiana	16,455
D.	George Levin,	1211 West 7th St., Erie	11,468	R.	William G. Buchanan,	221 South 8th St., Indiana	16,341
2nd District—One Member				D.	John L. Treeese,	79 Morris St., Clymer	11,217
R.	Frederick E. Swindlehurst,	230 East 30th St., Erie	10,555	D.	David H. Oswalt,	Clune	10,644
*D.	Julian Polaski,	560 East 14th St., Erie	15,557	JEFFERSON COUNTY			
3rd District—One Member				One Member			
*R.	Wilmer W. Waterhouse,	17 E. Smith St., Corry	9,257	R.	Arthur E. Kromer,	115 Cleveland St., Punx- sutawney	11,707
D.	Wilmer W. Waterhouse,	17 E. Smith St., Corry	4,163	D.	Francis Joseph Mottey,	302 South Penn St., Punxsutawney	6,276
4th District—One Member				JUNIATA COUNTY			
*R.	Stanley L. Blair,	West Ave., Albion	12,997	One Member			
D.	W. A. Thomas, Jr.,	3902 Main St., Lawrence Park, Erie	5,906	R.	George C. Lyter,	Port Royal	3,271
FAYETTE COUNTY				D.	Karl B. Guss,	Mifflintown	3,297
1st District—One Member				LACKAWANNA COUNTY			
R.	Walter R. Hager,	Wharton Twp., Farmington	6,749	1st District—One Member			
*D.	Robert Wheeler, Jr.,	Georges Twp., R. D. 2, Uniontown	16,929	R.	Leslie Mondelli,	1119 S. Main Ave., Scranton	8,214
2nd District—Three Members				*D.	Michael J. Needham,	324 S. Hyde Park Ave., Scranton	10,545
R.	Samuel F. King,	Upper Tyrone Twp., P. O., Box 62, Scottdale	19,364	2nd District—One Member			
R.	M. Hayes Liston,	31 Shady Lane, Uniontown	18,863	R.	J. Russell Phillips,	2310 Boulevard Ave., Scranton	11,092
R.	Harry J. Morrison,	39 Collins Ave., Uniontown	18,492	*D.	Robert A. Price,	805 Columbia St., Scranton	10,396
*D.	E. Gadd Snider,	New Salem Road, Union- town	27,328	3rd District—One Member			
*D.	Harry Cochran,	Dawson	26,633	R.	Robert J. Cordier,	934 Wheeler Ave., Scrant- on	10,181
*D.	Nicholas Kornick,	37 Shady Lane St., Union- town	26,125	*D.	William J. Reidenbach,	211 Penn Ave., Scranton	10,683
FOREST COUNTY				4th District—One Member			
One Member				R.	Sam S. Scrimalli,	716 Warren St., Dunmore	8,904
*R.	James Kepler Davis,	Tionesta	1,453	*D.	Joseph G. Wargo,	106 Bosak Court, Olyphant	15,502
D.	Clarence A. Nuhfer,	Chest St., Marienville	673	5th District—One Member			
				R.	George R. Habeeb,	69 Park St., Carbondale	9,512
				*D.	Marion L. Munley,	175 Spruce St., Archbald	10,220
				6th District—One Member			
				*R.	Henry C. Spencer,	Greenfield Twp., R. D. 1, Carbondale	12,877
				* Incumbent			

Party	Name	Address	Votes Received	Party	Name	Address	Votes Received
D.	Vito L. Taylor	Volpicelli, 1260 Reynolds Ave.,	8,000		4th District—One Member		
	LANCASTER COUNTY			*R.	Leonard A. Najaka	42 E Main St., Glen Lyon	8,733
	1st District—One Member			D.	William B. Curwood	51 N. Main St Shick-shinny	8,974
*R.	Paul G. Murray	310 Race Ave., Lancaster	16,631		5th District—One Member		
D.	Mark R. Eaby Jr.	437 W. Chestnut St., Lancaster	11,443	*R.	Leo A. Filip	108 Walnut St., Plymouth	7,536
	2nd District—Three Members			D.	Frank A. Wallace	356 E. State St., Larksville	7,956
*R.	Baker Royer	228 W. Franklin St., Ephrata	45,977		6th District—One Member		
*R.	Walter L. Bomberger	60 S. Main St., Manheim	45,495	*R.	Harold E. Flack	Dallas Twp., R. D. 1, Dallas	19,806
*R.	Norman Wood	Fulton Twp., R. F. D. 1, Peach Bottom	45,316	D.	Henry T. Davis	Forty Fort Boro, 1666 Wyoming Ave., Forty Fort	12,884
D.	Philip J. Price	228 Lawrence St., Columbia	17,526		7th District—Two Members		
D.	Samuel H. Nuss	118 E. Third Ave., Lititz	17,519	*R.	James J. Jump	69 East Jackson St., Wilkes-Barre	14,861
D.	Lee Work	Quarryville	17,398	*R.	Vincent F. Gutendorf	188 N. Franklin St., Wilkes-Barre	14,638
	LAWRENCE COUNTY			D.	Leo Dillon	216 Academy St., Wilkes-Barre	11,977
	1st District—One Member			D.	Thomas E. Lavery	397 Scott St., Wilkes-Barre	11,824
*R.	Robert M. White, II	422 Sumner Ave., New Castle	10,107		LYCOMING COUNTY		
D.	Dominick E. Cioffi	23 E. Reynolds St., New Castle	10,793		Two Members		
	2nd District—One Member			R.	Miles H. Sucher	346 Lincoln Ave., Williamsport	23,297
*R.	W. H. McCullough	R. D. 1, Big Beaver Twp., New Galilee	13,150	*R.	James J. Gleason	R. F. D. No. 2, Muncy	22,676
D.	Henrietta Arnold Powers	N. Beaver Twp., R. D. 7, Mahoningtown	9,896	D.	Harvey C. Boatman	155 So. Main St., Jersey Shore	17,876
	LEBANON COUNTY			D.	Ivan W. Fritz	Antes Fort, P. O. R. No. 2, Jersey Shore	14,825
	One Member			P.	Lewis W. Mack	2015 W. Southern Ave., S. Williamsport	1,526
*R.	John H. Light	Annaville Twp., E. Main St., Annville	20,160	P.	James B. Montague	51 South 2nd St., Hughesville	666
D.	Kenneth A. Euston	Annaville Twp., 143 W. Main St., Annville	11,963		McKEAN COUNTY		
	LEHIGH COUNTY				One Member		
	1st District—Two Members			*R.	Albert W. Johnson	409 Franklin St., Smethport	14,915
*R.	John T. Van Sant	959 Turner St., Allentown	19,255	D.	L. R. Peterson	507 Greeves St., Kane	5,438
*R.	Reginald P. Stimmel	1245 North 19th St., Allentown	18,386		MERCER COUNTY		
D.	Robert H. Jordan	833 Walnut St., Allentown	16,039		Two Members		
D.	Donald E. Wieand	448 Walnut St., Allentown	15,916	R.	Ralph J. Down	915 Alcoma St., Sharon	25,717
	2nd District—One Member			*R.	Edward M. Young	506 Oak Hill Drive, Grove City	25,326
*R.	Marian E. Markley	Lower Macungie Twp., R. D. 1, Macungie	25,601	D.	Thomas L. Lally	125 So. Second St., Sharpsville	21,197
D.	Howard Yarus	719 N. 2nd St., Emmaus	16,731	D.	Austin B. O'Toole	432 Harrison St., Sharon	20,249
	LUZERNE COUNTY				MIFFLIN COUNTY		
	1st District—One Member				One Member		
*R.	John J. Mikula	28 W. Spring St., Hazleton	14,157	*R.	Harry W. Price, Jr.	135 West 3rd St., Lewis-town	8,854
D.	Martin D. Cohn	1308 E. Broad St., Hazleton	8,821	D.	Harry S. Blessing, Jr.	608 Valley St., Lewis-town	5,597
	2nd District—One Member				MONROE COUNTY		
*R.	William P. Kohl	Hanover Twp., 11 Oaklawn Ave., Wilkes-Barre	11,044		One Member		
D.	Martin L. Murray	34 Mary St., Ashley	9,076	*R.	John S. Shotwell	Chestnuthill Twp., Effort	7,716
	3rd District—One Member			D.	Van D. Yetter, Jr.	Smithfield Twp., R D 2, East Stroudsburg	7,403
R.	William Dombroski	Jenkins Twp., Port Blanchard, 1723 River Rd., Pittston	9,541		* Incumbent		
*D.	James Musto	Pittston Twp., 61 Bryden St., Pittston	12,306				



Party	Name	Address	Votes Received	Party	Name	Address	Votes Received
<b>MONTGOMERY COUNTY</b>							
1st District—One Member							
*R.	John A. Lafore, Jr.,	Avonwood Rd., Haver-		R.	P. Morton Rothberg,	301 Tasker St., Phila. ..	13,137
	ford .....		26,088	D.	Alfonse Parlante,	1506 E. Moyamensing Ave.,	
D.	James J. Costello,	136 Elm Ave., Ardmore ..	10,576		Phila. ....		28,846
2nd District—One Member				*D.	James J. Dougherty,	117 Tree St., Phila. ...	28,790
*R.	Thomas H. W. Jones,	1733 DeKalb St., Norris-		P.	Catherine Hanrahan,	524 Dickinson St.,	
	town .....		10,730		Phila. ....		77
D.	John S. Quarry, Sr.,	129 W. Elm St., Norris-		2nd District—One Member			
	town .....		10,714	*R.	Frank A. Costa,	Southwark, 1016 So. 6th St.,	
3rd District—Three Members					Phila. ....		3,733
R.	Herman B. Willaredt,	Bridge St., Mont Clare	78,343	D.	Charles Maguire,	313 Wharton St., Phila. ...	4,422
*R.	William A. Bolton,	600 Custis Rd., Glenside	78,007	3rd District—Two Members			
*R.	Raymond Gohill Kratz,	123 Summit Ave.,		R.	Paul Silverstein,	520 Pine St., Phila. ....	5,005
	Fort Washington .....		77,192	*R.	Frank Cella,	748 S. Darien St., Phila. ....	4,954
D.	David Montgomery,	2 So. Ave., Wyncote ...	36,836	D.	Henry Cianfrani,	526 Fitzwater St., Phila. ...	6,989
D.	Joseph Eckert,	Upper Hanover Twp., Penns-		D.	Garfield B. Harris,	616 S. 12th St., Phila. ...	6,725
	burg .....		36,777	4th District—One Member			
D.	Gerald A. Binder,	Douglass West Twp.,		R.	William T. Mathews,	101 S. 21st St., Phila. ..	4,789
	Gilbertsville .....		36,705	D.	Hugh W. Johnson, III,	1633 Locust St., Phila.	2,948
<b>MONTOUR COUNTY</b>				5th District—Three Members			
One Member				R.	Stephen Pessagno,	1924 So. Juniper St., Phila.	20,286
*R.	John M. Reilly,	323 Mill St., Danville .....	2,863	R.	James J. McAleer,	2124 Mifflin St., Phila. ....	20,240
D.	Donald E. Whitenight,	Mahoning Twp., R. D.		R.	Joseph B. Cassidy,	1251 S. Bucknell St., Phila.	20,197
	4, Danville .....		3,104	*D.	Louis J. Amarando,	2523 So. 16th St., Phila.	41,783
<b>NORTHAMPTON COUNTY</b>				*D.	Mary A. Varallo,	1418 Point Breeze Ave.,	
1st District—One Member					Phila. ....		41,700
R.	Jackson M. Sigmon,	1866 Carlisle St.,		*D.	Thomas Peta,	2035 Mifflin St., Phila. ....	41,691
	Bethlehem .....		9,209	6th District—One Member			
*D.	Francis W. Bucchin,	830 East 4th St.,		*R.	Lewis M. Mintess,	1730 Addison St., Phila. ..	4,383
	Bethlehem .....		12,083	D.	Scholley Pace Alexander,	1611 Pine St.,	
2nd District—Three Members					Phila. ....		4,719
R.	Clair H. Peifly,	73 North 1st St., Bangor ....	27,810	7th District—One Member			
R.	Joseph A. Ide,	810 Fairfield Ave., Easton ....	27,065	R.	Onnie O. Carter,	816 S. 19th St., Phila. ....	2,718
R.	Henry E. Ragot,	252 Spring Garden St.,		*D.	Granville E. Jones,	2233 Christian St., Phila.	7,740
	Easton .....		26,784	8th District—Two Members			
*D.	James L. Gaffney,	724 Lincoln St., Easton ...	25,750	*R.	Arthur Rubin,	433 N. Franklin St., Phila. ....	6,154
*D.	Elwood M. Good,	Lower Mt. Bethel Twp.,		R.	Harry E. Miller,	1110 Green St., Phila. ....	6,070
	R. D. 3, Bangor .....		25,545	D.	Richard Walsh,	1037 Buttonwood St., Phila.	5,686
D.	Joseph Pacchioli,	Bethlehem Twp., R. D. 1,		D.	Malcolm McCluny,	1305 Ogden St., Phila. ..	5,627
	Bethlehem .....		24,766	9th District—One Member			
<b>NORTHUMBERLAND COUNTY</b>				R.	Alexander Brodsky,	453 N. 6th St., Phila. ..	1,826
1st District—One Member				D.	William L. Zeitz,	533 N. Randolph St., Phila.	1,860
*R.	Adam T. Bower,	138 Bainbridge St., Sun-		10th District—Two Members			
	bury .....		9,887	R.	Alexander C. Green,	1537 Ogden St., Phila.	5,716
D.	Barney Kury,	246 Arch St., Sunbury .....	6,865	R.	Joseph Gabriel Sessa, Jr.,	2008 Spring Garden	
2nd District—Two Members					St., Phila. ....		5,674
*R.	Edward Dunn,	135 W. Water St., Mt. Carmel	15,338	*D.	Francis X. Muldowney,	862 North 22nd St.,	
R.	Lester Burgess,	Coal Twp., 1535 W. Inde-			Phila. ....		8,329
	pendence St., Shamokin .....		13,747	*D.	Josephine C. Coyle,	600 North 23rd St.,	
*D.	John F. Stank,	Coal Twp., 517 Webster St.,			Phila. (30) .....		8,265
	Ranshaw .....		16,067	11th District—One Member			
D.	George A. Dorko,	527 S. 7th St., Shamokin ..	11,244	R.	John J. Poserina,	2605 E. Almond St., Phila.	
<b>PERRY COUNTY</b>					(25) .....		4,649
One Member				*D.	Miles W. Lederer,	1231 Shackamaxon St.,	
*R.	T. Luke Toomey,	Juniata Twp., Wila .....	6,506		Phila. (25) .....		6,759
D.	George Billman,	Loysville .....	3,055	* Incumbent			
<b>PHILADELPHIA COUNTY</b>							
1st District—Two Members							
R.	Charles Mancini,	2216 S. Juniper St., Phila.	13,261				

Party	Name	Address	Votes Received	Party	Name	Address	Votes Received
12th District—Two Members				21st District—Two Members			
R.	Valentino H. Pasquarella,	2513 N. Front St., Phila.	6,521	R.	John A. Meyers,	2935 Cambridge St., Phila.	6,853
R.	Jesse Nevyas,	1803 N. 6th St., Phila.	6,494	R.	Helen Craig,	1532 N. 17th St., Phila.	6,748
*D.	William Limper,	169 W. Huntingdon St., Phila.	10,273	*D.	J. Thompson Pettigrew,	1721 N. 23rd St., Phila.	17,537
*D.	Albert L. Pfaff,	182 W. Diamond St., Phila.	10,267	D.	George Joseph Glick,	1639 North 33rd St., Phila.	17,501
13th District—Two Members				22nd District—Two Members			
*R.	Harry Pichney,	1851 N. 7th St., Phila. (22)	6,184	R.	J. Allen Brown,	5620 Angora Terr., Phila.	43,869
*R.	Edwin F. Thompson,	1619 N. 12th St., Phila.	5,891	R.	Joseph J. Naythons,	6207 Pine St., Phila.	43,711
D.	Jerome Poltenstein,	1809 N. Franklin St., Phila.	12,732	*D.	Joseph A. McGee,	2519 S. 61st St., Phila.	58,895
D.	Samuel Floyd,	954 N. Warnock St., Phila.	12,651	*D.	Morris Rosen,	6047 Locust St., Phila.	58,572
14th District—One Member				23rd District—One Member			
*R.	Wilbur H. Hamilton,	575 E. Gates St., Phila. (28)	12,739	R.	Howard B. Thompson,	2024 W. Diamond St., Phila.	3,139
D.	Mitchell W. Miller,	3535 School House Lane, Phila. (21)	9,036	*D.	Susie Monroe,	1942 N. 23rd St., Phila.	15,248
15th District—One Member				24th District—One Member			
*R.	Charles C. Smith,	503 E. Wadsworth St., Phila.	33,975	R.	Joseph Picardo,	2829 N. 26th St., Phila.	13,508
D.	William A. Fitzpatrick,	5014 Portico St., Phila.	25,731	*D.	John J. Welsh,	3544 N. Broad St., Phila.	20,224
16th District—One Member				25th District—One Member			
R.	Lester L. Dolfman,	8345 Mansfield Ave., Phila.	45,564	R.	Harold S. Cunnoff,	1022 E. Luzerne St., Phila.	11,722
*D.	Herman Toll,	2323—76th Ave., Phila.	53,723	D.	Harry Robert Comer,	2764 N. Howard St., Phila.	19,428
17th District—One Member				26th District—One Member			
R.	Guy E. Parsons,	4104 Cottman St., Phila.	67,482	R.	S. Harry Myers,	1220 W. Tioga St., Phila. (40)	9,556
*D.	Albert Leven,	Carver Hall Apt. 301 Oxford Ave., & Leiper St., Phila. (24)	70,189	D.	Thomas J. McCormack,	3941 N. Dell St., Phila. (40)	13,732
18th District—Three Members				27th District—One Member			
R.	David E. Di Filippo,	4848 Lancaster Ave., Phila.	28,277	R.	George D. Hughes,	1919 E. Cumberland St., Phila. (25)	5,165
R.	Thomas J. Potter,	4010 Baring St., Phila.	27,806	D.	Thomas A. White,	2148 E. York St., Phila. (25)	6,584
R.	Sidney B. Gottlieb,	52nd & Montgomery Ave., Phila.	27,773	PIKE COUNTY			
*D.	Donie W. Hoggard,	558 North 58th St., Phila.	61,758	One Member			
D.	Marvin Bazin,	1312 North 75th St., Phila.	61,622	*R.	August Metz, Jr.,	Dingman Twp., Milford	3,387
D.	George X. Schwartz,	7015 Greenhill Rd., Phila.	61,593	D.	Frank MacDonald,	Matamoras	1,710
19th District—Two Members				POTTER COUNTY			
R.	James A. Doyle,	1802 E. Allegheny Ave., Phila.	12,029	One Member			
R.	William Stanley,	2712 Kirkbride St., Phila.	11,999	*R.	Wrayburn B. Hall,	501 Park Ave., Coudersport	4,440
*D.	Leon J. Kolankiewicz,	3111 Richmond St., Phila. (34)	19,907	D.	Blair J. Lambert,	Ulysses Twp., R. D. 2, Ulysses	2,620
*D.	Martin J. Taylor,	3527 Frankford Ave., Phila. (34)	19,829	SCHUYLKILL COUNTY			
20th District—Two Members				1st District—One Member			
R.	Robert T. Whisted, Jr.,	2663 N. Bancroft St., Phila.	8,964	*R.	Gus Wachhaus,	31 South West St., Shenandoah	10,658
R.	G. Norman Wilson,	2813 N. 13th St., Phila.	8,946	D.	John J. Downey,	30 So. Bower St., Shenandoah	10,835
*D.	Joseph J. Hersch,	917 W. Boston Ave., Phila.	20,946	2nd District—One Member			
D.	Benjamin Boory,	2436 N. Stanley St., Phila.	20,896	*R.	George C. Shoemaker,	329 So. Hoffman Blvd., Ashland	7,455
				D.	Walter M. Breen,	South Cass Twp., Pottsville, R. D.	4,413
				3rd District—One Member			
				*R.	Wayne M. Breisch,	Union Twp., R. D., Ringtown	11,860
				D.	John P. Rodgers,	101 West High St., Coal-dale	7,096
				* Incumbent			



Party	Name	Address	Votes Received	Party	Name	Address	Votes Received
4th District—Two Members				R.	Nicholas J. Merlo, 209 East Maiden St., Washington .....		17,805
*R.	Ivan C. Watkins, 927 East Grand Ave., Tower City .....		22,007	*D.	J. Dean Polen, Independence Twp., Morning Side Drive, Avella .....		25,927
*R.	G. Edgar Kline, 433 East Norwegian St., Pottsville .....		21,597	D.	Michael R. Flynn, 30 E. Prospect Ave., Washington .....		25,323
D.	Patrick F. Kerns, Broad Mountain, St. Clair .....		11,663	2nd District—Two Members			
D.	Robert T. Brennan, Mill Creek Manor, E. Norwegian Twp., R. D. No. 3, Pottsville .....		11,617	R.	Raymond J. Curley, 105 McKean Ave., Charleroi .....		16,123
SNYDER COUNTY				R.	Harper Jennings, 535 Washington Ave., Charleroi .....		14,300
One Member				*D.	C. O. Williams, Centerville Boro. P. O. Box 213, Denbo .....		30,439
R.	Ellis E. Ferster, West Perry Twp., R. D. 1, Richfield .....		6,666	D.	A. V. Capano, 805 McKean Ave., Donora ....		30,266
D.	Ellis E. Ferster, West Perry Twp., R. D. 1, Richfield .....		1,604	WAYNE COUNTY			
SOMERSET COUNTY				One Member			
Two Members				R.	Arthur J. Wall, 315 Sixteenth St., Honesdale ..		9,327
*R.	J. Irving Whalley, Paint Twp., R. D. 1, Windber .....		18,437	D.	Joseph K. Parker, 209 6th St., Honesdale ..		2,818
*R.	Harry A. Naugle, Conemaugh Twp., 200 S. Main St., Davidsville .....		18,112	WESTMORELAND COUNTY			
D.	J. Frank Shultz, 517 West Broadway, Rockwood .....		13,047	1st District—Two Members			
D.	Mary M. Levy, 322 West Church St., Somerset .....		13,045	*R.	C. Blair Lyons, 219 West 4th Ave., Derry ..		13,661
SULLIVAN COUNTY				*R.	John R. Madden, 225 S. Church St., Mt. Pleasant .....		13,144
One Member				D.	James L. McWherter, 321 Fourth Ave., Derry ..		16,043
*R.	Walter Baumunk, Elkland Twp., Forksville ..		1,756	D.	Charles J. Jim, 206 Gertrude St., Latrobe ....		15,259
D.	John J. Peterman, Cherry Grove Farms, R. D., Muncy Valley .....		1,492	2nd District—Two Members			
SUSQUEHANNA COUNTY				R.	John T. Crum, 1075 Woodbury Rd., New Kensington .....		24,703
One Member				R.	Stuart L. Kline, North Huntingdon Twp., Ardara .....		23,793
*R.	Harold G. Wescott, 412 Broad St., Susquehanna .....		10,387	*D.	James E. Lovett, 521 Gilmore Ave., Trafford ..		32,053
D.	Gayle Ross, Ararat .....		3,620	*D.	Anthony J. Petrosky, Salem Twp., P. O. Box 26, Slickville .....		31,191
TIOGA COUNTY				3rd District—Two Members			
One Member				R.	Carl M. Anderson, 600 Mace St., Greensburg S. W. ....		20,761
*R.	Harry R. McInroy, Church St., Westfield ....		11,250	R.	Robert H. Rial, Brinkerton Rd., Hempfield Twp., P. O. Box 274, Greensburg .....		20,251
UNION COUNTY				*D.	Charles J. Mills, 338 Hancock Ave., Greensburg .....		29,752
One Member				*D.	H. J. Maxwell, 1200 Hillcrest Ave., Monessen ..		29,483
*R.	Charles R. Reagan, Union Twp., Winfield ....		6,194	WYOMING COUNTY			
D.	Lee F. Yost, R. D. 1, New Columbia .....		1,819	One Member			
VENANGO COUNTY				*R.	Ray W. Greenwood, 27 Wyoming Ave., Tunkhannock .....		5,917
One Member				YORK COUNTY			
R.	Harry S. Gramlich, 806 Liberty St., Franklin ..		16,806	1st District—One Member			
D.	Samuel W. King, 206 Mayer St., Oil City ..		6,383	R.	Daniel K. Medill, 153 E. Market St., York ..		9,015
WARREN COUNTY				*D.	Harry E. Seyler, 249 E. Princess St., York ....		13,616
One Member				2nd District—One Member			
*R.	Allen M. Gibson, 203 Crary Ave., Sheffield ..		11,344	*R.	Luther L. Bear, Conewago Twp., R. D. 4, York ..		21,963
D.	Norman B. Mathews, 315 Water St., Warren ..		4,458	D.	Allen C. Spangler, 28 S. Sumner St., West York .....		19,676
WASHINGTON COUNTY				3rd District—One Member			
1st District—Two Members				*R.	George A. Goodling, Loganville .....		10,048
R.	James Crozier McCleary, R. D. 1, Donegal Twp., West Alexander .....		18,914	D.	Frank B. Boyle, Windsor Twp., R. D. 3, Red Lion .....		9,054

\* Incumbent.

**TO THE SPEAKER OF THE HOUSE OF REPRESENTATIVES AND THE MEMBERS OF THE HOUSE OF REPRESENTATIVES OF THE GENERAL ASSEMBLY OF THE COMMONWEALTH OF PENNSYLVANIA, GREETINGS:**

I have the honor to present the returns of the election held November 4, 1952 of the following members of the House of Representatives in the General Assembly:

Francis Worley, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly of Adams County.

Paul F. Jones and Daniel A. Verona, having received the highest number of votes were duly elected Members of the House of Representatives in the General Assembly in the first district of Allegheny County.

George J. Sarraf and Walter T. Kamyk, having received the highest number of votes were duly elected Members of the House of Representatives in the General Assembly in the second district of Allegheny County.

Edward A. Schuster, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly in the third district of Allegheny County.

F. Garrett Richter, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly in the fourth district of Allegheny County.

Theodore H. Schmidt, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly in the fifth district of Allegheny County.

Olaf E. Olsen, Louis Leonard and Paul F. Luty, having received the highest number of votes were duly elected Members of the House of Representatives in the General Assembly in the sixth district of Allegheny County.

Martin C. Mihm and Andrew T. Fenrich, having received the highest number of votes were duly elected Members of the House of Representatives in the General Assembly in the seventh district of Allegheny County.

Albert M. Bell and John J. Vaughan, having received the highest number of votes were duly elected Members of the House of Representatives in the General Assembly in the eighth district of Allegheny County.

John T. Walsh, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly in the ninth district of Allegheny County.

J. P. Moran, John J. Murray, George E. Jenkins and Andrew C. Thomas, having received the highest number of votes were duly elected Members of the House of Representatives in the General Assembly in the tenth district of Allegheny County.

Jules Filo and David M. Boies, having received the highest number of votes were duly elected Members of the House of Representatives in the General Assembly in the eleventh district of Allegheny County.

Edwin C. Ewing, George W. Cooper, John R. Haudenshield and Ronald L. Thompson, having received the highest number of votes were duly elected Members of the House of Representatives in the twelfth district of Allegheny County.

Raymond E. Wilt and Thomas P. Geer, having received the highest number of votes were duly elected Members of the House of Representatives in the General Assembly in the thirteenth district of Allegheny County.

W. Stuart Helm and W. Mack Guthrie, having received the highest number of votes were duly elected Members

of the House of Representatives in the General Assembly of Armstrong County.

Robert K. Hamilton, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly in the first district of Beaver County.

William B. Smith and Charles D. Stone, having received the highest number of votes were duly elected Members of the House of Representatives in the General Assembly in the second district of Beaver County.

Robert R. Clapper, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly of Bedford County.

Albert S. Readinger and John C. Kubacki, having received the highest number of votes were duly elected Members of the House of Representatives in the General Assembly in the first district of Berks County.

LeRoy A. Weidner, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly in the second district of Berks County.

Robert R. Adam, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly in the third district of Berks County.

Harold A. Yetzer, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly in the fourth district of Berks County.

Charles A. Auker, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly in the first district of Blair County.

Daniel H. Erb and George E. Jones, having received the highest number of votes were duly elected Members of the House of Representatives in the General Assembly in the second district of Blair County.

Andrew S. Moscrip, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly of Bradford County.

Marvin V. Keller and Wilson L. Yeakel, having received the highest number of votes were duly elected Members of the House of Representatives in the General Assembly of Bucks County.

Dewitt Stevenson and Samuel Mahan, having received the highest number of votes were duly elected Members of the House of Representatives in the General Assembly of Butler County.

Hiram G. Andrews and Raymond E. McDermit, having received the highest number of votes were duly elected Members of the House of Representatives in the General Assembly in the first district of Cambria County.

E. J. Farabaugh, Louis Rovanseck and Philip Lopresti, having received the highest number of votes were duly elected Members of the House of Representatives in the General Assembly in the second district of Cambria County.

Edwin W. Tompkins, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly of Cameron County.

William Z. Scott, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly of Carbon County.

Preston A. Frost, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly of Centre County.



William E. Brown, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly in the first district of Chester County.

William H. Ashton and Amos M. Leisey, having received the highest number of votes were duly elected Members of the House of Representatives in the General Assembly in the second district of Chester County.

Paige Varner, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly of Clarion County.

Harris G. Breth, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly in the first district of Clearfield County.

John E. DuBois, Jr., having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly in the second district of Clearfield County.

Clarence E. Moore, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly of Clinton County.

Albert E. Strausser, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly of Columbia County.

Robert F. Kent, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly of Crawford County.

Clarence G. Stoner, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly of Cumberland County.

Nolan F. Ziegler and Robert S. Ogilvie, having received the highest number of votes were duly elected Members of the House of Representatives in the General Assembly in the first district of Dauphin County.

Blaine C. Hocker and John H. Moody, having received the highest number of votes were duly elected Members of the House of Representatives in the General Assembly in the second district of Dauphin County.

Lawrence A. Conner, Sr., having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly in the first district of Delaware County.

J. Warren Bullen, Jr., M. Joseph Connelly and Edwin E. Lippincott, II, having received the highest number of votes were duly elected Members of the House of Representatives in the General Assembly in the second district of Delaware County.

Alfred J. Fleischman, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly of Elk County.

James A. Quisenberry, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly in the first district of Erie County.

Julian Polaski, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly in the second district of Erie County.

Wilmer W. Waterhouse, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly in the third district of Erie County.

Stanley L. Blair, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly in the fourth district of Erie County.

Robert Wheeler, Jr., having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly in the first district of Fayette County.

E. Gadd Snider, Harry Cochran and Nicholas Kornick, having received the highest number of votes were duly elected Members of the House of Representatives in the General Assembly in the second district of Fayette County.

James Kepler Davis, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly of Forest County.

Wilbur F. Barkdoll, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly of Franklin County.

Merrill W. Kerlin, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly of Fulton County.

Stephen McCann, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly of Greene County.

Maurice L. Banker, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly of Huntingdon County.

Earl E. Hewitt, Sr. and William G. Buchanan, having received the highest number of votes were duly elected Members of the House of Representatives in the General Assembly of Indiana County.

Arthur E. Kromer, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly of Jefferson County.

Karl B. Guss, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly of Juniata County.

Michael J. Needham, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly in the first district of Lackawanna County.

J. Russell Phillips, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly in the second district of Lackawanna County.

William J. Reidenbach, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly in the third district of Lackawanna County.

Joseph G. Wargo, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly in the fourth district of Lackawanna County.

Marion L. Munley, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly in the fifth district of Lackawanna County.

Henry C. Spencer, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly in the sixth district of Lackawanna County.

Paul G. Murray, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly in the first district of Lancaster County.

Baker Royer, Walter L. Bomberger and Norman Wood, having received the highest number of votes were duly elected Members of the House of Representatives in the



General Assembly in the second district of Lancaster County.

Dominick E. Cioffi, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly in the first district of Lawrence County.

W. H. McCullough, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly in the second district of Lawrence County.

John H. Light, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly of Lebanon County.

John T. Van Sant and Reginald P. Stimmel, having received the highest number of votes were duly elected Members of the House of Representatives in the General Assembly in the first district of Lehigh County.

Marian E. Markley, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly in the second district of Lehigh County.

John J. Mikula, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly in the first district of Luzerne County.

William P. Kohl, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly in the second district of Luzerne County.

James Musto, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly in the third district of Luzerne County.

William B. Curwood, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly in the fourth district of Luzerne County.

Frank A. Wallace, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly in the fifth district of Luzerne County.

Harold E. Flack, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly in the sixth district of Luzerne County.

James J. Jump and Vincent F. Gutendorf, having received the highest number of votes were duly elected Members of the House of Representatives in the General Assembly in the seventh district of Luzerne County.

Miles H. Sucher and James J. Gleason, having received the highest number of votes were duly elected Members of the House of Representatives in the General Assembly of Lycoming County.

Albert W. Johnson, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly of McKean County.

Ralph J. Down and Edward M. Young, having received the highest number of votes were duly elected Members of the House of Representatives in the General Assembly of Mercer County.

Harry W. Price, Jr., having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly of Mifflin County.

John S. Shotwell, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly of Monroe County.

John A. Lafore, Jr., having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly in the first district of Montgomery County.

Thomas H. W. Jones, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly in the second district of Montgomery County.

Herman B. Willaredt, William A. Bolton and Raymond Cohill Kratz, having received the highest number of votes were duly elected Members of the House of Representatives in the General Assembly in the third district of Montgomery County.

Donald E. Whitenight, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly of Montour County.

Francis W. Buccin, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly in the first district of Northampton County.

Clair H. Peifly, Joseph A. Ide and Henry E. Ragot, having received the highest number of votes were duly elected Members of the House of Representatives in the General Assembly in the second district of Northampton County.

Adam T. Bower, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly in the first district of Northumberland County.

John F. Stank and Edward Dunn, having received the highest number of votes were duly elected Members of the House of Representatives in the General Assembly in the second district of Northumberland County.

T. Luke Toomey, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly of Perry County.

Alfonse Parlante and James J. Dougherty, having received the highest number of votes were duly elected Members of the House of Representatives in the General Assembly in the first district of Philadelphia County.

Charles Maguire, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly in the second district of Philadelphia County.

Henry Cianfrani and Garfield B. Harris, having received the highest number of votes were duly elected Members of the House of Representatives in the General Assembly in the third district of Philadelphia County.

William T. Mathews, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly in the fourth district of Philadelphia County.

Louis J. Amarando, Mary A. Varallo and Thomas Peta, having received the highest number of votes were duly elected Members of the House of Representatives in the General Assembly in the fifth district of Philadelphia County.

Scholley Pace Alexander, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly in the sixth district of Philadelphia County.

Granville E. Jones, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly in the seventh district of Philadelphia County.

Arthur Rubin and Harry E. Miller, having received the highest number of votes were duly elected Members of



the House of Representatives in the General Assembly in the eighth district of Philadelphia County.

William L. Zeitz, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly in the ninth district of Philadelphia County.

Francis X. Muldowney and Josephine C. Coyle, having received the highest number of votes were duly elected Members of the House of Representatives in the General Assembly in the tenth district of Philadelphia County.

Miles W. Lederer, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly in the eleventh district of Philadelphia County.

William Limper and Albert L. Pfaff, having received the highest number of votes were duly elected Members of the House of Representatives in the General Assembly in the twelfth district of Philadelphia County.

Jerome Poltenstein and Samuel Floyd, having received the highest number of votes were duly elected Members of the House of Representatives in the General Assembly in the thirteenth district of Philadelphia County.

Wilbur H. Hamilton, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly in the fourteenth district of Philadelphia County.

Charles C. Smith, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly in the fifteenth district of Philadelphia County.

Herman Toll, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly in the sixteenth district of Philadelphia County.

Albert Leven, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly in the seventeenth district of Philadelphia County.

Dennie W. Hoggard, Marvin Bazin and George X. Schwartz, having received the highest number of votes were duly elected Members of the House of Representatives in the General Assembly in the eighteenth district of Philadelphia County.

Leon J. Kolankiewicz and Martin J. Taylor, having received the highest number of votes were duly elected Members of the House of Representatives in the General Assembly in the nineteenth district of Philadelphia County.

Joseph J. Hersch and Benjamin Boory, having received the highest number of votes were duly elected Members of the House of Representatives in the General Assembly in the twentieth district of Philadelphia County.

J. Thompson Pettigrew and George Joseph Glick, having received the highest number of votes were duly elected Members of the House of Representatives in the General Assembly in the twenty-first district of Philadelphia County.

Joseph A. McGee and Morris Rosen, having received the highest number of votes were duly elected Members of the House of Representatives in the General Assembly in the twenty-second district of Philadelphia County.

Susie Monroe, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly in the twenty-third district of Philadelphia County.

John J. Welsh, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly in the twenty-fourth district of Philadelphia County.

Harry Robert Comer, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly in the twenty-fifth district of Philadelphia County.

Thomas J. McCormack, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly in the twenty-sixth district of Philadelphia County.

Thomas White, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly in the twenty-seventh district of Philadelphia County.

August Metz, Jr., having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly of Pike County.

Wrayburn B. Hall, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly of Potter County.

John J. Downey, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly in the first district of Schuylkill County.

George C. Shoemaker, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly in the second district of Schuylkill County.

Wayne M. Breisch, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly in the third district of Schuylkill County.

Ivan C. Watkins and G. Edgar Kline, having received the highest number of votes were duly elected Members of the House of Representatives in the General Assembly in the fourth district of Schuylkill County.

Ellis E. Ferster, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly of Snyder County.

J. Irving Whalley and Harry A. Naugle, having received the highest number of votes was duly elected Members of the House of Representatives in the General Assembly of Somerset County.

Walter Baumunk, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly of Sullivan County.

Harold G. Wescott, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly of Susquehanna County.

Harry R. McInroy, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly of Tioga County.

Charles R. Reagan, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly of Union County.

Harry S. Gramlich, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly of Venango County.

Allen M. Gibson, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly of Warren County.

J. Dean Polen and Michael R. Flynn, having received the highest number of votes were duly elected Members of the House of Representatives in the General Assembly in the first district of Washington County.

C. O. Williams and A. V. Capano, having received the highest number of votes were duly elected Members of



the House of Representatives in the General Assembly in the second district of Washington County.

Arthur J. Wall, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly of Wayne County.

James L. McWherter and Charles J. Jim, having received the highest number of votes were duly elected Members of the House of Representatives in the General Assembly in the first district of Westmoreland County.

James E. Lovett and Anthony J. Petrosky, having received the highest number of votes were duly elected Members of the House of Representatives in the General Assembly in the second district of Westmoreland County.

Charles J. Mills and H. J. Maxwell, having received the highest number of votes were duly elected Members of the House of Representatives in the General Assembly in the third district of Westmoreland County.

Ray W. Greenwood, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly of Wyoming County.

Harry E. Seyler, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly in the first district of York County.

Luther L. Bear, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly in the second district of York County.

George A. Goodling, having received the highest number of votes was duly elected Member of the House of Representatives in the General Assembly in the third district of York County, as the same have been certified to and filed with the Secretary of the Commonwealth of Pennsylvania by the return boards.

Respectfully submitted,

GENE D. SMITH

Secretary of the Commonwealth

SEAL

January 6, 1953

## ROLL CALL

The CHIEF CLERK. The roll will now be called.

The roll was called and the following Members-elect were present:

### MEMBERS PRESENT—208

Adam,	Geer,	Mahan,	Schmidt,
Alexander,	Gibson,	Markley,	Schuster,
Amarando,	Gleason,	Mathews,	Schwartz,
Andrews,	Glick,	Maxwell,	Scott,
Ashton,	Goodling,	McCann,	Seyler,
Auker,	Gramlich,	McCormack,	Shoemaker,
Banker,	Greenwood,	McCullough,	Shotwell,
Barkdoll,	Guss,	McDermitt,	Smith, C. C.,
Baumunk,	Gutendorf,	McGee,	Smith, W. B.,
Bazin,	Guthrie,	McInroy,	Snider,
Bear,	Hall,	McWherter,	Spencer,
Bell,	Hamilton, R. K.,	Metz,	Stank,
Blair,	Hamilton, W. H.,	Mihm,	Stevenson,
Boles,	Harris,	Mikula,	Stimmel,
Bolton,	Haudenschild,	Miller,	Stone,
Bomberger,	Helm,	Mills,	Stoner,
Boory,	Hersch,	Monroe,	Strausser,
Bower,	Hewitt,	Moody,	Sucher,
Breisch,	Hocker,	Moore,	Taylor,
Breth,	Hoggard,	Moran,	Thomas,
Brown,	Ide,	Moscrip,	Thompson,
Bucchin,	Jenkins,	Muldowney,	Toll,
Buchanan,	Jim,	Munley,	Tompkins,
Bullen,	Johnson,	Murray, J. J.,	Toohey,
Capano,	Jones, Geo. E.,	Murray, P. G.,	VanSant,
Cianfrani,	Jones, Gran'le E.	Musto,	Varallo,

Cioffi,	Jones, Paul F.,	Naugle,	Varner,
Clapper,	Jones, T. H. W.,	Needham,	Vaughan,
Cochran,	Jump,	Ogilvie,	Verona,
Comer,	Kamyk,	Olsen,	Wall,
Connelly,	Keller,	Parlante,	Wallace,
Conner,	Kent,	Peilly,	Walsh,
Cooper,	Kerlin,	Peta,	Wargo,
Coyle,	Kline,	Petrosky,	Waterhouse,
Curwood,	Kohl,	Pettigrew,	Watkins,
Davis,	Kolankiewicz,	Pfaff,	Weidner,
Dougherty,	Kornick,	Phillips,	Welsh,
Down,	Kratz,	Polaski,	Wescott,
Downey,	Kromer,	Polen,	Whalley,
DuBois,	Kubacki,	Poltenstein,	Wheeler,
Dunn,	Lafore,	Price,	White,
Erb,	Lederer,	Quisenberry,	Whitenight,
Ewing,	Lelsey,	Ragot,	Willaredt,
Farabaugh,	Leonard,	Readinger,	Williams,
Fenrich,	Leven,	Reagan,	Wilt,
Ferster,	Light,	Reidenbach,	Wood,
Filo,	Limper,	Richter,	Worley,
Flack,	Lippincott,	Rosen,	Yeakel,
Fleischman,	Lopresti,	Rovansek,	Yetzer,
Floyd,	Lovett,	Royer,	Young,
Flynn,	Lutty,	Rubin,	Zeit,
Frost,	Maguire,	Sarra,	Ziegler,

The CHIEF CLERK. Two hundred eight Members-elect having answered to their names, all the Members are present.

## RESOLUTION

### OATH ADMINISTERED TO MEMBERS-ELECT

Mr. ZIEGLER, a Member-elect, offered a resolution which was read, considered and adopted as follows:

In the House of Representatives,  
Tuesday, January 6, 1953.

Resolved, That the Honorable William H. Neely a Judge learned in the law, of the Court of Common Pleas of Dauphin County, be requested to administer the oath of office required by Article VII of the Constitution, to be taken by the Members of the House of Representatives.

### COMMITTEE APPOINTED TO ESCORT HON. WILLIAM H. NEELY TO ROSTRUM

The CHIEF CLERK appointed Messrs. Ziegler and Sarraf to escort the Hon. William H. Neely to the rostrum to administer the oath of office to the Members-elect.

### OATH ADMINISTERED TO MEMBERS-ELECT

The CHIEF CLERK. A Bible will be found in the desk of each Member-elect for those who swear by the Bible.

The Members-elect will rise, raise their right hands and remain standing at their desks during the administration of the oath of office.

The oath of office was then administered to two hundred and eight Members-elect as follows:

Do you solemnly swear, or affirm, that you will support, obey and defend the Constitution of the United States and the Constitution of this Commonwealth, and that you will discharge the duties of your office with fidelity; that you have not paid or contributed, or promised to pay or contribute, either directly or indirectly, any money or other valuable thing to procure your nomination or election, except for necessary and proper expenses expressly authorized by law; that you have not knowingly violated any election law of this Commonwealth, or procured it to be done by others in your behalf; that you will not knowingly receive, directly or indirectly, any money or other valuable thing for the performance or non-performance of an act or duty pertaining to your office, other than the compensation allowed by law?



## RESOLUTION

### ELECTION OF SPEAKER

Mr. HALL offered a resolution which was read, considered and adopted as follows:

In the House of Representatives,  
Tuesday, January 6, 1953.

Resolved, That in accordance with the provisions of Article 2, Section 9 of the Constitution of Pennsylvania, the House do now proceed to the election of a Speaker, and that the Clerks act as tellers.

### NOMINATIONS FOR SPEAKER

Mr. JOHNSON. Mr. Chief Clerk, we are certainly assembling here today in a beautiful display of flowers. I am sure we are all amazed and inspired by this very beautiful floral tribute.

I want to welcome to the Hall of the House today all these friends that we have as our guests. Come back often. You will find always a welcome in this House. We hope to have a very interesting session; come back as often as you can.

We have today our opening of the 140th session of the Pennsylvania General Assembly. In our national capitol we have elected a leader by the Republican party—to whom the people of America are looking to lead us through these perilous times. Surely if there was ever a time when we needed peace on earth and good will towards men this is it. We are looking to General Eisenhower to lead us into peace and prosperity.

In Pennsylvania, we Republicans have been elected on the majority side. The people of Pennsylvania have given us a mandate to arrange the affairs of this Commonwealth, during this coming biennium. We are facing the problem. We realize the magnitude of the problem and we are facing it with courage and confidence.

To preside over this deliberative body, one of the greatest deliberative bodies in America you might say, because I think Pennsylvania is one of the greatest States in the Union and in this General Assembly here we arrange the affairs of the people of this Commonwealth. The majority is presenting a man who is eminently qualified for the office of Speaker. He came to this Legislature in 1943. He was honored by being elected the Majority Whip. He was also elected the Majority Leader of this House. In both of these positions he served with distinction and great ability.

It was my great fortune last session to be the Majority Whip, and that put me in very close contact with the man that I am about to nominate. I saw him when things were going good, and I saw him also during times of great apprehension. I want to tell you when things were the toughest is when he performed at his best. He has a glorious spirit and a keen sense of humor which was certainly necessary in times of great stress and strain. He showed that he had the leadership qualities and the ability to lead us through the long session that we had in 1951. He has certainly proven that he is the man to now preside over this deliberative body.

It is my great pleasure to place in nomination for the office of Speaker, Honorable Charles C. Smith, of Philadelphia.

Mr. KENT. Mr. Chief Clerk, Members of the House, it is always a thrilling experience to me, again to attend as

a Member this most colorful opening ceremony of the Pennsylvania General Assembly. It is so good again to meet all your old and good friends and to meet the new Members who are with us.

I know you all join me in hoping that this session will not be as historical at least as the 1951 session.

I am sure that we are all conscious of the vital importance of this session of the Legislature. I am sure we are all cognizant of our responsibilities and obligations, not only to the people who sent us here from our respective districts but to all of the people of this Commonwealth. It is here in the General Assembly that our people have their closest contact and their closest representation in governmental affairs. It is here that laws and the rules by which their conduct will be controlled are made. With that in mind we should ever be mindful of our responsibility and our obligation to those people.

It seems to me that government has grown so large and become such big business that there is hardly anything that touches us or our people as closely as government does these days. Certainly that makes our duty and our obligation even greater.

In order to accomplish the things that we must and give the type of representation that we must as elected representatives of the people of this Commonwealth, it will take a great deal of understanding, a great deal of cooperation among all of us in carrying out our duties. It will take the strongest leadership that can be provided.

There are many qualities that are required in the person we pick to preside over this Assembly, to bring honor and dignity to it, to treat everyone impartially and fairly. That person must be able, he must be patient, fair minded and just. But above all I think that that person should have an intense desire to see to it that only right is done while we are here deliberating and debating the different issues which will be presented to us. We who served before in the House and have had the pleasure of working and serving with Charlie Smith know that Charlie possesses the qualifications it takes to make a good Speaker of this House. I am confident and I am sure that you know Charlie, and I can say to the new Members that it will not take you long to discover that he can bring to the position of Speaker the honor and the dignity of which this House is deserving, and that he will treat everyone impartially and fairly no matter on which side of the House he happens to be sitting.

Mr. Chief Clerk, it is with genuine pride and with a great deal of personal satisfaction that I second the nomination of the gentleman from Philadelphia, the Honorable Charles C. Smith as Speaker of this House of Representatives.

Mr. PETROSKY. Mr. Chief Clerk and the membership of this General Assembly, for a moment while the gentleman on the opposition side was nominating a candidate for speakership of this House, I felt certain that were it not for the floral bouquets that grace the Halls of this House, he was going to get into a political speech. However, when he extolled the virtues of the leadership of the opposition, need we remind you that we have always chosen sterling characters for our leadership, nation wide—and that has been proven. In the western end of the state of Pennsylvania that has also been proven by Democratic administrations, and I believe



we know of the revolt in Philadelphia with sterling quality leadership by Democratic administrations.

However, I am here to place in nomination one who has been chosen by our Democratic caucus to be our candidate for Speaker of this House of Representatives.

We have chosen a gentleman from the mother county of western Pennsylvania, the Star of the West, Westmoreland County. We have selected him for his experience, for his diligent efforts and for the quality that we all know that he well represents. He has served continuously in this House of Representatives on the Democratic side since 1933, having been reelected for eleven consecutive terms by his constituency. They have the greatest faith in him. We too can have that faith in this gentleman to preside over this House, with the judicious temper that we know he possesses, with the fairness that he can preside over a partisan body such as we have here. I would like to place in nomination, and it is a high honor indeed, for me to place in nomination our candidate for Speaker, my colleague, the Honorable James A. Lovett of Westmoreland County.

Mr. ANDREWS. Mr. Chief Clerk, as I survey this scene I do not know whether it is a tribute to the new faces or a memorial to the absent brothers.

I appreciate the temper, the attitude of the majority as they approach the election of a Speaker and I note, Mr. Chief Clerk, their own enumeration of their own equipment. They say, "We have courage." I concede them courage. I concede them endurance. Have they not demonstrated their ability to stage a twelve month travelogue parliamentarily? But I note that in describing their own capabilities they made one significant omission. They did not say "know-how."

The abuse of greatness when it comes to divorcing remorse from power, and I hope for this session that there will be works fit for repentance—It will be the duty of the next Speaker to help take the Commonwealth out from a pit, a financial pit, in an effort to keep it straight. And, Mr. Chief Clerk, I say to the majority, "Shake not your gory locks at us; thou canst not say we did it."

Now as to the veterans of '45, we appreciate the fact that this is about where we came in; in '45, a minority of 99 and in '53, a minority of 98. It is true you have been returned to power. It has been a narrow squeak. Your margin is not as wide as a barn door nor as deep as a pit, but will do—you hope. With your narrow margin you yourselves were amazed. So we find, Mr. Chief Clerk, a goggle-eyed majority timidly clasping the helm of responsibility and we hope that while you appreciate the fact that in the interest of the Commonwealth we will always be helpful, that in this session as in past sessions you will say "ours is the burden, ours is the responsibility" you the majority, "to confront this House and the people of Pennsylvania with a program."

After wandering in the wilderness of bewilderment we are now in the process of selecting a Speaker. I rise to second the nomination of the gentleman from Westmoreland, and to oppose the election of the gentleman from Philadelphia, and in opposing it I am offering you some good advice. You have frequently scorned our advice in the past to your ultimate sorrow, and I want to

help you. I want to tell you the reasons why you need this leader on the floor of this House instead of sending him to refrigerate in yonder lofty pulpit.

As for the gentleman from Philadelphia, his ability I concede. To his integrity every Member of this House who has ever served with him will testify. As for his amiable qualities, he can document them himself. That dazzling, brilliant smile is the signal, the sign manual of his character. Why, gentlemen and ladies of the House, when the gentleman from Philadelphia turns that smile on full force the manikin in milady's shop window would be resolved into a jelly quivering from sheer ecstasy. May I call to the attention of the majority that with that smile many a stormy majority caucus has been calmed. And with that smile the gentleman from Philadelphia kept a weary majority on its feet for twelve months—a parliamentary achievement without parallel in the history of this or any other State.

I say to you, Members of the majority, that the loss of that smile upon the floor would be a tragic loss to you. We counsel against it. As I have said, you have neglected our warnings in the past but we fulfill our mission in warning you against repeating your errors.

Resourcefulness is part of the equipment of the gentleman from Philadelphia. You remember how when you faced the financial crisis who came up with the idea of accelerated collection? Who reached out with a magic wand and tapped the fountains of the future and abundant revenue poured forth? Who originated the idea that by rifling the pockets of tomorrow you could pay the debts of yesterday? The gentleman from Philadelphia. And that is the kind of brains you need on the floor of the House—not marooned in the lofty eminence where I now see the Chief Clerk.

How did he balance the budget? With that smile. I say the gentleman from Philadelphia is a great parliamentary leader, and I recall to the majority that like all great leaders he is greatest in the hour of defeat. You will remember, gentlemen of the majority—those of you who were here, at the '51 session, how, when your ranks were broken and reeling, when your pet measure had gone to defeat upon the floor of this House, dismay penetrating your ranks, what happened. The Majority Leader came galloping to the front and he said: "Turn boys, turn, we are going back." And turn you did and gosh, how you hated it.

Mr. Chief Clerk, I do not speak in derogation of the gentleman from McKean, your selection for Floor Leader. Behind that stern and rock-bound front there beats a kindly heart and what we consider a mature mind, but he lacks that golden smile. From the standpoint of the majority, the gentleman from Westmoreland is the sounder choice.

From the standpoint of the majority "Let's be fair Lovett" is the sounder choice. I know how he will operate. When he gets to be Speaker, he will say to himself "Let's be fair" and he will be so afraid that he will be unfair to the majority that he will give you all the breaks and you will be happier that way than with the stern, perhaps more judicial attitude of the gentleman from Philadelphia, who perhaps will rule against you and cure the wound with that brilliant smile.

Ladies and gentleman of the House, this is not all persiflage. I say to you in all seriousness that the gentle-



man from Philadelphia will be needed on the floor rather than in that lofty, cool eminence, too far away to feel the warmth of that smile. So once again, although in the past you have disregarded our advice, we advise you to make the gentleman from Westmoreland your Speaker and put the gentleman from Philadelphia upon the floor and give him a chance to cure some of the sins of omission and commission that characterized the last session and for which he may have been, in some respects, responsible. No man should be prevented from having the opportunity to repent and give evidence of that repentance.

And so, Mr. Chief Clerk, I again say to you, our logical choice is the gentleman from Westmoreland.

Mr. GLEASON. Mr. Chief Clerk, I move that nominations for Speaker of the House be closed.

The motion was agreed to.

### ROLL CALL

The CHIEF CLERK. The roll will now be called. Each Member will announce distinctly, when his name is called, the candidate for whom he votes.

The roll was called and was as follows:

#### FOR MR. SMITH—110 VOTES

Ashton,	Geer,	Light,	Shoemaker,
Auker,	Gibson,	Lippincott,	Shotwell,
Banker,	Gleason,	Lovett,	Spencer,
Barkdoll,	Goodling,	Mahan,	Stevenson,
Baumunk,	Gramlich,	Markley,	Stimmel,
Bear,	Greenwood,	Mathews,	Stoner,
Bell,	Gutendorf,	McCullough,	Strausser,
Blair,	Guthrie,	McInroy,	Sucher,
Bolton,	Hall,	Metz,	Thompson,
Bomberger,	Hamilton, W. H.,	Mikula,	Tompkins,
Bower,	Haudenshield,	Miller,	Toomey,
Breisch,	Helm,	Moody,	VanSant,
Brown,	Hewitt,	Moore,	Varner,
Buchanan,	Hocker,	Moscrip,	Vaughan,
Bullen,	Ide,	Murray, P. G.,	Wall,
Clapper,	Johnson,	Naugle,	Waterhouse,
Connelly,	Jones, Geo. E.,	Ogilvie,	Watkins,
Cooper,	Jones, T. H. W.,	Peiffy,	Weidner,
Davis,	Jump,	Phillips,	Wescott,
Down,	Keller,	Price,	Whalley,
DuBois,	Kent,	Quisenberry,	Willaredt,
Dunn,	Kerlin,	Ragot,	Wilt,
Erb,	Kline,	Reagan,	Wood,
Ewing,	Kohl,	Richter,	Worley,
Ferster,	Kratz,	Royer,	Yeakel,
Flack,	Kromer,	Rubin,	Young,
Fleischman,	Lafore,	Scott,	Ziegler,
From,	Lelsey,		

#### FOR MR. LOVETT—98 VOTES

Adam,	Guss,	McWherter,	Schmidt,
Alexander,	Hamilton, R. K.,	Mihm,	Schuster,
Amarando,	Harris,	Mills,	Schwartz,
Andrews,	Hersch,	Monroe,	Seyler,
Bazin,	Hoggard,	Moran,	Smith, C. G.,
Boies,	Jenkins,	Muldowney,	Smith, W. B.,
Boory,	Jim,	Munley,	Snider,
Breth,	Jones, Gran'le E.,	Murray, J. J.,	Stank,
Buchin,	Jones, Paul F.,	Musto,	Stone,
Capano,	Kamyk,	Needham,	Taylor,
Cianfrani,	Kolankiewicz,	Olsen,	Thomas,
Cioffi,	Kornick,	Parlante,	Toll,
Cochran,	Kubacki,	Peta,	Varallo,
Comer,	Lederer,	Petrosky,	Verona,
Conner,	Leonard,	Pettigrew,	Wallace,
Coyle,	Leven,	Praff,	Walsh,
Curwood,	Limper,	Polaski,	Wargo,
Dougherty,	Lopresti,	Polen,	Welsh,
Downey,	Lutty,	Poltenstein,	Wheeler,
Farabaugh,	Maguire,	Readinger,	White,
Fenrich,	Maxwell,	Reidenbach,	Whitenight,
Filo,	McCann,	Rosen,	Williams,
Floyd,	McCormack,	Rovanseck,	Yetzer,
Flynn,	McDermitt,	Sarraff,	Zeit,
Glick,	McGee,		

The CHIEF CLERK. The Tellers agree in their count and the vote is as follows:

Honorable Charles C. Smith received one hundred ten votes.

Honorable James E. Lovett received ninety-eight votes.

The Honorable Charles C. Smith having received a majority of all the votes cast is hereby declared elected Speaker of the House of Representatives.

### ELECTION OF SPEAKER MADE UNANIMOUS

Mr. ANDREWS. Mr. Chief Clerk, I move that the vote for the Honorable Charles C. Smith, who has now become your Speaker and mine be made unanimous and may Heaven bless him.

The motion was agreed to.

### COMMITTEE TO ESCORT SPEAKER-ELECT TO ROSTRUM

The CHIEF CLERK. The Chair appoints Messrs. Johnson and Andrews to escort the Speaker-elect to the rostrum.

### OATH OF OFFICE ADMINISTERED TO SPEAKER-ELECT

The oath of office was then administered to the Honorable Charles C. Smith, Speaker-elect of the House of Representatives by the Honorable William H. Neely.

The CHIEF CLERK. Members of the House, I have the honor to present to you the Honorable Charles C. Smith, Speaker of the House of Representatives.

The SPEAKER (CHARLES C. SMITH) in the Chair.

### ADDRESS BY THE SPEAKER

The SPEAKER. Fellow Members, thank you for electing me to the high office of Speaker of the House of Representatives. You have honored me and I am very happy but my happiness is tempered with the realization that the office carries with it serious responsibilities.

In the course of this session there will be differences of opinion. This is inevitable. These differences, openly discussed, are the life-blood of a democracy. I hope that our words on this floor will reflect consideration and forbearance.

Individually, our members come from many sections of the State, but we must always remember that our sectional interests are secondary. Our first thought must always be for the best interests of all of the people of this Commonwealth.

When political differences arise on this floor I hope that partisanship will never cloud our sense of fairness and justice. Among men of intelligence and integrity, differences of opinion can always be settled by appeal to logic and reason. Our nation has become a leader among nations because men in high public office placed the public welfare above individual interests in time of great decision.

If I am successful as Speaker it will be the reflection of your support and cooperation. I shall call upon all of you to give generously of yourselves toward making this session a success.

I shall endeavor to conduct the affairs of this House efficiently and do everything possible to justify the trust you have placed in me. We will organize promptly. To the affairs at hand we will devote all of the time that is

necessary. With your help the session will be no longer than is consistent with necessity.

As Speaker I shall perform my duties with humility aware that we, the Members of the House, speak not in our own right but as the voice of the people of this Commonwealth.

With the help of Almighty God I shall serve as your Speaker to the best of my ability.

### COMMUNICATIONS FROM THE GOVERNOR

The Secretary to the Governor being introduced presented communications from the Governor which were laid upon the table.

### THANKS EXTENDED TO CHIEF CLERK AND HIS ASSISTANT

The SPEAKER. The Chair wishes to thank the Chief Clerk, William E. Habbyschaw, for the able manner in which he has conducted the organization proceedings of the House.

The Chair also wishes to thank Mr. Earl Price, the administrative assistant to the Chief Clerk, for the very good care he has taken of all the Members today.

### PARTY VOTE ON ELECTION OF OFFICERS

Mr. ANDREWS. Mr. Speaker, I suggest that in connection with the offices to be filled, as we organize, the tellers be requested to record a party vote on the roll calls.

The SPEAKER. The Chair thanks the Minority Leader, Mr. Andrews.

The House will now proceed to the election of a Chief Clerk.

### NOMINATIONS FOR CHIEF CLERK

Mr. HOCKER offered a resolution which was read by the Clerk as follows:

In the House of Representatives,  
Tuesday, January 6, 1953.

Resolved, That William E. Habbyschaw, of Dauphin County, be elected Chief Clerk of this House of Representatives.

Mr. SEYLER. Mr. Speaker, it gives me a great deal of pleasure to rise on behalf of the Democratic caucus, and the many thousands of Pennsylvanians who have sent us here, to present the name of a great citizen of Pennsylvania for the office of Chief Clerk. I would like to nominate at this time Mr. J. Warren Mickel for that office.

Mr. BANKER. Mr. Speaker, I move that nominations for the office of Chief Clerk of the House of Representatives be now closed.

The motion was agreed to.

The roll was called and was as follows:

#### FOR MR. HABBYSCHAW—110 VOTES

Ashton,	Geer,	Light,	Shotwell,
Auker,	Gibson,	Lippincott,	Smith, C. C.,
Banker,	Gleason,	Mahan,	Spencer,
Barkdoll,	Goodling,	Markley,	Stevenson,
Baumunk,	Gramlich,	Mathews,	Stimmel,
Bear,	Greenwood,	McCullough,	Stoner,
Bell,	Gutendorf,	McInroy,	Strausser,
Blair,	Guthrie,	Metz,	Sucher,
Bolton,	Hall,	Mikula,	Thompson,
Bomberger,	Hamilton, W. H.,	Miller,	Tompkins,
Bower,	Haudenschild,	Moody,	Toomey,
Breisch,	Helm,	Moore,	VanSant,

Brown,	Hewitt,	Moscrip,	Varner,
Buchanan,	Hocker,	Murray, P. G.,	Vaughan,
Bullen,	Ide,	Naugle,	Wall,
Clapper,	Johnson,	Ogilvie,	Waterhouse,
Connelly,	Jones, Geo. E.,	Peify,	Watkins,
Cooper,	Jones, T. H. W.,	Phillips,	Weidner,
Davis,	Jump,	Price,	Wescott,
Down,	Keller,	Quisenberry,	Whalley,
DuBois,	Kent,	Ragot,	Willaredt,
Dunn,	Kerlin,	Reagan,	Wilt,
Erb,	Kline,	Richter,	Wood,
Ewing,	Kohl,	Royer,	Worley,
Ferster,	Kratz,	Rubin,	Yeakel,
Flack,	Kromer,	Scott,	Young,
Flerschman,	Lafore,	Shoemaker,	Ziegler,
Frost,	Leisey,		

#### FOR MR. MICKLE—98 VOTES

Adam,	Guss,	McGee,	Sarraff,
Alexander,	Hamilton, R. K.,	McWherter,	Schmidt,
Amarando,	Harris,	Mihm,	Schuster,
Andrews,	Hersch,	Mills,	Schwartz,
Bazin,	Hoggard,	Monroe,	Seyler,
Boles,	Jenkins,	Moran,	Smith, W. B.,
Boory,	Jim,	Mulgoaway,	Snider,
Breth,	Jones, Gran'le E.,	Munley,	Stank,
Bucchin,	Jones, Paul F.,	Murray, J. J.,	Stone,
Capano,	Kamyk,	Musto,	Taylor,
Cianfrani,	Kolankiewicz,	Needham,	Thomas,
Cioffi,	Kornick,	Olsen,	Toll,
Cochran,	Kubacki,	Farlante,	Varallo,
Comer,	Lederer,	Peta,	Verona,
Conner,	Leonard,	Petrosky,	Wallace,
Coyle,	Leven,	Pettigrew,	Walsh,
Curwood,	Limper,	Pfaff,	Wargo,
Dougherty,	Lopresti,	Polaski,	Welsh,
Downey,	Lovett,	Polen,	Wheeler,
Farabaugh,	Lutty,	Poltenstein,	White,
Fenrich,	Maguire,	Readinger,	Whitenight,
Filo,	Maxwell,	Reidenbach,	Williams,
Floyd,	McCann,	Rosen,	Yetzer,
Flynn,	McCormack,	Rovansek,	Zeitz,
Glick,	McDermitt,		

The SPEAKER. Honorable William E. Habbyschaw having received a majority of the votes cast is declared Chief Clerk of the House of Representatives.

### NOMINATIONS FOR SECRETARY

Mr. FLACK offered a resolution which was read by the Clerk as follows:

In the House of Representatives,  
Tuesday, January 6, 1953.

Resolved, That William P. Roan of Luzerne County, be elected Secretary of this House of Representatives.

Mr. PAUL F. JONES. Mr. Speaker, it is my privilege to present in nomination as the choice of the Democratic Caucus the name of Andrew M. Bradley as Secretary of the House.

Mr. WHALLEY. Mr. Speaker, I move that nominations for the office of Secretary of the House of Representatives be now closed.

The motion was agreed to.

The roll was called and was as follows:

#### FOR MR. ROAN—110 VOTES

Ashton,	Geer,	Light,	Shotwell,
Auker,	Gibson,	Lippincott,	Smith, C. C.,
Banker,	Gleason,	Mahan,	Spencer,
Barkdoll,	Goodling,	Markley,	Stevenson,
Baumunk,	Gramlich,	Mathews,	Stimmel,
Bear,	Greenwood,	McCullough,	Stoner,
Bell,	Gutendorf,	McInroy,	Strausser,
Blair,	Guthrie,	Metz,	Sucher,
Bolton,	Hall,	Mikula,	Thompson,
Bomberger,	Hamilton, W. H.,	Miller,	Tompkins,
Bower,	Haudenschild,	Moody,	Toomey,
Breisch,	Helm,	Moore,	VanSant,
Brown,	Hewitt,	Moscrip,	Varner,



Buchanan,	Hocker,	Murray, P. G.,	Vaughan,
Bullen,	Ide,	Naugle,	Wall,
Clapper,	Johnson,	Ogilvie,	Waterhouse,
Connelly,	Jones, Geo. E.,	Peify,	Watkins,
Cooper,	Jones, T. H. W.,	Phillips,	Weldner,
Davis,	Jump,	Price,	Wescott,
Down,	Keller,	Quisenberry,	Whalley,
DuBois,	Kent,	Ragot,	Willaredt,
Dunn,	Kerlin,	Reagan,	Wilt,
Erb,	Kline,	Richter,	Wood,
Ewing,	Kohl,	Royer,	Worley,
Ferster,	Kratz,	Rubin,	Yeakel,
Flack,	Kromer,	Scott,	Young,
Fleischman,	Lafore,	Shoemaker,	Ziegler,
Frost,	Leisey,		

## FOR MR. BRADLEY—98 VOTES

Adam,	Guss,	McGee,	Sarraf,
Alexander,	Hamilton, R. K.,	McWhorter,	Schmidt,
Amarando,	Harris,	Mihm,	Schuster,
Andrews,	Hersch,	Mills,	Schwartz,
Bazin,	Hoggard,	Monroe,	Seyler,
Boies,	Jenkins,	Moran,	Smith, W. B.,
Boory,	Jlm,	Muldowney,	Snider,
Breth,	Jones, Gran'le E.,	Munley,	Stank,
Bucchin,	Jones, Paul F.,	Murray, J. J.,	Stone,
Capano,	Kamyk,	Musto,	Taylor,
Cianfrani,	Kolankiewicz,	Needham,	Thomas,
Cioffi,	Kornick,	Olsen,	Toll,
Cochran,	Kubacki,	Parlante,	Varallo,
Comer,	Lederer,	Peta,	Verona,
Conner,	Leonard,	Petrosky,	Wallace,
Coyle,	Leven,	Pettigrew,	Walsh,
Curwood,	Limper,	Pfaff,	Wargo,
Dougherty,	Lopresti,	Polaski,	Welsh,
Downey,	Lovett,	Polen,	Wheeler,
Farabaugh,	Lutty,	Poltenstein,	White,
Fenrich,	Maguire,	Readinger,	Whitenight,
Filo,	Maxwell,	Reidenbach,	Williams,
Floyd,	McCann,	Rosen,	Yetzer,
Flynn,	McCormack,	Rovansek,	Zeit,
Glick,	McDermitt,		

The SPEAKER. Honorable William P. Roan having received a majority of the votes cast is declared elected Secretary of the House of Representatives.

## COMMITTEE TO ESCORT CHIEF CLERK AND SECRETARY

The SPEAKER. The Chair appoints Messrs. Hocker and Flack as a committee to escort the Chief Clerk and Secretary to the Bar of the House where the oath of office will be administered to them.

## OATH OF OFFICE ADMINISTERED TO CHIEF CLERK AND SECRETARY

The oath of office was then administered to William E. Habbysaw, Chief Clerk-elect, and William P. Roan, Secretary-elect of the House of Representatives by the Honorable William H. Neely.

The SPEAKER. The Chair recognizes the Chief Clerk, William E. Habbysaw.

The CHIEF CLERK (William E. Habbysaw). Mr. Speaker and Members of the House, I want to thank the Members old and new on behalf of both Mr. Roan and myself. I want all of you to know that my office is open to each and every one of you. If I can in any way help you, I want to do it. I have had quite a number of years around here, and I am beginning to feel a little like Eddie Moore—I know how to run the thing, too, now.

So again I want to thank each and every one of you, for both Mr. Roan and myself. At any time you have problems don't hesitate to come in. I will try to help you. Thank you.

The SPEAKER. The Chair recognizes the Secretary of the House, William P. Roan.

The SECRETARY (William P. Roan). Mr. Speaker and Members of the House, it is very gratifying and I feel very thankful for being reelected as your secretary. It has been a pleasure to serve you over a period of years. It is needless to tell the old Members that at any time they are in need of anything, either Bill Habbysaw's or my office will always be open. To the new Members I want to say that at any time we can be of service to you, we will be very happy to do so. So, come in to see us. Bother us as much as you can.

## NOTIFICATION FROM SENATE

The SERGEANT-AT-ARMS. Mr. Speaker, a committee on the part of the Senate.

Mr. MADIGAN. Mr. Speaker, I have the honor to inform you that the Senate of the State of Pennsylvania is duly organized and ready to proceed to business.

The SPEAKER. The Chair thanks the committee of the Senate, and would like to remark that the Chair wishes the Senate could continue to send this type of committee to the House. For the information of the guests here today, this committee consists of three very well thought of and distinguished Senators who are ex-House Members.

## APPOINTMENT OF PARLIAMENTARIAN

The SPEAKER. In compliance with the act of the General Assembly of the Commonwealth of Pennsylvania, approved the 28th day of May, 1931, P. L. 201, as amended, the Speaker appoints S. Edward Moore of Cumberland County, Parliamentarian of the House of Representatives.

## RESOLUTION

## THANKING JUDGE WILLIAM H. NEELY FOR ADMINISTERING OATH

Mr. TOMPKINS offered a resolution which was read, considered and adopted as follows:

In the House of Representatives,  
Tuesday, January 6, 1953.

Resolved, That the Members of the House of Representatives do hereby extend their thanks to the Honorable William H. Neely, of Dauphin County, for his services in administering the oath of office to its Members and Officers.

## APPOINTMENT OF MAJORITY LEADER AND WHIP

The SPEAKER. The Chair recognizes the gentleman from Lancaster, Mr. Wood, for the purpose of making an announcement to the House.

Mr. WOOD. Mr. Speaker, as Chairman of the Republican Caucus, I have been instructed to announce for the information of the Members of the House and for the record that the gentleman from McKean, Mr. Albert W. Johnson, has been elected by the Republican Caucus as Majority Leader of the House, and that the gentleman from Crawford, Mr. Robert F. Kent, has been elected Majority Whip of the House.

## APPOINTMENT OF MINORITY LEADER AND WHIP

The SPEAKER. The Chair recognizes the gentleman from Berks, Mr. Readinger for the purpose of making an announcement to the House.

Mr. READINGER. Mr. Speaker, I have the honor

to announce to this House and for the purpose of the record, that the Democratic Caucus has elected the gentleman from Cambria, Mr. Andrews, as Minority Leader of the House, and the gentleman from Philadelphia, Mr. Joseph J. Hersch, as Minority Whip of the House.

### RESOLUTION

#### NOTIFICATION TO SENATE

Mr. YEAKEL offered a resolution which was read, considered and adopted as follows:

In the House of Representatives, January 6th, 1953.

Resolved, That a committee of three be appointed by the Speaker to wait upon the Senate and inform that body that the House of Representatives is organized and ready to proceed with the business of the Session.

#### COMMITTEE APPOINTED

The SPEAKER. The Chair appoints as a Committee to wait upon the Senate and inform that body that the House is organized and ready to proceed with business Messrs. Yeakel, Haudenschild and Hersch.

The Committee will proceed in the performance of its duty.

#### NOTIFICATION TO GOVERNOR

Mr. JOHNSON offered a resolution which was read, considered and adopted as follows:

In the House of Representatives, January 6th, 1953.

Resolved, That a committee of three be appointed by the Speaker to wait upon His Excellency, the Governor of the Commonwealth and inform him that the House of Representatives is organized and ready to receive any communications he may be pleased to make.

#### COMMITTEE TO WAIT UPON GOVERNOR

The SPEAKER appointed as a committee to wait upon the Governor and inform him that the House is organized and ready to receive communications Messrs. Johnson, Helm and Andrews.

The committee will proceed in the performance of its duty.

#### COMMUNICATIONS FROM GOVERNOR

The Secretary of the Governor, being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

#### REASONS FOR PARDONS

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to present herewith the reasons for pardons and commutations granted from January 2, 1951, to date.

JOHN S. FINE.

(For reasons see appendix)

#### REQUEST TO ADDRESS JOINT ASSEMBLY

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

If it meets with the approval of the General Assembly, I should like to address the members in Joint Session today, at three o'clock p. m.

JOHN S. FINE.

### GOVERNOR INVITED TO ADDRESS JOINT ASSEMBLY

Mr. MIKULA. Mr. Speaker, I move that the Governor be invited to the Hall of the House of Representatives to address the General Assembly at a time fixed by Concurrent Resolution.

The motion was agreed to.

#### COMMITTEE REPORTS

Mr. YEAKEL. Mr. Speaker, your Committee appointed to wait upon the Senate and inform that body that the House is organized and ready to proceed with the business of the session has performed that duty.

The SPEAKER. The Chair receives the report and the Committee is discharged with the thanks of the House.

#### SENATE MESSAGE

##### JOINT SESSION

The Clerk of the Senate being introduced, presented an extract from the Journal of the Senate which was read as follows:

In the Senate, January 6, 1953.

Resolved (if the House of Representatives concur), That the Senate and House of Representatives meet in joint session Tuesday, January 6, 1953 at 2:15 o'clock in the Hall of the House of Representatives for the purpose of hearing an address by His Excellency, the Governor of the Commonwealth of Pennsylvania; also witnessing the opening, counting and computing of the official returns of the election for Auditor General and State Treasurer held Tuesday, November 4, 1952, in the several counties of this Commonwealth, and to elect the Director of the Legislative Reference Bureau.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

On the question,

Will the House concur in the resolution of the Senate?

It was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

#### SENATE MESSAGE

##### COMMITTEE TO ESCORT GOVERNOR TO HALL OF HOUSE

The Clerk of the Senate being introduced, presented an extract from the Journal of the Senate, which was read as follows:

In the Senate, January 6, 1953.

Resolved, (if the House of Representatives concur), That a committee of three on the part of the Senate be appointed to act with a similar committee on the part of the House of Representatives (if the House shall appoint such committee), to escort His Excellency, the Governor of the Commonwealth of Pennsylvania, to the Hall of the House of Representatives to address the Members of the General Assembly in Joint Session, Tuesday, January 6, 1953, at 3:00 p. m., pursuant to a resolution already adopted by the Senate and House of Representatives.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

On the question,

Will the House concur in the resolution of the Senate?

It was concurred in.

Ordered, That the Clerk inform the Senate accordingly.



## COMMITTEE APPOINTED

The SPEAKER. The Chair appoints as a committee on the part of the House to escort the Governor to the Hall of the House Messrs. Mikula, Leisey and Readinger.

## RESOLUTION

## NOTIFICATION TO SENATE

Mr. WATERHOUSE offered a resolution which was read, considered and adopted as follows

In the House of Representatives, January 6, 1953.

Resolved, That the Speaker appoint a committee of two to escort the Members of the Senate to the Hall of the House for the purpose of attending the Joint Session of the General Assembly.

## COMMITTEE APPOINTED

The SPEAKER. The Chair appoints as a Committee to escort the Senate to the Hall of the House for the purpose of attending the Joint Session, Messrs. Waterhouse and Stank.

## SENATE MESSAGE

## APPOINTMENT OF TELLER

The Clerk of the Senate being introduced, presented the following extract from the Journal of the Senate, which was read as follows, viz:

In the Senate January 6, 1953.

Resolved, That the Senator from Somerset County, Honorable Fred P. Hare, Jr., be appointed Teller on the part of the Senate for the purpose of witnessing the opening, computing and counting the vote for Auditor General and State Treasurer.

Ordered, That the Clerk present the same to the House of Representatives for its information.

## RESOLUTION

## APPOINTMENT OF TELLER

Mr. BREISCH offered a resolution which was read, considered and adopted as follows

In the House of Representatives, January 6, 1953.

Resolved, That the gentleman from Indiana, Mr. Hewitt, be appointed Teller on the part of the House of Representatives to open, compute and count the vote for Auditor General and State Treasurer, in a Joint Session of the Senate and House.

Ordered, That the Clerk inform the Senate accordingly.

## SENATE MESSAGE

## POSTAGE FOR LEGISLATIVE JOURNAL

The Clerk of the Senate being introduced presented an extract from the Journal of the Senate, which was read as follows

In the Senate, January 6, 1953.

Whereas, The Post Office Department has decided that the Legislative Journal must be third class matter and has so instructed the Postmaster at Harrisburg, therefore, be it

Resolved, (if the House of Representatives concur), That the Chief clerk of the Senate and the Chief Clerk of the House of Representatives be directed to make arrangements for the necessary postage so that the Legislative Journal may be mailed according to the requirements of the Post Office Department, and that the pay-

ment of the postage for the Legislative Journal, also for the Bills, Calendars and Histories be provided for in the Appropriation Bill.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

On the question,

Will the House concur in the resolution of the Senate? It was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

## COMMITTEE REPORT

Mr. JOHNSON. Mr. Speaker, I wish to inform you that the Committee appointed to wait upon the Governor and inform him that this House is organized and ready to proceed with its work has performed that duty.

The SPEAKER. The Chair receives the report and the Committee is discharged with the thanks of the House.

## SENATE MESSAGE

## INAUGURAL COMMITTEE

The Clerk of the Senate being introduced presented an extract from the Journal of the Senate, which was read as follows

In the Senate January 6, 1953.

Whereas, on January 20, 1953, the Honorable Dwight D. Eisenhower will be inaugurated as the President of the United States of America, and

Whereas, it is fitting and proper that a delegation represent the General Assembly of the Commonwealth of Pennsylvania at the inaugural ceremonies to be held in Washington, D. C., at that time, now therefore be it

Resolved, (if the House of Representatives concur), That the President Pro Tempore of the Senate is hereby authorized to appoint Thirty-two Members of the Senate, and the Speaker of the House is hereby authorized to appoint one hundred and ten Members of the House of Representatives, who together shall constitute a Joint Committee to represent the General Assembly of the Commonwealth of Pennsylvania in the inaugural ceremonies of the Honorable Dwight D. Eisenhower.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

On the question,

Will the House concur in the resolution of the Senate? It was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

## INAUGURAL COMMITTEE APPOINTED

The SPEAKER. The Chair appoints as an Inaugural Committee on the part of the House the Republican Members of the House of Representatives as follows:

Messrs. Ashton, Auker, Banker, Barkdoll, Baumunk, Bear, Bell, Blair, Bolton, Bomberger, Bower, Breisch, Brown, Buchanan, Bullen, Clapper, Connelly, Cooper, Davis, Down, DuBois, Dunn, Erb, Ewing, Ferster, Flack, Fleischman, Frost, Geer, Gibson, Gleason, Goodling, Gramlich, Greenwood, Gutendorf, Guthrie, Hall, Hamilton, Haudenshield, Helm, Hewitt, Hocker, Ide, Johnson, George E. Jones, Thomas H. W. Jones, Jump, Keller, Kent, Kerlin, Kline, Kohl, Kratz, Kromer, Lafore, Leisey, Light, Lippincott, Mahan, Mrs. Markley, Messrs. Mathews, McCullough, McInroy, Metz, Mikula, Miller, Moody, Moore, Moscrip, Murray, Naugle, Ogilvie, Peiffly, Phillips, Price, Quisenberry, Ragot, Reagan, Richter, Royer, Rubin, Scott, Shoemaker, Shotwell, Smith, Spencer, Stevenson, Stimmel, Stoner, Strausser, Sucher, Thompson, Tompkins, Toomey, VanSant, Varner, Vaughan, Wall, Waterhouse, Watkins, Weidner, Wescott, Whalley, Willaredt, Wilt, Wood, Worley, Yeakel, Young, Ziegler.

## SENATE MESSAGE

## TIME OF NEXT MEETING

The Clerk of the Senate being introduced presented an extract from the Journal of the Senate, which was read as follows

In the Senate, January 6, 1953.

Resolved, (if the House of Representatives Concur), That when the Senate adjourns this week it reconvene on Monday, January 26, 1953 at four o'clock p. m., E.S.T., and when the House of Representatives adjourns this week it reconvene on Monday, January 26, 1953 at four-thirty o'clock p. m., E.S.T.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

On the question,

Will the House concur in the resolution of the Senate?

It was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

## SENATE MESSAGE

The Clerk of the Senate being introduced, informed that the Senate has been notified as follows

The Senate is informed that the gentleman from Indiana Mr. Hewitt, has been appointed teller on the part of the House to open, compute and count the vote for Auditor General and State Treasurer.

## COMMITTEE REPORT

Mr. WATERHOUSE. Mr. Speaker, your committee appointed to wait upon the Senate and escort them to the Hall of the House for the Joint Session has performed that duty and the Senate is now present.

The SPEAKER. The committee is discharged with the thanks of the House.

The Lieutenant-Governor, the Honorable Lloyd H. Wood is invited to preside over the Joint Session of the General Assembly. The President pro tempore of the Senate, the Honorable M. Harvey Taylor and the Secretary of the Senate, the Honorable G. Harold Watkins, are invited to be seated on the rostrum.

The Members of the Senate will please be seated.

# JOINT SESSION OF THE GENERAL ASSEMBLY LIEUTENANT-GOVERNOR LLOYD H. WOOD PRESIDING

## ELECTION RETURNS

LIEUTENANT-GOVERNOR WOOD. This being the day and time agreed upon by concurrent resolution of the Senate and House of Representatives and in accordance with provisions of the Constitution and the laws of this Commonwealth for the opening and computing of the official returns for the election of Auditor General and State Treasurer held on Tuesday, November 4, 1952, in the several counties of this Commonwealth, the returns will be now opened and read.

The Teller on the part of the Senate is the gentleman from Somerset Mr. Hare. The Teller on the part of the House is the gentleman from Indiana, Mr. Hewitt. They will please come to the desk and proceed in the performance of their duty.

The returns for Auditor General were opened and read by the Clerk.

## VOTES CAST FOR AUDITOR GENERAL ON NOVEMBER 4, 1952

COUNTIES	AUDITOR GENERAL General Election November 4, 1952		
	Charles R. Barber	Genevieve Blatt	Walter R. Hollinger
	Rep.	Dem.	Soc.
Adams .....	10,451	5,969	16
Allegheny .....	349,852	370,655	1,043
Armstrong .....	16,668	12,780	40
Beaver .....	31,292	37,578	116
Bedford .....	9,149	5,260	17
Berks .....	48,393	46,901	1,074
Blair .....	31,647	16,362	93
Bradford .....	15,700	4,906	15
Bucks .....	40,147	24,461	140
Butler .....	24,853	15,214	42
Cambria .....	39,515	49,123	160
Cameron .....	2,273	968	1
Carbon .....	11,812	10,127	20
Centre .....	14,121	7,650	37
Chester .....	38,857	21,242	74
Clarion .....	8,532	5,833	12
Clearfield .....	15,624	13,029	66
Clinton .....	7,833	5,446	26
Columbia .....	12,515	9,765	20
Crawford .....	18,578	9,717	20
Cumberland .....	25,395	13,138	40
Dauphin .....	56,281	31,170	120
Delaware .....	127,791	79,413	105
Elk .....	7,025	6,858	21
Erie .....	44,844	37,834	61
Fayette .....	26,165	42,863	40
Forest .....	1,460	636	....
Franklin .....	16,004	9,027	24
Fulton .....	1,992	1,731	4
Greene .....	6,304	10,194	25
Huntingdon .....	9,397	4,053	31
Indiana .....	16,636	11,130	37
Jefferson .....	11,694	6,140	37
Juniata .....	3,694	2,774	4
Lackawanna .....	59,404	65,016	19
Lancaster .....	62,656	28,750	82
Lawrence .....	23,103	20,452	74
Lebanon .....	20,449	11,551	58
Lehigh .....	43,595	32,842	59
Luzerne .....	85,099	69,600	47
Lycoming .....	25,053	15,785	70
McKean .....	14,949	5,326	8
Mercer .....	25,647	20,412	31
Mifflin .....	8,395	5,832	23
Monroe .....	8,351	6,295	7
Montgomery .....	114,542	57,672	225
Montour .....	3,472	2,322	3
Northampton .....	36,623	36,954	47
Northumberland .....	27,790	16,981	96
Perry .....	6,464	3,003	15
Philadelphia .....	386,747	554,805	611
Pike .....	3,635	1,373	9
Potter .....	4,917	2,031	7
Schuylkill .....	51,673	33,625	114
Snyder .....	6,642	1,728	9
Somerset .....	18,331	13,152	18
Sullivan .....	1,890	1,242	4
Susquehanna .....	10,345	3,549	15
Tioga .....	11,023	2,990	10
Union .....	6,231	1,683	8
Venango .....	16,878	6,234	25
Warren .....	11,235	4,479	9
Washington .....	35,349	54,992	112
Wayne .....	9,467	2,538	10
Westmoreland .....	58,804	78,003	328
Wyoming .....	5,632	1,789	5
York .....	42,428	42,074	108
Total .....	2,349,316	2,135,027	5,773

The LIEUTENANT-GOVERNOR. The Chair recognizes the gentleman from Somerset, Mr. Hare.

Mr. HARE. Mr. President, the Tellers agree in their count and submit the following report for Auditor General.

Charles R. Barber, Republican, received 2,349,316 votes.

Genevieve Blatt, Democrat, received 2,135,027 votes.

Walter R. Hollinger, Socialist, received 5,773 votes.



HIS EXCELLENCY, THE LIEUTENANT GOVERNOR OF THE COMMONWEALTH OF PENNSYLVANIA, THE PRESIDENT PRO TEMPORE OF THE SENATE, AND THE MEMBERS OF THE GENERAL ASSEMBLY OF THE COMMONWEALTH OF PENNSYLVANIA, GREETINGS:

Honorable Sirs:

I have the honor to present the returns of the election for Auditor General of the Commonwealth of Pennsylvania wherein it was disclosed that

Charles R. Barber, Republican, received 2,349,316 votes.

Genevieve Blatt, Democrat, received 2,135,027 votes.

Walter R. Hollinger, Socialist, received 5,773 votes.

as the same have been certified to and filed with the Secretary of the Commonwealth of Pennsylvania by the return boards.

Respectfully submitted,

(SEAL)

GENE D. SMITH,  
Secretary of the Commonwealth.

January 6, 1953

The LIEUTENANT-GOVERNOR. Mr. Charles R. Barber having received the highest number of votes was duly elected Auditor General for the term of four years from the first Tuesday of May, 1953.

The returns for State Treasurer were opened and read by the Clerk.

#### VOTES CAST FOR STATE TREASURER ON NOVEMBER 4, 1952

STATE TREASURER General Election November 4, 1952			
COUNTIES	Weldon B. Heyburn Rep.	George M. Leader Dem.	Hans Peters Soc.
Adams .....	10,171	6,302	18
Allegheny .....	347,105	372,042	976
Armstrong .....	16,501	12,939	31
Beaver .....	31,013	37,845	117
Bedford .....	8,990	5,438	13
Berks .....	48,281	47,211	985
Blair .....	31,210	17,055	66
Bradford .....	15,563	4,990	19
Bucks .....	39,792	24,635	231
Butler .....	24,574	15,451	51
Cambria .....	38,376	50,228	127
Cameron .....	2,238	1,006	2
Carbon .....	11,696	10,257	18
Centre .....	13,791	8,014	46
Chester .....	38,944	21,381	67
Clarion .....	8,619	5,676	14
Clearfield .....	15,246	13,378	67
Clinton .....	7,776	5,530	23
Columbia .....	12,269	9,970	8
Crawford .....	18,358	9,905	27
Cumberland .....	25,191	13,399	37
Dauphin .....	55,926	31,547	83
Delaware .....	128,029	79,284	110
Elk .....	7,164	6,705	17
Erie .....	46,621	36,308	37
Fayette .....	26,034	34,145	39
Forest .....	1,450	663	1
Franklin .....	15,765	9,223	13
Fulton .....	1,957	1,794	1
Greene .....	6,101	10,421	15
Huntingdon .....	9,223	4,227	29
Indiana .....	16,227	11,367	30
Jefferson .....	11,486	6,289	33
Juniata .....	3,656	2,802	2
Lackawanna .....	59,135	65,253	21
Lancaster .....	62,428	29,014	62
Lawrence .....	22,856	20,638	66
Lebanon .....	20,971	11,737	43
Lehigh .....	43,360	33,128	67
Luzerne .....	84,967	70,066	51
Lycoming .....	24,374	16,482	49

McKean .....	14,929	5,300	8
Mercer .....	25,496	20,602	32
Mifflin .....	8,190	6,064	24
Monroe .....	8,620	6,308	12
Montgomery .....	114,692	58,074	246
Montour .....	3,423	2,368	2
Northampton .....	36,435	37,225	60
Northumberland .....	27,127	17,640	88
Perry .....	6,379	3,073	10
Philadelphia .....	386,648	555,345	621
Pike .....	3,625	1,390	11
Potter .....	4,919	2,037	10
Schuylkill .....	51,160	33,961	109
Snyder .....	6,579	1,777	8
Somerset .....	18,202	13,369	20
Sullivan .....	1,863	1,257	3
Susquehanna .....	10,278	3,589	17
Tioga .....	10,937	3,026	8
Union .....	6,203	1,765	12
Venango .....	16,659	6,441	20
Warren .....	11,205	4,489	7
Washington .....	34,592	56,145	138
Wayne .....	9,416	2,585	9
Westmoreland .....	57,747	79,098	291
Wyoming .....	5,602	1,840	4
York .....	38,719	44,656	65
Total .....	2,333,079	2,152,169	5,480

The LIEUTENANT-GOVERNOR. The Chair recognizes the gentleman from Indiana, Mr. Hewitt.

Mr. HEWITT. Mr. President, the Tellers agree in their count and submit the following report for State Treasurer:

Weldon B. Heyburn, Republican, received 2,333,097 votes.

George M. Leader, Democrat, received 2,152,169 votes.

Hans Peters, Socialist, received 5,480 votes.

The LIEUTENANT-GOVERNOR. Weldon B. Heyburn having received the highest number of votes was duly elected State Treasurer for the term of four years from the first Monday of May 1953.

HIS EXCELLENCY, THE LIEUTENANT GOVERNOR OF THE COMMONWEALTH OF PENNSYLVANIA, THE PRESIDENT PRO TEMPORE OF THE SENATE, AND THE MEMBERS OF THE GENERAL ASSEMBLY OF THE COMMONWEALTH OF PENNSYLVANIA, GREETINGS:

Honorable Sirs:

I have the honor to present the returns of the election for State Treasurer of the Commonwealth of Pennsylvania wherein it was disclosed that

Weldon B. Heyburn, Republican, received 2,333,079 votes.

George M. Leader, Democrat, received 2,152,169 votes.

Hans Peters, Socialist, received 5,480 votes.

as the same have been certified to and filed with the Secretary of the Commonwealth of Pennsylvania by the return boards.

Respectfully submitted,

GENE D. SMITH,  
Secretary of the Commonwealth.

January 6, 1953

The LIEUTENANT GOVERNOR. Certificates of election for Auditor General and State Treasurer will now be signed in the presence of the General Assembly by the President of the Senate, the Speaker of the House and attested by the Tellers on the Senate and House of Representatives.

Certificates of election were signed as follows:

Commonwealth of Pennsylvania, January 6, 1953.

We, the President of the Senate and Speaker of the House of Representatives of the Commonwealth of Pennsylvania, do certify that the President of the Senate did, on the sixth day of January, A. D., one thousand nine hundred and fifty-three, in the Hall of the House of Representatives at the State Capitol, open the returns of the election for Auditor General of this Commonwealth, and publish the same in the presence of both Houses of the General Assembly, conformably to the provisions of the Constitution and laws of said Commonwealth, and upon counting the vote by a Teller, appointed on the part of each House, it appeared that Charles R. Barber had the highest number of votes; whereupon the said Charles R. Barber was declared to have been duly elected Auditor General of the Commonwealth.

In testimony whereof, we have hereunto set our hands and affixed our seals the day and year above written.

(SEAL OF  
SENATE)

LLOYD H. WOOD  
President of the Senate

CHARLES C. SMITH  
Speaker of the House of Representatives

(SEAL OF  
HOUSE)

FRED P. HARE, JR.  
Teller on the part of the Senate

EARLE E. HEWITT, SR.  
Teller on the part of the House of Representatives

Commonwealth of Pennsylvania, January 6, 1953

We, the President of the Senate and Speaker of the House of Representatives of the Commonwealth of Pennsylvania, do certify that the President of the Senate did, on the sixth day of January, A. D., one thousand nine hundred and fifty-three, in the Hall of the House of Representatives at the State Capitol, open the returns of the election for State Treasurer of this Commonwealth, and publish the same in the presence of both Houses of the General Assembly, conformably to the provisions of the Constitution and laws of said Commonwealth, and upon counting the vote by a Teller, appointed on the part of each House, it appeared that Weldon B. Heyburn had the highest number of votes; whereupon the said Weldon B. Heyburn was declared to have been duly elected State Treasurer of the Commonwealth.

In testimony whereof, we have hereunto set our hands and affixed our seal the day and year above written.

(SEAL OF  
SENATE)

LLOYD H. WOOD  
President of the Senate

CHARLES C. SMITH  
Speaker of the House of Representatives

(SEAL OF  
HOUSE)

FRED P. HARE, JR.  
Teller on the part of the Senate

EARL E. HEWITT, SR.  
Teller on the part of the House of Representatives

### ELECTION OF DIRECTOR OF LEGISLATIVE REFERENCE BUREAU

The LIEUTENANT-GOVERNOR. The next order of business is the election of a Director for the Legislative Reference Bureau.

The Chair recognizes the Senator from Delaware, Mr. Watkins.

Mr. WATKINS. Mr. President, it is a great honor to place in nomination the name of S. Edward Hannestad as Director of the Legislative Reference Bureau.

Mr. Hannestad is a resident of Delaware County and I think both Republican and Democrats feel as though there has certainly been a wonderful job done for both parties.

It gives me great pleasure, Mr. President to place his name in nomination.

Mr. POLASKI. I consider it a high honor and privilege to have the opportunity to rise here today and offer the name of a gentleman from Dauphin County for the office of Director of the Legislative Reference Bureau. He is a man of many educational qualifications, and is skilled in the field of law. He is a prominent member of the Bar of Dauphin County and for four years has served with distinction as legal advisor to Hiram G. Andrews, the Minority Floor Leader of the House.

Members, I offer the name of John L. Sweezy of Dauphin County.

The LIEUTENANT-GOVERNOR. If there are no further nominations, the Chair will declare the nominations closed.

The roll will be called and the Senators and Members will name the candidate for whom they vote.

The roll was called and was as follows:

#### FOR MR. HANNESTAD—142 VOTES

Berger,	Barkdoll,	Haudenshield,	Price,
Blass,	Baumunk,	Helm,	Quisenberry,
Chapman,	Bear,	Hewitt,	Ragot,
Crowe,	Bell,	Hocker,	Reagan,
Diehm,	Blair,	Ide,	Richter,
Fleming,	Bolton,	Johnson,	Royer,
Freed,	Bomberger,	Jones, Geo. E.,	Rubin,
Hare,	Bower,	Jones, T. H. W.,	Scott,
Harney,	Breisch,	Jump,	Shoemaker,
Kephart,	Brown,	Keller,	Shotwell,
Kessler,	Buchanan,	Kent,	Smith, C. C.,
Koprivier, Jr.	Bullen,	Kerlin,	Spencer,
Letzler,	Clapper,	Kline,	Stevenson,
Madigan,	Connelly,	Kohl,	Stimmel,
Mahany,	Cooper,	Kratz,	Stoner,
Mallery,	Davis,	Kromer,	Strausser,
McPherson, Jr.	Down,	Lafore,	Sucher,
Miller,	DuBois,	Laisey,	Thompson,
Pechan,	Dunn,	Light,	Tompkins,
Peelor,	Erb,	Lippincott,	Toomey,
Propert,	Ewing,	Mahan,	VanSant,
Snowden,	Ferster,	Markley,	Varnier,
Stevenson,	Flack,	Mathews,	Vaughan,
Taylor,	Fleischman,	McCullough,	Wall,
Wade,	Frost,	McInroy,	Waterhouse,
Wagner,	Geer,	Metz,	Watkins,
Walker,	Gibson,	Mikula,	Weldner,
Watkins,	Gleason,	Miller,	Wescott,
Watson,	Goodling,	Moody,	Whalley,
Wolfe,	Gramlich,	Moore,	Willaredt,
Wood,	Greenwood,	Moscrip,	Wilt,
	Gutendorf,	Murray, P. G.,	Wood,
Ashton,	Guthrie,	Naugle,	Worley,
Auker,	Hall,	Ogilvie,	Yeakel,
Banker,	Hamilton, W. H.,	Peilly,	Young,
		Phillips,	Ziegler,

#### FOR MR. SWEETZ—116 VOTES

Bane,	Cianfrani,	Leven,	Poltenstein,
Barr,	Cloff,	Limper,	Readinger,
Camiel,	Cochran,	Lopresti,	Reidenbach,
Dent,	Comer,	Lovett,	Rosen,
DiSilvestro,	Conner,	Lutty,	Rovansek,
Haluska,	Coyle,	Maguire,	Sarra,
Holland,	Curwood,	Maxwell,	Schmidt,
Lane,	Dougherty,	McCann,	Schuster,
Leader,	Downey,	McCormack,	Schwartz,
McCreesh,	Farabaugh,	McDermitt,	Seyler,
McCusker,	Fenrich,	McGee,	Smith, W. B.,
McGinnis,	Filo,	McWherter,	Snider,
McMenamin,	Floyd,	Mihm,	Stank,
Ruth,	Flynn,	Mills,	Stone,
Silvert,	Glick,	Monroe,	Taylor,
Stiefel,	Guss,	Moran,	Thomas,
Toole,	Hamilton, R. K.,	Muldowney,	Toil,
Weiner,	Harris,	Munley,	Varallo,
Yosko,	Hersch,	Murray, J. J.,	Verona,
	Hoggard,	Musto,	Wallace,
	Jenkins,	Needham,	Walsh,
Adam,	Jim,	Olsen,	Wargo,
Alexander,	Jones, Gran'le E.	Parlante,	Welsh,
Amarando,			



Andrews,  
Bazin,  
Boies,  
Boory,  
Breth,  
Bucchin,  
Capano,

Jones, Paul F.,  
Kamyk,  
Kolankiewicz,  
Kornick,  
Kubacki,  
Lederer,  
Leonard,

Peta,  
Petrosky,  
Pettigrew,  
Pfaff,  
Polaski,  
Polen,

Wheeler,  
White,  
Whitenight,  
Williams,  
Yetzer,  
Zeitz,

The LIEUTENANT-GOVERNOR. S. Edward Hannestad having received a majority of the votes cast is elected Director of the Legislative Reference Bureau.

The Chair appoints the Senator from Delaware, Mr. Watkins, and the Member from Erie, Mr. Polaski, to escort S. Edward Hannestad to the rostrum where the oath of office will be administered to him.

#### OATH OF OFFICE ADMINISTERED TO DIRECTOR OF LEGISLATIVE REFERENCE BUREAU

The oath of office was then administered to the Director-elect of the Legislative Reference Bureau, S. Edward Hannestad by Lieutenant-Governor, Lloyd H. Wood.

The SERGEANT-AT-ARMS OF THE SENATE. Mr. President, the Committee appointed to escort the Governor to the Hall of the House.

Mr. STEVENSON. Mr. President, I have the Honor of presenting His Excellency, John S. Fine, Governor of the Commonwealth of Pennsylvania.

The LIEUTENANT-GOVERNOR. Members of the General Assembly, I have the honor and privilege of presenting His Excellency, John S. Fine, Governor of the Commonwealth of Pennsylvania, who will now address you.

#### ADDRESS OF GOVERNOR JOHN S. FINE

GOVERNOR FINE. Members of the General Assembly:

We are about completing the first two years of this Administration.

These two years have been outstandingly fruitful in benefits to the people of our Commonwealth. Great strides have been made for their betterment, but much remains to be done.

Every phase of public health and welfare and of the social, recreational, industrial, and agricultural well-being of our citizens has been augmented or strengthened in the last two years.

The tremendous strides made in humanitarian phases of State Government have been paralleled by an industrial growth far surpassing any previous expansion. This condition engendered one of the most prosperous two-year periods in the history of the Commonwealth.

Our people's income and their employment have been gratifyingly high. A record number of new businesses and industries have come into the State. Industries already here have greatly expanded. In consequence, Pennsylvania has achieved economic progress far above the national average.

In 1951 and again in 1952, Pennsylvania ranked first in the Nation in expenditures for construction, expansion, and equipment of industrial plants.

Nearly two and one-half billion dollars of new capital investment came into Pennsylvania in 1951. This amount went into 677 new or expanded industries and furnished close to 152,000 new jobs.

Comparable figures for 1952 are not presently available, but for the first nine months of last year some 420 new industries added to Pennsylvania's industrial growth. Just how much money is involved and how many new

jobs have been furnished from this source in 1952 is unavailable at this time.

Pennsylvania is the only State in the Nation with a recent record of new manufacturing plant construction in every one of the 20 major classifications of American industry. It has been and still is the greatest single contributor among the states to national defense.

Our story of industrial growth is unmatched elsewhere in the Nation. It easily eclipses all previous Pennsylvania records.

This most gratifying story in some measure is the result of administrative as well as legislative energy and cooperation in making Pennsylvania bigger and better.

We have been as economically minded as time and the governmental structure we found under an outmoded Constitution permitted. We propose to be even more economically minded during the remainder of our tenure of office. There is much to be done and in so far as the executive branch of your government can accomplish it, it will be done.

I shall shortly submit to you the results and recommendations of two exhaustive studies on proposals for reorganizing and streamlining government with more efficiency and greater economy in view, together with a comprehensive tax study both made by committees I appointed some months ago. I shall commend by appropriate message these studies to your serious consideration, hopefully anticipating that the General Assembly will agree upon such recommendations as appear to be reasonable and desirable for the public welfare.

I propose to detail the financial condition and needs of our State Government in my Budget Message. That will be presented to you when you reconvene, in accordance with your wishes.

Because substantial additional obligations are imposed by existing laws, the paramount problem in this session will be providing additional revenues. Besides these obligations, there undoubtedly will be appropriations in addition to budgetary requests. Complementary to the tax problem will be the necessity for strict and rigid economies.

Providing additional revenue is indeed a harrassing matter. This is particularly so since we are faced with the overwhelming burden of federal taxation. In the federal fiscal year ending June 30th last more than five billions of dollars were collected by the Federal Government from Pennsylvania. This amount represents 29 per cent of all individual income in the State for that year. It exceeds the State taxation in all State funds by nearly four and a half billions.

These facts, together with the extremely high prices people have to meet, point up the difficulties confronting us. Any additional taxation must be kept to the absolute minimum. That was our guiding aim in preparing the Budget. It is going to require our best efforts to find the needed additional revenue in such a way that we do least harm to our economy and to avoid taxing those least able to bear additional taxation.

In this present Message it will be possible for me to only outline in somewhat general terms our accomplishments in these past two years, together with recommendations designed to see that those accomplishments are maintained and that additional benefits may accrue to

our citizens. I expect to elaborate upon some matters in subsequent communications to you.

### PUBLIC HEALTH

Our public health program has made significant gains. It is a record of accomplishment most gratifying to me, because it deals primarily with the human equation served by government.

New health protective services have been inaugurated. Pennsylvania's stream anti-pollution program has given us a cleaner State. Our people are entitled to be healthier and stronger citizens. This condition the Legislature and Executive must constantly strive to improve.

A State Advisory Health Board was appointed by me to improve professional personnel in the Department of Health. That has been done. The Department has been reorganized to a large extent. Selection of professional personnel on merit rather than by political preferment has been established. It is imperative that this be continued. The administrative structure of the Department is being revamped for efficiency and economy of operation. Public health power at Harrisburg has been decentralized. Twenty-one scattered bureaus are being consolidated into four administrative units.

County health departments to be established on the basis of home rule were authorized by action of your last session. Butler County has taken advantage of this authorization. The other counties presently are considering similar establishments. I recommend that the Legislature provide sufficient funds for a grant-in-aid matching program which would help further development of these local health departments.

A new division for control of disease affecting the heart and blood vessels in adults was created. This division has surveyed heart clinic facilities in 350 Pennsylvania hospitals. It is coordinating and supplementing activities in heart disease control throughout the Commonwealth. Radio broadcasts were initiated by the Department to educate the public in heart disease prevention, treatment, and rehabilitation.

Cardiac work evaluation units were encouraged following study of the needs of employable heart disease victims.

Pennsylvania now has 17 rheumatic fever clinics to combat this leading fatal disease among young people from five to nineteen years of age. Presently, this number of clinics seems adequate.

By this coming summer we anticipate a supply of new vaccines and serums in sufficient quantity to combat polio wherever it may arise in the State. These latest-medical research discoveries, it is believed, will be most effective in checking this dreaded disease.

The Country presently is plagued by a shortage of doctors. Fortunately in Pennsylvania this shortage is not currently serious. This is due to the splendid cooperation of the Pennsylvania Medical Society with the State Department of Health, particularly in the placement of physicians in rural areas where they are most needed. In addition, our medical schools have stepped up admissions of potential doctors as far as possible.

Real progress has been made in the fight against cancer. At Philadelphia, the Institute for Cancer Research is conducting one of the major cancer programs in the United States. I commend your continuing support for it, as well as for the tumor clinic program just recently established.

The death rate from tuberculosis was decreased by 25 per cent in Pennsylvania in the past two years. We recently acquired, at a most satisfactorily modest cost, Lankenau Hospital in Philadelphia. This institution is designed to care for tuberculous ill in and around Philadelphia.

Outstanding progress has been made with our school health program, which now reaches into every home in the Commonwealth having children of school age. The same may be said of maternal and child health, the treatment of crippled children, and the rehabilitation of children with cleft palate, which we alone of all the states have established.

This is but a part of the progress report of our State Department of Health. I look upon these accomplishments with great pride. Nevertheless, we are backward in not adequately taking care of alcoholics.

It is our duty to attempt control of alcoholism. We must assist in the rehabilitation of those who have become mentally diseased from alcohol. I recommended to the last session of the Legislature an appropriation of \$150,000 to accomplish this end. The Legislature did not see fit to act favorably upon that recommendation. I will recommend in my Budget Message that this session of the General Assembly approve a substantial sum for this purpose. I shall also submit at a later date legislation designed to extend the State's treatment and care of alcoholics.

Suggestion has been made that the Bureau of Hospitals and the mental health program, now administered by the Department of Welfare, should be transferred to the Department of Health. I urge you to give this suggestion your considered attention.

I also urge that you provide necessary funds for the training of professional and technical public health personnel needed to maintain and expand Pennsylvania's health program.

### DEPARTMENT OF WELFARE

The State Government is meeting far better than ever before the ever-present and serious problem of mental health. Revision and modernization of our mental health laws have aided this situation. New construction already has resulted in increasing patient capacity by nearly 7,500. The improved care and treatment of patients have progressed in some State hospitals to a point where as high as 73 per cent of new admissions of mentally ill cases have been returned home.

Now under construction is the \$9,000,000 Eastern Psychiatric Institute in Philadelphia. Facilities of thirteen existing mental health clinics in the State have been expanded. Two new clinics have been established through grants-in-aid from the Commonwealth supplemented by Federal funds.

The aged, the indigent, the blind, and Pennsylvania's neglected children have been given greater assistance, especially during the past year. We have acted forcefully to protect the aged from exploitation, neglect, and abuse.

The \$14,365,000 you appropriated in the last session is providing needed care for medically indigent persons in 176 hospitals in the State. A few months ago we broke ground for the Mercy-Douglass Hospital in Philadelphia. When completed this project will furnish a State service designed to assist Pennsylvania's negro citizens. It meets a long-felt need.



The State is now providing day care training centers for mentally retarded children. We have in this Administration completed the construction program at Laurelton, Pennhurst, Polk, and Selinsgrove, institutions which are dedicated to assisting mental defectives, delinquent girls, and epileptics. This has been a big step in the right direction.

Before this Administration comes to a close I am hopeful that we will have constructed a new institution similar to Polk, furnishing 1,500 additional beds and services to aid in the State care of mental defectives.

Money has been allocated for this institution. There is grave doubt at this time whether, in view of higher costs of construction, materials, and work, there are presently sufficient funds available for this project.

Meanwhile, the Governor's Committee on Children and Youth, which I appointed to recommend ways in which services to children in Pennsylvania could be improved, advises me a confused situation exists as to child care services.

The County Institution District Law contains such limited powers that some counties make provisions only for those children who must be cared for away from their homes. Amendment is needed to specify the services which all counties should provide for children. Even with this accomplished I doubt its sufficiency. We must, in addition to amendment of the law, encourage every county in the State to exercise these wider powers.

The cost of good county child welfare programs is a tremendously good investment. The State cannot entirely shift this challenging problem to counties unwilling or unable to assume its solution.

#### PUBLIC ASSISTANCE

Another matter close to the hearts and purses of the public is that of public assistance. The fact that there has been a steady decrease in the cost of relief is indeed heartening. I am confident that unless there is a major economic crisis not presently foreseen, the Department of Public Assistance will operate well within its appropriation for the first time since the biennium 1943-45.

During the past two years total dependency has been reduced by 32 per cent. The monthly cost of assistance from State funds has fallen 35 per cent in the same period despite increased assistance allowances given in recognition of the increased cost of living.

At the beginning of this Administration we adopted the two-fold objective of reducing dependency by placing a firm emphasis on the responsibility of people to be self-supporting and of providing for more adequate grants to those having no other means of support.

For many decades support laws have been a forgotten stepchild in the administration of justice. Few States—our own included—have adequate enforcement to enable a wife to obtain support from a deserting husband, or to help children or the aged get necessary funds to maintain a minimum standard of living. Such unfortunate victims go on relief—the taxpayer bears the burden.

To remedy this we instituted a State-wide exhaustive study of all support laws. Preliminary findings, based on actual tests carried on in several key counties, indicate that substantial sums of the taxpayers' money can be saved by a revision of our laws and procedures. Therefore, new legislation effecting these savings will be introduced

at this session of the Legislature. Your approval of this proposed legislation would do much to remedy an unfortunate situation.

#### EDUCATION

I am justifiably proud of our acknowledged advancement in public education in Pennsylvania in the past two years. The last General Assembly, upon my recommendation, appropriated \$409,000,000 for all educational purposes in the Commonwealth. It may be found possible to effect some savings in this field, but we must be cautious and not retrogress in our public education program.

Our children in Pennsylvania must have the very best opportunities to acquire an education adequately to fit them for the hard days ahead.

The last session voted—and I approved—an amount for education almost one-third more than the appropriation for the previous biennium for similar purposes. You will be confronted in this session with the necessity of making even larger appropriations than were made in the last biennium for education. Many of these appropriations already are mandated. At the last session we agreed upon salary increases for teachers. Those increases were needed. I have no doubt you will be requested to make still further increases in salaries for the teaching profession.

I do not—nor will I—begrudge a single penny of State money for the proper advancement of education. But the General Assembly and the Executive must exercise caution in acceding to demands except they be within reason. At the same time we must also bear in mind that our population is increasing and that our school enrollments will be much larger in the coming years. These factors compel more classrooms and more teachers.

In the past two years we initiated one of the most foresighted educational programs in the Country by giving trade and industrial training to some 120,000 persons, including veterans, who came to school for employment adjustment instruction. We started an education center to help those handicapped in speech and hearing. The assistance given through the instrumentality of this center is already surpassing our fondest expectations. It is a most worthy humanitarian project which deserves all possible legislative support.

Legislative action would seem desirable to require approval for the organization of joint school boards at the State and county levels. I believe this action is necessary to remove certain existing impediments to the development of county plans of school board reorganization.

In education, as in other phases of government, we must keep abreast of the times. Our latest informational and recreational media is television. I strongly urge that the Legislature give serious consideration to the possibilities of application of television to educational purposes. I am certain that television will afford a revolutionary development in education.

Some time ago I appointed a Joint Committee on Educational Television for Pennsylvania. This Committee has given earnest study to the question of educational television. Its recommendations, in line with the decision of the Federal Communications Commission reserving four television channels for Pennsylvania for educational use, will be submitted to you at a later date. Also, I propose to go into this subject in more detail in my Budget Message. From time to time I expect to urge legislative ap-

proval on further recommendations as to the needs for public education.

I urge upon the General Assembly study of the problem of annexations of territory from townships to boroughs and cities as it relates to school districts. It is becoming more and more acute with population shifts due to industrial developments.

#### FEPC

In the last session of the Legislature I urged enactment of an FEPC law. Legislative approval was denied this proposal, although it was strictly in accordance with platform pledges of both parties. Since this hesitancy on the part of the Legislature, I have, by executive order, sought elimination of racial discrimination in the Pennsylvania National Guard and State Police. In addition, I established within the Department of Labor and Industry a Committee on Industrial Race Relations. A study by this Committee indicates the imperative need at this time for favorable action in this field of human relations. Eleven states presently have enacted legislation designed to eliminate religious and racial discrimination in the field of employment. Pennsylvania in its greatness as an industrial State should no longer delay enactment of such a measure. I renew my recommendation for the immediate passage of a strong FEPC Act, and implore the members of my Party to react more kindly to it than heretofore.

#### LEGISLATIVE APPORTIONMENT

The General Assembly should no longer seek to evade its responsibility in carrying out a Constitutional mandate requiring the reapportionment of State Senatorial and Representative Districts after a decennial census. The last reapportionment was made in 1921. This session of the General Assembly should recognize its duty and redistrict the legislative districts in the State to remove the glaring inequalities that have arisen because of constant population shifts.

It is clearly the duty of the General Assembly, not only under the mandate of our Constitution but also in keeping with our American principles of representative government, that these inequalities in representation be removed. I urge that this step be taken without delay in accordance with good governmental practices and in support of platform pledges.

#### CONSTITUTIONAL CONVENTION

This Commonwealth needs a new Constitution. Our present Constitution is antiquated; restricts in large part the power of the General Assembly; and fails utterly to take into consideration the vast economic and political changes which have occurred since its adoption in 1873. Our present Constitution was adopted during a period when there was great distrust of legislative bodies. I understand that other state constitutions adopted during this same period have all been abandoned in favor of more modern and enlightened documents eliminating outmoded details and restrictions.

In recent years two different committees of the Pennsylvania Bar Association have recommended adoption of a new Constitution. Both major political platforms in 1950 recommended the calling of a Constitutional Convention to effect revision.

No one with faith in democracy should fear a Constitu-

tional Convention. The people alone will have the final word as to whether they will accept any proposed Constitution.

I strongly urge this session of the General Assembly to provide for the prompt holding of a Constitutional Convention looking toward revision of our 80 year old Constitution.

#### LAW ENFORCEMENT

My Administration has made a conscientious effort, quietly and without fanfare, to enforce the anti-gambling laws. We have encouraged and assisted local officials in enforcement.

The State Police, at my direction, have carried on one of the most extensive campaigns in their history to stop gambling, with good results. However, our procedures against gambling under existing law are often clothed in doubt. A model anti-gambling Act has been prepared by the American Bar Association Commission on Organized Crime, the Council of State Governments, and the Commissioners on Uniform State Laws. This proposal deserves your most serious consideration.

#### STATE EMPLOYES

Those who contribute to the running of the machinery of government—our State employes—are a loyal and deserving group. Since the spiral of the cost of living is still upward I shall ask you in all probability to extend to State employes a ten per cent pay raise to level off as far as possible the increased cost of living.

The present number of State employes is considerably less than in many years. On November 30th last there were 57,765 State employes, about 1,000 less than when I assumed office in January 1951, and far under the all-time record of 97,620 in the late thirties under Governor George Earle.

To protect State employes and our citizens generally we last year outlawed the communist party as a political entity in Pennsylvania. We enacted a Loyalty Oath to prevent possible insidious infiltration of communistic ideas among our public servants. These two actions have brought particularly beneficial results. Pennsylvania's great contribution to the defense of America and freedom generally will not be sabotaged in any way from within. The Administration, in cooperation with national agencies, has effectively stilled subversive activities in the Commonwealth.

A special confidential board was named to screen applicants for State employment. All present employes were carefully checked. A new unit was set up in the State Police to coordinate and cooperate with the Federal Justice Department, the F. B. I., and other states.

Our Justice Department, in its fight to free the schools of communist influences, was rewarded by a decision of the Supreme Court of Pennsylvania stating clearly and definitely that communists may not teach in Pennsylvania's schools.

I will have no hesitancy in asking the General Assembly to legislate the strength necessary to remove communism in any of its activities from the Commonwealth, should the occasion arise.

#### HIGHWAYS

Highways are economic necessities. An industrial and agricultural State as great as Pennsylvania needs an adequate, modern highway system to secure quick access of



products to ready markets. We have such a system. It has advanced tremendously in the past two years. It is projected for still further advancement.

We have a well-balanced program of highway construction. For the 1951-53 biennium we will have spent \$245,456,000, the largest capital construction expenditure for a two-year period in the history of the Department of Highways.

Our State highway system accommodates 92 per cent of the rural traffic in Pennsylvania outside of boroughs and cities.

The increase of traffic, with the resultant acute congestion in and adjacent to our metropolitan and urban areas, has demonstrated conclusively that despite the many accomplishments to date our big job is just beginning.

Presently, demands for State highway improvements are several times greater than the funds available for them. These demands are increasing.

On the basis of pre-Korean War costs, sufficient money appeared to be available to complete this program in the period 1950 to 1961 inclusive. This is an average cost of approximately 124 million dollars per year. Since that time costs of construction, maintenance, and operation have increased alarmingly. The cost of the above program has been re-estimated at an increased cost of 25 per cent, or an additional thirty million dollars per year. This means a revised cost of 154 million dollars per year.

Every possible economy has been practiced in administration, engineering, operating, and maintaining the State highways system. Further savings in appreciable amounts appear improbable at this time.

Traffic on the highways of Pennsylvania has increased from 20 billion, nine hundred million vehicle miles in 1950 to 31 billion vehicle miles in 1951. Although figures are not yet completed for 1952, another increase of approximately four per cent is anticipated. Also truck traffic has almost doubled in recent years.

It still remains the responsibility and the duty of government to provide adequate free highways where feasible. In the face of continued demands for more highway construction, the Legislature must have the courage to provide sufficient funds to finance a necessary program.

#### TURNPIKE

Work is progressing on the extension of the Pennsylvania Turnpike to the New Jersey Line. Lines have been or are being surveyed for the proposed Northeastern Extension of the Turnpike. I am hopeful that this Extension may be built soon, and that it will contribute mightily to alleviating the present economic distress in the northeastern section of our Commonwealth. When completed it should be an inducement to the location of heavy industry in that area, because of its ready access to the northern markets and to the great industrial area along the lower Delaware River.

Intensive effort is being directed to lessening accidents and fatalities on the Turnpike. We are presently pioneering in new safety mechanisms which we anticipate will have a salutary effect in lessening accidents. I propose further augmenting the State Police force available for safety supervision on the Turnpike and the highways of the Commonwealth. We must not only increase our alertness to detect motor violations, but we also must do our utmost to see that the courts impose more severe pen-

alties such as will be a deterrent to speeding and other unsafe driving practices.

#### LABOR

Our record in the past two years in behalf of the millions of Pennsylvanians who labor in our mills, our mines, our factories, our industrial plants, on our farms, and elsewhere, has brought unsolicited commendation from labor leaders. We have achieved in that period a far greater measure of amicability between labor and management in the Commonwealth than has heretofore existed. I am proud of that fact.

In no other state has labor profited so generally and so generously through legislative actions in the past two years. It is a proud chapter of social service accomplishments.

Large increases were made in financial benefits under Workmen's Compensation and Workmen's Unemployment Compensation. A simplified system of labor mediation was set up to aid in settlement of industrial disputes. We greatly improved the program for absorption of displaced persons; laid down extensive plans to rehabilitate small business and industry; and broadened the Occupational Disease Act to bring greater benefits to the many who come under that statute.

We set up a State-wide council to see that those workers who were prematurely pensioned and that those who are so-called over-the-age workers may get profitable re-employment. In the same humanitarian vein, the Bureau of Vocational Rehabilitation achieved success in placing into gainful employment more than 6,800 disabled citizens.

I think you will agree that this is a very necessary though unfortunately widening service the State must give its citizens. To accomplish this more effectively I suggest that the General Assembly give consideration to the need for an over-all rehabilitation center where comprehensive services can be provided. Pennsylvania is too big a State with too great an interest in its handicapped citizens to continue as at present to send many Pennsylvanians to other states for rehabilitation service.

There can be no denial that the working people of Pennsylvania today enjoy more leisure, more protection in their work, more security, and greater remuneration during a period of incapacitation than they have at any other time in the Commonwealth's history.

In the complexity of industry-farm-mercantile-mining-textile field Pennsylvania is now opening a haven of hope to displaced persons, thousands of whom have been given employment to add to the State's productive capacity.

There undoubtedly is room for strengthening and expanding some of the laws beneficial to labor now on our statute books, and I expect to make some suggestions along this line as your session progresses.

#### AGRICULTURE

Pennsylvania's farmers have received many benefits during the past two years. They merited these benefits. Outstanding progress has been made in the control and eradication of livestock and poultry diseases. Provision has been made for a modern research laboratory on diseases of livestock and poultry, to be located at Pennsylvania State College. The first two of a series of additional poultry disease diagnostic laboratories have been established. The incidence of tuberculosis in cattle is at an

all-time record low. Our farmers have been saved many millions of dollars through eradication of plant and insect diseases.

Three new county-wide soil conservation districts have been created. They now total 29 in the State, and include more than 50 per cent of all farms in the Commonwealth.

I believe it is advisable that we give more consideration to the treatment of diseases of animals on the farm. With this in view, I urge the Legislature to take active steps to strengthen our veterinarian facilities, possibly with a view to establishing later a Veterinary School at State College. Such a service will be beneficial to farmers and to consumers. It merits adequate financial support.

#### DELAWARE RIVER DIVERSION

Last year New York City filed a petition with the United States Supreme Court seeking modification of that Court's decree limiting to 440 million gallons a day the quantity of water which New York City may divert from the Delaware watershed for water supply purposes. The petition asks a total diversion of 800 million gallons a day.

Our Justice Department is vigorously opposing this petition. It is apparent to us that the future needs of southeastern Pennsylvania and southern New Jersey will greatly exceed the future needs of New York City for the waters of the Delaware. We have in mind, too, that an adequate water supply is essential for Philadelphia and its suburban communities and for the tremendous expansion of industry in the Morrisville area.

This is a question of paramount importance to Pennsylvania. Because it is I created the Delaware River Water Basin Committee. That Committee is making a comprehensive study of the entire problem, including the question whether approval of the INCODEL Plan—a proposed compact between New York, New Jersey, Delaware, and Pennsylvania—would be in the best interests of Pennsylvania, and particularly of the future development of the Delaware River Valley.

That Committee's report is nearing completion. It will guide me in making recommendations to you on this important matter at a later date.

#### UNIFORM COMMERCIAL CODE

We need to modernize and make uniform State laws regulating commercial transactions. Ten years' work by the National Conference of Commissioners, the American Law Institute, and scores of outstanding Pennsylvania lawyers and practical experts has resulted in a draft of such a measure in the form of a new code. Our Joint State Government Commission, after studying this code, is prepared to recommend it to you for passage. I join in this recommendation.

#### CONSERVATION

The clean streams program has been greatly accelerated and furthered by this Administration. Elimination of the discharge of untreated sewage into the streams of the Commonwealth is being accomplished, largely with the wholehearted cooperation of municipalities involved and the Sanitary Water Board. In some instances several municipalities have banded together to form authorities, and thereby benefit from the economy of large-scale operation. This is a commendable approach to the problem. I am hopeful it will be adopted in other areas of the State.

To make this approach more feasible it may be necessary for the General Assembly to adopt amendments to our present laws governing municipality authorities.

In instances where municipalities or private concerns have refused to cooperate, the matter has been referred to the Department of Justice. Some legal actions have been brought to enforce compliance. I realize that there are municipalities which may not be able to shoulder alone the financial burden of this program. Therefore, in the interest of effecting a total elimination of pollution of our streams the General Assembly should consider providing funds to aid these distressed municipalities in securing adequate treatment of their sewage. I hope to have a more detailed recommendation on this matter to make to you in my Budget Message or at a later date.

This Administration has adopted a policy which prohibits strip mining on any State-owned lands, nullifying such a right given in the past. This I feel is in keeping with good conservation practices.

Of course, if at any time the demands of national defense require the mining of coal under State-owned lands, permission will be given. Every precaution, however, will be taken to keep destruction of our woodlands to a minimum. Provision for the restoration of the surface growth will be made.

With the exception of possible national defense demands, it shall continue to be our policy to prohibit strip mining on State lands unless there is a clear reservation of this right contained in the conveyance to the Commonwealth of such lands.

This has been a partial report on the record of achievements of the first two years of this Administration. It is the kind of report, I believe, you should have so that you may chart your future course based upon the knowledge of what has transpired. Nevertheless, there are many other subjects which should and will be brought to your attention but which could not be encompassed in this address. There is greater detail on some of the matters about which I have spoken. All of this will be available to you at later dates.

I propose later to discuss the subject of further development of the Ports of Philadelphia, Pittsburgh, and Erie. I expect to call to your attention modifications which I construe to be necessary to our State Election Laws. I shall discuss among many things Civilian Defense in my Budget Message. Other recommendations will be incorporated in messages I expect to submit to you from time to time.

I am hopeful that this session will be contained within a reasonable time necessary to perform the duties which face you, and that in the results of your deliberations you will have been guided by what is best for the people, and that such benefits as the Legislature and the Executive can evolve in behalf of the people will redound to the benefit of all.

JOHN S. FINE.

LIEUTENANT-GOVERNOR WOOD. Thank you, Governor Fine, for that very excellent and informative address.

#### JOINT SESSION ADJOURNED

The LIEUTENANT-GOVERNOR. The business for which the joint session was assembled having been completed, the Chair now declares the joint session adjourned.



The Senators will please reassamble in the Senate Chamber.

The SPEAKER (Charles C. Smith) IN THE CHAIR

PROCEEDINGS OF JOINT SESSION PRINTED  
IN JOURNAL

Mr. WESCOTT. Mr. Speaker, I move that the proceedings of the Joint Session of the Senate and House of Representatives, held Tuesday January 6, 1953, be printed in full in this day's Legislative Journal.

The motion was agreed to.

ANNOUNCEMENTS

CHIEF CLERK. Members, after you sign the oath book in Room 144 you will receive your checks.

I would like to call attention to the flowers. I hope the

Members will either take care of them or make some provision through me as to what shall be done with them. Thank you.

The SPEAKER. Has the Minority Leader any further business to present to the House?

Mr. ANDREWS. Mr. Speaker, simply one fact that I desire to call to the attention of the majority. You have already noticed that putting the gentleman from Philadelphia in the Chair has refrigerated that brilliant smile.

ADJOURNMENT

Mrs. MARKLEY. Mr. Speaker, I move that this House do now adjourn until Monday, January 26, 1953 at 4:30 p. m.

The motion was agreed to, and (at 3:50 p. m.) the House adjourned.

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140th of the General Assembly.

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HARRISBURG, PA., MONDAY, JANUARY 26, 1953.

No. 2.

## SENATE

MONDAY, January 26, 1953.

The Senate met at 4:00 o'clock p. m., Eastern Standard Time.

The PRESIDENT (Lieutenant-Governor Lloyd H. Wood) in the Chair.

### PRAYER

The Chaplain, Rev. ROBERT H. STEPHENS, Pastor of Market Square Presbyterian Church, Harrisburg, offered the following prayer:

Let us pray. Eternal God, our Father, before we get down to work we stand to praise Thee, who art great and greatly to be praised. Save us, we beseech Thee, from making this an empty gesture dictated by custom, but rather may we find in it a source of strength according to our need.

Thou knowest the hard task awaiting these Senators, the difficult decisions, the subtle temptations. Remind them that they do not need to face them alone, but that Thou wilt guide them if they will listen. Keep them patient amidst the petty irritations of the day, and the long hours in committee and caucus. May they prove by the work they do and the way they do it that democracy does work. May they defend democracy by demonstrating it here with as much patriotism and honor as thousands of our sons have defended it far away by dying for it with courage and self-sacrifice.

O Lord, bless this Senate as it begins a new term and make it a blessing to the Commonwealth. We pray in Jesus' Name. Amen.

### PARLIAMENTARY INQUIRY

Mr. DENT. Mr. President, I rise to a question of parliamentary inquiry.

The PRESIDENT. The gentleman from Westmoreland, Mr. Dent, will state his question of parliamentary inquiry.

Mr. DENT. Mr. President and Members of the Senate, after we left the Senate Chamber when we recessed at the time of the last meeting, some question arose as to the legality of the performance of the swearing in of the Members of the Senate on this side of the aisle. I would like to ask the President of the Senate if, at this time, we are required to again be sworn in to be properly Members of this Senate Body.

The PRESIDENT. The Chair would like to say, in reply to the question of the Senator from Westmoreland, that since there appears to be some question as to the legality of the administering of the Oaths of Office to the Democratic Senators at the Session on the 6th of January, since

it is in question, if the Minority Floor Leader wishes to have those Members present themselves at the Bar of the Senate to make certain that the oath is legal, the Chair would be pleased to entertain that proposition.

Mr. DENT. Mr. President, I call upon the newly elected Members of the Senate on the Democratic side to again receive the benediction of the Senate and become full-fledged Members.

Mr. President, I might say in passing that the Republicans at that time had a Common Pleas Judge and we, in error, had a Democratic Orphans' Court Judge. So, to make doubly sure this time, we are blessed by having a judge who was elected on both tickets.

The PRESIDENT. The Chair would like to say to the Members of the Senate that the presence of Judge Sohn here is merely coincidental. He was just moving from the courtroom to his chambers, and happened to drop off for a social call.

### ADMINISTRATION OF OATHS OF OFFICE

The PRESIDENT. The newly elected Democratic Senators will now please present themselves at the Bar of the Senate preparatory to being administered the oath of office.

The Chair is pleased to present the Honorable Walter R. Sohn, Judge of the Court of Common Pleas of Dauphin County, who will administer the oath of office to the Democratic Senators. The Chair invites Judge Sohn to the rostrum.

(Oaths of office administered accordingly).

### JOURNAL APPROVED

The PRESIDENT. A quorum of the Senate being present the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. MAHANY and Mr. HARE, further reading was dispensed with, and the Journal was approved.

### LEAVES OF ABSENCE

Mr. WATSON asked and obtained leave of absence for Mr. DIEHM, because of pressing business.

Mr. McCUSKER asked and obtained leave of absence for Mr. KEPHART, due to illness.

Mr. MAHANY asked and obtained leave of absence for Mr. LETZLER, because of pressing business.

### APPOINTMENT OF STANDING COMMITTEES

The PRESIDENT. The President pro tempore has requested the Chair to announce the appointment of the



following Standing Committees of the Senate, which the Clerk will read:

### SENATE COMMITTEES

Standing Committees of the Senate of Pennsylvania  
Session of 1953

#### AGRICULTURE—(17)

Hare—Chairman

Madigan—Vice-Chairman

Messrs. Chapman	McPherson	Camiel
Mallery	Pechan	Leader
Kephart	Kessler	McMenamin
Wade	Harney	Ruth
Mahany	Bane	Taylor, ex-officio

#### APPROPRIATIONS—(23)

Chapman—Chairman

Watson—Vice-Chairman

Messrs. Mallery	Blass	Dent
Wood	Berger	DiSilvestro
Crowe	Mahany	Haluska
Letzler	Wagner	Holland
Snowden	Diehm	Ruth
Stevenson	Wolfe	Stiefel
Walker	Barr	Taylor, ex-officio

#### BANKING—(19)

Kephart—Chairman

Probert—Vice-Chairman

Messrs. Snowden	Peel	Haluska
Stevenson	Fleming	McCreesh
Wade	Diehm	McGinnis
Wagner	Madigan	Stiefel
Wood	Dent	Taylor, ex-officio
Pechan	DiSilvestro	

#### CONSTITUTIONAL CHANGES AND FEDERAL RELATIONS—(17)

McPherson—Chairman

Freed—Vice-Chairman

Messrs. Chapman	Fleming	McCreesh
Crowe	Probert	Silvert
Kephart	McCusker	Stiefel
Blass	Miller	Weiner
Pechan	Leader	Taylor, ex-officio

#### CORPORATIONS—(18)

Mallery—Chairman

Watkins—Vice-Chairman

Messrs. Crowe	Wood	Dent
Snowden	Fleming	McMenamin
Walker	Kessler	Silvert
Kephart	Miller	Stiefel
Watson	Bane	Yosko
	Taylor, ex-officio	

#### EDUCATION—(18)

Wagner—Chairman

Miller—Vice-Chairman

Messrs. Crowe	Watkins	Haluska
Kephart	Kessler	Holland
Letzler	Fleming	Leader
Berger	McCusker	Ruth
Pechan	Bane	Silvert
	Taylor, ex-officio	

#### ELECTIONS—(17)

Peel—Chairman

McCusker—Vice-Chairman

Messrs. Chapman	Watkins	Camiel
Crowe	Fleming	McGinnis
Kephart	Koprivier	Silvert
Mahany	Bane	Toole
Diehm	Barr	Taylor, ex-officio

#### EXECUTIVE NOMINATIONS—(10)

Watson—Chairman

Wolfe—Vice-Chairman

Messrs. Letzler	Harney	Dent
Stevenson	Madigan	Taylor, ex-officio
Wood	Barr	

#### FINANCE—(17)

Wood—Chairman

Diehm—Vice-Chairman

Messrs. Mallery	Hare	Barr
Letzler	Crowe	Dent
Snowden	McPherson	DiSilvestro
Walker	Peel	Lane
Wade	Bane	Taylor, ex-officio

#### FORESTS AND WATERS, GAME AND FISH—(17)

Blass—Chairman

Fleming—Vice-Chairman

Messrs. Crowe	Wolfe	McCreesh
Stevenson	Watkins	McMenamin
Walker	Watson	Ruth
Kephart	Freed	Stiefel
Berger	Koprivier	Taylor, ex-officio

#### HIGHWAYS—(24)

Snowden—Chairman

Kephart—Vice-Chairman

Messrs. Chapman	Blass	Barr
Mallery	Wolfe	DiSilvestro
Crowe	Hare	Holland
Letzler	Watson	Lane
Stevenson	Wood	Leader
Diehm	Peel	McGinnis
Wade	Fleming	Ruth
	Taylor, ex-officio	

#### INSURANCE—(17)

Wade—Chairman

Crowe—Vice-Chairman

Messrs. Blass	Fleming	Haluska
Wagner	Freed	Toole
Watson	Kessler	Weiner
McPherson	Probert	Yosko
Watkins	Camiel	Taylor, ex-officio

#### JUDICIARY GENERAL—(24)

Walker—Chairman

McPherson—Vice-Chairman

Messrs. Mallery	Mahany	Bane
Letzler	Diehm	McMenamin
Snowden	Peel	DiSilvestro
Stevenson	Kessler	McGinnis
Kephart	Probert	Silvert
Berger	Madigan	Yosko
Blass	Harney	Taylor, ex-officio

## LABOR AND INDUSTRY—(17)

Berger—Chairman  
Harney—Vice-Chairman

Messrs. Chapman	McPherson	Haluska
Snowden	Kessler	Holland
Stevenson	McCusker	Lane
Watson	Camiel	Toole
Wood	DiSilvestro	Taylor, ex-officio

## LAW AND ORDER—(17)

Letzler—Chairman  
Kessler—Vice-Chairman

Messrs. Chapman	Watkins	Lane
Mallery	Freed	McCreesh
Wagner	Harney	Toole
Wolfe	Camiel	Yosko
Pechan	Dent	Taylor, ex-officio

## LOCAL GOVERNMENT—(17)

Stevenson—Chairman  
Koprivier—Vice-Chairman

Messrs. Mallery	Fleming	Lane
Walker	Freed	Leader
Hare	Propert	Stiefel
Diehm	Harney	Yosko
Pechan	Barr	Taylor, ex-officio

## MILITARY AFFAIRS AND AERONAUTICS—(17)

Wolfe—Chairman  
Pechan—Vice-Chairman

Messrs. Stevenson	McPherson	Holland
Walker	Peelor	McCreesh
Wade	Watkins	McMenamin
Wagner	Miller	Weiner
Wood	Dent	Taylor, ex-officio

## MINES AND MINING—(17)

Crowe—Chairman  
Peelor—Vice-Chairman

Messrs. Chapman	Mahany	Haluska
Mallery	Wood	Lane
Letzler	Hare	McMenamin
Berger	Bane	Toole
Wolfe	Dent	Taylor, ex-officio

## PUBLIC HEALTH AND WELFARE—(18)

Watkins—Chairman  
Kessler—Vice-Chairman

Messrs. Chapman	Wood	DiSilvestro
Letzler	Pechan	Holland
Blass	Freed	McCreesh
Wagner	Koprivier	McGinnis
Berger	Miller	Weiner
	Taylor, ex-officio	

## REAPPORTIONMENT—(12)

Pechan—Chairman  
Letzler—Vice-Chairman

Messrs. Diehm	Hare	Haluska
Walker	Mahany	Silvert
Kephart	Camiel	Weiner
	Taylor, ex-officio	

## RULES—(9)

Mahany—Chairman

Messrs. Snowden	Wood	Ruth
Berger	Hare	Taylor, ex-officio
Diehm	Dent	

## STATE GOVERNMENT—(17)

Diehm—Chairman  
Pechan—Vice-Chairman

Messrs. Wade	McPherson	Barr
Wagner	Madigan	Toole
Wolfe	Mahany	Weiner
Watson	Leader	Yosko
Blass	McGinnis	Taylor, ex-officio

## NOMINATIONS BY THE GOVERNOR

## NOTARIES PUBLIC

The Secretary to the Governor being introduced, presented in writing from His Excellency, the Governor of the Commonwealth, nominations for appointment as Notaries Public.

## CONSIDERATION OF NOTARIES PUBLIC

Mr. WATSON. Mr. President, I move that the Senate do now proceed to the consideration of nominations for appointment as Notaries Public, sent to the Senate, by His Excellency, the Governor of the Commonwealth, on January 26, 1953.

Mr. WATKINS. Mr. President, I second the motion.

The motion was agreed to.

The nominations were read as follows:

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 26, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Notaries Public, for terms of four years to compute from the dates shown:

To compute from date of confirmation.

## ADAMS COUNTY

E. R. Hoke, Biglerville.

## ALLEGHENY COUNTY

P. W. Banjanin, Pittsburgh, 4215 Fifth Ave. (13).  
Mrs. Elvina Bauer, O'Hara Twp., Sharpsburg.  
John G. Brewer, Pittsburgh, 120 Stanwix St. (22).  
Robert I. Brutout, Etna.  
Ellis G. Cashdollar, Pittsburgh, 5th & Oakland Ave.  
Mrs. Josephine M. Casilio, Pittsburgh, 1821 Fifth Ave. (19).  
Harold J. Coe, Pittsburgh, 708 East St. N. S.  
Miss Nora C. Fitzpatrick, Pittsburgh, 515 S. Aiken Ave.  
Mrs. Miriam S. Fountain, Pittsburgh, 2518 Centre Ave. (19).  
Miss Betty M. Gorman, Pittsburgh, 215 N. Highland Ave.  
Mrs. June D. Grbach, Pittsburgh, 436 Fourth Ave. (19).  
Miss Eugenie Harper, Pittsburgh, 1606 First National Bank Bldg. (22).  
T. Rae Harper, Wilkensburg.  
Joseph R. Hightower, Pittsburgh, 7420 Race St. (8).  
Maurice Kent, Pittsburgh, Rm. 204 Standard Life Bldg. (22).  
Miss Anne R. Malchano, Pittsburgh, 319 Farmers Bank Bldg.  
Irwin W. Newman, Pittsburgh, 411 Flannery Bldg.  
Miss Ruth E. Perner, Bellevue.  
Peter P. Petrunya, Stowe Twp., McKees Rocks.  
Miss C. E. Reith, Pittsburgh, 1015 Farmers Bank Bldg. (22).  
Louis S. Simpson, Pittsburgh, 3817 Baytree St. (14).  
Charles J. Steinmayer, Pittsburgh, 3d Fl., Chamber of Commerce Bldg. (30).  
George Vargo, Jr., Duquesne.  
John F. Will, East Pittsburgh.



Miss Margaret M. Windstein, Pittsburgh, 1103 Standard Life Bldg. (22).

#### BEAVER COUNTY

Mrs. Verna S. Haddox, Beaver.  
Thomas E. Kistler, Rochester.  
O. E. McDowell, Harmony Twp., Ambridge.  
A. Roy Mauk, Ambridge.  
Miss Mildred Milkovich, Midland.  
Michael L. Moldovan, Monaca.  
Mrs. Vera Moyer, Ambridge.

#### BERKS COUNTY

Miss Julia Ann Doerrman, Reading.  
John Klein, Amity Twp., Douglassville.  
Carmen Paolini, Reading.

#### BLAIR COUNTY

Charles A. Auker, Altoona.  
George O. Calbert, Tyrone.  
Mrs. Ardrene B. Ross, Tyrone.  
Mrs. Lois H. Summers, Altoona.  
James H. Swan, Altoona.

#### BRADFORD COUNTY

Miss Jennie M. Baoer, Towanda.

#### BUCKS COUNTY

John Armstrong, Doylestown.

#### BUTLER COUNTY

Mervin L. Knouse, Butler.

#### CAMBRIA COUNTY

Mrs. Philomena J. DelSignore, Johnstown.  
Mrs. Cathryn J. Herrmann, Johnstown.

#### CARBON COUNTY

Norman D. Edinger, Lehighton.  
George F. McDonald, Lansford.  
Mrs. Florence Warner, Weatherly.

#### CENTRE COUNTY

William P. Bell, State College.

#### CLINTON COUNTY

Mrs. R. Elsie Harris, Porter Twp., Lamar.

#### CUMBERLAND COUNTY

Robert E. Graham, Carlisle.  
Miss Jane L. Kelley, Shippensburg.

#### DAUPHIN COUNTY

William R. Baker, Harrisburg.  
C. J. Filippelli, Harrisburg.  
Geo. A. Hepford, Harrisburg.  
Miss Jean L. Richwine, Harrisburg.  
Raymond E. Snyder, Millersburg.  
Lester J. Sutton, Harrisburg.  
Mrs. Thelma G. Van Aken, Swatara Twp., Harrisburg.  
Mrs. Vera A. Voll, Harrisburg.  
O. E. Walker, Harrisburg.  
Samuel W. Ward, East Hanover Twp., R. D. 1, Grantville.  
Warren O. Weaver, Harrisburg.

#### DELAWARE COUNTY

Miss Anne C. Gara, Media.  
Mrs. Gloria E. Jakobowski, Ridley Twp., Holmes.  
Norman G. Kriebel, Chester.  
Miss Alice C. Veitz, Upper Darby Twp., Upper Darby.

#### ERIE COUNTY

Miss Virginia Amendola, Erie.

Rasselas W. Brown, III, Corry.  
Mrs. Rosalba M. King, Millcreek Twp., Erie.  
J. Fred Kinley, Corry.  
Mrs. Marie A. Newcomer, Erie.

#### FAYETTE COUNTY

Mrs. Jayne H. Miller, Henry Clay Twp., Markleysburg.

#### FRANKLIN COUNTY

Lawrence A. Nessel, Chambersburg.

#### INDIANA COUNTY

Mrs. Elizabeth Hileman, Montgomery Twp., Cherry Tree.  
T. C. Hoyt, Jr., Indiana.

#### JEFFERSON COUNTY

Mrs. LuCille V. Scava, Punxsutawney.

#### LACKAWANNA COUNTY

Thomas R. Millen, Scranton.  
Paul Pearl, Scranton.  
Wm. H. Sembrot, Scranton.

#### LANCASTER COUNTY

Chester E. Hume, Lancaster.  
Mrs. Edith M. Odgen, Lancaster.  
Gene K. Renninger, Lancaster.  
Samuel S. Wenger, Lancaster.  
Clyde M. Whitaker, Lancaster.  
Ben D. Witwer, Ephrata.

#### LAWRENCE COUNTY

Miss Phoebe Doher, New Castle.  
H. M. McQuiston, North Beaver Twp., New Castle.  
Francis T. Sargent, New Castle.  
Miss Eleanor M. Ubry, New Castle.

#### LEHIGH COUNTY

Francis H. Gehman, Emmaus.

#### LUZERNE COUNTY

Wm. P. Gunster, Luzerne.  
Herbert I. Mars, Nanticoke.  
Mrs. Barbara H. Oliver, Dallas.

#### LYCOMING COUNTY

Harry J. Heckman, Williamsport.  
A. D. Pfeiffer, Williamsport.  
R. A. Berkon, Wheatland.  
William G. Porter, Mercer.  
Geo. Hardy Rowley, Greenville.

#### MONTGOMERY COUNTY

Roland J. Christy, Cheltenham Twp., Melrose Park, Philadelphia (26).  
Mrs. Kathleen M. Confoy, Lower Merion Twp., Ardmore.  
W. J. Jobling, Abington Twp., Abington.  
C. Linford Richard, Lower Pottsgrove Twp., Pottstown.  
Victor J. Roberts, Pottstown.  
Arthur C. Schurr, East Norriton Twp., Norristown.  
Mrs. Abbie W. Whitman, Whitmarsh Twp., Plymouth Meeting.

#### NORTHAMPTON COUNTY

Paul M. Hagenbuch, Williams Twp., Easton.  
Miss Mary T. O'Reilly, Bethlehem.

#### NORTHUMBERLAND COUNTY

Mrs. Caroline T. Krieger, Shamokin.  
J. W. Worrall, Shamokin.

## PHILADELPHIA COUNTY

Samuel M. Alper, 1229 N. Broad St. (22).  
 Sidney M. Baer, Rm. 400, 318 Walnut St. (7).  
 Miss Miriam R. Bohrer, 2642 N. 5th St. (33).  
 Miss Florence M. Boyd, Rm. 505, 1500 Walnut St. (2).  
 N. V. Braceland, 3417 Spruce St. (4).  
 Harry I. Cohen, 867 N. 7th St. (23).  
 Leonard M. Cohen, 2000 S. 71st St. (43).  
 Miss Cesira Di Berardino, 6327 Vine St. (39).  
 John J. Dolan, 5435 Chester Ave. (43).  
 Samuel Ellis, Jr., 1505 Race St., Schaff Bldg.  
 Mrs. Winifred A. Fayant, 1300 N. Broad St. (21).  
 Miss Mary K. Fishbourne, 1734 Lincoln-Liberty Bldg.  
 Harry E. Gastrock, 11861 Sustleton Ave., Comerton, Philadelphia.  
 Miss Jeanne E. Goldsby, 1402 Market St. Nat'l Bank Bldg. (7).  
 Miss Bernice Goodman, 2115 Land Title Bldg. (10).  
 Frank E. Hahn, Jr., 1418 Packard Bldg. (2).  
 Melvin F. Hess, 3713 Germantown Ave. (40).  
 Miss Martha G. Horner, 1429 N. 15th St. (21).  
 John J. Kearney, Rm. 400, The Pennsylvania Bldg., 1500 Chestnut St.  
 Max C. Klayman, 265 S. 21st St. (3).  
 Louis R. Limpens, 177 W. Annsbury St., Phila.  
 Edward B. Maguire, 7905 Cedarbrook St. (19).  
 Mrs. M. Eleanor Marley, 1665 Harrison St. (24).  
 Miss Mary E. Misorech, Osteopathic Hosp. of Phila.  
 Miss Mary R. Nico, 5717 Germantown Ave. (44).  
 Mrs. Margaret Otero, 210 E. Eleanor Street.  
 Albert G. Purchase, Jr., 35 E. Poplar St. (23).  
 E. S. Rolle, 723 Bankers Securities Bldg. (7).  
 William R. Rueter, 3524 North 17th St. (40).  
 Samuel Sagan, 223 South 60th St. (39).  
 Alfred F. Schaefer, 18 W. Cheltenham Ave. (44).  
 Miss Marie Schramm, 2829 Ridge Ave. (21).  
 Herbert F. Sharp, 145 North 15th St. (2).  
 Sidney H. Shulman, 5902 Market St. (39).  
 Mrs. Ethel Hart Thornton, 1321 Arch St. Rm. 404 (7).  
 Isadore Trachtman, 4525 N. Broad St. (40).  
 Michael A. Usewicz, 3157 Aramingo Ave. (34).  
 Mrs. E. White, 7240 Torresdale Ave. (35).  
 Joseph N. Williams, 1527 W. York St. (32).  
 Alvin Wolf, 892 North 6th St. (23).  
 Mrs. Odelaide M. Wood, 345 South 13th St. (7).

## SCHUYLKILL COUNTY

Mrs. Marguerite T. R. Trautman, Pottsville.

## SOMERSET COUNTY

Miss Rose Mary Davis, Somerset.  
 Russell L. Sann, Confluence.

## SUSQUEHANNA COUNTY

O. H. Truhn, Susquehanna Depot, Susquehanna.  
 Mrs. Margaret P. Wescott, Susquehanna Depot, Susquehanna.

## WARREN COUNTY

Ernest C. Miller, Warren.

## WASHINGTON COUNTY

E. Denny Brown, Washington.  
 E. M. Clark, Jr., Washington.  
 Joseph N. DiCio, Canonsburg.  
 Miss Garnett Sumney, Washington.

## WESTMORELAND COUNTY

Mrs. Flora S. Constrini, Vandergrift.  
 J. E. Hartmann, Irwin.  
 H. Robert Hostetler, Latrobe.  
 Miss Georgia E. Scott, Vandergrift.  
 William S. Shepler, Latrobe.  
 U. C. Weidner, New Kensington.

## YORK COUNTY

Miss Jean G. Alwine, York.  
 Mrs. Dorcas K. Brothers, York.  
 Miss Rae-Ellen Helf, York.  
 Frank L. Jarrell, Springettsbury Twp., York.  
 Jein B. Mummert, York.  
 John L. Snyder, York.

To compute from the dates set opposite their names

## ALLEGHENY COUNTY

Joseph E. Fey, Duquesne, 1-26-53.

## BEAVER COUNTY

Harry H. Blackwood, Beaver Falls, 1-26-53.

## ALLEGHENY COUNTY

Miss Sara Jane Bour, Pittsburgh, 5628 Margaretta St., 1-27-53.  
 Miss M. Buckley, Pittsburgh, 429 Fourth Ave., 1-27-53.  
 Miss Jeannette Burkhardt, Wilkinsburg, 1-27-53.  
 Mrs. E. M. Davis, Stowe Twp., McKees Rocks, 1-27-53.  
 Miss Margaret Weigand, Pittsburgh, 2250 Oliver Bldg. (22), 1-27-53.

## BEAVER COUNTY

Miss Josephine Lutz, Beaver Falls, 1-27-53.

## BLAIR COUNTY

John R. Bassler, Roaring Spring, 1-27-53.

## CAMBRIA COUNTY

Mrs. Margaret Schmidt, Johnstown, 1-27-53.  
 Paul D. Washington, Cresson, 1-27-53.

## CLARION COUNTY

Ellis L. Hatfield, Washington Twp., Newmansville, 1-27-53.

## DAUPHIN COUNTY

Charles B. Fishel, Harrisburg, 1-27-53.  
 Miss Miriam S. Pressel, Harrisburg, 1-27-53.

## DELAWARE COUNTY

Miss Clarissa U. Ward, Chester, 1-27-53.

## ERIE COUNTY

W. Everett Benson, Erie, 1-27-53.

## INDIANA COUNTY

S. J. Orange, Indiana, 1-27-53.

## LACKAWANNA COUNTY

Robert A. Furiosi, Scranton, 1-27-53.

## LAWRENCE COUNTY

Mrs. Pauline V. Isaac, North Beaver Twp., Mahoningtown, 1-27-53.

## LUZERNE COUNTY

Jerome W. Daylida, Wilkes-Barre, 1-27-53.

## MERCER COUNTY

Royal J. Morrison, Stoneboro, 1-27-53.

## NORTHAMPTON COUNTY

Mrs. Miriam I. Whiting, Easton, 1-27-53.

## NORTHUMBERLAND COUNTY

Mrs. Florine M. Myers, Shamokin, 1-27-53.  
 Miss Anna Surak, Shamokin, 1-27-53.



## PHILADELPHIA COUNTY

Miss Nora D. Benson, 6th Fl., 322 Walnut Street (6), 1-27-53.  
 B. P. Collins, 135 S. Broad St., 1-27-53.  
 Thomas Descano, 1401 S. Broad St., 1-27-53.  
 Miss Ida Di Berardino, 1835 S. Broad St., 1-27-53.  
 Harold Goodman, 4th Flr., Belber Bldg. (3), 1-27-53.  
 Mrs. Daisy J. Hill, 14 N. Conestoga St., 1-27-53.  
 Jules Hopman, 6334 Stenton Ave., 1-27-53.  
 Miss Anna Levin, 805 Land Title Bldg., 1-27-53.  
 Henry H. Ostroff, 2728 W. Girard Ave., 1-27-53.

## SCHUYLKILL COUNTY

Charles R. Kaufman, Gordon, 1-27-53.

## VENANGO COUNTY

Miss Genevieve Snyder, Oil City, 1-27-53.

## WASHINGTON COUNTY

C. O. Ashbaugh, Washington, 1-27-53.  
 Miss Emma E. Mesher, Donora, 1-27-53.

## WESTMORELAND COUNTY

Miss Hilda C. Dahlem, Greensburg, 1-27-53.  
 Mrs. Elizabeth D. McCabe, Greensburg, 1-27-53.  
 John N. Stofan, Monessen, 1-27-53.

## WYOMING COUNTY

Miss Katharine Reynolds, Nicholson, 1-27-53.

## PHILADELPHIA COUNTY

Harold J. Craig, 4231 N. 5th St., 1-28-53.

## LANCASTER COUNTY

Mrs. Evelyn J. Smithson, Lancaster, 1-29-53.

## PHILADELPHIA COUNTY

Mrs. Florence Haldeman, 4644 N. Broad St., 1-29-53.

## ADAMS COUNTY

Harry M. Fasick, York Springs, 1-31-53

## ALLEGHENY COUNTY

Michael Enz, Reserve Twp., 1970 W. Beckert Ave., Pittsburgh, 1-31-53.  
 Miss M. D. Vilsack, Pittsburgh, 5870 Baum Blvd. (6), 1-31-53.  
 Mrs. Mary D. Weber, Pittsburgh, 939 Norwich Ave. (26), 1-31-53.

## BEAVER COUNTY

John E. Stettler, Ambridge, 1-31-53.

## BLAIR COUNTY

Mrs. N. M. Chamberlain, Tyrone, 1-31-53.

## CUMBERLAND COUNTY

Kenneth W. Hess, Carlisle, 1-31-53.

## LANCASTER COUNTY

Miss Susan E. Miller, West Donegal Twp., Elizabethtown, 1-31-53.

## LUZERNE COUNTY

Mrs. Emma H. Gicking, Hazleton, 1-31-53.

## McKEAN COUNTY

Griffith A. Herold, Bradford, 1-31-53.

## MONTGOMERY COUNTY

John H. Koegler, Lower Merion Twp., Bala-Cynwyd, 1-31-53.

## PHILADELPHIA COUNTY

Mrs. Mildred F. Cunningham, 123 S. Broad St. (9), 1-31-53.  
 Howard E. Kirk, 5358 Woodland Ave. (43), 1-31-53.  
 Mrs. Ida L. B. Ravetz, 2412 N. 29th St. (7), 1-31-53.  
 Charles Rockman, 1203 Market St. Nat'l Bank Bldg. (7), 1-31-53.

## VENANGO COUNTY

Miss Myrtle Fulmer, Franklin, 1-31-53.

## ADAMS COUNTY

Wilbur F. Sites, Gettysburg, 2-1-53.

## ALLEGHENY COUNTY

Mrs. Helen S. Baer, Dormont, 2-1-53.  
 Lawrence Barnett, Pittsburgh, 401 Grant St., 2-1-53.  
 A. W. Bernthaler, Pittsburgh, 818 Brownsville Rd. (10), 2-1-53.  
 Mrs. Grayce E. Brice, Crafton, 2-1-53.  
 Ed. Buechel, Pittsburgh, 258-B Gross St. (24), 2-1-53.  
 John A. Collins, Pittsburgh, 4723 2d Ave., 2-1-53.  
 James A. Davis, Pittsburgh, 618 Beltzhoover Ave. (10), 2-1-53.  
 Elmer P. Erkel, McKeesport, 2-1-53.  
 Russell B. Eshman, Swissvale, 2-1-53.  
 James K. Everhart, Jr., Richland Twp., Gibsonia, 2-1-53.  
 John J. Gibbons, Liberty, McKeesport, 2-1-53.  
 Miss Hazel Gratz, Pittsburgh, 273 Gross St., 2-1-53.  
 Mrs. Alice M. Harshaw, Pittsburgh, 527 Fifth Ave., 2-1-53.  
 Miss Charlotte Helferty, Pittsburgh, 223 4th Ave., 2-1-53.  
 Ernest H. Hofacker, Coraopolis, 2-1-53.  
 John Hunter, Turtle Creek, 2-1-53.  
 Mrs. Margaret A. Johnson, Pittsburgh, 707 Grant Bldg. (19), 2-1-53.  
 Miss Anna M. Kall, Turtle Creek, 2-1-53.  
 Miss Ruth B. Kost, Pittsburgh, 1005 Liberty Ave. (22), 2-1-53.  
 Miss Anna E. Kunak, Pittsburgh, 1601 Law & Finance Bldg. (19), 2-1-53.  
 Carl C. Lacher, Pittsburgh, 129 S. Highland Ave. (6), 2-1-53.  
 Victor M. Lalli, East Pittsburgh, 2-1-53.  
 Mrs. Helen T. Laylock, Wilkinsburg, 2-1-53.  
 Arthur F. Mahoney, Pittsburgh, 5200 Butler St. (1), 2-1-53.  
 Miss Elsie J. Needles, Pittsburgh, 141 Gulf Bldg. (19), 2-1-53.  
 Norman R. Ohl, Edgewood, Pgh., 2-1-53.  
 Elliott R. L. Palm, Mount Lebanon Twp., Mount Lebanon, 2-1-53.  
 Jacob L. Phillips, Pittsburgh, 6319 Station Street, 2-1-53.  
 Miss Frances E. Reichman, Pittsburgh, 429 Fourth Ave., 2-1-53.  
 Eugene A. Reilly, Pittsburgh, 535 Smithfield St., 2-1-53.  
 Mrs. M. A. Riesmeyer, Pittsburgh, 417 Grant Street, 2-1-53.  
 J. P. Ritchey, Pittsburgh, 517 Tripoli St., 2-1-53.  
 F. D. Roberts, Pittsburgh, 3626 Gulf Building, 2-1-53.  
 Mrs. Alice Salzmman, Pittsburgh, 4017-31 Liberty Ave., 2-1-53.  
 Walter J. Scott, Pittsburgh, 3310 Penn Avenue, 2-1-53.  
 Mrs. Ruth E. Sullivan, Braddock, 2-1-53.  
 Stanley J. Szurszewski, Wilkinsburg, 2-1-53.  
 W. M. Thomas, Pittsburgh, 6334 Monitor Street, 2-1-53.  
 E. O. Wilson, Dormont, Pgh., 2-1-53.

## ARMSTRONG COUNTY

Mrs. Mina Connell, Cowanshannock Twp., Yatesboro, 2-1-53.  
 Daryl D. Miller, Sr., East Franklin Twp., Kittanning, 2-1-53.

## BEAVER COUNTY

Mrs. Betty R. Thomas, Rochester, 2-1-53.

## BEDFORD COUNTY

Mrs. Virginia H. Colvin, Bedford, 2-1-53.

## BERKS COUNTY

George H. Balthaser, Sinking Spring, 2-1-53.  
 Mrs. Anna M. Blew, Reading, 2-1-53.  
 Mrs. E. Kathryn Ebersole, West Reading, Reading, 2-1-53.  
 Mrs. Dorothy J. Hegarty, Reading, 2-1-53.  
 Robert S. Knoll, Wernersville, 2-1-53.  
 Mrs. Catherine Mazur, Reading, 2-1-53.  
 Miss Helen M. Reich, Reading, 2-1-53.  
 Reuben H. Rhoads, Reading, 2-1-53.  
 Elmer Schofer, Topton, 2-1-53.  
 Chauncey S. Strauss, Reading, 2-1-53.  
 Mrs. Margaret A. Weidman, Reading, 2-1-53.

## BLAIR COUNTY

Paul E. Beaver, Altoona, 2-1-53.  
 Mrs. Verna E. Beegle, Hollidaysburg, 2-1-53.  
 Mrs. Catharine R. Jones, Altoona, 2-1-53.  
 Joseph S. Martin, Altoona, 2-1-53.  
 John W. Newlin, Tyrone, 2-1-53.  
 R. R. Rossman, Altoona, 2-1-53.

## BRADFORD COUNTY

Miss Edith Reed, Troy, 2-1-53.

## BUCKS COUNTY

John A. Collins, Falls Twp., Morrisville, 2-1-53.  
 Mrs. Marian W. Harrar, Doylestown, 2-1-53.

## BUTLER COUNTY

Frederick R. Hohman, Butler Twp., Butler, 2-1-53.  
 Mrs. Dorothy B. Kottraba, Butler, 2-1-53.  
 Mrs. Mildred Langland, Butler, 2-1-53.  
 Miss Agnes N. Miller, Butler, 2-1-53.

## CAMBRIA COUNTY

Charles Johns, Johnstown, 2-1-53.  
 Mrs. Mildred L. Lintz, Ebensburg, 2-1-53.  
 Edgar W. Matthews, Johnstown, 2-1-53.  
 Ray I. Messenger, Johnstown, 2-1-53.

## CHESTER COUNTY

Mrs. Marian A. Chase, Downingtown, 2-1-53.  
 Mrs. Margaret Dacey, Coatesville, 2-1-53.  
 Harvey W. Witwer, Elverson, 2-1-53.

## CLARION COUNTY

Fred J. Caligiuri, Knox, 2-1-53.  
 F. Rea Johnston, Clarion, 2-1-53.  
 Rollin LaRue Snyder, Shippensburg, 2-1-53.

## CLEARFIELD COUNTY

Mrs. Elizabeth A. Ruffner, Bigler Twp., Madera, 2-1-53.

## COLUMBIA COUNTY

Miss Miriam A. Drescher, Berwick, 2-1-53.  
 Miss Ruth Monroe, Berwick, 2-1-53.

## CRAWFORD COUNTY

Mrs. Evelyn W. Dickie, Meadville, 2-1-53.

## CUMBERLAND COUNTY

Francis R. Arnold, Camp Hill, 2-1-53.  
 Robert M. Becker, Mechanicsburg, 2-1-53.  
 Glenn G. Clemence, Camp Hill, 2-1-53.  
 A. R. Hernley, Camp Hill, 2-1-53.  
 Mrs. D. Maxine Phillipy, Carlisle, 2-1-53.

## DAUPHIN COUNTY

Mrs. Lillian Allen, Harrisburg, 2-1-53.

Paul N. Garrett, Harrisburg, 2-1-53.  
 Mrs. Evelyn D. Hollar, Harrisburg, 2-1-53.  
 R. W. Kemmerer, Harrisburg, 2-1-53.  
 Miss Evelyn M. Leswing, Harrisburg, 2-1-53.  
 Luigi M. R. Mandes, Derry Twp., Hershey, 2-1-53.  
 A. Russell Metzger, Middletown, 2-1-53.  
 John A. Novinger, Millersburg, 2-1-53.  
 Guy F. Shaffer, Harrisburg, 2-1-53.  
 R. L. Shaffer, Harrisburg, 2-1-53.  
 Paul G. Smith, Jr., Harrisburg, 2-1-53.  
 Claude S. Spangler, Middletown, 2-1-53.  
 Paul L. Walmer, Penbrook, Harrisburg, 2-1-53.  
 Mrs. Virginia O. Watkins, Harrisburg, 2-1-53.

## DELAWARE COUNTY

E. N. Bibb, Marcus Hook, 2-1-53.  
 Warren H. Guy, Marcus Hook, 2-1-53.  
 Mrs. Emily F. Jones, Chester, 2-1-53.  
 Frank J. Nash, Jr., Sharon Hill, 2-1-53.  
 Mrs. Madeline S. Orton, Upper Darby Twp., Upper Darby, 2-1-53.  
 Miss Muriel Pinnock, Chester, 2-1-53.

## ELK COUNTY

Edward J. Blatt, Ridgway, 2-1-53.

## ERIE COUNTY

Paul T. Allen, Erie, 2-1-53.  
 Joseph D. Benedik, Girard, 2-1-53.  
 Roger M. Brown, Corry, 2-1-53.  
 William R. Harris, Albion, 2-1-53.  
 Benjamin F. Kimmel, Erie, 2-1-53.  
 Mrs. Helen S. Long, Erie, 2-1-53.  
 Miss Mildred E. Nash, North East, 2-1-53.  
 Mrs. Dorothy T. Petrillo, Erie, 2-1-53.  
 Harold H. Schultz, Erie, 2-1-53.  
 Miss Pearl Stitzinger, Millcreek Twp., Erie, 2-1-53.

## FAYETTE COUNTY

Jerome M. Axelrad, Uniontown, 2-1-53.  
 Miss Jean Battaglini, Brownsville, 2-1-53.  
 Miss Beth A. Clifford, Unitown, 2-1-53.  
 M. R. Kuhns, Brownsville, 2-1-53.  
 Mrs. Margaret E. Tirpak, Uniontown, 2-1-53.

## FRANKLIN COUNTY

Luther N. Martin, Washington Twp., Blue Ridge Summit, 2-1-53.

## INDIANA COUNTY

Waid H. Nevins, Homer City, 2-1-53.  
 Charles S. Graff, Blairsville, 2-1-53.

## JEFFERSON COUNTY

Gerald B. Carrier, Punxsutawney, 2-1-53.

## LACKAWANNA COUNTY

Roy T. Johnson, Dunmore, 2-1-53.  
 Joseph G. Keating, Scranton, 2-1-53.  
 Miss Mary A. Maloney, Scranton, 2-1-53.  
 Louis J. Marianelli, Old Forge, 2-1-53.  
 Michael Onze, Olyphant, 2-1-53.  
 Mrs. Stella Perri, Carbondale, 2-1-53.  
 Philip Schwartz, Old Forge, 2-1-53.  
 Miss Josephine Scrimalli, Dunmore, 2-1-53.

## LANCASTER COUNTY

Jerome H. Brubaker, Manheim, 2-1-53.  
 Miss Elizabeth C. Dysinger, Lancaster, 2-1-53.  
 Lester B. Fiester, Lancaster, 2-1-53.  
 Robert F. Gold, East Hempfield Twp., R. D. 1, Lancaster, 2-1-53.  
 N. M. Groff, Ephrata, 2-1-53.  
 Mrs. Anna M. Heller, Manheim Twp., Lancaster, 2-1-53.  
 Miss Ethel M. Landis, Lancaster, 2-1-53.  
 Miss Germaine C. Lichty, Lancaster, 2-1-53.  
 Mrs. Ellen S. Manning, Lancaster, 2-1-53.



H. E. Musser, Ephrata Twp., Lincoln, 2-1-53.  
 Mrs. Catherine E. Shank, Lancaster, 2-1-53.  
 Mrs. Doris J. Wenger, Manor Twp., Lancaster, 2-1-53.  
 Donald R. Witwer, Ephrata, 2-1-53.

#### LAWRENCE COUNTY

Mrs. Helen W. Adams, New Castle, 2-1-53.

#### LEBANON COUNTY

James G. Shaak, Lebanon, 2-1-53.  
 Miss Mabel I. Yingst, Lebanon, 2-1-53.  
 Miss Joyce E. Olewine, Allentown, 2-1-53.  
 Julius H. Sonnenfeld, Bethlehem, 2-1-53.  
 Miss Elizabeth J. Woodring, Allentown, 2-1-53.

#### LUZERNE COUNTY

Mrs. Veronica D. Buns, West Hazleton, 2-1-53.  
 Peter Caprari, West Pittston, 2-1-53.

#### LUZERNE COUNTY

Miss Edith M. Davis, Hazleton, 2-1-53.  
 Michael J. Farrell, Wilkes-Barre, 2-1-53.  
 Mrs. Pauline C. Frushon, Exeter, Pittston, 2-1-53.  
 Miss Florence McCaffrey, Wilkes-Barre, 2-1-53.

#### LYCOMING COUNTY

Z. Leslie Hoover, Montoursville, 2-1-53.  
 Lee A. Smith, Jersey Shore, 2-1-53.  
 B. A. Weaver, Williamsport, 2-1-53.

#### McKEAN COUNTY

Lewis E. Hullihen, Bradford, 2-1-53.  
 Francis J. O'Hearn, Bradford, 2-1-53.

#### MERCER COUNTY

Albert Betchie, Sharon, 2-1-53.

#### MIFFLIN COUNTY

Herbert T. Wylde, Lewistown, 2-1-53.

#### MONTGOMERY COUNTY

Miss Joanne Bell, Norristown, 2-1-53.  
 Arthur R. Carlson, Jenkintown, 2-1-53.  
 Mrs. Mary Cathrine Gilbert, Pottstown, 2-1-53.  
 Arthur C. Lewis, Lower Merion Twp., Bala Cynwyd, 2-1-53.  
 Sidney Sacks, Norristown, 2-1-53.  
 Robert E. Synnestvedt, Bryn Athyn, 2-1-53.  
 John B. Thomas, Lansdale, 2-1-53.  
 Mrs. Florence V. Wagner, Lower Providence, Twp., Collegeville, 2-1-53.  
 Mrs. Dorothy G. Wilson, Lower Merion Twp., Bala-Cynwyd, 2-1-53.

#### MONTOUR COUNTY

Sam M. Jacobs, Danville, 2-1-53.

#### NORTHAMPTON COUNTY

A. R. Fink, Bethlehem, 2-1-53.  
 Miss Frances H. Hess, Bethlehem, 2-1-53.  
 Chas. A. Kromer, Bethlehem, 2-1-53.  
 F. M. Quay, Bethlehem, 2-1-53.  
 Mrs. Marian E. Rasely, Wilson, Easton, 2-1-53.  
 Roger C. Rohn, Bethlehem, 2-1-53.

#### NORTHUMBERLAND COUNTY

Robert W. Mantz, Sunbury, 2-1-53.  
 Frank S. Moser, Shamokin, 2-1-53.  
 Mrs. F. Mabel Moyer, Milton, 2-1-53.  
 Clinton M. Raker, Point Twp., Northumberland, 2-1-53.  
 Mrs. Florence A. Ward, Sunbury, 2-1-53.

#### PERRY COUNTY

Lynn A. Thompson, Newport, 2-1-53.

#### PHILADELPHIA COUNTY

Mrs. Helen S. Armitage, 211 Kenilworth Ave. (20), 2-1-53.  
 Frank Auerbach, 1037 E. Philellena St. (19), 2-1-53.  
 Mrs. C. Jean Bach, 5224, Narwood Rd., 2-1-53.  
 Albert K. Barnes, 21 South 5th St., 2-1-53.  
 Mrs. Sara M. Barrett, 2503 Lombard St., 2-1-53.  
 Leonard W. Bauer, 7247 Ogontz Ave., 2-1-53.  
 Floyd L. Belsito, 104 Bourse Bldg., 2-1-53.  
 Charles R. Boileau, 100 S. Broad St., 2-1-53.  
 Mrs. Rose M. Bongiovanni, 8109 Germantown Ave., (18), 2-1-53.  
 Miss Josephine L. Capitolo, 1622 Chestnut St., 2-1-53.  
 Morris S. Cooperman, 4711-13 Rising Sun Ave., (20), 2-1-53.  
 Paul J. Culkin, 600 N. Broad St., 2-1-53.  
 Spencer B. Downing, 230 S. 30th St., 2-1-53.  
 Edward W. Frank, 5313 Oxford Avenue, 2-1-53.  
 Melvin H. Fried, 309 S. 22d St., (3), 2-1-53.  
 Nathan Friedman, 5922 Market St., 2-1-53.  
 Wm. Friedman, 2161 N. 6th St. (22), 2-1-53.  
 John J. Gardiner, 416 Harrison Bldg., 2-1-53.  
 M. R. Ginsley, 1904, Lincoln-Liberty Bldg., 2-1-53.  
 H. R. Hoffman, 854 N. Broad St., 2-1-53.  
 William E. Holloway, 1902 W. Girard Ave. (30), 2-1-53.  
 Frederic F. Johnson, 31 E. Montana St. (19), 2-1-53.  
 J. H. Kidder, 456 Public Ledger Bldg., 2-1-53.  
 David Kline, 1703 N. 15th St. (21), 2-1-53.  
 Miss Irene L. Kocher, 5521 Germantown Ave. (44), 2-1-53.  
 Miss Cornelia E. Kruchen, 401 N. Broad St. (8), 2-1-53.  
 Miss Anne M. Lavin, Rm. 808, 121 S. Broad St., 2-1-53.  
 George B. Lucke, NWc Broad & Chestnut Sts., 2-1-53.  
 James W. MacDonnell, 7539 Mayland Street, 2-1-53.  
 Miss R. K. Murtha, 2617 Fidelity-Phila. Trust Bldg. (9), 2-1-53.  
 H. D. Pindell, 218 W. Pomona St. (44), 2-1-53.  
 Roland L. Porreca, 1732 S. Broad St. (45), 2-1-53.  
 Harry L. Pyle, Parkway at Fairmount Ave., 2-1-53.  
 William Rarich, 911-914 Western Saving Fund Bldg. (7), 2-1-53.  
 David E. Rattin, 914 City Centre Bldg. (7), 2-1-53.  
 Charles E. Rueter, 8006 Frankford Ave. (36), 2-1-53.  
 Mrs. Muriel A. Sandler, 1020 Lewis Tower Bldg., 2-1-53.  
 Louis Scaramazza, 1410 S. 13th St. (47), 2-1-53.  
 Lewis Shoap, 5816 Lansdowne Ave. (31), 2-1-53.  
 Wm. Sigafos, 777 Schuylkill Ave. (46), 2-1-53.  
 Hyman M. Silver, 4023 W. Girard Ave. (4), 2-1-53.  
 Samuel Silverman, 400 N. Broad St. (1), 2-1-53.  
 James C. Sincox, 211 W. Linton St. (20), 2-1-53.  
 Miss Miriam F. Simons, 13th Flr., N.W. Ayer Bldg., 2-1-53.  
 Mrs. Mary H. Snyder, 1418 Land Title Bldg., 2-1-53.  
 Albert E. Spencer, 5228 Chestnut St. (39), 2-1-53.  
 John Stanojev Jr., 219 W. Girard Ave. (23), 2-1-53.  
 John A. Stuckert, 1305 W. Venango St. (40), 2-1-53.  
 Howard Taylor, 1930 E. Cottman Ave. (11), 2-1-53.  
 Walter E. Vearling, 2642 N. 5th St. (33), 2-1-53.  
 David E. Weisman, 1915 Chew Street (41), 2-1-53.  
 George W. West, 4703 Disston St. (35), 2-1-53.  
 Hugo A. Zaccaria, 2011 S. 22d Street (45), 2-1-53.

#### POTTER COUNTY

M. W. Van Bergen, Coudersport, 2-1-53.  
 Mrs. Maureen L. Brewer, Coudersport, 2-1-53.

#### SCHUYLKILL COUNTY

Miss Kathryn Russell, Tamaqua, 2-1-53.

#### SUSQUEHANNA COUNTY

Mrs. Estelle E. Lewis, Montrose, 2-1-53.

#### VENANGO COUNTY

H. C. Check, Franklin, 2-1-53.  
 Don J. Packer, Franklin, 2-1-53.

## WARREN COUNTY

Miss A. Odetta Gardner, Warren, 2-1-53.  
C. Henry Nicholson, Warren.

## WASHINGTON COUNTY

W. E. Brennan, Canonburg, 2-1-53.  
F. J. Buckley, Canonsburg, 2-1-53.  
A. M. Gardner, Cross Creek Twp., Avella, 2-1-53.  
Edward F. Louder, Burgettstown, 2-1-53.  
Frederick P. McLuckie, Charleroi, 2-1-53.  
John G. Noble, Monongahela, 2-1-53.  
W. B. Vandergrift, East Bethlehem Twp., Millsboro,  
2-1-53.

## WESTMORELAND COUNTY

Mrs. Elizabeth Derby, Monessen, 2-1-53.  
Charles J. Hughes, Derry, 2-1-53.  
Donald E. Laughrey, Scottdale, 2-1-53.  
Charles E. Lawther, Manor, 2-1-53.  
Mrs. Grace F. Peebles, Franklin Twp., Murrys ville,  
2-1-53.  
Mrs. Mary C. Trout, Greensburg, 2-1-53.  
Miss Laura M. Vincent, Irwin, 2-1-53.

## YORK COUNTY

Mrs. Isabel R. Childs, York, 2-1-53.  
Mrs. Dorothy M. Eckenrode, York, 2-1-53.  
Raymond A. Gingerich, West York, York, 2-1-53.  
Robert W. Hocke, York, 2-1-53.  
Arthur P. Kelley, Penn Twp., Hanover, 2-1-53.  
Miss M. J. Raffensberger, Springettsbury Twp., York,  
2-1-53.  
Richard A. Thoman, Manchester Twp., York, 2-1-53.  
Miss Grace M. Weidmann, West Manchester Twp.,  
York, 2-1-53.  
Don E. Wolf, York, 2-1-53.

## PHILADELPHIA COUNTY

Edw. A. Cramer, 1409 S. 51st St., 2-2-53.  
Miss Eleanor M. Grady, Pittsburgh, 1804 Oliver Bldg.  
(22), 2-3-53.

## DELAWARE COUNTY

Miss Alice F. Dyson, Chester, 2-3-53.

## LUZERNE COUNTY

Joseph A. Skuzinski, Nanticoke, 2-3-53.

## MERCER COUNTY

Mrs. Thelma M. Stewart, Sharon, 2-3-53.

## PHILADELPHIA COUNTY

Herman Greenspan, 2623 N. 31st St. (32), 2-3-53.

## YORK COUNTY

Richard N. Shultz, York, 2-3-53.

## CHESTER COUNTY

Edward J. Kehoe, Easttown Twp., Berwyn, 2-4-53.

## COLUMBIA COUNTY

Miss Sue Walshe, Centralia, 2-4-53.

## CRAWFORD COUNTY

Miss H. E. Remler, Meadville, 2-4-53.  
Miss Gertrude E. Gettys, Pittsburgh, 2000 Coppers Bldg.  
(19), 2-5-53.

## LYCOMING COUNTY

Miss Marie L. Cloud, Jersey Shore, 2-5-53.

## TIOGA COUNTY

Frank A. Hall, Westfield, 2-5-53.

## WASHINGTON COUNTY

Mrs. Gene Brazack, Charleroi, 2-5-53.

## WESTMORELAND COUNTY

Lysle W. Bash, Avonmore, 2-5-53.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 26, 1953.  
To the Honorable, the Senate of the Commonwealth of  
Pennsylvania:

In conformity with law, I have the honor hereby to  
nominate for the advice and consent of the Senate the  
following persons for appointment as Notaries Public,  
for terms of four years to compute from the dates shown:

To compute from date of confirmation

## ALLEGHENY COUNTY

Mrs. Rose Schang Brocious, Brentwood.  
H. J. Egle, McKeesport.  
Joseph L. Friedman, Pittsburgh, 508 Grant St. (19).  
Mrs. Mildred Nickel, Pittsburgh, 408 Frick Bldg.  
John G. Patterson, II, Pittsburgh, Rm. 3726, 525 William  
Penn Place Bldg. (30).  
Richard L. Rigatti, Sharpsburg.

## DAUPHIN COUNTY

F. J. Evans, Harrisburg.

## DELAWARE COUNTY

George L. Alston, Jr., Springfield Twp., Springfield.  
Mrs. Helen P. Taylor, Chester.

## ERIE COUNTY

Mrs. Alta Ricart, Erie.

## INDIANA COUNTY

Mrs. Mary D. Nocco, Center Twp., Homer City.

## LANCASTER COUNTY

Christian B. Flick, Lancaster.

## LEHIGH COUNTY

Mrs. Ruth M. Billy, Allentown.

## MONTGOMERY COUNTY

Hugh H. Call, Norristown.  
Arthur Lefkoe, Conshohocken.  
William L. Meck, Jr., Hatboro.

## PHILADELPHIA COUNTY

J. R. Garwood, 4717 N. Broad Street (41).  
Miss Phebe Hand, 3rd Fl., 253 N. Broad St. (7).  
Miss Agnes McLaughlin, 1518 Walnut St. (2).

## YORK COUNTY

Miss Mildred Moore, Dallastown.  
Frank J. Pekar, Spring Garden Twp., York.  
Miss Kathryn M. Semelsberger, York.

To compute from the date set opposite their names

## ALLEGHENY COUNTY

Miss Nettie Hamilton, Findlay Twp., Clinton, 1-26-53.  
Adam Morrie, Bethel, 1-26-53.  
Mrs. Edna Klinger Fisher, Pittsburgh, 433 Zara, Street  
(10), 1-27-53.  
Miss Catherine Snyder, Pittsburgh, 535 Fifth Avenue  
(19), 1-27-53.

## PHILADELPHIA COUNTY

Miss Laura C. Cotter, 6318 City Ave., Overbrook, Phila.  
(31), 1-27-53.



## WESTMORELAND COUNTY

Clarence M. Hutchinson, Greensburg, 1-28-53.

## PHILADELPHIA COUNTY

Sanford K. Billstein, 314 Market St. (6), 1-29-53.

## ALLEGHENY COUNTY

Miss Elizabeth Alleman, Pittsburgh, 2116 West Liberty Ave. (26), 1-31-53.

Francis E. Williams, Pittsburgh, 6413 Howe Street (6), 1-31-53.

## PHILADELPHIA COUNTY

Leonard Klingsberg, 1336 N. 75th St. (31), 1-31-53.

## ADAMS COUNTY

Mrs. Mae N. Goode, Menallen Twp., Aspers, 2-1-53.

## ALLEGHENY COUNTY

Barton M. Bromley, Stowe Twp., McKees Rocks, 2-1-53.

Andrew J. Carrozza, Bridgeville, 2-1-53.

John W. Carson, McKeesport, 2-1-53.

Miss Thelma Cenis, Pittsburgh, 522 Grant Bldg. (19), 2-1-53.

Joseph Cox, Clairton, 2-1-53.

Miss Anne M. Duggan, Pittsburgh, 642 Landview St., 2-1-53.

Mrs. Marie S. Green, Pittsburgh, 5625 Baum Blvd. (6), 2-1-53.

Mrs. Grayce M. Jones, Elizabeth, 2-1-53.

Mrs. Elizabeth L. Keller, Pittsburgh, 1017 E. Carson St., S. S., 2-1-53.

Morton H. Lowe, Mount Oliver, 2-1-53.

Miss Selma M. Matters, Pittsburgh, Rm. 104, The Court House, 2-1-53.

Thos. F. Maxwell, W. Homestead, Homestead, 2-1-53.

Mrs. Rae Pennell, Pittsburgh, 149 Kilmer Street, 2-1-53.

David H. Sankey, Pittsburgh, 2228 E. Carson St. (3), 2-1-53.

Mrs. Alma Schuchman, Pittsburgh, 416 Brownsville Rd., 2-1-53.

Mrs. Norma E. Thein, Pittsburgh, 1601 National St., 2-1-53.

Henry Weiss, Braddock, 2-1-53.

## ARMSTRONG COUNTY

Mrs. Margaret E. Kiskadden, Freeport, 2-1-53.

## BEAVER COUNTY

John A. Guyton, Monaca, 2-1-53.

## BERKS COUNTY

Mrs. Violet G. Coleman, Reading, 2-1-53.

Ivan J. Snyder, Washington Twp., Barto, 2-1-53.

## BUTLER COUNTY

Mrs. Elda C. Orr, Harrisville, 2-1-53.

## CHESTER COUNTY

Mrs. Antoniette M. Rossi, Willistown Twp., Paoli, 2-1-53.

## CLARION COUNTY

Walter A. Rhea, Sligo, 2-1-53.

## CLEARFIELD COUNTY

Walter P. Derrick, Clearfield, 2-1-53.

Miss Ruth E. Matthews, DuBois, 2-1-53.

## CLINTON COUNTY

John Stone, Jr., Chapman Twp., Renovo, 2-1-53.

## CRAWFORD COUNTY

Lawrence Hamilton, Meadville, 2-1-53.

## DAUPHIN COUNTY

Stacy R. Albany, Harrisburg, 2-1-53.

## DELAWARE COUNTY

John L. Hawthorne, Jr., Glenolden, 2-1-53.

Mrs. Mae C. Haycraft, Sharon Hill, 2-1-53.

Miss Elizabeth J. Messick, Chester, 2-1-53.

## ERIE COUNTY

Joseph A. Hart, Erie, 2-1-53.

Eugene F. Konkowski, Erie, 2-1-53.

Mrs. Ida B. Westcott, Lawrence Park Twp., Erie, 2-1-53.

Miss Abbey F. Wise, Erie, 2-1-53.

## FAYETTE COUNTY

C. D. Campbell, Uniontown, 2-1-53.

Harrison C. Price, Uniontown, 2-1-53.

## GREENE COUNTY

C. E. Fox, Waynesburg, 2-1-53.

## JEFFERSON COUNTY

Homer D. Smail, Brookville, 2-1-53.

## LACKAWANNA COUNTY

Miss Ann J. McGraw, Scranton, 2-1-53.

## LANCASTER COUNTY

James W. Davis, Lancaster, 2-1-53.

C. H. Martin, Manheim Twp., Lancaster, 2-1-53.

## LAWRENCE COUNTY

Miss Beulah M. McGaffic, New Castle, 2-1-53.

## LEHIGH COUNTY

Michael D. Fenol, Fountain Hill, Bethlehem, 2-1-53.

## MERCER COUNTY

Alvin J. Schell, Jr., Grove City, 2-1-53.

## MONTGOMERY COUNTY

Havard G. Cornog, Norristown, 2-1-53.

Mrs. Florence H. Cover, Jenkintown, 2-1-53.

Miss Claire A. Earey, Lower Merion Twp., Bryn Mawr, 1-2-53.

Clarence H. Godshall, Upper Gwynedd Twp., Lansdale, 2-1-53.

## NORTHAMPTON COUNTY

Mrs. Patricia A. Kaminski, Bethlehem, 2-1-53.

## NORTHUMBERLAND COUNTY

Beruad Winnick, Coal Twp., Kulpmont, 2-1-53.

## PHILADELPHIA COUNTY

Miss Claire A. Bennett, 2539 W. Willard St., 2-1-53.

Einar C. Berg, 304 Finance Bldg., (2), 2-1-53.

J. George Berger, 5418 Diamond St., (31), 2-1-53.

Mrs. Helen P. Bode, 940 N. St. Bernard St., 2-1-53.

Lewis Mapes Evans, Jr., Trenton and Castor Aves., 2-1-53.

Miss Catherine M. Hannings, Rm. 1018, 1616 Walnut St., 2-1-53.

Ralph H. Henshaw, 1212 Girard Trust Bldg., 2-1-53.

Miss Elizabeth D. Kelly, 1530 Spring Garden St., 2-1-53.

Mrs. Teresa B. Kelly, 6600 N. Broad St., 2-1-53.

J. Raymond Kenny, Jr., 2840 W. Columbia Ave., 2-1-53.

Mrs. Mary T. Manika, Ridge Ave. and Scott's Lane, 2-1-53.

Mrs. Esther L. Marcus, 1309 Yerkes St., (19), 2-1-53.

Miss Florence L. McClure, 430 Krams Ave., (28), 2-1-53.  
Miss Sarah McGarvey, 1429 Walnut St. (2), 2-1-53.  
Mrs. Jean M. Milnamow, 3217 Frankford Ave., 2-1-53.  
John H. Nicholls, 3054 U. S. Court House, 2-1-53.  
Mrs. E. B. Nolan, 1325 W. Tabor Road, 2-1-53.  
John Posner, 612 Mkt. St. Nat'l Bank Bldg., 2-1-53.  
Miss Margaret C. Powell, Belmont and Conshohocken Aves., 2-1-53.

Miss Eleanor E. Reader, 8001 Frankford Ave., 2-1-53.  
Mrs. Florence Robinson, 1123 Sansom Street, 2-1-53.  
Joseph Sanicola, 1135 S. 8th Street, 2-1-53.  
Mrs. Lois A. Smith, 301 S. 15th Street, 2-1-53.  
Edwin J. Smyth, 5731 McMahon Street, 2-1-53.  
Mrs. Melva D. Stewart, 1327 N. Narston Street, 2-1-53.  
Ben Weinstein, 326 Walnut Street, 2-1-53.  
Miss Ruth A. Wilson, 405 Land Title Bldg., 2-1-53.

## SCHUYLKILL COUNTY

George W. Fronk, Hegins Twp., Valley View, 2-1-53.  
Allison Hallman, Tamaqua, 2-1-53.  
Miss Hannah V. Harner, Hegins Twp., Valley View, 2-1-53.  
Weller Hunsinger, Ringtown, 2-1-53.  
Daniel A. Swoyer, Orwigsburg, 2-1-53.

## SNYDER COUNTY

Hobart S. Baker, W. Beaver Twp., McClure, 2-1-53.

## SOMERSET COUNTY

Henry J. Beamer, Meyersdale, 2-1-53.  
Joseph J. Boyko, Windber, 2-1-53.

## SUSQUEHANNA COUNTY

Roland Koeb, Montrose, 2-1-53.

## WASHINGTON COUNTY

Philip M. Beltz, Houston, 2-1-53.  
Nicholas E. Didik, Charleroi, 2-1-53.  
Miss Jean Miller, Washington, 2-1-53.  
Mrs. Ruth H. Sharpnack, Washington, 2-1-53.

## WESTMORELAND COUNTY

Mrs. Elizabeth George, New Kensington, 2-1-53.  
Miss Inez Morrell, New Kensington, 2-1-53.  
Boyd Snyder, Cook Twp., Stahlstown, 2-1-53.  
Miss June Sullen, Greensburg, 2-1-53.

## YORK COUNTY

Dale L. Downs, Red Lion, 2-1-53.  
Mrs. Anne S. Herbst, Mount Wolf, 2-1-53.  
Louis B. Kirkland, Penn Twp., Hanover, 2-1-53.

## ALLEGHENY COUNTY

Carl L. Poznanski, Stowe Twp., McKees Rocks, 2-2-53.

## BLAIR COUNTY

M. E. Neuhart, Altoona, 2-2-53.

## DAUPHIN COUNTY

Giles A. Light, Lower Paxton Twp., Harrisburg, 2-2-53.

## PHILADELPHIA COUNTY

John T. Shepherd, N. E. Cor. Milnor & Bleigh Sts. (35), 2-2-53.

## ERIE COUNTY

Mrs. N. C. Roesch, Erie, 2-3-53.

## BEAVER COUNTY

W. Clark Moore, Jr., Beaver Falls, 2-5-53.

## McKEAN COUNTY

Mrs. Rita D. Quirk, Smethport, 2-5-53.

## MONTGOMERY COUNTY

John C. Rehrig, Jenkintown, 2-5-53.

## PHILADELPHIA COUNTY

Miss Kathryn E. Hopkins, 2123-27 Christian St., 2-5-53.  
George S. McGill, 5534 Chester Ave. (43), 2-5-53.

## WESTMORELAND COUNTY

Harry W. Crum, New Kensington, 2-5-53.

## PHILADELPHIA COUNTY

Wm. E. Gaunt, Jr., 5358 Woodland Ave. (43), 2-6-53.  
Miss Catherine Irvin, 3634 Sansom St. (4), 2-6-53.

## ALLEGHENY COUNTY

Leo A. Karnbauer, Pittsburgh, Rm. 326, City-County Bldg., 2-7-53.  
Clifford E. Miller, Pittsburgh, 700 Knox Ave., 2-7-53.  
Mrs. Rosemary Ornelas, Pittsburgh, 1917 Creedmore Place (26), 2-7-53.  
Michael J. Quinlan, O'Hara Twp., P. O. Box 56, Blawnox, 2-7-53.

## DELAWARE COUNTY

Miss Rena A. Barlow, Clifton Heights, 2-7-53.  
James E. Templeton, Media, 2-7-53.

## LEBANON COUNTY

Silas A. Freshley, Lebanon, 2-7-53.

## LYCOMING COUNTY

Charles E. Mahaffie, Williamsport, 2-7-53.

## MONTGOMERY COUNTY

Mrs. Laura V. Fry, Abington Twp., Jenkintown, 2-7-53.  
Miss Mary H. Lanahan, Conshohocken, 2-7-53.

## NORTHAMPTON COUNTY

J. F. Wolfe, Wilson, Easton, 2-7-53.

## NORTHUMBERLAND COUNTY

W. Walton Thompson, Milton, 2-7-53.

## PHILADELPHIA COUNTY

Harry J. Hammen, 1326 Stirling St. (11), 2-7-53.  
Mrs. Jane M. Palace, 112 S. 16th St., 2-7-53.

## SCHUYLKILL COUNTY

Charles W. Kershner, Tamaqua, 2-7-53.

## TIOGA COUNTY

Miss Helen A. Blair, Wellsboro, 2-7-53.

## WASHINGTON COUNTY

Mrs. Ida F. Marraccini, Finleyville, 2-7-53.

## WYOMING COUNTY

Miss Margaret A. Reynolds, Nicholson, 2-7-53.

## ALLEGHENY COUNTY

Mrs. May H. Davis, Pittsburgh, 701 Investment Bldg. (22), 2-8-53.

## DELAWARE COUNTY

Edgar W. Powell, Jr., Newtown Twp., Newtown Square, 2-8-53.

## ERIE COUNTY

R. H. Rossbacher, Corry, 2-8-53.



## LANCASTER COUNTY

Albert F. Montgomery, Lancaster, 2-8-53.

## MERCER COUNTY

Miss Ruth H. Phillips, Sharon, 2-8-53.

## NORTHAMPTON COUNTY

Franklin E. Kenyon, Bethlehem, 2-8-53.

## SCHUYLKILL COUNTY

Russell J. Moyer, Orwigsburg, 2-8-53.

## WESTMORELAND COUNTY

Edson W. Everhart, New Kensington, 2-8-53.

## McKEAN COUNTY

Miss Anna E. Zias, Bradford, 2-9-53.

## MONTGOMERY COUNTY

Miss Mary Elma Russell, Conshohocken, 2-9-53.

## PHILADELPHIA COUNTY

James J. Malone, 3326 Lancaster Avenue (4), 2-9-53.

## VENANGO COUNTY

H. Carl Wasson, Franklin, 2-9-53.

## DELAWARE COUNTY

Wm. C. Wilcutts, Yeadon, 2-10-53.

## PHILADELPHIA COUNTY

A. H. Halpern, 3822 Lancaster Avenue (4), 2-10-53.  
Clarence E. Koonz, 5601 Thomas Ave., 2-10-53.

## ALLEGHENY COUNTY

J. D. Swearingen, Pittsburgh, 401 Liberty Ave. (30), 2-11-53.

## BERKS COUNTY

Leon W. Geary, Reading, 2-11-53.

## NORTHUMBERLAND COUNTY

Alfred F. Clauser, Kulpmont, 2-11-53.

## PHILADELPHIA COUNTY

Clinton M. Smith, 12059 Bustleton Avenue (16), 2-11-53.

## ALLEGHENY COUNTY

T. F. Matuszewski, Pittsburgh, 3509 Butler St. (1), 2-12-53.

## CAMBRIA COUNTY

Miss Freda M. Karr, Johnstown, 2-12-53.

## CHESTER COUNTY

Mrs. Anna H. March, West Grove, 2-12-53.

## DELAWARE COUNTY

W. A. Gray, Jr., Prospect Park, 2-12-53.

## GREENE COUNTY

Mrs. Dorina B. Trout, Clarksville, 2-12-53.

## MERCER COUNTY

Ralph Morrow, Sharon, 2-12-53.

## MONTGOMERY COUNTY

Geo. K. Brecht, Norristown, 2-12-53.

## PHILADELPHIA COUNTY

Martin E. Gallagher, 5907 Old York Rd., 2-12-53.  
Miss Lulu V. Votteler, 210 North 21st St., 2-12-53.

## PIKE COUNTY

Miss Gertrude E. Schneider, Matamoras, 2-12-53.

## YORK COUNTY

Miss Myrtle A. Kinneman, York, 2-12-53.

## WESTMORELAND COUNTY

Paul E. Noel, Derry, 2-12-53.

## WASHINGTON COUNTY

Miss M. C. Davies, McDonald, 2-13-53.

## ALLEGHENY COUNTY

Miss Margaret Abmayr, Avalon, 2-14-53.

## ELK COUNTY

Miss Ellen V. Wittman, Saint Marys, 2-14-53.

## FAYETTE COUNTY

W. D. Nedrow, Connellsville, 2-14-53.

## LEHIGH COUNTY

William R. Mayo, Upper Macungie Twp., Trexlertown, 2-14-53.

## LYCOMING COUNTY

R. C. Whitelock, Muncy, 2-14-53.

## PHILADELPHIA COUNTY

Joseph Melgin, 1323 Wingohocking Street (40) 2-14-53.  
Miss Lillian Weiss, 12 South 12th St., 2-14-53.

## WASHINGTON COUNTY

Mrs. Mary A. Hoehl, Charleroi, 2-14-53.

## WESTMORELAND COUNTY

Ralph H. Easton, Scottdale, 2-14-53.

## ALLEGHENY COUNTY

Miss Agnes Doole, Pittsburgh, 2d Fl., Peoples Bank Bldg., 2-15-53.  
Miss Aline Rose Rubin, Pittsburgh, 1202 Law & Finance Bldg., 2-15-53.

## BERKS COUNTY

Mrs. Harriet Bernardini, Reading, 2-15-53.

## CLARION COUNTY

David C. Gathers, Redbank Twp., Mayport, 2-15-53.

## DELAWARE COUNTY

M. A. Gimbel, Upper Darby Twp., Upper Darby, 2-15-53.

## ERIE COUNTY

William D. Jones, Albion, 2-15-53.  
Miss Agnes M. Motsch, Union City, 2-15-53.

## LEHIGH COUNTY

Miss Paulene A. Brown, Allentown, 2-15-53.

## LYCOMING COUNTY

J. D. Quinn, Williamsport, 2-15-53.

## NORTHAMPTON COUNTY

Miss E. A. Dusinski, Nazareth, 2-15-53.

## PHILADELPHIA COUNTY

Raymond E. Adams, 3536 Cottman Ave., (24), 2-15-53.  
 Jacob S. Brenner, 5506 Greenway Ave., (43), 2-15-53.  
 Abraham S. Freezman, 2046 Ridge Ave., (21), 2-15-53.  
 John F. Moore, 1505 Phila. Saving Fund Bldg., (7), 2-15-53.  
 Harry C. Weber, 2801 N. 26th St., (32), 2-15-53.  
 Miss Mildred E. Wolfington, 3427, Chestnut St., (4), 2-15-53.

## WESTMORELAND COUNTY

Mrs. Marie Boyd, Greensburg, 2-15-53.

## ALLEGHENY COUNTY

Frank J. Hohman, Pittsburgh, 701 Commonwealth Annex Bldg., (22), 2-16-53.  
 Fred E. Schubert, McKees Rocks, 2-16-53.  
 E. J. Schwartz, Pittsburgh, 5614 Penn Ave, 2-16-53.

## ARMSTRONG COUNTY

Miss Maud I. Anderson, Leechburg, 2-16-53.

## CAMBRIA COUNTY

Miss Florence M. James, Johnstown, 2-16-53.

## DAUPHIN COUNTY

Cloyd L. Hearn, Harrisburg, 2-16-53.

## DELAWARE COUNTY

Mrs. Margaretta K. Lentz, Radnor Twp., Wayne, 2-16-53.

## FRANKLIN COUNTY

Mrs. Myrtle Monn, Peters Twp., Fort Loudon, 2-16-53.

## MONTGOMERY COUNTY

Miss Alma M. Flood, Norristown, 2-16-53.

## NORTHAMPTON COUNTY

Miss Jean Miller, Bethlehem, 2-16-53.

## WESTMORELAND COUNTY

Glenn E. Rodkey, Latrobe, 2-16-53.

## FRANKLIN COUNTY

Miss Beulah F. Mumma, Waynesboro, 2-17-53.

## LYCOMING COUNTY

Miss Mary E. Riddell, Williamsport, 2-17-53.

## PHILADELPHIA COUNTY

Joseph A. Zeits, 6529 Dicks Ave., (42), 2-17-53.

## SCHULKILL COUNTY

Edwin Blew Mahanoy City, 2-17-53.  
 Anthony Marcavage, St. Clair, 2-17-53.

## WESTMORELAND COUNTY

Arnold Weimer, Unity Twp., Latrobe, 2-17-53.

## DELAWARE COUNTY

Mrs. Mary Rim, Lower Chichester Twp., Linwood, 2-18-53.

## PHILADELPHIA COUNTY

Miss Pauline C. Haibach, 1816 Chestnut St., (3), 2-18-53.  
 James E. Valentine, 1426 Walnut St., (2), 2-18-53.

## WESTMORELAND COUNTY

Mrs. Alta L. Hanna, New Kensington, 2-18-53.

## ALLEGHENY COUNTY

Mrs. Marie H. Banks, Pittsburgh, 1818 Grant Bldg., (19), 2-19-53.  
 Miss Elsie E. Cotter, Pittsburgh, 1205 Chartiers Ave., (20), 2-19-53.  
 Austin L. George, Pittsburgh, 1116 Park Bldg., (22), 2-19-53.  
 Miss Julia V. Shay, Pittsburgh, 421 Highland Bldg., (6), 2-19-53.

## CENTRE COUNTY

Miss Elizabeth C. Barnhart, Bellefonte, 2-19-53.

## CLARION COUNTY

Mrs. Susen E. Pierce, Knox, 2-19-53.

## FOREST COUNTY

James A. Foreman, Tionesta, 2-19-53.

## LANCASTER COUNTY

Miss Amy Gresser, Columbia, 2-19-53.  
 George F. Weidler, Akron, 2-19-53.

## LEHIGH COUNTY

Arthur W. Durner, Allentown, 2-19-53.

## MCKEAN COUNTY

Mrs. Florence G. Larson, Port Allegany, 2-19-53.

## NORTHAMPTON COUNTY

Charles W. K. Shafer, Nazareth, 2-19-53.

## PHILADELPHIA COUNTY

Edward N. Adourian, 3714 Walnut Street, (4), 2-19-53.  
 William N. Lahner, 5710 Master Street, (31), 2-19-53.  
 Michael G. Marian, 401 Fairmount Ave., (23), 2-19-53.  
 Carlo Morelli, 2001 S. 12th St., (48), 2-19-53.  
 Nathan E. Rowland, 7930 Frankford Ave., (36), 2-19-53.

## WESTMORELAND COUNTY

Charles D. Beacon, New Kensington, 2-19-53.

## YORK COUNTY

Urban S. Bond, York, 2-19-53.  
 Mrs. Helen M. Carmack, York, 2-19-53.

## ALLEGHENY COUNTY

William P. Lawrence, Wilkins Twp., Turtle Creek, 2-21-53.

## CHESTER COUNTY

Mrs. Nancy B. Connelly, Phoenixville, 2-21-53.

## LACKAWANNA COUNTY

Mrs. Evelyn Mullaney, Scranton, 2-21-53.  
 Ernest Smith, Archbald, 2-21-53.

## PHILADELPHIA COUNTY

Frank A. Cooper, 7237 Barnard Ave. (24), 2-21-53.  
 Mrs. Wilmot Smedley Inge, 135 S. Broad St. (9), 2-21-53.  
 H. S. Manashil, 1245 N. 52nd St. (31), 2-21-53.  
 W. H. Roberts, Curtis Bldg., Independence Square (5), 2-21-53.  
 Frank Shoemaker, 635 W. Erie Ave. (40), 2-21-53.

## SCHUYLKILL COUNTY

Miss Dolores Brennan, Shenandoah, 2-21-53.

## YORK COUNTY

Miss Martha A. Gable, York, 2-21-53.

## DELAWARE COUNTY

George W. Alexander, Morton, 2-22-53.



## PHILADELPHIA COUNTY

Mrs. Minerva L. Berk, 1639 Nedro Ave. (41), 2-22-53.  
 Mrs. Sadie C. George, Philco Corp., C. & Tioga Sts. (34), 2-22-53.  
 Mrs. Mary Paul, 5506 Spruce St., 2-22-53.

## PIKE COUNTY

Thomas L. Stadden, Westfall Twp., Matamoras, 2-22-53.

## ALLEGHENY COUNTY

Miss H. E. Beckman, McKeesport, 2-23-53.  
 Miss Rosemary Hager, Pittsburgh, 535 5th Ave., 2-23-53.  
 Herman McCullough, Pittsburgh, 10th Fl. Peoples Bank Bldg., 2-23-53.

## BERKS COUNTY

O. C. Eshelman, Shillington, 2-23-53.

## LACKAWANNA COUNTY

Mrs. Mary Tell Evans, Scranton, 2-23-53.

## MONTGOMERY COUNTY

Miss Stella T. Cox, Norristown, 2-23-53.

## YORK COUNTY

Miss Mary E. Bowman, York, 2-23-53.

## MONTGOMERY COUNTY

W. C. King, Jenkintown, 2-24-53.

## YORK COUNTY

Miss Alma E. Sleeper, York, 2-24-53.  
 R. J. Smith, York, 2-24-53.

## BERKS COUNTY

Miss Rose M. Nunemacher, West Reading, Reading, 2-25-53.

## LEHIGH COUNTY

A. C. Lamson, Allentown, 2-25-53.

## SCHUYLKILL COUNTY

Miss M. B. Bercher, Pottsville, 2-25-53.

## ALLEGHENY COUNTY

Miss Vita C. Mueller, Pittsburgh, 1801 Law & Finance Bldg., 2-26-53.

## CHESTER COUNTY

Sister M. Helen Joannes, East Whiteland Twp., Immaculata, 2-26-53.

## DAUPHIN COUNTY

Miss Orpha R. Shriner, Harrisburg, 2-26-53.

## DELAWARE COUNTY

Joseph M. Hufnal, Chester, 2-26-53.

## ERIE COUNTY

Oliver D. Shaver, Erie, 2-26-53.

## WESTMORELAND COUNTY

Wayne R. Donahue, New Kensington, 2-26-53.

## ALLEGHENY COUNTY

Miss Mary A. Frazier, Pittsburgh 3406 Shadeland Ave. (12), 2-27-53.  
 Jacob Greenberger, Pittsburgh, 803 Jones Law Bldg. (19), 2-27-53.

## CAMBRIA COUNTY

John W. McCall, Summerhill, 2-27-53.

## INDIANA COUNTY

Mrs. Beulah B. Hastings, Indiana, 2-27-53.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
 Governor's Office, Harrisburg, January 26, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Notaries Public, for terms of four years to compute from the dates shown:

To compute from date of confirmation:

## ALLEGHENY COUNTY

Mrs. Melva Z. Bodel, Pittsburgh, 4400 Forbes Street (13).  
 Miss Mary E. Brunn, McCandless Twp., Ingomar.  
 John J. Butala, Jr., Glassport.  
 L. P. Clemens, Snowden Twp., Library.  
 Mrs. Hazel G. Cornitcher, Pittsburgh, 6266 Hamilton Ave. (6).  
 Haydn K. Evans, Pittsburgh, 333 Oliver Bldg. (22).  
 John W. Fehl, Pittsburgh, 208 N. Homewood Ave. (8).  
 Ben Foreman, Wilkinsburg.  
 Mrs. Rose Foreman, Wilkinsburg.  
 Miss S. R. Harnack, Pittsburgh, 706 Peoples East End Bldg. (6).  
 Milton J. Hein, Pittsburgh, 2814 East Street, N. S. Bellevue.  
 Miss Jean M. Kunkelman, Pittsburgh, 730 Frick Bldg. (19).  
 Harry T. Martin, Etna.  
 Jack B. Moran, Penn Twp., Penn Hills, Pgh. (35).  
 Donald B. Morgan, Pittsburgh, 4620 Hatfield St. (1).  
 Irving H. Pressman, McKeesport.  
 Edward B. Repine, Jr., Shaler Twp., Glenshaw.  
 Miss Frances Ridgway, Pittsburgh, 501 Federal St. (12).  
 Richard N. Schneider, Mount Oliver.  
 Jack R. Schulte, Emsworth.  
 Fred W. Siebert, Pittsburgh, 117 Sandusky St. (12).  
 Miss Barbara R. Simmers, West Mifflin.  
 Miss Martha D. Titz, Pittsburgh, Room 809 Plaza Bldg.  
 John S. Wellington, Ross Twp., Millvale.

## ARMSTRONG COUNTY

William Phillips, Leechburg.

## BEAVER COUNTY

Paul McGeehan, Midland.  
 Mrs. Geneva M. Stout, Beaver.  
 Napoleon B. Yoho, Beaver Falls.

## BERKS COUNTY

C. Robert Eisenman, Reading.  
 Miss Gertrude C. Frazer, Reading.  
 Miss Ruth M. Long, Womelsdorf.  
 Arthur J. Zimmerman, Reading.

## BLAIR COUNTY

William H. Hileman, Tyrone.  
 Edgar H. Lykens, Martinsburg.

## BUCKS COUNTY

T. L. Beane, Doylestown.  
 Ellwood J. Tryon, Bensalem Twp., Andalusia.  
 John E. Walwyn, Morrisville.

## BUTLER COUNTY

Thomas H. Greer, Jr., Butler.  
 C. E. Nicholson, Butler Twp., Butler.  
 L. C. Yuengert, Butler.

## CAMBRIA COUNTY

Mrs. Leona A. Reiber, Johnstown.  
 Edward T. Stibich, Johnstown.

## CARBON COUNTY

Mrs. Mary E. Hoffa, Mauch Chunk Twp., Lansford.

## CENTRE COUNTY

E. T. Haynes, Snow Shoe.

## CHESTER COUNTY

William B. Haines, Jr., West Chester.  
Mrs. Ruth W. Hresan, Kennett Square.  
Horace A. Hughes, Spring City.  
Melvin K. Keim, South Coventry Twp., Spring City.  
M. Stead Mauger, Malvern.  
Mrs. J. B. Morris, Tredyffrin Twp., Paoli.  
Mrs. Eleanore M. Pyle, Coatesville.  
Everett E. Shafer, West Chester.

## CLARION COUNTY

Mrs. Grace L. Milliron, New Bethlehem.

## COLUMBIA COUNTY

Charles H. Dent, Bloomsburg.

## CRAWFORD COUNTY

Mrs. Beverly J. Kennedy, Meadville.

## DAUPHIN COUNTY

Mrs. Winifred M. First, Harrisburg.

## DELAWARE COUNTY

C. N. Agnew, Radnor Twp., Wayne.  
Joseph F. Conlin, Upper Darby Twp., Drexel Hill.  
R. H. Payne, Upper Chichester Twp., Linwood.  
Mrs. Rebekah C. Rupert, Middletown Twp., Lima.  
Lindsley M. Washburn, Darby.  
O. B. Weidman, Havertown Twp., Havertown.

## ERIE COUNTY

Mrs. Alice L. Benze, Erie.  
Mrs. Norma Jean Hess, Erie.  
Miss Mary K. McEnery, Erie.

## FRANKLIN COUNTY

Miss Anna R. Geary, Chambersburg.  
Mrs. Doris M. Guyer, Hamilton Twp., Chambersburg.

## GREENE COUNTY

Mrs. Christine H. Jamison, Waynesburg.  
Mrs. Beatrice E. Vance, Perry Twp., Mount Morris.

## JEFFERSON COUNTY

Miss Dolores J. Kroh, Brookville.

## LACKAWANNA COUNTY

Mrs. Sadie Bungardy, Scranton.  
Mrs. Rose O'Malley Jordan, Scranton.  
Miss Helen M. McAndrew, Carbondale.  
Mrs. Bertha E. Poller, Scranton.  
M. R. Shehadi, Scranton.  
J. C. Walsh, Carbondale.

## LANCASTER COUNTY

Mrs. Helen Bruckart, Lancaster.  
Mrs. Margaret E. Snader, Ephrata.

## LAWRENCE COUNTY

C. Edw. Duff, Little Beaver Twp., Enon Valley.  
Jos. W. Humphrey, Ellwood City.  
George W. Lusk, Jr., New Castle.  
James R. McGeorge, New Castle.  
H. L. Owrey, New Castle.

## LEBANON COUNTY

Mrs. Evelyn H. Barnhard, Myerstown.

## LEHIGH COUNTY

Mrs. Arlene R. Bassler, Allentown.  
Miss Justine A. Roth, Allentown.

## LUZERNE COUNTY

William H. Baker, Jr., Dallas.

## LUZERNE COUNTY

Miss Laura Bittner, Hazleton.  
Frank J. Cannon, Hazleton.  
Miss Florence M. West, Hazleton.

## LYCOMING COUNTY

Benjamin J. Stadt, Williamsport.

## MERCER COUNTY

Miss Helen M. Bolton, Sharpsville.

## MONTGOMERY COUNTY

Albert I. Berman, Pennsburg.  
Hans Borchers, North Wales.  
Miss E. E. Donaldson, Lower Merion Twp., Wynnewood.  
Miss Maureen E. Kennedy, Norristown.  
William E. Markley, Jr., Worcester Twp., Fairview Village.  
Miss Cleta Martin, West Norriton Twp., Norristown.  
Mrs. Mary Jane Moore, Pottstown.  
Wilmer S. Moyer, Lansdale.  
Miss Sarah W. O'Kane, Lower Merion Twp., Merio.

## MONTGOMERY COUNTY

W. H. Ryan, Danville.

## NORTHAMPTON COUNTY

Joseph L. Curzi, Jr., Lower Mount Bethel Twp., Martins Creek.  
Mrs. Grace F. Ruyak, Bethlehem.  
Mrs. Helen Silfiese, Bethlehem.

## NORTHUMBERLAND COUNTY

Miss Beverly Snyder, Shamokin.

## PERRY COUNTY

Mrs. Isobel A. Stansfield, Wheatfield Twp., Duncannon.

## PHILADELPHIA COUNTY

Mrs. Jane E. Adams, 631 S. Conestoga St. (43).  
Miss Violet Armstrong, Conrad St. & Indian Queen Lane (29).  
C. P. Arnold, 2340 Fairmount Ave. (30).  
Max Blatt, 3519 N. Broad St. (40).  
Miss Helen W. Bonner, 227 Bryn Mawr Ave. (31).  
Mrs. Sonya T. Borten, 5625 Chester Ave. (43).  
Norman A. Brenner, Rm. 310, 18 W. Cheltenham Ave.  
Miss Rosalie M. Carroll, 1033 E. Price St., Germantown (38).  
Raynor M. Colmery, 711 Vine Street (6).  
Miss Viola M. Daubert, 3500 Grays Ferry Ave. (46).  
Harold Davis, 4442 N. 19th St. (40).  
Russell E. Davis, 5705 W. Master St. (31).  
Miss Alice E. Dunne, 222 W. Washington Square.  
J. Walter Eppehimer, 4400 Frankford Avenue.  
Jack Feldscher, 2046 Ridge Ave. (21).  
Walter B. Pitt, 6628 Rising Sun Ave. (11).  
Aaron A. Gold, 2233 N. Broad St. (32).  
Eugene J. Hagerty, 2308 N. Broad St. (32).  
LeRoy W. Harrison, 817 E. Cheltenham Ave. (38).  
George W. Hausmann, 5821 Market St. (39).  
James L. Hawley, 4700 Stenton Ave. (44).  
Miss Mary C. Hays, 700 E. Godfrey Ave. (24).  
Ted Helmetag, 8504 Germantown Ave. (18).  
Miss Jeane L. Hood, Lewis & Ashland Sts. (24).  
Earle L. Huff, 2307 N. Broad St. (32).  
George Wood Hughey, 3054 Federal Bldg. (7).



Mrs. Louise F. Johnson, 2336 N. 15th St. (32).  
 Richard P. Kelly, P. O. Box 7709 (1).  
 B. L. Kiesling, Phila. National Bank Bldg.  
 John E. Kramer, 43rd St. & Kingsessing Ave.  
 Lawrence E. Krestal, 524 Lombard Street (47).  
 Milton G. Levy, 1411 Walnut Street (2).  
 Robert A. Lucente, 2701 Morris Street (45).  
 Miss Mary E. McGarvey, 1316 Arch Street (7).  
 Gerald Marmorstein, 229 South 50th St. (39).  
 J. H. Mattis, 1726 Locust Street.  
 James A. Monihan, 1917 Green Street (30).  
 Miss Anne A. Nyland, 306 South 52nd Street (43).  
 Mrs. Katherine F. O'Connell, 1531 Pratt Street (24).  
 James M. Olley, 5203 Pennway Street (24).  
 Miss Catherine F. Panarello, 1518 Walnut Street (2).  
 Samuel A. Plotnick, Manheim at Schuyler Sts.  
 Charles J. Reed, 1705 South 7th Street (48).  
 Harry Rosenfeld, 315 North 12th Street (7).  
 Sydney Sher, 733 E. Clearfield St. (34).  
 Abraham Shotz, 121 S. Broad Street (7).  
 Joseph Silverman, 5401 Oxford Avenue (24).  
 Mrs. Edith W. Smeltzer, 1035 Western Saving Fund Bldg. (7).  
 Miss Margaret Sparks, 2815 Grays Ferry Rd. (46).  
 Paul Studnia, 824 Land Title Bldg. (10).  
 William H. Turpin, Jr., 2724 South Mole St. (45).  
 Mrs. Anne M. Ulmer, 1340 Widener Bldg. (7).  
 David E. White, 4827 Frankford Ave. (24).  
 Miss Pauline Agnes Wiedmann, 422 Walnut Street (6).  
 Albert Winkel, 4905 Baltimore Ave. (43).  
 Albert Yannuzzi, 7206 Torresdale Ave. (35).  
 Geo. J. Youngfleish, 820 Packard Bldg. (2).

#### POTTER COUNTY

Mrs. Patricia L. Karschner, Galetton.

#### SCHUYLKILL COUNTY

Albert Lord, Branch Twp., Branch Dale.  
 Stephen Poluka, Tamaqua.  
 Gerald E. Swoyer, Auburn.

#### VENANGO COUNTY

Miss Iva M. Donnell, Franklin.  
 Jack R. Heyison, Oil City.

#### WASHINGTON COUNTY

Lawrence A. Withum, Independence Twp., Avella.  
 Mrs. Sophia M. Yoney, Canonsburg.

#### WAYNE COUNTY

Alfred A. Kretschmer, Honesdale.

#### WESTMORELAND COUNTY

Mrs. Katherine A. Campfield, Irwin.  
 Byron L. Fisher, New Kensington.  
 Mrs. Jeanne J. Helmick, New Kensington.  
 David A. Hill, Greensburg.  
 Ralph Hostetler, Mt. Pleasant.  
 A. R. Long, Greensburg.  
 Mrs. Blanche D. Lutz, Mt. Pleasant.  
 Robert B. McElhoe, Hempfield Twp., Greensburg.

#### YORK COUNTY

Miss Dorothy Danner, York.  
 Miss Edith M. Deveney, Dover Twp., Dover.  
 Mrs. Ruby E. Landis, York.  
 Miss Mildred L. Ness, York.  
 Kurt Schmitz, Spring Garden Twp., York.  
 To compute from the dates set opposite their names

#### BERKS COUNTY

John H. Fox, Reading, 1-26-53.

#### BUCKS COUNTY

Howard C. Hetrick, Telford, 1-26-52.

#### LANCASTER COUNTY

Miss Annie C. Blensinger, Mount Joy, 1-26-53.

#### LUZERNE COUNTY

Harold R. Sterner, Hazleton, 1-26-53.

#### ALLEGHENY COUNTY

Wilbert H. Anderson, Pittsburgh, Rm. 1005, Bessemer Bldg., 1-27-53.  
 Samuel E. Appleton, Pittsburgh, 2601 Preble Ave. (33), 1-27-53.  
 Miss L. M. Fire, Pittsburgh, 1900 Farmers Bank, 1-27-53.  
 Paul C. Reinehr, Brackenridge, 1-27-53.  
 Miss Margaret E. Robinson, Duquesne, 1-27-53.  
 Ralph C. Robinson, Pittsburgh, 5819 Forbes Street (17), 1-27-53.  
 Mrs. Anne B. Swinney, Pittsburgh, 115 S. Highland Ave. (6), 1-27-53.

#### BEAVER COUNTY

John Howell, Aliquippa, 1-27-53.  
 Joseph A. Tritschler, Beaver Falls, 1-27-53.

#### CAMBRIA COUNTY

Mrs. Evelyn F. Zimmerman, Johnstown, 1-27-53.

#### CARBON COUNTY

Mrs. Mary Hoffman, Farryville, 1-27-53.

#### CHESTER COUNTY

Harold W. Hood, Coatesville, 1-27-53.  
 Stanley C. Senneff, Downingtown, 1-27-53.

#### DELAWARE COUNTY

William E. Griffith, Aston Twp., Glen Riddle, 1-27-53.  
 Miss C. I. Parks, Radnor Twp., Wayne, 1-27-53.  
 Wm. T. Vogt, Upper Darby Twp., Drexel Hill, 1-27-53.

#### ELK COUNTY

William D. Gallagher, Ridgway, 1-27-53.

#### FAYETTE COUNTY

Guido Gentile, Uniontown, 1-27-53.  
 W. J. Hausman, Dunbar, 1-27-53.

#### LACKAWANNA COUNTY

Miss Anna A. Pillot, Scranton, 1-27-53.  
 Joseph F. Tedesco, Scranton, 1-27-53.

#### LANCASTER COUNTY

Miss Margaret E. Harkins, Lancaster, 1-27-53.

#### LEHIGH COUNTY

Oscar T. Iobst, Emmaus, 1-27-53.  
 Miss Fay Seaman, Allentown, 1-27-53.

#### LYCOMING COUNTY

Jay H. Campbell, Williamsport, 1-27-53.

#### MONTGOMERY COUNTY

Hugh F. Gerhard, Cheltenham Twp., Wyncote, 1-27-53.  
 Edward W. Jones, Whitemarsh Twp., Miquon, 1-27-53.  
 Harry I. Schotter, Lower Merion Twp., Ardmore, 1-27-53.

#### PHILADELPHIA COUNTY

Miss Gladys R. Breuninger, 1000 S. Broad St., 1-27-53.  
 Wilmer W. Clayton, S. E. Cor. Howard & Oxford Sts. (22), 1-27-53.  
 F. Russell Con'ey, 4786 Richmond St., 1-27-53.  
 P. Chas. De Rita, 1935 S. Broad St., 1-27-53.  
 Robert F. Garrison, 322 W. Susquehanna Ave. (22), 1-27-53.

Mrs. Reba H. Nagle, 401 Walnut St (6), 1-27-53.  
Mrs. Eleanor La B. Russell, 1443 Tasker St., 1-27-53.  
John T. Schmidt, Rm. 1320 Packard Bldg. (2), 1-27-53.  
Jacob Sommerstein, N. W. Cor. 5th and Pine Sts.,  
GFl. (6), 1-27-53.

SCHUYLKILL COUNTY

W. John Krommes, Pottsville, 1-27-53.  
Clinton F. Tiley, Ashland, 1-27-53.  
Miss Mary L. Young, Port Carbon, 1-27-53.

VENANGO COUNTY

Miss He'en Rembold, Oil City, 1-27-53.

WASHINGTON COUNTY

John B. Smith, Charleroi, 1-27-53.

WESTMORELAND COUNTY

Louis W. Remaley, Export, 1-27-53.

YORK COUNTY

Mrs. Mary Ruth Freeze, York, 1-27-53.  
Richard O. Moul, York, 1-27-53.

PHILADELPHIA COUNTY

Miss Clare A. Belcher, 2222 Packard Bldg., 1-28-53.

CAMBRIA COUNTY

Herman J. Werfel, Summerhill, 1-29-53.

DAUPHIN COUNTY

Miss Kathryn Quickel, Middletown, 1-29-53.

LAWRENCE COUNTY

J. Roy Mercer, New Castle, 1-29-53.

WASHINGTON COUNTY

Joseph C. Spriggs, Washington, 1-29-53.

WESTMORELAND COUNTY

Benjamin T. Lash, West Newton, 1-29-53.

ARMSTRONG COUNTY

H. N. Clements, Leechburg, 1-31-53.

BEAVER COUNTY

Milton Selkovits, Aliquippa, 1-31-53.

BRADFORD COUNTY

Mrs. Lillian M. Brown, Wyalusing, 1-31-53.

CHESTER COUNTY

Miss Marthe Nields, Downingtown, 1-31-53.

CRAWFORD COUNTY

C. C. Mitchell, Titusville, 1-31-53.

DELAWARE COUNTY

Henry D. Satterfield, Chester, 1-31-53.

MONTGOMERY COUNTY

P. Fank Hunter, Jr., Norristown, 1-31-53.  
Edward V. Schiesser, Upper Moreland Twp., Willow  
Grove, 1-31-53.

NORTHAMPTON COUNTY

Myron J. Dervin, Easton, 1-31-53.

PHILADELPHIA COUNTY

Ulysses S. Armstrong, 724 S. Broad St. (46), 1-31-53.

Mrs. Irene Butts, 1722 N. 22nd St (21), 1-31-53.  
Miss He'en T. McGinn, 5407 Cedar Ave. (43), 1-31-53.

VENANGO COUNTY

James H. Courtney, Oil City, 1-31-53.

WESTMORELAND COUNTY

Millard Samuel Sumpman, West Newton, 1-31-53.

ALLEGHENY COUNTY

Anthony Affatigato, Pittsburgh, 721 Wylie Ave. (19),  
2-1-53.  
Frank G. Altany, Brackenridge, 2-1-53.  
Harry S. Bailey, Pittsburgh, 1533 Center Ave., 2-1-53.  
William L. Bailey, Pittsburgh, 1005 Columbia Bldg.  
(22), 2-1-53.  
Mrs. Margaret K. Borneman, Pittsburgh, 1070 Banksville  
Ave., (16), 2-1-53.  
Mrs. Lillian Boyd, Wilkinsburg, 2-1-53.  
J. K. Burnett, Pittsburgh, Rm. 810 Benedum-Trees  
Bldg., 2-1-53.  
H. E. Callaghan, Pittsburgh, 743 Berkshire Ave. (26),  
2-1-53.  
Wm. R. Cappe, Dormont, 2-1-53.  
Mrs. Marjorie M. Cator, Sewickley, 2-1-53.  
Joseph C. Ciccone, Coraopolis, 2-1-53.  
J. Martin Conflenti, Coraopolis, 2-1-53.  
Mrs. Aryola M. Demos, Pittsburgh, 413 Bessemer Bldg.,  
2-1-53.  
Miss Margaret A. Devlin, Pittsburgh, 2850 Second Ave.  
(19), 2-1-53.  
Paul Doelfel, Pittsburgh, 953 Greenfield Ave. (17),  
2-1-53.  
Philip A. Engelmeier, Pittsburgh, 500 Foreland St. (12),  
2-1-53.  
Mrs. Marjorie M. Eskofier, Pittsburgh, 18 E. Carson St.,  
2-1-53.  
R. L. Fisher, McKees Rocks, 2-1-53.  
Albert N. Goldfeder, Pittsburgh, 239 4th Ave., 2-1-53.  
Edward Goldstein, Braddock, 2-1-53.  
Miss Anne S. Herman, Pittsburgh, 914 Penn Ave.,  
2-1-53.  
Fred J. Hoffman, Pittsburgh, 328 N. Hiland Ave. (6),  
2-1-53.  
Mrs. Hannah Howard, Pittsburgh, 1220 Farmers Bank  
Bldg. (22), 2-1-53.  
T. D. Jacobs, Pittsburgh, 5758 Baum Blvd., 2-1-53.  
Mrs. Mavis C. Johnson, Pittsburgh, 165 Larimer Ave.  
(6), 2-1-53.  
Mrs. Jennie L. Joseph, Pittsburgh, 6006 Centre Ave. (6),  
2-1-53.  
Earl J. Keefner, Pittsburgh, 936 S. Millvale Ave (13),  
2-1-53.  
Milton C. Klein, Duquesne, 2-1-53.  
E. H. Koerbel, McCandless Twp., R. D. 12, Pittsburgh  
(29), 2-1-53.  
John G. Kozusko, Penn Twp., North Bessemer, 2-1-53.  
Miss Ann R. Kristy, Pittsburgh, 214 Oliver Bldg (22),  
2-1-53.  
Louis E. Kubasak, Duquesne, 2-1-53.  
Ralph S. Kunst Jr., Pittsburgh, 614 Smithfield St. (19),  
2-1-53.  
Karl A. Lauer, Jr., Whitehall, Pgh. (27), 2-1-53.  
Philip M. Leone, Swissvale, 2-1-53.  
Alva E. McClellan, Oakmont, 2-1-53.  
R. C. McClintock, McKeesport, 2-1-53.  
Bernard J. McCrory, Pittsburgh, 319 5th Ave., 2-1-53.  
Michael G. Manesiotis, Pittsburgh, 104 W. Erie St. (12),  
2-1-53.  
Welling S. Marvin, Tarentum, 2-1-53.  
Mrs. Elizabeth J. Meyer, Pittsburgh, 303 Smithfield St.  
(30), 2-1-53.  
Miss Lena Moore, Pittsburgh, 717 Liberty Ave., 2-1-53.  
Alfred Mordacci, Pittsburgh, 445 Water St., 2-1-53.  
Charles N. Morgan, Coraopolis, 2-1-53.



Donald L. Mueller, Pittsburgh, 617 W. Diamond St., N. S. (12), 2-1-53.

Mrs. Pearl Neary, Pittsburgh, 507 Jones Law Bldg. (19), 2-1-53.

Thomas J. Nichols, Pittsburgh, 812 Berger Bldg. (19), 2-1-53.

B. L. Parker, Pittsburgh, 500 Dargan St., 2-1-53.

John Ralph Plymire, Pittsburgh, 711 Berger Bldg., 2-1-53.

Andrew G. Putch, McKeesport, 2-1-53.

Mrs. Olivia T. Rennekamp, Pittsburgh, 513-15 Berger Bldg. (19), 2-1-53.

Fred C. Schleicher, Wilkesburg, 2-1-53.

Mrs. Elizabeth Smith, Pittsburgh, 244 Blvd. of the Allies, 2-1-53.

J. Raymond Smith, Coraopolis, 2-1-53.

J. H. Stotler, Penn Twp. Universal, 2-1-53.

Miss Alice Tylavsky, Homestead, 2-1-53.

Miss Helen M. Watson, Pittsburgh, 635 Ridge Avenue (12), 2-1-53.

Archie A. Wilson, Pittsburgh, 519 S. Craig St. (13), 2-1-53.

Mrs. Ruth J. Wolfarth, Pittsburgh, 35 St. Nicholas Building, 2-1-53.

#### ARMSTRONG COUNTY

Mrs. Edna M. Shotts, Kittanning, 2-1-53.

#### BEAVER COUNTY

Mrs. Elizabeth B. Jenkins, Aliquippa, 2-1-53.

J. W. Jewell, Freedom, 2-1-53.

H. Earl Kirk, Beaver, 2-1-53.

Mrs. Ruth Krohe, Beaver, 2-1-53.

Frank H. Morrow, Beaver Falls, 2-1-53.

Chas. Onderka, Beaver Falls, 2-1-53.

Frank C. Serna, Rochester, 2-1-53.

Mrs. Hazel L. Shope, Midland, 2-1-53.

#### BERKS COUNTY

Mrs. Elizabeth S. Brubaker, Fleetwood, 2-1-53.

Howard W. Fell, Exeter Twp., Reiffton, Reading, 2-1-53.

Miss Mary A. Gantert, Reading, 2-1-53.

Richard B. Hunter, Exeter Twp., Pennside, Reading, 2-1-53.

Mrs. Eva E. Minker, Mohnton, 2-1-53.

Mrs. Arlene E. Rickenbach, Hamburg, 2-1-53.

A. K. Siler Jr., Wernersville, 2-1-53.

#### BLAIR COUNTY

Mrs. Dorothy O. Holt, Altoona, 2-1-53.

Miss Helen M. McCabe, Altoona, 2-1-53.

Robert E. Reifsteck, Greenfield Twp., Claysburg, 2-1-53.

Emory H. Shaw, Duncansville, 2-1-53.

#### BRADFORD COUNTY

Martin P. Brennan, Jr., Towanda, 2-1-53.

Henry E. Dunn, Towanda, 2-1-53.

Miss Alta Hinkley, Towanda, 2-1-53.

#### BUCKS COUNTY

Robert M. Barton, Bristol, 2-1-53.

William H. Booz, Doylestown Twp., Doylestown, 2-1-53.

Miss Marguerite M. Clark, Doylestown, 2-1-53.

Oliver M. Landis, Quakertown, 2-1-53.

Mrs. Katharine R. Sergeant, Doylestown, 2-1-53.

#### BUTLER COUNTY

E. R. Brickle, Butler, 2-1-53.

Mrs. Dorothy P. Patterson, Butler, 2-1-53.

Joseph T. Stehle, Jr., Butler, 2-1-53.

#### CAMBRIA COUNTY

George H. Baker, Johnstown, 2-1-53.

Chas. J. Boyle, Johnstown, 2-1-53.

Albert K. Christoff, Patton, 2-1-53.

Earl R. Collins, Johnstown, 2-1-53.

Robert A. Gleason, Johnstown, 2-1-53.

Louis A. Haluska, Patton, 2-1-53.

Mrs. Margaret Martin, Johnstown, 2-1-53.

#### CAMBRIA COUNTY

Miss E. Olive McConnell, Vintondale, 2-1-53.

William Medwig, Johnstown, 2-1-53.

W. Richard Norris, Johnstown, 2-1-53.

Maurice A. Springer, Ebensburg, 2-1-53.

#### CARBON COUNTY

Paul F. Ebert, Palmerton, 2-1-53.

#### CENTRE COUNTY

Donald E. Antes, Ferguson Twp., State College, 2-1-53.

Miss Ruth Parsons, Unionville, 2-1-53.

#### CHESTER COUNTY

Miss Annetta Di Prinzio, Willistown Twp., Malvern, 2-1-53.

Arthur V. Grant, West Chester, 2-1-53.

Mrs. Margaret Ives Hoffman, Kennett Square, 2-1-53.

Leon Sacks, Oxford, 2-1-53.

P. Robert Schmaltz, Kennett Square, 2-1-53.

Norman Trachtenberg, Phoenixville, 2-1-53.

#### CLARION COUNTY

William H. Laughlin, Clarion, 2-1-53.

Paul J. Pfaff, Shippensburg, 2-1-53.

H. Ray Pope, Jr., Clarion, 2-1-53.

Miss Grace E. Price, Licking Twp., Callensburg, 2-1-53.

Mrs. Juene E. Taylor, Clarion, 2-1-53.

Nelson L. Wall, New Bethlehem, 2-1-53.

#### CLEARFIELD COUNTY

Miss Grace Albert, Clearfield, 2-1-53.

Miss Geneva Fullerton, Lawrence Twp., Clearfield, 2-1-53.

#### CLINTON COUNTY

Rocco A. Verelli, Lock Haven, 2-1-53.

#### COLUMBIA COUNTY

Miss J. L. Hoffman, Bloomsburg, 2-1-53.

Mrs. Elizabeth E. Leighou, Bloomsburg, 2-1-53.

#### CRAWFORD COUNTY

Arch Hanna, Townville, 2-1-53.

Charles L. Hayes, Linesville, 2-1-53.

Miss Anna E. Malley, Meadville, 2-1-53.

#### CUMBERLAND COUNTY

Wm. H. Graham, Lower Allen Twp., Camp Hill, 2-1-53.

Mrs. Clara B. Hart, Mechanicsburg, 2-1-53.

#### DAUPHIN COUNTY

Miss Florence E. Dyer, Harrisburg, 2-1-53.

Miss Emma M. Hurst, Paxtang, Hbg., 2-1-53.

H. Melvin Keckler, Derry Twp., Hershey, 2-1-53.

Sylvio V. Lewis, Steelton, 2-1-53.

Eugene E. Nelson, Harrisburg, 2-1-53.

Mrs. Evelyn K. Salinger, Harrisburg, 2-1-53.

Mrs. Sarajane Sellers, Harrisburg, 2-1-53.

Lloyd R. Shuey, Harrisburg, 2-1-53.

Frank B. Snyder, Harrisburg, 2-1-53.

John S. Spicer, Harrisburg, 2-1-53.

Mrs. M. Ladora Wren, Williamstown, 2-1-53.

#### DELAWARE COUNTY

Mrs. Frances L. Amalfitano, Chester, 2-1-53.

Miss Sylvia U. Andrien, Millbourne, Upper Darby, 2-1-53.

William F. Barrett, Lansdowne, 2-1-53.

Mrs. Anne T. Eves, Media, 2-1-53.

George M. Heffron, Chester, 2-1-53.

Miss Anne Honer, Chester, 2-1-53.

Clarence F. Lumley, Jr., Haverford Twp., Havertown, 2-1-53.

James E. Russell, Upper Darby Twp., Upper Darby, 2-1-53.

#### DELAWARE COUNTY

E. Winfield Stewart, Aldan, 2-1-53.

#### ELK COUNTY

Paul A. Garner, St. Marys, 2-1-53.  
Mrs. Margaret C. Nickeson, St. Marys, 2-1-53.  
F. A. Robison, St. Marys, 2-1-53.

#### ERIE COUNTY

Joseph A. Ehrman, Millcreek Twp., Erie, 2-1-53.  
Miss Ruth M. Lindgren, Erie, 2-1-53.  
Mrs. Rowena L. Ludwig, Millcreek Twp., Erie, 2-1-53.  
Wm. T. Roward, Erie, 2-1-53.  
Mrs. Mary E. Sears, Corry, 2-1-53.  
Mrs. Ethel Seymour, Union Twp., Union City, 2-1-53.

#### FAYETTE COUNTY

Mrs. Garnette H. Ansell, Connellsville, 2-1-53.  
Mrs. Jane Ebert, Brownsville, 2-1-53.  
Mrs. Lillian F. Martin, Henry Clay Twp., Markleysburg, 2-1-53.  
Mrs. Bertha K. Scheller, Connellsville, 2-1-53.  
Miss Lila D. Schroyer, Connellsville, 2-1-53.  
John Spock, Jr., Masontown, 2-1-53.

#### FRANKLIN COUNTY

Harry A. Davis, Jr., Waynesboro, 2-1-53.  
Harold B. Pensinger, Greencastle, 2-1-53.

#### FULTON COUNTY

Harry R. Brantner, Jr., McConnellsburg, 2-1-53.

#### GREENE COUNTY

Mrs. Elizabeth L. Carroll, Gray Twp., Graysville, 2-1-53.

#### INDIANA COUNTY

Mrs. Jeanne H. Bowser, Blairsville, 2-1-53.  
Miss Norma Colananni, Blairsville, 2-1-53.

#### LACKAWANNA COUNTY

Mrs. Janet M. Bonacci, Carbondale, 2-1-53.  
Joseph A. Corcoran, Scranton, 2-1-53.  
Miss Margaret T. Hayes, Old Forge, 2-1-53.  
William B. Jones, Scranton, 2-1-53.  
Mrs. Marie E. O'Malley, Olyphant, 2-1-53.  
Miss Mary A. Wright, Scranton, 2-1-53.

#### LANCASTER COUNTY

A. W. Beamenderfer, Mount Joy, 2-1-53.  
Miss Evelyn G. Brallier, Lancaster, 2-1-53.  
Mrs. Nancy W. Eicherly, Lancaster, 2-1-53.  
Benj. L. Greider, East Hempfield Twp., Landisville, 2-1-53.  
Miss Anna Mary Landis, Lancaster, 2-1-53.  
Bernard A. Lupold, Lancaster, 2-1-53.  
Mrs. Catharine M. Price, Lancaster, 2-1-53.  
R. Chester Ross, Salisbury Twp., Honey Brook, 2-1-53.  
A. M. Shissler, Lititz, 2-1-53.  
Richard L. Shultz, Lancaster, 2-1-53.  
Miss Jane E. Witmer, Manheim Twp., Lancaster, 2-1-53.  
Mrs. Rebecca T. Wittel, Mount Joy Twp., Elizabethtown, 2-1-53.

#### LAWRENCE COUNTY

Edwin O. Feass, New Castle, 2-1-53.  
J. Clyde Gilfillan, New Castle, 2-1-53.  
Miss Katherine Lundgren, Ellwood City, 2-1-53.

#### LEBANON COUNTY

John M. Bomberger, Lebanon, 2-1-53.

#### LEHIGH COUNTY

Lewis M. Hall, Allentown, 2-1-53.  
Robert D. Hallman, Slatington, 2-1-53.  
Mrs. Pearl M. Hargraves, Catasauqua, 2-1-53.  
Howard S. Jurden, Allentown, 2-1-53.  
Frank H. Ricker, Allentown, 2-1-53.  
Milton M. Shoemaker, Slatington, 2-1-53.  
Mrs. Katharine M. Snyder, Allentown, 2-1-53.

#### LUZERNE COUNTY

David Ertley, Kingston, 2-1-53.  
Wilson H. Flock, Kingston, 2-1-53.  
Mrs. Phyllis A. Haus, Nanticoke, 2-1-53.  
Robert T. Kruse, Wilkes-Barre, 2-1-53.  
Joseph J. Shubert, Wilkes-Barre, 2-1-53.

#### LYCOMING COUNTY

Charles E. Clokey, Williamsport, 2-1-53.  
Joseph E. Major, Williamsport, 2-1-53.

#### McKEAN COUNTY

Harry R. Cartwright, Kane, 2-1-53.  
Miss Bessie L. Dickson, Bradford, 2-1-53.  
Miss June Hemphill, Bradford, 2-1-53.  
Donald L. Rathfon, Bradford, 2-1-53.  
Miss Mary K. Reeve, Bradford, 2-1-53.  
Mrs. Betty I. Wasson, Otto Twp., Rixford, 2-1-53.

#### MERCER COUNTY

George E. Emerson, Jamestown, 2-1-53.  
Mrs. Ruth Jones, Sharon, 2-1-53.

#### MONTGOMERY COUNTY

George Alexander, 3rd, Hatfield Twp., Colmar, 2-1-53.  
Frederick W. Bieler, East Greenville, 2-1-53.  
J. E. Blair, Jenkintown, 2-1-53.  
Miss B. E. Calverley, Springfield Twp., Orelan, 2-1-53.  
David M. Fogel, Lower Merion Twp., Ardmore, 2-1-53.  
Miss Emma G. Groff, Lansdale, 2-1-53.  
Irwin N. Hartzell, Souderton, 2-1-53.  
Miss Mary W. Hild, Norristown, 2-1-53.  
H. Earle Jarden, Jr., Lower Merion Twp., Ardmore, 2-1-53.  
Miss Elizabeth M. Kernan, Norristown, 2-1-53.  
Miss Anna I. Moyer, Norristown, 2-1-53.  
James R. Mullin, Ambler, 2-1-53.  
John H. Patton, Narberth, 2-1-53.  
Edward L. Pennpacker, Pottstown, 2-1-53.  
Mrs. Margaret K. Richards, Upper Moreland Twp., Willow Grove, 2-1-53.  
Louis C. Riggs, Jenkintown, 2-1-53.  
Nunzio Signore, Ambler, 2-1-53.  
Donald Tufillaro, Norristown, 2-1-53.

#### MONTOUR COUNTY

Sister M. Xavier, Danville, 2-1-53.

#### NORTHAMPTON COUNTY

Miss Harriet C. Butler, Easton, 2-1-53.  
Miss Edithe Cericola, Easton, 2-1-53.  
Miss Irene Farkas, Bethlehem, 2-1-53.  
Roy S. Hahn, Nazareth, 2-1-53.  
Stuart D. Henry, Easton, 2-1-53.  
Sterling G. Kline, Easton, 2-1-53.  
Mrs. Dorothy F. Leiby, Bath, 2-1-53.  
Miss Iva L. Smith, Bethlehem, 2-1-53.

#### NORTHUMBERLAND COUNTY

J. W. McCarty, Sunbury, 2-1-53.  
Mrs. Julia Tomol, Mount Carmel, 2-1-53.

#### PHILADELPHIA COUNTY

Philip Altman, 5649 Walnut St., 2-1-53.  
Abner R. Baron, 845 N 48th St., 2-1-53.



Benjamin F. Beissel, 7902 Eastwick Ave., 2-1-53.  
 Howard W. Biles, 2627 East York St. (25), 2-1-53.  
 Joseph A. Birchill, 1617 Land Title Bldg. (10), 2-1-53.  
 Melvin H. Bright, 4840 Frankford Ave. (24), 2-1-53.  
 Miss Freda M. Brown, 2401 Walnut St. (3), 2-1-53.  
 Deronda Burt, 500 S. 27th Street, 2-1-53.  
 Edmund Chmielewski, Jr., 4939 Frankford Ave. (24), 2-1-53.  
 Mrs. Tess Corens, Rm. 809, WCAU Bldgs. (3), 2-1-53.  
 Miss Louise B. Costa, 716 Public Ledger Bldg. (6), 2-1-53.  
 D. Richard Daddona, 724 Jefferson Bldg. (7), 2-1-53.  
 Florenz D'Alfonso, 504 W. Lehigh Ave. (33), 2-1-53.  
 Mrs. Elizabeth W. Davis, 2716 Girard Trust Bldg. (2), 2-1-53.  
 Timothy R. Davis, 1958 N. Camac Street (22), 2-1-53.  
 Ernest Joseph DiRico, 2944 S. 16th Street (45), 2-1-53.  
 Samuel A. Dysart, 6100-14 N. 20th St. (38), 2-1-53.  
 Graf M. Edwards, 7415 Rugby St. (38), 2-1-53.  
 A. J. Engelhart, 6929 Rutland St. (24), 2-1-53.  
 Chas. G. Erickson, Sr., 6310 Jackson St. (35), 2-1-53.  
 Miss Minnie D. Frost, 1736 Land Title Bldg. (10), 2-1-53.  
 Miss Lillian Gallagher, 44 South 44th St. (4), 2-1-53.  
 Miss Dorothy M. Gerhart, 1100 Provident Trust Bldg., 2-1-53.  
 Mrs. H. G. Gleeson, 7055 Frankford Ave. (35), 2-1-53.  
 Anthony M. Grandinetti, Stenton Ave. & Haines St., 2-1-53.  
 Oscar I. Hallman, Room 806, Sun Bldg. (3), 2-1-53.  
 Miss Marion F. Harrington, 1118 Widener Bldg. (7), 2-1-53.  
 Mrs. Addie P. Headen, 1138 South 18th St. (46), 2-1-53.  
 John B. Heinly, 152 W. Apsley St. (44), 2-1-53.  
 Miss Florence O. Hessner, 4118 Torresdale Ave. (24), 2-1-53.  
 George M. Hinsdale, 8120 Bustleton Ave. (15), 2-1-53.  
 Albert Hoffecker, 1820 Chestnut St. (3), 2-1-53.  
 Miss Jane Park Husted, Rm. 732, 1617 Pa. Blvd., 2-1-53.  
 Guido Iacobucci, 2000 S. 65th St. (42), 2-1-53.  
 Mrs. Ethyl H. Jackson, 154 N. 15th Street (2), 2-1-53.  
 E. L. Jones, 1240 Ellsworth Street (47), 2-1-53.  
 Walter C. Kaiser, 500 Walnut St. (6), 2-1-53.  
 Miss Emma B. Kast, 320 N. Broad St. (2), 2-1-53.  
 Mrs. Bertha F. Kolosky, SE Cor. 83rd & Eastwick Ave. (42), 2-1-53.  
 Alexander J. Korsch, Jr., 3524 Cottman Street, 2-1-53.  
 E. Samuel Krombolz, 405-06 Abbott Bldg. (7), 2-1-53.  
 Thomas A. Langstaff, 4th Fl., Wilford Bldg., 2-1-53.  
 Alfred R. Lauer, 9th Fl., 1528 Walnut St., 2-1-53.  
 Joseph J. Lawless, 500 Commercial Trust Bldg., 2-1-53.  
 Miss M. Virginia Lee, 355 N. Third Street (6), 2-1-53.  
 Joseph J. Lock, 49 South 17th St. (3), 2-1-53.  
 Mrs. Katharine McFadden, 6146 Limekiln Pike (41), 2-1-53.  
 Miss Rose A. McGill, 59th and Lancaster Ave. (31), 2-1-53.  
 Michael J. Marinchak, 8th Fl., 1528 Walnut St., 2-1-53.  
 Albert C. Markert, 6001 Oxford St. (31), 2-1-53.  
 Miss Elizabeth V. Markley, Rm. 2000, 1616 Walnut St., 2-1-53.  
 Guy E. Mechesney, 3d and Somerset Sts. (33), 2-1-53.  
 Ralph D. Megee, 912 Lafayette Bldg. (6), 2-1-53.  
 Frank T. Moffa, Jr., 2716 Dudley St. (45), 2-1-53.  
 Louis M. Mueller, 38th and Jackson Sts. (45), 2-1-53.  
 Miss Anne M. Mulcahy, 1238 N. 4th St. (4), 2-1-53.  
 Joseph T. Murphy, 1428 S. Penn Square (2), 2-1-53.  
 William E. Murphy, 38 Apsley St. (44), 2-1-53.  
 Mrs. Gail L. Nixon, 1400 Unruh Ave. (11), 2-1-53.  
 Sydney B. Palley, 432 Chestnut St. (6), 2-1-53.  
 Salvatore Ponti, 1342 Carpenter St. (47), 2-1-53.  
 William M. Powell, 440 E. High St. (44), 2-1-53.  
 Miss Augusta Quaresmini, 1343 Arch St. (7), 2-1-53.  
 Walter G. Read, 47th & Baltimore Ave., 2-1-53.  
 Miss Anna E. Rieb, c/o Henry Disston & Sons, Inc., Unruh & Milnor Sts., 2-1-53.  
 Oskar Riesmann, N.W. Cor. Castor Ave. & Tulip St. (34), 2-1-53.  
 William T. Riley, 2038 S. 3rd St. (48), 2-1-53.  
 Stephen Rohach, 868 N. 27th St. (30), 2-1-53.

Leon S. Rosenthal, 4028 Market St. (4), 2-1-53.  
 Wm. E. Rudy, 854 N. Broad St. (30), 2-1-53.  
 Leonard J. Santangelo, 472-478 Drexel Bldg. (6), 2-1-53.  
 Miss Maria A. Schifalacqua, 823 Christian St. (47), 2-1-53.  
 James D. Scully, 504 W. Lehigh Ave. (33), 2-1-53.  
 Mrs. Virginia Seibert, 2099 N. 63rd St. (31), 2-1-53.  
 Mrs. Ruth Juanita Smith, 857 N. 13th St. (23), 2-1-53.  
 Miss Florence A. Stelmack, 4445 Shelmire Ave. (36), 2-1-53.  
 Mrs. Lily M. Stover, 260 S. Broad St. (1), 2-1-53.  
 Walter Stoyan, 6040 Elmwood Ave. (42), 2-1-53.  
 Ralph J. Thiers, 7143 Louise Road (38), 2-1-53.  
 Robert H. Thorn, 12059 Bustleton Ave., 2-1-53.  
 Mrs. Elsie W. Townsend, 12th Fl., Packard Bldg., 2-1-53.  
 W. F. Treganowan, 1414 W. Erie Ave. (40), 2-1-53.  
 Miss Elsie Tschopp, 6311 Germantown Ave., 2-1-53.  
 George C. Waite, 2029 Market St. (3), 2-1-53.  
 Miss Margaret E. Walker, 4317 Griscom St. (24), 2-1-53.  
 Miss Margaret H. Walsh, 404 W. Lindley Ave. (20), 2-1-53.  
 F. P. Ward, 1113 S. Broad St. (47), 2-1-53.  
 Meyer P. Weiss, 5440 Bingham St. (20), 2-1-53.  
 Miss Theresa M. Whittier, Rm. 1314 Land Title Bldg., 2-1-53.  
 Walter R. Winpenny, 6811 N. 7th St. (26), 2-1-53.  
 Mrs. Madeline M. Wolfson, S.E. Cor. 33d & Huntingdon St (32), 2-1-53.

## SCHUYLKILL COUNTY

Miss Jean M. Arnout, Pottsville, 2-1-53.  
 C. Fred Beck, Cressona, 2-1-53.  
 Philip V. Boyle, Pottsville, 2-1-53.  
 Miss Anna A. Dzinkavage, Shenandoah, 2-1-53.  
 Floyd H. Minnig, Schuylkill Haven, 2-1-53.  
 Mrs. Sabina A. Quinn, Pottsville, 2-1-53.  
 Mrs. Rhoda A. Reinhard, Pine Grove, 2-1-53.  
 Stanley Student, McAdoo, 2-1-53.  
 Mrs. Adele A. Yesalavage, Girardville, 2-1-53.

## SOMERSET COUNTY

Mrs. Betty G. Farkas, Shade Twp., Cairnbrook, 2-1-53.  
 Miss Margaret Kearney, Garrett, 2-1-53.  
 Everett G. Will, Somerset, 2-1-53.

## UNION COUNTY

Robert D. Gift, Lewisburg, 2-1-53.  
 Mrs. G. Irene Klushin, Mifflinburg, 2-1-53.

## WARREN COUNTY

Frank L. Betts, Columbus Twp., Columbus, 2-1-53.  
 George N. Redding, Warren, 2-1-53.

## WASHINGTON COUNTY

George Bindi, Monongahela, 2-1-53.  
 P. A. Caruso, Charleroi, 2-1-53.  
 Abraham Debbis, Canonsburg, 2-1-53.  
 Mrs. Antoinette DiDonato, Charleroi, 2-1-53.  
 Eugene M. Long, Monongahela, 2-1-53.  
 Mrs. Ida H. Murray, Washington, 2-1-53.  
 Miss Mabel E. Rutan, Washington, 2-1-53.  
 Earl M. Sharpnack, Washington, 2-1-53.  
 Mrs. Irene Tourdot, Washington, 2-1-53.

## WESTMORELAND COUNTY

G. C. Atkins, Jeannette, 2-1-53.  
 Mrs. Elizabeth E. Battistella, Hempfield Twp., Greensburg, 2-1-53.  
 F. J. Buerger, Latrobe, 2-1-53.  
 Henry G. Buisch, New Kensington, 2-1-53.  
 Jesse S. Cook, Jr., Scottdale, 2-1-53.  
 Charles Doberneck, Jeannette, 2-1-53.  
 H. Kenneth Gehr, Jeannette, 2-1-53.  
 Mrs. Lorena Gressman, Greensburg, 2-1-53.  
 Miss Marie C. Mahoney, New Kensington, 2-1-53.  
 Mrs. Barbara E. Mangifest, Vandergrift, 2-1-53.  
 Robert C. Uhlig, Export, 2-1-53.

## YORK COUNTY

Robert W. Anderson, York, 2-1-53.  
 Mrs. Elizabeth Child, Hanover, 2-1-53.  
 Miss Mary A. Frock, York, 2-1-53.  
 Herbert A. Lewis, West York, York, 2-1-53.  
 Miss C. G. Myers, York, 2-1-53.  
 John L. Myers, Spring Grove, 2-1-53.  
 Mrs. Beryl R. Sipe, York, 2-1-53.  
 Mrs. Cleone R. Stetler, York, 2-1-53.  
 Mrs. Muriel Ruth Williams, York, 2-1-53.

## ALLEGHENY COUNTY

W. Wallace Bell, Pittsburgh, 6006 Centre Ave. (6),  
 2-2-53.

## FAYETTE COUNTY

Mrs. Dorothy L. Martin, Masontown, 2-2-53.

## LUZERNE COUNTY

Mrs. Fay Weinstock, Forty Fort, 2-2-53.

## PHILADELPHIA COUNTY

Joseph E. Knapp, 5241 Oakland St., 2-2-53.  
 Anthony T. Vincent, 747 South Broad St., 2-2-53.

## ERIE COUNTY

Miss Nina E. Steiner, Erie, 2-3-53.

## PHILADELPHIA COUNTY

T. A. Reilly, 6724 Elmwood Ave., 2-3-53.  
 Miss L. Sigg, 7240 Torresdale Ave., 2-3-53.  
 W. C. Zimmerman, Curtis Publishing Co. Bldg. (5),  
 2-3-53.

## McKEAN COUNTY

L. C. Robey, Port Allegany, 2-4-53.

## PHILADELPHIA COUNTY

Adam J. Strong, 6502 Rising Sun Ave., 2-4-53.

JOHN S. FINE.

Commonwealth of Pennsylvania,

Governor's Office, Harrisburg, January 26, 1953.

To the Honorable, the Senate of the Commonwealth of  
 Pennsylvania:

In conformity with law, I have the honor hereby to  
 nominate for the advice and consent of the Senate the  
 following persons for appointment as Notaries Public,  
 for terms of four years to compute from the dates shown:

To compute from date of confirmation

## ALLEGHENY COUNTY

John Paul Lednak, Rankin.

## BEAVER COUNTY

W. H. Miller, Aliquippa.

## CHESTER COUNTY

Miss Mary Rita McGlinchey, Tredyffrin Twp., Paoli.

## DAUPHIN COUNTY

Charles D. Weaver, Susquehanna Twp., Harrisburg.

## DELAWARE COUNTY

Richard G. Foltz, Swarthmore.  
 Mrs. Cora M. Shepperly, Lansdowne.  
 Miss Helen A. Smith, Middletown Twp., Media.

## ERIE COUNTY

Mrs. Kathleen G. Church, Erie.  
 Duane E. Weidler, Platea.

## GREENE COUNTY

W. Ray Inghram, Franklin Twp., Waynesburg.

## LAWRENCE COUNTY

Elmer D. O'Neill, New Castle.

## LEHIGH COUNTY

R. C. Leibensperger, Allentown.  
 J. V. Moran, Larksville.

## PHILADELPHIA COUNTY

Albert H. Bachman, Jr., 1001 Rhawn Street (11).  
 Fred T. Corleto, S. E. Cor., 18th & Jackson Sts.  
 Miss Ginger Michaels, 2214 Lincoln-Liberty Bldg. (7).

## SCHUYLKILL COUNTY

Mrs. Mary D. Burnham, Mahanoy City.

## WESTMORELAND COUNTY

Howard M. Whitehead, Greensburg.

## YORK COUNTY

Mrs. Nellie Hintze, Wrightsville.

To compute from the dates set opposite their names

## ERIE COUNTY

Mrs. Edna Brown, Springfield Twp., West Springfield,  
 1-27-53.  
 Mrs. Marguerite A. Mattis, Erie, 1-27-53.

## ALLEGHENY COUNTY

Mrs. Evelyn Hipsley Frenzel, Pittsburgh, 230 Lothrop  
 St. (13), 2-1-53.  
 Mrs. Irene D. Rice, Pittsburgh, 1813 N. Franklin St.  
 (33), 2-1-53.

## BUTLER COUNTY

George E. Sheldon, Butler, 2-1-53.

## CHESTER COUNTY

Mrs. Margaret W. Greenwood, Coatesville, 2-1-53.

## CLARION COUNTY

A. J. Harvey, Clarion, 2-1-53.

## CRAWFORD COUNTY

J. Perry Eckles, Meadville, 2-1-53.

## DAUPHIN COUNTY

Henry B. Bruce, Harrisburg, 2-1-53.  
 Mrs. Mildred G. Eshleman, Harrisburg, 2-1-53.  
 Mrs. Elsie M. Sees, Harrisburg, 2-1-53.  
 Spencer E. Sloathour, Harrisburg, 2-1-53.

## ERIE COUNTY

John Cappabianca, Erie, 2-1-53.  
 Mrs. Dolores M. Chenoweth, Erie, 2-1-53.  
 Paul W. Howard, Erie, 2-1-53.  
 Loring Lenhardt, Albion, 2-1-53.  
 Mrs. Mary McLaughlin, Erie, 2-1-53.  
 Raymond H. Parks, North East, 2-1-53.

## FRANKLIN COUNTY

Ivan R. Finfrock, Greencastle, 2-1-53.

## JEFFERSON COUNTY

Miss Betty B. Smith, Brookville, 2-1-53.

## LANCASTER COUNTY

Mrs. Bertha H. Erb, Lancaster, 2-1-53.  
 Mrs. Myrtle G. Pyfer, West Lampeter Twp., Willow  
 Street, 2-1-53.



## LAWRENCE COUNTY

Miss Helen E. Hannon, New Castle, 2-1-53.

## LEHIGH COUNTY

Miss Dora I. Koch, Allentown, 2-1-53.  
Mrs. Beulah M. Steckel, Slatington, 2-1-53.

## LUZERNE COUNTY

Miss Emily M. Bedner, Wilkes-Barre, 2-1-53.  
Mrs. Elizabeth Rogers, Plymouth, 2-1-53.

## LYCOMING COUNTY

Miss Anne G. Thomke, Williamsport, 2-1-53.

## McKEAN COUNTY

Jack C. VanNette, Bradford, 2-1-53.

## MERCER COUNTY

William Polangin, Farrell, 2-1-53.

## NORTHAMPTON COUNTY

Herbert G. Cann, Washington Twp., Bangor, 2-1-53.

## PHILADELPHIA COUNTY

Charles A. Cardano, Jr., 2304 S. 16th St., 2-1-53.  
Thomas J. Cauley, 1222 Western Saving Fund Bldg., 2-1-53.  
Salvatore F. Cavalli, 2521 S. 19th St., 2-1-53.  
Henry A. Descano, 1401 S. Broad St., 2-1-53.  
Bernard Klein, 2555 S. Sheridan St., 2-1-53.  
Peter J. McFarland, Jr., 5929 N. Front St., 2-1-53.  
William H. Merz, 1518 Walnut St. (2), 2-1-53.  
Mrs. Anne M. Rorer, 604 W. Godfrey Ave., 2-1-53.  
Benjamin E. Sattler, 506 North 9th St., 2-1-53.  
Joseph S. Terry, 802 North 12th St., 2-1-53.

## SCHUYLKILL COUNTY

Harold W. Bowe, Frackville, 2-1-53.

## SOMERSET COUNTY

Robert L. Custer, Somerset, 2-1-53.  
Mrs. Pauline M. Herring, Somerset, 2-1-53.

## LANCASTER COUNTY

J. Rankin Wiley, Fulton Twp., Peach Bottom, 2-7-53.

## LEHIGH COUNTY

Miss Mary A. Moser, Allentown, 2-7-53.

## PHILADELPHIA COUNTY

Miss Caroline K. Kenworthy, 1507 Finance Bldg., 2-7-53.  
Max A. Rosenberg, 407 South 60th St., 2-7-53.  
Mrs. Sarah Stanage Smith, 5235 Walnut St., 2-7-53.

## NORTHUMBERLAND COUNTY

Lester R. Wehry, Mount Carmel, 2-9-53.

## ALLEGHENY COUNTY

Mrs. Helen U. Raab, Pittsburgh, 2602 Grant Building, 2-14-53.

## PHILADELPHIA COUNTY

Miss Carolyn M. McKeever, 436 Walnut Street, 2-14-53.

## JEFFERSON COUNTY

William E. Gilliland, Punxsutawney, 2-19-53.

## FRANKLIN COUNTY

Miss Harriet A. Rhea, Mercersburg, 2-20-53.

## PHILADELPHIA COUNTY

Joseph M. Corr, 1712 Summer Street, 2-27-53.  
John V. Martin, 2231 Land Title Bldg., 2-27-53.

## ALLEGHENY COUNTY

Mrs. Mary E. Cooley, Pittsburgh, 3020 Chartiers Ave., 2-28-53.  
Mrs. Evelyn A. Heil, Pittsburgh, 307 Fourth Avenue, 2-28-53.  
Mrs. Hilda Barr Murphy, Pittsburgh, 1st Fl. Mercy Hospital, 2-28-53.

## BRADFORD COUNTY

Mrs. Nellie R. Howell, Towanda, 2-28-53.  
Mrs. M. H. Wiggins, Towanda, 2-28-53.

## COLUMBIA COUNTY

John H. Shuman, Bloomsburg, 2-28-53.

## CRAWFORD COUNTY

David L. Jones, Titusville, 2-28-53.

## DELAWARE COUNTY

William G. Benham, Upper Darby Twp., Lansdowne, 2-28-53.

## ERIE COUNTY

Miss Mildred L. Kidder, Erie, 2-28-53.

## HUNTINGDON COUNTY

Donald A. Barley, Huntingdon, 2-28-53.

## LAWRENCE COUNTY

D. J. Daniels, New Castle, 2-28-53.

## NORTHUMBERLAND COUNTY

J. C. Billman, Herndon, 2-28-53.

## PHILADELPHIA COUNTY

Miss Teresa M. McTear, 1440 North Second Street (22), 2-28-53.

JOHN S. FINE.

A motion was made by Mr. WATSON and Mr. WATKINS,

That the Senate do advise and consent to said nominations.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

## YEAS—47

Bane,	Hare,	McCusker,	Stiefel,
Barr,	Harney,	McGinnis,	Taylor,
Berger,	Holland,	McMenamin,	Toole,
Blass,	Kessler,	McPherson, Jr.	Wade,
Camel,	Koprivier, Jr.	Miller,	Wagner,
Chapman,	Lane,	Pechan,	Walker,
Crowe,	Leader,	Peelor,	Watkins,
Dent,	Madigan,	Propert,	Watson,
DiSilvestro,	Mahany,	Ruth,	Weiner,
Fleming,	Mallery,	Silvert,	Wolfe,
Freed,	McCreesh,	Snowden,	Wood,
Haluska,		Stevenson,	Yosko,

## NAYS—0

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

## NOMINATIONS BY THE GOVERNOR

## REFERRED TO COMMITTEE

He also presented communications in writing from His Excellency, the Governor of the Commonwealth, which were read as follows, and referred to the Committee on Executive Nominations.

## ALDERMAN

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 26, 1953.  
To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Michael Manno, 759 West Edwin Street, Williamsport, Lycoming County, for appointment as Alderman in and for the Fourth Ward of the City of Williamsport, Lycoming County, to serve until the first Monday of January 1954, vice James W. Powell, deceased.

JOHN S. FINE.

## CORONER

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 26, 1953.  
To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate J. Clinton Atwell, 137 West Jefferson Street, Butler, Butler County, for appointment as Coroner in and for the County of Butler, until the first Monday of January 1954, vice J. Charles Dengler, deceased.

JOHN S. FINE.

## MEMBER OF SANITARY WATER BOARD

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 26, 1953.  
To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Dr. Elmer A. Holbrook, 1543 Shady Avenue, Pittsburgh, Allegheny County, for reappointment as a member of the Sanitary Water Board, to serve until the third Tuesday of January 1955, and until his successor shall have been appointed and qualified.

JOHN S. FINE.

## MEMBER OF ADVISORY HEALTH BOARD

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 26, 1953.  
To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the reappointment of L. B. Longaker (Pharmacist), 4017 Walnut Street, Philadelphia, as a member of the Advisory Health Board, to serve until the third Tuesday of January 1957, or until his successor has been appointed and has qualified.

JOHN S. FINE.

MEMBER OF BOARD OF TRUSTEES  
SCOTLAND SCHOOL FOR VETERANS' CHILDREN

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 26, 1953.  
To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Mrs. Lillian W. Stevenson, 768 Penn Avenue, Wilkinsburg,

Allegheny County, for reappointment as a member of the Board of Trustees of Scotland School for Veterans' Children, for the term of six years, and until her successor shall have been appointed and qualified.

JOHN S. FINE.

## JUSTICES OF THE PEACE

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 26, 1953.  
To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Justices of the Peace to serve until the first Monday of January 1954:

Jere B. Deibert, Esterly, Berks County, in and for the Borough of St. Lawrence, Berks County, to fill a vacancy.

Charles M. Brouse, LeRoy, Bradford County, in and for the Township of LeRoy, Bradford County, vice R. K. Morse, deceased.

Carl A. Anderson, 219 Turnpike Avenue, Clearfield, Clearfield County, in and for the Borough of Clearfield, Clearfield County, vice H. F. Reese, deceased.

George Harper, Morrisdale, Clearfield County, in and for the Township of Morris, Clearfield County, to fill a vacancy.

Ralph J. Srock, Troutville, Clearfield County, in and for the Borough of Troutville, Clearfield County, to fill a vacancy.

Paul E. Hawk, R. D. No. 3, Shippensburg, Franklin County, in and for the Township of Southampton, Franklin County, to fill a vacancy.

Boyd C. LaFrance, Box No. 153, Meshoppen, Wyoming County, in and for the Borough of Meshoppen, Wyoming County, to fill a vacancy.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 26, 1953.  
To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Justices of the Peace, to serve until the first Monday of January 1954.

James T. Karabasz, Cherry Street, Bally, Berks County, in and for the Borough of Bally, Berks County, to fill a vacancy.

Paul J. Zwoyer, Trexler and Pennsylvania Avenue, Kutztown, Berks County, in and for the Township of Maxatawny, Berks County, vice J. Ward Kieffer, resigned.

JOHN S. FINE.

## MEMBERS OF COUNTY BOARDS OF ASSISTANCE

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 26, 1953.  
To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Members of County Boards of Assistance:

## ALLEGHENY COUNTY

Norman O. Kegel (Democrat), 4018 Shoreham Street, Pittsburgh, to serve until December 31, 1955, and until his successor is duly appointed and qualified (Reappointment).

Mrs. Alice H. McMillen (Republican), 17 East Main Street, Carnegie, to serve until December 31, 1955, and until her successor is duly appointed and qualified (Reappointment).

Dr. W. R. Vivrett (Democrat), 256 South Evaline Street, Pittsburgh, to serve until December 31, 1953, and until his



successor is duly appointed and qualified, to fill a vacancy.  
Mrs. Mayme Hubbard (Republican), 433 Parker Street, Verona, to serve until December 31, 1953, and until her successor is duly appointed and qualified, vice Mrs. Helen L. Carrigan, Pittsburgh, resigned.

#### BERKS CONTY

Paul B. Albright (Democrat), 318 North 15th Street, Hamburg, to serve until December 31, 1955, and until his successor is duly appointed and qualified, to fill a vacancy.

#### BUTLER COUNTY

R. L. Butler (Republican), Sarver, to serve until December 31, 1955, and until his successor is duly appointed and qualified, vice Glenn D. Cramer, whose term expired.

#### CAMERON COUNTY

Frank Callahan (Republican), Driftwood, to serve until December 31, 1954, and until his successor is duly appointed and qualified, vice James Daley, Driftwood, resigned.

Mrs. Olive Zimmer (Republican), West Creek, Emporium, to serve until December 31, 1955, and until her successor is duly appointed and qualified, vice Mrs. Christie Close, Emporium, whose term expired.

#### CENTRE COUNTY

Mrs. Ruth Clyde (Republican), 204 Woodland Drive, State College, to serve until December 31, 1954, and until her successor is duly appointed and qualified, vice Mrs. Lucetta P. Kennedy, State College, resigned.

#### CLARION COUNTY

Ralph M. Baker (Republican), Foxburg, to serve until December 31, 1955, and until his successor is duly appointed and qualified (Reappointment).

Mrs. Bernice M. Goble (Republican), Shippensburg, to serve until December 31, 1955, and until her successor is duly appointed and qualified, vice Mrs. Edna M. Seifert, New Bethlehem, whose term expired.

Mrs. Harriet Hoyt (Republican), Clarion, to serve until December 31, 1955, and until her successor is duly appointed and qualified, vice Mrs. Lulu A. Walley, Crown, whose term expired.

#### CLEARFIELD COUNTY

Miss Elva M. Walker (Republican), 517 Turnpike Avenue, Clearfield, to serve until December 31, 1955, and until her successor is duly appointed and qualified (Reappointment).

Mrs. Viola Rickenbaugh (Republican), Smithmill, to serve until December 31, 1955, and until her successor is duly appointed and qualified, vice Mrs. Letitia Good, Osceola Mills, whose term expired.

Mrs. Della Patchin (Republican), Burnside, to serve until December 31, 1955, and until her successor is duly appointed and qualified, vice Rev. Ezra F. Pearce, Burnside, whose term expired.

#### CUMBERLAND COUNTY

Mrs. Mary W. King (Republican), R. D. No. 5, Carlisle, to serve until December 31, 1955, and until her successor is duly appointed and qualified, vice Mrs. Dorothy R. S. Rearick, Carlisle, whose term expired.

Mrs. Wilma L. Hershner (Republican), 70 West Main Street, Mechanicsburg, to serve until December 31, 1955, and until her successor is duly appointed and qualified, vice Mrs. Lila Landis, Mechanicsburg, whose term expired.

Harold S. Garling (Republican), 57 West King Street, Shippensburg, to serve until December 31, 1954, and until his successor is duly appointed and qualified, to fill a vacancy.

Mrs. Thersea Wolpert (Republican), 8 North Enola Drive, Enola, to serve until December 31, 1955 (Reappointment).

Bruce M. Bowman (Republican), South High Street, Newville, to serve until December 31, 1953, and until his successor is duly appointed and qualified (Reappointment).

#### MERCER COUNTY

Warren R. Keck, Jr., Esq. (Republican), 11 Bessemer Avenue, Greenville, to serve until December 31, 1955, and until his successor is duly appointed and qualified, vice J. Arthur Loutzenhiser, Greenville, whose term expired.

#### NORTHUMBERLAND COUNTY

Mrs. Cora Stecker (Republican), 108 South Hickory Street, Mount Carmel, to serve until December 31, 1955, and until her successor is duly appointed and qualified, vice Mrs. Nellie G. Jones, Mount Carmel, whose term expired.

#### PIKE COUNTY

Mrs. Bertha Voelker (Republican), Matamoras, to serve until December 31, 1955, and until her successor is duly appointed and qualified, vice Thomas Casey, Matamoras, whose term expired.

Edward Parsons (Republican), Greentown, to serve until December 31, 1955, and until his successor is duly appointed and qualified (Reappointment).

JOHN S. FINE.

#### MEMBER OF BOARD OF TRUSTEES, WEST CHESTER STATE TEACHERS' COLLEGE

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 26, 1953.  
To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Mrs. Ada L. Buckman, 210 South Bellevue Avenue, Langhorne, Bucks County, for appointment as a member of the Board of Trustees of West Chester State Teachers' College, to serve until the third Tuesday of January 1959, and until her successor shall have been appointed and qualified, vice Mrs. Anna B. Cooper, Pineville, whose term expired.

JOHN S. FINE.

#### COMMUNICATIONS FROM THE GOVERNOR

He also presented communication in writing from His Excellency, the Governor of the Commonwealth, which was read as follows:

#### APPROVED AND SIGNED SENATE CONCURRENT RESOLUTION

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 15, 1953.  
To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Concurrent Resolution directing the Chief Clerks of the Senate and House to make arrangements for postage for mailing Legislative Journal and providing that payment of postage for mailing Journal, Bills, Calendars and Histories be provided for in the Appropriation Bill.

JOHN S. FINE.

He also presented communication in writing from His Excellency, the Governor of the Commonwealth, which was read as follows:

#### JOINT SESSION

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 26, 1953.  
To the Honorable, the Senate of the Commonwealth of Pennsylvania:

If it meets with the approval of the General Assembly, I should like to address the members in Joint Session today, at five-thirty o'clock p. m.

JOHN S. FINE.

#### SENATE CONCURRENT RESOLUTIONS

##### JOINT SESSION

Mr. MADIGAN. Mr. President, I ask unanimous consent to offer a resolution at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. MADIGAN offered the following concurrent resolution which was twice read, considered and agreed to:

In the Senate, January 26, 1953.

Resolved, (if the House of Representatives concur), That the Senate and House of Representatives meet in Joint Session Monday, January 26, 1953, at five-thirty o'clock P. M. in the Hall of the House of Representatives for the purpose of hearing an address by His Excellency, the Governor of the Commonwealth.

Ordered, That the Clerk present same to the House of Representatives for concurrence.

#### COMMITTEE TO ESCORT THE GOVERNOR

Mr. WATSON. Mr. President, I ask unanimous consent to offer a resolution at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WATSON offered the following resolution which was twice read, considered and agreed to:

In the Senate, January 26, 1953.

Resolved, (if the House of Representatives concur). That a committee of three on the part of the Senate be appointed to act with a similar committee on the part of the House of Representatives (if the House shall appoint such committee), to escort His Excellency, the Governor of the Commonwealth, to the Hall of the House of Representatives to address the Members of the General Assembly in Joint Session, pursuant to a resolution already adopted by the Senate and the House of Representatives.

Ordered, That the Clerk present same to the House of Representatives for concurrence.

#### COMMITTEE APPOINTED

The PRESIDENT. The Chair announces, on behalf of the President pro tempore, the appointment as a committee to escort the Governor to the Hall of the House, the gentleman from Bucks, Mr. Watson; the gentleman from Delaware, Mr. Watkins; and the gentleman from Philadelphia, Mr. McCreesh.

#### HOUSE MESSAGES

##### HOUSE CONCURS IN SENATE RESOLUTION JOINT SESSION

The Clerk of the House of Representatives being introduced, informed the Senate that the House has concurred in resolution from the Senate as follows:

In the Senate, January 26, 1953.

Resolved, (if the House of Representatives concur), That the Senate and House of Representatives meet in Joint Session Monday, January 26, 1953, at five-thirty o'clock P. M. in the Hall of the House of Representatives for the purpose of hearing an address by His Excellency, the Governor of the Commonwealth.

##### HOUSE CONCURS IN SENATE RESOLUTION COMMITTEE TO ESCORT GOVERNOR

He also informed the Senate that the House has concurred in resolution from the Senate as follows:

In the Senate, January 26, 1953.

Resolved, (if the House of Representatives concur), That a committee of three on the part of the Senate be appointed to act with a similar committee on the part of the House of Representatives (if the House shall appoint such committee), to escort His Excellency, the Governor of the Commonwealth, to the Hall of the House of Representatives to address the Members of the General Assembly in Joint Session, pursuant to a resolution already adopted by the Senate and the House of Representatives.

##### PERMISSION TO ADDRESS SENATE

Mr. WAGNER asked and obtained unanimous consent to address the Senate.

Mr. WAGNER. Mr. President, I want to transmit to the Chair the General Report of the Joint State Government Commission, covering the work since the last Session of the Legislature. I would like to call attention to the fact that this is a very concise outline of the various studies which have to be made, and this report should be of interest to every Senator as a reference from time to time during the Session.

Mr. President, I think each Senator has already received a report of the study concerning a college for veterinary medicine in Pennsylvania, and from time to time the completely detailed reports of the other studies will be made, but at this time I would like to present to the Chair this General Report, copies of which will be distributed to the Senators.

##### GENERAL REPORT OF THE JOINT STATE GOVERNMENT COMMISSION 1951-1953

Mr. WAGNER, on behalf of the Joint State Government Commission, submitted the following report which was read by the Clerk as follows:

Commonwealth of Pennsylvania  
Joint State Government Commission  
of the General Assembly  
P. O. Box 81  
Room 450—Capitol Building  
Harrisburg

January 26, 1953.

To the Honorable, the Senate of the General Assembly of the Commonwealth of Pennsylvania:

On behalf of the Joint State Government Commission, I have the honor to transmit herewith the General Report of the Joint State Government Commission, 1951-53, to the General Assembly of the Commonwealth of Pennsylvania.

Copies of this report for distribution to the members of the Senate have been delivered to the office of the President pro tempore of the Senate.

Respectfully submitted,

BAKER ROYER  
Chairman

The PRESIDENT. The General Report of the Joint State Government Commission for 1951-1953 will be noted in the Journal.



## COMMUNICATION

## REPORT OF THE DELAWARE RIVER JOINT COMMISSION OF PENNSYLVANIA AND NEW JERSEY

The Chair cleared his table and laid before the Senate the Report of the Delaware River Joint Commission of Pennsylvania and New Jersey to the Legislatures of the Commonwealth of Pennsylvania and the State of New Jersey for 1951.

The PRESIDENT. The report will be noted in the Journal.

## RESOLUTION REFERRED TO COMMITTEE

## URGING INVESTIGATION OF PENAL INSTITUTIONS

Mr. DENT. Mr. President, I ask unanimous consent to offer a resolution at this time, on behalf of Senator Holland and myself.

The PRESIDENT. Is there objection? The Chair hears none.

Messrs. DENT and HOLLAND offered the following resolution which was twice read and referred to the Committee on Public Health and Welfare:

In the Senate, January 26, 1953.

Whereas, there has been a great deal of unrest culminating in open riots in at least two of our major penal institutions in the Commonwealth of Pennsylvania during recent weeks, and

Whereas, it appears the Governor of the Commonwealth has started an investigation into the causes and reasons for such unrest and rioting and has named a committee for the purpose of making a study with possible recommendations, and

Whereas, the Legislature now being in Session and being the law making body of the Commonwealth, it is imperative that the Legislature be fully informed as to the reasons and causes for such disastrous and dangerous proceedings at our penal institutions, and

Whereas, any suggestions or corrections found necessary may require legislative action, therefore

Be It Resolved that the Legislative Branch of Government be represented on any Board of Inquiry or Commission to study prison conditions in this Commonwealth, therefore

Be It Further Resolved that the Governor name three Members of the Senate and three Members of the House of Representatives to serve upon the Commission or Board of Inquiry named by the Governor or to be named by the Governor. Said Members representing the General Assembly to have full voice and vote upon the Commission and it is their duty to acquaint the full membership of the Legislature with the facts found by the Board of Inquiry.

## HOUSE NOTIFIES SENATE IT IS READY TO CONVENE IN JOINT SESSION

The PRESIDENT. The Chair recognizes the Sergeant-at-Arms.

The SERGEANT-AT-ARMS. Mr. President, I have the honor of presenting a committee on behalf of the House of Representatives.

Mr. WATERHOUSE. Mr. President, we are a committee appointed by the House of Representatives to inform the Senate that the House is ready to receive the Officers and the Members of the Senate in Joint Session and to escort them to the Hall of the House.

The PRESIDENT. The Chair thanks the committee on the part of the House of Representatives.

## JOINT SESSION

The hour of 5:20 o'clock p. m. having arrived, Messrs. Waterhouse and Stank, a committee on the part of the House of Representatives, being introduced, informed the Senate that the House of Representatives was ready for the reception of the President and Members of the Senate for the purpose of hearing an address by His Excellency, the Governor, and the submission of the Sixteenth Biennial Budget of the Commonwealth of Pennsylvania for the fiscal biennium, June 1, 1953 to May 31, 1955.

The President and Members of the Senate proceeded to the Hall of the House of Representatives.

## SENATE RETURNS FROM HOUSE

After some time, the President and Members of the Senate returned to the Senate Chamber.

## COMMUNICATIONS FROM GOVERNOR

The Secretary to the Governor being introduced, presented communications in writing from His Excellency, the Governor of the Commonwealth, which were read as follows:

## GOVERNOR'S BUDGET MESSAGE

The Chair cleared his table and announced receipt of the "Sixteenth Biennial Budget of the Commonwealth of Pennsylvania" for the fiscal biennium June 1, 1953, to May 31, 1955, and "Supplement to the Sixteenth Biennial Budget of the Commonwealth of Pennsylvania" for the fiscal biennium June 1, 1953 to May 31, 1955, together with the "Budget Message of John S. Fine, Governor of Pennsylvania, to the General Assembly, January 26, 1953," copies of which have been placed on the desks of the Senators.

## NOMINATIONS TAKEN FROM THE TABLE

Mr. WATSON. Mr. President, I call from the table the nominations submitted by the Governor on January 6, 1953, for the appointment of Members of Boards, Commissions, etc.

The Clerk read the nominations as follows:

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, Pa., January 6, 1953.  
To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following:

## SECRETARY OF FORESTS AND WATERS

Samuel S. Lewis, York, from January 16, 1952, until the third Tuesday of January 1955, and until his successor shall have been appointed and qualified.

## SECRETARY OF HIGHWAYS

Edward L. Schmidt, Mt. Lebanon, from March 3, 1952, until the third Tuesday of January 1955, and until his successor shall have been appointed and qualified.

## SECRETARY OF MINES

William J. Clements, Coaldale, from January 2, 1953, until the third Tuesday of January 1955, and until his successor shall have been appointed and qualified.

# LIEUTENANT GENERAL PENNSYLVANIA NATIONAL GUARD

Frank A. Weber, Beaver Falls, from March 6, 1952, until terminated.

# BRIGADIER GENERALS, PENNSYLVANIA NATIONAL GUARD

William S. Bailey, Harrisburg, from March 7, 1952, until terminated.

Lorin C. Faurot, Export, from March 7, 1952, until terminated.

## MEMBER OF THE STATE ADVISORY COUNCIL

John F. Adams, Philadelphia, from September 3, 1952, until terminated.

## MEMBERS OF THE ADVISORY HEALTH BOARD

L. B. Longaker, Philadelphia, from February 1, 1952, until the third Tuesday of January, 1953, or until his successor has been appointed and has qualified.

George S. Klump, Williamsport, from February 1, 1952, until the third Tuesday of January, 1956, or until his successor has been appointed and has qualified.

Gilson Colby Engel, Germantown, Philadelphia, from February 1, 1952, until the third Tuesday of January, 1956, or until his successor has been appointed and has qualified.

Pascal Lucchesi, Philadelphia, from February 1, 1952, until the third Tuesday of January, 1955, or until his successor has been appointed and has qualified.

Russell B. Roth, Erie, from February 1, 1952, until the third Tuesday of January, 1955, or until his successor has been appointed and has qualified.

Daniel H. Bee, Indiana, from February 1, 1952, until the third Tuesday of January, 1954, or until his successor has been appointed and has qualified.

Herbert K. Cooper, Lancaster, from February 1, 1952, until the third Tuesday of January, 1956, or until his successor has been appointed and has qualified.

Theodore F. Hatch, Pittsburgh, from February 1, 1952, until the third Tuesday of January, 1954, or until his successor has been appointed and has qualified.

Adolph W. Schmidt, Pittsburgh, from February 1, 1952, until the third Tuesday of January, 1954, or until his successor has been appointed and has qualified.

Andrew J. Gleason, Johnstown, from February 1, 1952, until the third Tuesday of January, 1955, or until his successor has been appointed and has qualified.

## MEMBER OF THE BOARD OF TRUSTEES OF ALLENTOWN STATE HOSPITAL

Ralph B. Hess, Bethlehem, from July 30, 1952, for the term of four years, and until his successor is qualified.

## MEMBER OF THE BOARD OF ARBITRATION OF CLAIMS

J. Boyd Duff, Jr., Pittsburgh, from May 12, 1952, until July 21, 1955, and until his successor shall be duly appointed and qualified.

## MEMBERS OF THE STATE ART COMMISSION

Frederick A. Muhlenberg, Wernersville, from July 14, 1952, until the third Tuesday of January, 1955, and until his successor shall have been appointed and qualified.

Robert Watson Schmertz, Pittsburgh, from July 21, 1952, until the third Tuesday of January, 1955, and until his successor shall have been appointed and qualified.

## MEMBER OF THE BOARD OF TRUSTEES OF ASHLAND STATE HOSPITAL

E. Paul Long, Girardville, from January 2, 1952, for the term of four years, and until his successor is qualified.

## MEMBERS OF THE STATE ATHLETIC COMMISSION

George J. Jones, Williamsport, from December 22, 1951, for the term of two years, and until his successor shall have been appointed and qualified.

John DaGrosa, Mt. Airy, Philadelphia, from December 22, 1951, for the term of two years, and until his successor shall have been appointed and qualified.

## MEMBERS OF THE BANKING BOARD

George R. Howell, Reading, from January 29, 1952, until September 1, 1957, and until his successor is duly appointed and qualified.

Mark Willcox, Wawa, from January 29, 1952, until September 1, 1957, and until his successor is duly appointed and qualified.

John H. Dillen, Altoona, from January 29, 1952, until September 1, 1959, and until his successor is duly appointed and qualified.

E. T. Gramley, Milton, from January 29, 1952, until September 1, 1959, and until his successor is duly appointed and qualified.

William B. McFall, Pittsburgh, from January 29, 1952, until September 1, 1957, and until his successor is duly appointed and qualified.

T. C. Swarts, Aliquippa, from January 29, 1952, until September 1, 1957, and until his successor is duly appointed and qualified.

## MEMBERS OF THE STATE BOARD OF BARBER EXAMINERS

Edward W. Holden, Pittsburgh, from September 24, 1952, until the third Tuesday of January, 1955, and until his successor shall have been appointed and qualified.

Benjamin J. Stroehler, Allentown, from September 24, 1952, until the third Tuesday of January, 1955, and until his successor shall have been appointed and qualified.

Howard K. Groff, Philadelphia, from September 24, 1952, until the third Tuesday of January, 1955, and until his successor shall have been appointed and qualified.

Rex Cataldo, Wilkes-Barre, from September 26, 1952, until the third Tuesday of January, 1955, and until his successor shall have been appointed and qualified.

## MEMBERS OF THE BRANDYWINE BATTLEFIELD PARK COMMISSION

Weldon B. Heyburn, Concordville, from February 14, 1952, for the term of four years, and until his successor is appointed and qualified.

Frank A. Janney, West Chester, from February 13, 1952, for the term of four years, and until his successor is appointed and qualified.

## MEMBER OF THE BOARD OF TRUSTEES OF CALIFORNIA STATE TEACHERS' COLLEGE

J. E. Kuhn, Belle Vernon, from February 29, 1952, until the third Tuesday of January, 1953, and until his successor shall have been appointed and qualified.

## MEMBER OF THE BOARD OF TRUSTEES OF CHEYNEY STATE TEACHERS' COLLEGE

(Mrs.) Verona Beckett, Germantown, Philadelphia, from March 28, 1952, until the third Tuesday of January, 1955, and until her successor shall have been appointed and qualified.

## MEMBERS OF THE STATE BOARD OF CHIROPRACTIC EXAMINERS

W. Ray Burns, Harrisburg, from May 5, 1952, until July 15, 1955, and until his successor is appointed and qualified.

Jack J. Stokes, Philadelphia, from May 13, 1952, until July 15, 1954, and until his successor is appointed and qualified.

## MEMBERS OF THE STATE CIVIL SERVICE COMMISSION

(Mrs.) Ruth Pennell, Mifflintown, from August 18, 1952, until April 9, 1958, and until her successor is appointed and qualified.

John A. M. McCarthy, Philadelphia, from September



9, 1952, until April 9, 1956, and until his successor is appointed and qualified.

#### MEMBERS OF THE BOARD OF TRUSTEES OF COALDALE STATE HOSPITAL

Robert Gormley, Summit Hill, from August 5, 1952, for the term of four years, and until his successor is qualified.

Joseph J. Humphries, Heights, Lehigh P. O., from August 5, 1952, for the term of four years, and until his successor is qualified.

Charles D. Rubert, Lansford, from August 5, 1952, for the term of four years, and until his successor is qualified.

#### MEMBERS OF THE STATE BOARD OF COSMETOLOGY

(Mrs.) Helen Josephine Dunbar, Wilkes-Barre, from March 10, 1952, until the third Tuesday of January, 1955, and until her successor shall have been appointed and qualified.

(Mrs.) Margaret Heffelfinger, Lebanon, from March 10, 1952, until the third Tuesday of January, 1955, and until her successor shall have been appointed and qualified.

(Mrs.) Minnette S. Cochran, Lancaster, from December 5, 1952, until the third Tuesday of January, 1955, and until her successor shall have been appointed and qualified.

#### MEMBERS OF THE DELAWARE RIVER PORT AUTHORITY

Edward G. Budd, Jr., Philadelphia, from November 24, 1952, for the term of five years, and until his successor is appointed and qualifies.

George E. Bartol, Jr., Wynnewood, from November 24, 1952, for the term of five years, and until his successor is appointed and qualifies.

Harry G. Schad, Jenkintown, from November 24, 1952, for the term of five years, and until his successor is appointed and qualifies.

Edwin R. Cox, Philadelphia, from November 24, 1952, for the term of five years, and until his successor is appointed and qualifies.

James V. Baney, Upper Darby, from November 24, 1952, for the term of five years, and until his successor is appointed and qualifies.

Walter M. Phillips, Philadelphia, from November 24, 1952, for the term of five years, and until his successor is appointed and qualifies.

#### MEMBERS OF THE STATE DENTAL COUNCIL AND EXAMINING BOARD

Cloyd S. Harkins, Osceola Mills, from January 3, 1952, for the term of six years, and until his successor shall have been appointed and qualified.

Robert Adams, Jr., Philadelphia, from February 25, 1952, for the term of six years, and until his successor shall have been appointed and qualified.

Reuben E. V. Miller, Easton, from February 25, 1952, for the term of six years, and until his successor shall have been appointed and qualified.

#### MEMBERS OF THE BOARD OF TRUSTEES OF EAST STROUDSBURG STATE TEACHERS COLLEGE

Joseph P. Flanagan, Wilkes-Barre, from February 29, 1952, until the third Tuesday of January, 1957, and until his successor shall have been appointed and qualified.

Frank S. LeBar, Stroudsburg, from May 19, 1952, until the third Tuesday of January, 1953, and until his successor shall have been appointed and qualified.

Robert A. Harrier, Pen Argyl, from July 30, 1952, until the third Tuesday of January, 1957, and until his successor shall have been appointed and qualified.

Ralph R. Chase, Old Forge, from October 7, 1952, until the third Tuesday of January, 1955, and until his successor shall have been appointed and qualified.

#### MEMBERS OF THE BOARD OF TRUSTEES OF EDINBORO STATE TEACHERS COLLEGE

(Mrs.) Jane Conaway, Warren, from January 18, 1952,

until the third Tuesday of January, 1957, and until her successor shall have been appointed and qualified.

John R. Metcalf, Erie, from September 18, 1952, until the third Tuesday of January, 1955, and until his successor shall have been appointed and qualified.

Malcolm B. Mershon, Girard, from September 25, 1952, until the third Tuesday of January, 1953, and until his successor shall have been appointed and qualified.

#### MEMBER OF THE STATE COUNCIL OF EDUCATION

Bishop Brown, Pittsburgh, from September 11, 1952, for the term of six years, and until his successor shall have been appointed and qualified.

#### MEMBERS OF THE BOARD OF TRUSTEES OF EMBREEVILLE STATE HOSPITAL

N. Harlan Slack, Jr., West Chester, from August 25, 1952, for the term of four years, and until his successor is qualified.

W. Roy Widdoes, Coatesville, from August 25, 1952, for the term of four years, and until his successor is qualified.

#### MEMBERS OF THE BOARD OF TRUSTEES OF FARVIEW STATE HOSPITAL

Henry C. Pfannmuller, Honesdale, from May 14, 1952, for the term of four years, and until his successor is qualified.

Samuel Dreater, Mayfield, from June 16, 1952, for the term of four years, and until his successor is qualified.

A. B. Cimochofski, Forest City, from July 18, 1952, for the term of four years, and until his successor is qualified.

#### MEMBER OF THE PENNSYLVANIA FISH COMMISSION

Philip E. Angle, Sharon, from January 14, 1952, until two years from the second Tuesday of January, 1953, and until his successor is appointed.

#### MEMBERS OF THE STATE BOARD OF FUNERAL DIRECTORS

Frank M. Pritchard, South Gibson, from May 5, 1952, until August 31, 1953, or until his successor is appointed and qualified.

Howard J. Snowden, Scranton, from May 5, 1952, until August 31, 1955, or until his successor is appointed and qualified.

Edward S. Blair, Pittsburgh, from May 5, 1952, until August 31, 1954, or until his successor is appointed and qualified.

W. Judson Dean, Philadelphia, from December 15, 1952, until August 31, 1957, or until his successor is appointed and qualified.

#### MEMBER OF THE PENNSYLVANIA GAME COMMISSION

Ross L. Leffler, Pittsburgh, from July 14, 1952, until the third Tuesday of January, 1959, and until his successor shall have been appointed and qualified.

#### MEMBERS OF THE BOARD OF TRUSTEES OF HOLLIDAYSBURG STATE HOSPITAL

(Miss) Mary G. Kilday, Altoona, from December 16, 1952, for the term of four years, and until her successor is qualified.

Charles G. Waple, Tyrone, from December 16, 1952, for the term of four years, and until his successor is qualified.

(Mrs.) Wilma N. Kerr, Martinsburg, from December 16, 1952, for the term of four years, and until her successor is qualified.

George W. Williams, Hollidaysburg, from December 16, 1952, for the term of four years, and until his successor is qualified.

Abraham Colbus, Altoona, from December 16, 1952, for the term of four years, and until his successor is qualified.

Robert L. Harpster, Warrors Mark, from December 16, 1952, for the term of four years, and until his successor is qualified.

#### MEMBER OF THE BOARD OF TRUSTEES OF INDIANA STATE TEACHER'S COLLEGE

Joseph H. Sheriff, Windber, from April 23, 1952, until the third Tuesday of January, 1955, and until his successor shall have been appointed and qualified.

#### MEMBERS OF INTERSTATE COMMISSION ON THE POTOMAC RIVER BASIN FOR THE COMMONWEALTH OF PENNSYLVANIA

Wilbur F. Barkdoll, Waynesboro, from September 8, 1952, for the term of two years, or until his successor is appointed.

Andrew J. Sordoni, Wilkes-Barre, from September 8, 1952, for the term of two years, or until his successor is appointed.

#### MEMBERS OF THE BOARD OF TRUSTEES OF KUTZTOWN STATE TEACHER'S COLLEGE

(Mrs.) Harriet G. Blank, Allentown, from September 22, 1952, until the third Tuesday of January, 1957, and until her successor shall have been appointed and qualified.

William S. Troxell, Allentown, from September 22, 1952, until the third Tuesday of January, 1955, and until his successor shall have been appointed and qualified.

#### MEMBER OF THE PENNSYLVANIA LABOR RELATIONS BOARD

Leo Abernathy, Pittsburgh, from January 8, 1952, until June 2, 1955, and until his successor shall have been appointed and qualified.

#### MEMBERS OF THE BOARD OF TRUSTEES OF LAURELTON STATE VILLAGE

Fred W. Maue, Shamokin, from September 9, 1952, for the term of four years, and until his successor is qualified.

Robert E. Allen, Mt. Carmel, from September 9, 1952, for the term of four years, and until his successor is qualified.

#### MEMBER OF THE PENNSYLVANIA LIQUOR CONTROL BOARD

Frank D. Armstrong, Paxtang, Harrisburg, from March 3, 1952, until November 29, 1957, and until his successor shall have been appointed and qualified.

#### MEMBERS OF THE BOARD OF TRUSTEES OF MANSFIELD STATE TEACHERS' COLLEGE

Lloyd G. Cole, Bloosburg, from January 2, 1952, until the third Tuesday of January, 1957, and until his successor shall have been appointed and qualified.

#### MEMBERS OF THE BOARD OF TRUSTEES OF MAYVIEW STATE HOSPITAL

Thomas M. Reese, Canonsburg, from December 22, 1951, for the term of four years, and until his successor is qualified.

Walter F. Rhine, Canonsburg, from December 22, 1951, for the term of four years, and until his successor is qualified.

#### MEMBERS OF THE STATE BOARD OF MEDICAL EDUCATION AND LICENSURE

Raymond S. Leopold, Philadelphia, from January 7, 1952, for the term of four years, and until his successor shall have been appointed and qualified.

Charles L. Shafer, Kingston, from September 23, 1952, for the term of four years, and until his successor shall have been appointed and qualified.

#### METROPOLITAN STUDY COMMISSION OF ALLEGHENY COUNTY

Park H. Martin, Pittsburgh, from September 11, 1952, until the end of the 1953 session of the General Assembly.

David H. Kurtzman, Pittsburgh, from September 11, 1952, until the end of the 1953 session of the General Assembly.

Joseph E. Hutchinson, Pittsburgh, from September 11, 1952, until the end of the 1953 session of the General Assembly.

John A. Feigel, Pittsburgh, from September 11, 1952, until the end of the 1953 session of the General Assembly.

Elmer J. Holland, Pittsburgh, from September 11, 1952, until the end of the 1953 session of the General Assembly.

John B. Campbell, Valencia, from September 11, 1952, until the end of the 1953 session of the General Assembly.

Thomas B. Sproul, Pittsburgh, from September 11, 1952, until the end of the 1953 session of the General Assembly.

Edw. F. Waldschmidt, Pittsburgh, from September 11, 1952, until the end of the 1953 session of the General Assembly.

Charles A. Kinkaid, McKeesport, from September 11, 1952, until the end of the 1953 session of the General Assembly.

John P. Robin, Pittsburgh, from September 11, 1952, until the end of the 1953 session of the General Assembly.

Nicholas J. Stabile, Pittsburgh, from September 11, 1952, until the end of the 1953 session of the General Assembly.

Alfred W. Beattie, Pittsburgh, from September 11, 1952, until the end of the 1953 session of the General Assembly.

F. Dewitt Zuerner, Braddock, from September 11, 1952, until the end of the 1953 session of the General Assembly.

Wallace Richards, Pittsburgh, from September 11, 1952, until the end of the 1953 session of the General Assembly.

#### MEMBER OF THE MILITARY ADVISORY COMMISSION

Eric Fisher Wood, Bedford, from December 22, 1951, until terminated.

#### MEMBER OF THE MILK CONTROL COMMISSION

Joab K. Mahood, Troy, from March 5, 1952, until May 1, 1953, and until his successor shall have been appointed and qualified.

#### MEMBERS OF THE BOARD OF TRUSTEES OF MILLERSVILLE STATE TEACHERS' COLLEGE

J. F. Aierstock, Lancaster, from February 13, 1952, until the third Tuesday of January, 1957, and until his successor shall have been appointed and qualified.

(Miss) Ada M. Forry, Columbia, from February 13, 1952, until the third Tuesday of January, 1957, and until her successor shall have been appointed and qualified.

H. C. Burgard, Manheim, from February 13, 1952, until the third Tuesday of January, 1957, and until his successor shall have been appointed and qualified.

#### MEMBERS OF THE BOARD OF TRUSTEES OF PENNSYLVANIA TRAINING SCHOOL AT MORGANZA

Alvin R. Guyler, Pittsburgh, from October 2, 1952, for the term of four years, and until his successor is qualified.

H. B. Wood, Wind Ridge, from December 22, 1951, for the term of four years, and until his successor is qualified.

#### MEMBER OF THE OHIO RIVER VALLEY WATER SANITATION COMMISSION FOR THE COMMONWEALTH OF PENNSYLVANIA

Howard E. Moses, Harrisburg, from March 3, 1952, until May 24, 1954, and until his successor shall be appointed and qualified.

#### MEMBER OF THE STATE BOARD OF OPTOMETRICAL EXAMINERS

Alfred T. Meyer, Wilkes-Barre, from July 24, 1952, for



the term of four years, and until his successor shall have been appointed and qualified.

#### MEMBERS OF THE BOARD OF TRUSTEES OF THE PENNSYLVANIA STATE COLLEGE

Edgar C. Weichel, Scranton, from September 15, 1952, until July 1, 1955, and until his successor shall have been appointed and qualified.

W. K. Ulerich, Clearfield, from September 15, 1952, until July 1, 1955, and until his successor shall have been appointed and qualified.

#### MEMBER OF THE BOARD OF TRUSTEES OF PHILADELPHIA STATE HOSPITAL

William V. Wiener, Philadelphia, from April 3, 1952, for the term of four years, and until his successor is qualified.

#### MEMBERS OF THE BOARD OF TRUSTEES OF PHILIPSBURG STATE HOSPITAL

John T. Taylor, State College, from September 9, 1952, for the term of four years, and until his successor is qualified.

Earl Shoff, Madera, from September 9, 1952, for the term of four years, and until his successor is qualified.

Hilmer J. Anderson, Houtzdale, from September 9, 1952, for the term of four years, and until his successor is qualified.

Rembrandt Dunsmore, Philipsburg, from September 9, 1952, for the term of four years, and until his successor is qualified.

Walter Williams, Ramey, from September 9, 1952, for the term of four years, and until his successor is qualified.

(Mrs.) Nancy Fryberger, Philipsburg, from September 9, 1952, for the term of four years, and until her successor is qualified.

Benjamin Nicodemus, Port Matilda, from September 9, 1952, for the term of four years, and until his successor is qualified.

Roy H. Schreffler, Philipsburg, from September 9, 1952, for the term of four years, and until his successor is qualified.

James F. Dugan, Osceola Mills, from September 9, 1952, for the term of four years, and until his successor is qualified.

#### MEMBERS OF THE STATE PLANNING BOARD

E. L. Schmidt, Mt. Lebanon, from February 25, 1952, until the third Tuesday of January, 1955, and until his successor shall have been appointed and qualified.

Samuel S. Lewis, York, from February 25, 1952, until the third Tuesday of January 1955, and until his successor shall have been appointed and qualified.

Miles Horst, Palmyra, from March 3, 1952, until the third Tuesday of January, 1955, and until his successor shall have been appointed and qualified.

H. W. Prentis, Jr., Lancaster, from March 3, 1952, until November 17, 1956, and until his successor shall have been appointed and qualified.

Edward Hopkinson, Jr., Philadelphia, from March 3, 1952, until November 17, 1956, and until his successor shall have been appointed and qualified.

Alfred H. Williams, Philadelphia, from March 3, 1952, until November 17, 1955, and until his successor shall have been appointed and qualified.

#### MEMBER OF THE BOARD OF TRUSTEES OF POLK STATE SCHOOL

Forest B. Irwin, Franklin, from October 23, 1952, for the term of four years, and until his successor is qualified.

#### MEMBERS OF THE STATE REGISTRATION BOARD FOR PROFESSIONAL ENGINEERS

Robert C. Gorham, Pittsburgh, from May 3, 1952, for the term of six years, and until his successor shall have been appointed and qualified.

Francis DeS. Friel, Bryn Mawr, from May 3, 1952, for the term of six years, and until his successor shall have been appointed and qualified.

#### DIRECTOR AND CHAIRMAN OF THE PENNSYLVANIA PUBLIC SAFETY COMMISSION

O. B. Hannon, Pittsburgh, from December 9, 1952, until the third Tuesday of January, 1955, and until his successor shall have been appointed and qualified.

#### MEMBERS OF THE PENNSYLVANIA PUBLIC UTILITY COMMISSION

Leon Schwartz, Nanticoke, from March 4, 1952, for the residue of the term ending April 1, 1961.

P. Stephen Stahlnecker, Philadelphia, from January 2, 1953, for the residue of the term ending April 1, 1957.

#### MEMBER OF THE STATE REAL ESTATE COMMISSION

David E. Triester, Philadelphia, from April 28, 1952, until September 21, 1954, or until his successor has been appointed and qualified.

#### MEMBERS OF THE REGISTRATION COMMISSION IN AND FOR THE CITY OF PHILADELPHIA

Leon Sacks, Philadelphia, from March 11, 1952, until January 6, 1953, or until his successor qualifies.

James C. Crumlish, Jr., Philadelphia, from March 11, 1952, until January 6, 1953, or until his successor qualifies.

#### MEMBER OF THE BOARD OF TRUSTEES OF RETREAT STATE HOSPITAL

Charles A. Malpass, Forty Fort, from January 31, 1952, for the term of four years, and until his successor is qualified.

#### MEMBER OF THE SANITARY WATER BOARD

Henry Lowe Brownback, Norristown, from September 9, 1952, until the third Tuesday of January, 1955, and until his successor shall have been appointed and qualified.

#### MEMBER OF THE BOARD OF TRUSTEES OF SCOTLAND SCHOOL FOR VETERANS' CHILDREN

(Mrs.) Lillian W. Stevenson, Wilkinsburg, from May 14, 1952, until the third Tuesday of January, 1953, and until her successor shall have been appointed and qualified.

#### MEMBERS OF THE PENNSYLVANIA SECURITIES COMMISSION

Raymond A. Cox, Meadville, from January 23, 1952, until the third Tuesday of January, 1955, and until his successor shall have been appointed and qualified.

J. Myron Honigman, Philadelphia, from January 23, 1952, until the third Tuesday of January, 1955, and until his successor shall have been appointed and qualified.

Louis J. Conley, Pittsburgh, from January 23, 1952, until the third Tuesday of January, 1955, and until his successor shall have been appointed and qualified.

#### MEMBER OF THE BOARD OF TRUSTEES OF SELINSGROVE STATE COLONY FOR EPILEPTICS

Cyril Corkins, Middleburg, from April 17, 1952, for the term of four years, and until his successor is qualified.

#### MEMBERS OF THE BOARD OF TRUSTEES OF SHAMOKIN STATE HOSPITAL

W. Irvine Wiest, Shamokin, from December 22, 1951, for the term of four years, and until his successor is qualified.

(Mrs.) Pearl V. Simmonds, Shamokin, from December 22, 1951, for the term of four years, and until her successor is qualified.

John F. Oshinski, Shamokin, from December 22, 1951, for the term of four years, and until his successor is qualified.

Ralph H. Steinhart, Shamokin, from December 22, 1951,

for the term of four years, and until his successor is qualified.

Frank A. Miller, Mount Carmel, from December 22, 1951, for the term of four years, and until his successor is qualified.

W. R. Buckley, Mount Carmel, from December 22, 1951, for the term of four years, and until his successor is qualified.

Stephen F. Kocis, Mount Carmel, from December 22, 1951, for the term of four years, and until his successor is qualified.

Fred D. Kessler, Northumberland, from December 22, 1951, for the term of four years, and until his successor is qualified.

#### MEMBERS OF THE BOARD OF TRUSTEES OF SHIPPENSBURG STATE TEACHERS' COLLEGE

Paul S. Lehman, Lewistown, from September 8, 1952, until the third Tuesday of January, 1957, and until his successor shall have been appointed and qualified.

George W. Brisbin, Altoona, from September 16, 1952, until the third Tuesday of January, 1957, and until his successor shall have been appointed and qualified.

#### MEMBERS OF THE BOARD OF TRUSTEES OF SLIPPERY ROCK STATE TEACHERS' COLLEGE

N. Kerr Thompson, Slippery Rock, from March 7, 1952, until the third Tuesday of January, 1957, and until his successor shall have been appointed and qualified.

Robert J. Heasley, Zelienople, from March 7, 1952, until the third Tuesday of January, 1955, and until his successor shall have been appointed and qualified.

Ralph D. Horsman, Mt. Lebanon, from September 8, 1952, until the third Tuesday of January, 1955, and until his successor shall have been appointed and qualified.

W. Lee Gilmore, Oakmont, from September 8, 1952, until the third Tuesday of January, 1955, and until his successor shall have been appointed and qualified.

#### MEMBERS OF THE BOARD OF TRUSTEES OF PENNSYLVANIA SOLDIERS' AND SAILORS' HOME

Elmer E. Hess, Erie, from March 7, 1952, for the term of four years, and until his successor is qualified.

Floyd B. Owens, Erie, from March 7, 1952, for the term of four years, and until his successor is qualified.

W. S. Houghton, Corry, from March 7, 1952, for the term of four years, and until his successor is qualified.

J. Frank Graff, Kittanning, from March 7, 1952, for the term of four years, and until his successor is qualified.

Everett D. Walker, Erie, from March 7, 1952, for the term of four years, and until his successor is qualified.

Guy Woodward, Washington, from March 7, 1952, for the term of four years, and until his successor is qualified.

Hiram V. Hartman, New Kensington, from March 7, 1952, for the term of four years, and until his successor is qualified.

E. W. Davis, Clearfield, from March 7, 1952, for the term of four years, and until his successor is qualified.

#### MEMBERS OF THE STATE TAX EQUALIZATION BOARD

Cornelius S. Deegan, Jr., Philadelphia, from September 15, 1952, until November 14, 1955, and until his successor shall be duly appointed and shall have qualified.

John N. O'Neil, Harrisburg, from September 25, 1952, until November 14, 1955, and until his successor shall be duly appointed and shall have qualified.

Walter J. Kress, Johnstown, from September 25, 1952, until November 14, 1955, and until his successor shall be duly appointed and shall have qualified.

#### MEMBER OF THE PENNSYLVANIA TURNPIKE COMMISSION

David E. Watson, Philadelphia, from March 1, 1952, until June 4, 1961, and until his successor is appointed and qualified.

#### MEMBER OF THE UNEMPLOYMENT COMPENSATION BOARD OF REVIEW

William J. Burchinal, Smithfield, from September 15, 1952, until July 1, 1957, and until his successor shall have been appointed and qualified.

#### MEMBERS OF THE VALLEY FORGE PARK COMMISSION

(Mrs.) Anita Porter Clothier, Valley Forge, from March 3, 1952, until the third Tuesday of January, 1955, and until her successor shall have been appointed and qualified.

(Mrs.) Charlotte S. Ewing, Berwyn, from March 3, 1952, until the third Tuesday of January, 1955, and until her successor shall have been appointed and qualified.

Milton G. Baker, Wayne, from May 12, 1952, until the third Tuesday of January, 1955, and until his successor shall have been appointed and qualified.

W. Atlee Burpee, Jr., Bryn Mawr, from July 21, 1952, until the third Tuesday of January, 1955, and until his successor shall have been appointed and qualified.

#### MEMBERS OF THE STATE VETERANS' COMMISSION

Hugh H. Hoke, Schuylkill Haven, from September 12, 1952, until the third Tuesday of January, 1955, and until his successor shall have been appointed and qualified.

John P. Larkin, Pittsburgh, from September 12, 1952, until the third Tuesday of January, 1955, and until his successor shall have been appointed and qualified.

Frank A. French, Latrobe, from September 9, 1952, until the third Tuesday of January, 1955, and until his successor shall have been appointed and qualified.

#### MEMBER OF THE STATE BOARD OF VETERINARY MEDICAL EXAMINERS

Edward J. Seanlon, Narberth, from April 17, 1952, until the third Tuesday of January, 1955, and until his successor shall have been appointed and qualified.

#### MEMBERS OF THE BOARD OF TRUSTEES OF WARREN STATE HOSPITAL

William Clement Martin, New Bethlehem, from January 28, 1952, for the term of four years, and until his successor is qualified.

Hamlin D. Redfield, Smethport, from July 29, 1952, for the term of four years, and until his successor is qualified.

#### MEMBERS OF THE WASHINGTON CROSSING PARK COMMISSION

Eugene T. Rosenberger, Quakertown, from April 9, 1952, until the third Tuesday of January, 1955, and until his successor shall have been appointed and qualified.

Clinton Oblinger, New Hope, from April 9, 1952, until the third Tuesday of January, 1955, and until his successor shall have been appointed and qualified.

William C. Varcoe, Wycombe, from April 9, 1952, until the third Tuesday of January, 1955, and until his successor shall have been appointed and qualified.

Stuart M. Hartzel, Chalfont, from August 11, 1952, until the third Tuesday of January, 1955, and until his successor shall have been appointed and qualified.

#### MEMBER OF THE BOARD OF TRUSTEES OF WERNERSVILLE STATE HOSPITAL

Samuel K. Clark, Lebanon, from March 28, 1952, for the term of four years, and until his successor is qualified.

#### MEMBERS OF THE BOARD OF TRUSTEES OF WOODVILLE STATE HOSPITAL

(Mrs.) Edythe Buente, Swissvale, from September 8, 1952, for the term of four years, and until her successor is qualified.

Frederick A. Parsons, Brentwood, from September 8, 1952, for the term of four years, and until his successor is qualified.



David J. Wright, Heidelberg, from September 8, 1952, for the term of four years, and until his successor is qualified.

#### MEMBER OF THE WORKMEN'S COMPENSATION BOARD

L. Pat McGrath, Pittsburgh, from January 14, 1952, until the third Tuesday of January, 1955, and until his successor shall have been appointed and qualified.

#### WORKMEN'S COMPENSATION REFEREES

William Coghlan, Beaver, from January 16, 1952, until the third Tuesday of January, 1955, and until his successor shall have been appointed and qualified.

Frank D. Fair, Sharon, from April 15, 1952, until the third Tuesday of January, 1955, and until his successor shall have appointed and qualified.

#### PUBLIC ASSISTANCE BOARDS

Also the following persons to be MEMBERS OF THE COUNTY BOARDS OF ASSISTANCE, for the terms set opposite their names.

#### ADAMS COUNTY

Wilbur A. Bankert, Littlestown, from February 6, 1952, until December 31, 1954, and until his successor is duly appointed and qualified.

Leslie V. Stock, Biglerville, from January 1, 1953, until December 31, 1955, and until his successor is duly appointed and qualified.

#### ALLEGHENY COUNTY

George V. Lang, Pittsburgh, from January 23, 1952, until December 31, 1954, and until his successor is duly appointed and qualified.

C. A. Leeming, Munhall, from January 23, 1952, until December 31, 1954, and until his successor is duly appointed and qualified.

Donald B. Hirsch, Pittsburgh, from January 23, 1952, until December 31, 1954, and until his successor is duly appointed and qualified.

(Mrs.) Jessie M. Vann, Oakmont, from February 11, 1952, until December 31, 1954, and until her successor is duly appointed and qualified.

#### BEAVER COUNTY

(Mrs.) Goldie M. Wehr, Rochester, from February 11, 1952, until December 31, 1953, and until her successor is duly appointed and qualified.

Max H. Barnett, Beaver, from January 1, 1953, until December 31, 1955, and until his successor is duly appointed and qualified.

L. P. Shaffer, New Brighton, from January 1, 1953, until December 31, 1955, and until his successor is duly appointed and qualified.

#### BLAIR COUNTY

John P. Manning, Altoona, from January 14, 1952, until December 31, 1953, and until his successor is duly appointed and qualified.

#### BUCKS COUNTY

J. Stanley Lee, Newtown, from February 8, 1952, until December 31, 1954, and until his successor is duly appointed and qualified.

(Mrs.) Ella K. Meredith, Quakertown, from January 1, 1953, until December 31, 1955, and until her successor is duly appointed and qualified.

#### CAMBRIA COUNTY

Carroll Burton, Johnstown, from January 3, 1952, until December 31, 1954, and until his successor is duly appointed and qualified.

Anthony H. Lorditch, Johnstown, from January 3, 1952, until December 31, 1954, and until his successor is duly appointed and qualified.

Ralph Greenwood, Barnesboro, from January 1, 1953, until December 31, 1955, and until his successor is duly appointed and qualified.

#### CARBON COUNTY

Fred T. Crawford, Summit Hill, from January 14, 1952, until December 31, 1954, and until his successor is duly appointed and qualified.

W. Joseph Engler, Mauch Chunk, from January 14, 1952, until December 31, 1954, and until his successor is duly appointed and qualified.

#### CENTRE COUNTY

J. Randall Miller, Millheim, from February 8, 1952, until December 31, 1953, and until his successor is duly appointed and qualified.

#### CHESTER COUNTY

Ellwood G. Ruth, West Chester, from January 14, 1952, until December 31, 1954, and until his successor is duly appointed and qualified.

#### CLARION COUNTY

(Mrs.) Eileen Mackinlay, Rimersburg, from February 6, 1952, until December 31, 1953, and until her successor is duly appointed and qualified.

#### CLINTON COUNTY

John F. Marshall, Lock Haven, from January 7, 1952, until December 31, 1954, and until his successor is duly appointed and qualified.

#### COLUMBIA COUNTY

(Mrs.) Hannah L. Groner, Bloomsburg, from February 19, 1952, until December 31, 1953, and until her successor is duly appointed and qualified.

#### CRAWFORD COUNTY

Gaylord O. Wentworth, Guys Mills, from January 15, 1952, until December 31, 1954, and until his successor is duly appointed and qualified.

(Mrs.) Alice Sheehan, Cochran, from January 15, 1952, until December 31, 1954, and until her successor is duly appointed and qualified.

(Mrs.) Blanche Vincent, Cambridge Springs, from January 15, 1952, until December 31, 1953, and until her successor is duly appointed and qualified.

#### CUMBERLAND COUNTY

Ira L. Dunlap, Carlisle, from February 8, 1952, until December 31, 1954, and until his successor is duly appointed and qualified.

(Mrs.) Mary E. Brandon, Lemoyne, from February 8, 1952, until December 31, 1953, and until her successor is duly appointed and qualified.

#### DELAWARE COUNTY

Adam J. Weber, Jr., Yeadon, from January 19, 1952, until December 31, 1954, and until his successor is duly appointed and qualified.

Crosby L. Smith, Media, from January 19, 1952, until December 31, 1954, and until his successor is duly appointed and qualified.

#### ELK COUNTY

Lyle E. Enderson, Johnsonburg, from January 17, 1952, until December 31, 1954, and until his successor is duly appointed and qualified.

John A. Saalfeld, Ridgway, from January 17, 1952, until December 31, 1953, and until his successor is duly appointed and qualified.

(Mrs.) Margaret M. Johnson, Wilcox, from June 5, 1952, until December 31, 1953, and until her successor is duly appointed and qualified.

William F. McMahon, Johnsonburg, from January 1, 1953, until December 31, 1955, and until his successor is duly appointed and qualified.

(Mrs.) Catherine B. Bauer, St. Marys, from January 1, 1953, until December 31, 1955, and until her successor is duly appointed and qualified.

#### ERIE COUNTY

Randall M. Falk, Erie, from January 1, 1953, until December 31, 1955, and until his successor is duly appointed and qualified.

(Mrs.) Grace Swanson, Albion, from January 1, 1953, until December 31, 1955, and until her successor is duly appointed and qualified.

#### FAYETTE COUNTY

Tormay Brown, Uniontown, from October 6, 1952, until December 31, 1953, and until his successor is duly appointed and qualified.

(Mrs.) Dorothy F. Lewis, Uniontown, from January 1, 1953, until December 31, 1955, and until her successor is duly appointed and qualified.

Charles Kuhn, Fayette City, from January 1, 1953, until December 31, 1955, and until his successor is duly appointed and qualified.

#### FRANKLIN COUNTY

(Mrs.) Janet Ritchey, Greencastle, from November 21, 1952, until December 31, 1953, and until her successor is duly appointed and qualified.

(Mrs.) Margaret McLaughlin, Mercersburg, from January 1, 1953, until December 31, 1955, and until her successor is duly appointed and qualified.

#### HUNTINGDON COUNTY

Guy M. Neff, Alexandria, from March 5, 1952, until December 31, 1953, and until his successor is duly appointed and qualified.

#### INDIANA COUNTY

Elder H. Groft, Indiana, from January 25, 1952, until December 31, 1954, and until his successor is duly appointed and qualified.

Charles J. Siegfried, Blairsville, from June 23, 1952, until December 31, 1953, and until his successor is duly appointed and qualified.

(Mrs.) Leone Stoffel, Indiana, from January 1, 1953, until December 31, 1954, and until her successor is duly appointed and qualified.

Harry A. Shearer, Indiana, from January 1, 1953, until December 31, 1955, and until his successor is duly appointed and qualified.

#### JEFFERSON COUNTY

John Irwin, Brockway, from February 26, 1952, until December 31, 1954, and until his successor is duly appointed and qualified.

L. E. Startzell, Punxsutawney, from March 31, 1952, until December 31, 1954, and until his successor is duly appointed and qualified.

#### LACKAWANNA COUNTY

Isaac E. Bernstein, Scranton, from January 1, 1952, until December 31, 1953, and until his successor is duly appointed and qualified.

Harry Metrinko, Olyphant, from January 1, 1952, until December 31, 1954, and until his successor is duly appointed and qualified.

#### LEBANON COUNTY

Wayne L. Sholly, Myerstown, from January 7, 1952, until December 31, 1954, and until his successor is duly appointed and qualified.

#### LEHIGH COUNTY

(Mrs.) Blanche Hopkins, Slatington, from February 19, 1952, until December 31, 1953.

(Mrs.) Marion S. Leidig, Bethlehem, from February 19, 1952, until December 31, 1954.

Victor L. Johnson, Allentown, from February 19, 1952, until December 31, 1953, and until his successor is duly appointed and qualified.

#### McKEAN COUNTY

E. H. Watts, Kane, from July 14, 1952, until December 31, 1953, and until his successor is duly appointed and qualified.

(Mrs.) Margaret M. Dunn, Bradford, from July 14, 1952, until December 31, 1954, and until her successor is duly appointed and qualified.

M. L. Tyrrel, Bradford, from July 14, 1952, until December 31, 1954, and until his successor is duly appointed and qualified.

Walter R. Peoria, Bradford, from July 14, 1952, until December 31, 1953, and until his successor is duly appointed and qualified.

Hamlin D. Redfield, Smethport, from January 1, 1953, until December 31, 1955.

R. C. Wilber, Port Allegheny, from January 1, 1953, until December 31, 1955.

J. A. Fitzgibbon, Bradford, from January 1, 1953, until December 31, 1955.

#### MERCER COUNTY

(Miss) Edna E. Rumbaugh, Sharpsville, from February 8, 1952, until December 31, 1954, and until her successor is duly appointed and qualified.

#### MIFFILIN COUNTY

(Mrs.) May Quay Simon, Lewistown, from January 14, 1952, until December 31, 1954, and until her successor is duly appointed and qualified.

Henry A. Riddle, Jr., Lewistown, from January 1, 1953, until December 31, 1955, and until his successor is duly appointed and qualified.

Lance Harry, McVeytown, from January 1, 1953, until December 31, 1955, and until his successor is duly appointed and qualified.

#### MONROE COUNTY

George B. Metzgar, East Stroudsburg, from January 8, 1952, until December 31, 1954, and until his successor is duly appointed and qualified.

#### MONTGOMERY COUNTY

Maurice D. Long, Bala-Cynwyd, from January 28, 1952, until December 31, 1954, and until his successor is duly appointed and qualified.

#### MONTOUR COUNTY

(Miss) Charlotte N. Dietz, Danville, from February 8, 1952, until December 31, 1954, and until her successor is duly appointed and qualified.

#### NORTHAMPTON COUNTY

(Mrs.) Helen R. Dimler, Bethlehem, from January 1, 1953, until December 31, 1955, and until her successor is duly appointed and qualified.

(Mrs.) Margaret M. Peters, Nazareth, from January 1, 1953, until December 31, 1955, and until her successor is duly appointed and qualified.

#### NORTHUMBERLAND COUNTY

(Mrs.) Grace F. Best, Milton, from April 10, 1952, until December 31, 1954, and until her successor is duly appointed and qualified.

Charles A. Kerstetter, Shamokin, from April 10, 1952, until December 31, 1954, and until his successor is duly appointed and qualified.



## PHILADELPHIA COUNTY

(Miss) Gertrude A. Golden, Philadelphia, from April 16, 1952, until December 31, 1953, and until her successor is duly appointed and qualified.

Eugene Y. Allen, Philadelphia, from April 16, 1952, until December 31, 1954, and until his successor is duly appointed and qualified.

James S. Benn, Jr., Philadelphia, from April 16, 1952, until December 31, 1953, and until his successor is duly appointed and qualified.

## POTTER COUNTY

Otto C. Mosch, Galeton, from January 30, 1952, until December 31, 1953, and until his successor is duly appointed and qualified.

(Mrs.) Marian H. Barrett, Coudersport, from January 30, 1952, until December 31, 1953, and until her successor is duly appointed and qualified.

William T. Fisk, Roulette, from January 30, 1952, until December 31, 1954, and until his successor is duly appointed and qualified.

## SNYDER COUNTY

Warren B. Reed, Selinsgrove, from June 26, 1952, until December 31, 1954, and until his successor is duly appointed and qualified.

Clarence M. Bailey, Beavertown, from January 1, 1953, until December 31, 1955, and until his successor is duly appointed and qualified.

## SOMERSET COUNTY

Charles K. Bantley, Windber, from April 7, 1952, until December 31, 1954, and until his successor is duly appointed and qualified.

Martin L. Markel, Somerset, from January 1, 1953, until December 31, 1955, and until his successor is duly appointed and qualified.

Nathaniel S. Friedline, Meyersdale, from January 1, 1953, until December 31, 1955, and until his successor is duly appointed and qualified.

## SUSQUEHANNA COUNTY

(Mrs.) Mary A. Whalen, Hallstead, from June 12, 1952, until December 31, 1954, and until her successor is duly appointed and qualified.

David Scales, Jr., Susquehanna, from June 12, 1952, until December 31, 1953, and until his successor is duly appointed and qualified.

## TIOGA COUNTY

(Mrs.) Clarice M. Wilcox, Wellsboro, from January 1, 1953, until December 31, 1955, and until her successor is duly appointed and qualified.

## UNION COUNTY

Reid S. Kling, Whitewater, from February 8, 1952, until December 31, 1954 and until his successor is duly appointed and qualified.

(Mrs.) Sara E. Kenamond, Mifflinburg, from February 8, 1952, until December 31, 1953, and until her successor is duly appointed and qualified.

## VENANGO COUNTY

(Mrs.) Sarah Hodgkinson, Oil City, from January 1, 1953, until December 31, 1955, and until her successor is duly appointed and qualified.

Lawrence J. Antoun, Oil City, from January 1, 1953, until December 31, 1955, and until his successor is duly appointed and qualified.

Ray Painter, Franklin, from January 1, 1953, until December 31, 1955, and until his successor is duly appointed and qualified.

## WARREN COUNTY

(Mrs.) Arlene S. Whitehill, North Warren, from January 1, 1953, until December 31, 1955, and until her successor is duly appointed and qualified.

Frederick M. Ludwick, Russell, from January 1, 1953, until December 31, 1955, and until his successor is duly appointed and qualified.

John P. Wendell, Warren, from January 1, 1953, until December 31, 1955, and until his successor is duly appointed and qualified.

## WASHINGTON COUNTY

Brad R. Williams, Canonsburg, from February 8, 1952, until December 31, 1954, and until his successor is duly appointed and qualified.

## WYOMING COUNTY

Robert C. Stemples, Tunkhannock, from February 6, 1952, until December 31, 1954, and until his successor is duly appointed and qualified.

## YORK COUNTY

Charles C. Wallace, Sr., Wrightsville, from January 1, 1952, until December 31, 1954, and until his successor is duly appointed and qualified.

JOHN S. FINE

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.  
To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following:

MEMBER OF THE BOARD OF TRUSTEES OF  
CALIFORNIA STATE TEACHERS' COLLEGE

Mrs. Grace Clyde, 514 Hutchinson Avenue, Canonsburg, Washington County, from December 31, 1952, until the third Tuesday of January 1957, and until her successor shall have been appointed and qualified.

MEMBER OF THE PENNSYLVANIA HISTORICAL  
AND MUSEUM COMMISSION

James B. Stevenson, 430 East Main Street, Titusville, Crawford County, from December 17, 1952, until the third Tuesday of January 1955, and until his successor shall have been appointed and qualified.

MEMBER OF THE PENNSYLVANIA PUBLIC  
UTILITY COMMISSION

Thomas C. Egan, Philadelphia, from January 3, 1953, for the residue of the term ending April 1, 1955.

MEMBER OF THE BLAIR COUNTY BOARD  
OF ASSISTANCE

Amon D. Mingle (Republican), 728 Church Street, Roaring Spring, from January 1, 1953, until December 31, 1955, and until his successor is duly appointed and qualified, vice Mrs. Mary Morgart, Roaring Spring, whose term expired.

MEMBERS OF THE CRAWFORD COUNTY BOARD  
OF ASSISTANCE

Harold C. Lowing (Republican), Jefferson Street, Linesville, from January 1, 1953, until December 31, 1953, and until his successor is duly appointed and qualified, to fill a vacancy.

William L. Morris (Democrat), R. D. No. 2, Conneautville, from January 1, 1953, until December 31, 1955, and until his successor is duly appointed and qualified, vice Merle F. Baker, Conneautville, whose term expired.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as members of County Boards of Assistance:

#### BUCKS COUNTY

Mrs. Minnie H. Oblinger (Republican), New Hope, until December 31, 1955, and until her successor is duly appointed and qualified (Reappointment).

Mrs. Winifred M. Clymer (Republican), Southampton, until December 31, 1955, and until her successor is duly appointed and qualified (Reappointment).

#### CAMBRIA COUNTY

John G. Contakos (Republican), 317 Market Street, Johnstown, until December 31, 1955 (Reappointment)

#### FAYETTE COUNTY

Chas. W. Strawn (Republican), 525 Pearl Street, Brownsville, until December 31, 1954, and until his successor is duly appointed and qualified, vice Homer Wolford, Brownsville, whose term expired.

J. S. Hackney (Republican), Highland and Union Streets, Point Marion, until December 31, 1954, and until his successor is duly appointed and qualified (Reappointment).

Jack M. Collins (Republican), South Connellsville, until December 31, 1955, and until his successor is duly appointed and qualified (Reappointment).

#### INDIANA COUNTY

George Heimberger (Republican), R. D., Saltsburg, until December 31, 1955, and until his successor is duly appointed and qualified, vice Charles E. Gabrielson, Saltsburg, whose term expired.

#### JEFFERSON COUNTY

G. Emery Schwartz (Republican), Anita, until December 31, 1955, and until his successor is duly appointed and qualified, vice William J. Mosier, Anita, whose term expired.

Samuel P. Hewlett (Democrat), 202 Hill Street, Reynoldsville, until December 31, 1955, and until his successor is duly appointed and qualified, vice E. E. Deible, Reynoldsville, whose term expired.

Joe C. Williams (Republican), 426 Grant Street, Reynoldsville, until December 31, 1955, and until his successor is duly appointed and qualified, vice Mrs. Sara N. Blake, Brookville, whose term expired.

#### LAWRENCE COUNTY

Ralph H. Ramsey (Democrat), 325 Park Avenue, New Castle, until December 31, 1955, and until his successor is duly appointed and qualified (Reappointment).

Mrs. Florence Long (Republican), 516 Neshannock Boulevard, New Castle, until December 31, 1953, and until her successor is duly appointed and qualified (Reappointment).

Michael Barletta (Republican), 409 March Avenue, Ellwood City, until December 31, 1954, and until his successor is duly appointed and qualified, vice Nick Cangey, New Castle, whose term expired.

Samuel Taylor (Republican), 608 North Ashland Avenue, New Castle, until December 31, 1955, and until his successor is duly appointed and qualified, vice Joseph Ellsworth, New Castle, whose term expired.

A. W. Thompson (Republican), R. D. No. 6, New Castle, until December 31, 1954, and until his successor is duly appointed and qualified, vice A. A. Webb, New Castle, whose term expired.

#### LEHIGH COUNTY

Horace W. Schantz (Republican), 250 Main Street, Emmaus, until December 31, 1955 (Reappointment).

Robert E. Haas, Esq. (Republican), 502 Hamilton Street, Allentown, until December 31, 1955, and until his successor is duly appointed and qualified (Reappointment).

Russell B. Kirby (Republican), 325 N. 22d Street, Allentown, until December 31, 1955, and until his successor is duly appointed and qualified (Reappointment).

Dr. C. J. Yocum (Republican), 719 N. 6th Street, Allentown, until December 31, 1954, and until his successor is duly appointed and qualified, to fill a vacancy.

#### MIFFLIN COUNTY

James A. Dalton (Democrat), 129 Juniata Street, Lewisport, until December 31, 1955, and until his successor is duly appointed and qualified (Reappointment).

#### NORTHAMPTON COUNTY

Victor G. Reis (Republican), R. D. No. 1, Hellertown, until December 31, 1954, and until his successor is duly appointed and qualified, vice Mrs. Emilie Walls, Bethlehem, whose term expired.

Miss Catharine McGrath (Democrat), 616 Paxinoso Avenue, Easton, until December 31, 1955 (Reappointment).

John Field Oldt, Esq. (Democrat), 916 Fairfield Avenue, Easton, until December 31, 1954, and until his successor is duly appointed and qualified (Reappointment).

#### POTTER COUNTY

Mrs. Katharine Dorfeld (Republican), Coudersport, until December 31, 1955, and until her successor is duly appointed and qualified, vice E. P. Huntington, Coudersport, whose term expired.

Rev. Clair Statham (Republican), Harrison Valley, until December 31, 1955, and until his successor is duly appointed and qualified, vice John Beckman, Coudersport, whose term expired.

Maurice Swift (Republican), R. D. No. 1, Coudersport, until December 31, 1954, and until his successor is duly appointed and qualified, to fill a vacancy.

#### WARREN COUNTY

Mrs. Margie Finlan (Democrat), Youngsville, until December 31, 1954 (Reappointment).

Rev. E. J. Jacobs (Republican), Tidioute, until December 31, 1953, and until his successor is duly appointed and qualified (Reappointment).

Floyd G. Carter (Republican), 118 Central Avenue, Warren, until December 31, 1954, and until his successor is duly appointed and qualified (Reappointment).

#### WASHINGTON COUNTY

James C. Wolfe (Republican), 14 Maple Avenue, Burgettstown, until December 31, 1955 (Reappointment).

Mrs. Irene Walker (Republican), Daisytown, until December 31, 1955 (Reappointment).

Mrs. Delia Kelly (Democrat), 988 Thompson Avenue, Donora, until December 31, 1953, and until her successor is duly appointed and qualified (Reappointment).

Russell Z. Moninger, Esq. (Republican), LeMoyn Avenue Extension, Washington, until December 31, 1953, and until his successor is duly appointed and qualified (Reappointment).

George D. Grimes (Republican), R. D. No. 1, Centerville, P. O. West Brownsville, until December 31, 1954, and until his successor is duly appointed and qualified (Reappointment).

JOHN S. FINE.

Commonwealth of Pennsylvania,

Governor's Office, Harrisburg, January 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Maurice G. Paul, Philco Corporation, Philadelphia, for appointment as a member of the State Advisory Council,



to serve until terminated, vice J. Harry LaBrum, Esq., Philadelphia, Representative of the Employers, resigned.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following:

#### ARMORY BOARD OF THE STATE OF PENNSYLVANIA

Richard Brace, Plymouth, from January 5, 1953, until the third Tuesday of January 1955, and until his successor shall have been appointed and qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate John C. Finigan, 88 Mildred Lane, Green Ridge, Delaware County, for appointment as Justice of the Peace in and for the Township of Aston, Delaware County, until the first Monday of January 1954, vice Clarence E. Cooper, resigned.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following:

#### MEMBER OF THE BOARD OF TRUSTEES OF EASTERN PENNSYLVANIA PSYCHIATRIC INSTITUTE

Dr. Norman H. Topping, Philadelphia, from January 5, 1953, until May 13, 1954, and until his successor shall have been appointed and qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Members of County Boards of Assistance:

#### BEDFORD COUNTY

Miss Mary Hughes (Republican), Bedford, to serve until December 31, 1955, and until her successor is duly appointed and qualified (Reappointment).

Ralph Moyle (Republican), Saxton, to serve until December 31, 1955, and until his successor is duly appointed and qualified (Reappointment).

#### CENTRE COUNTY

Rev. Alvin Dietz (Republican), Aaronsburg, to serve until December 31, 1955, and until his successor is duly appointed and qualified, vice Rev. J. S. Shannon, Millheim, whose term expired.

#### JUNIATA COUNTY

Mrs. Alva White (Republican), East Waterford, to serve until December 31, 1955, and until her successor is duly appointed and qualified, vice Harold Kerchner, Mifflintown, whose term expired.

Mrs. Margaret Welsh (Republican), Mifflintown, to serve until December 31, 1955, and until her successor is duly appointed and qualified, vice Mrs. Viola Strassburger, Mifflintown, whose term expired.

Rev. Owen Brubaker (Republican), Mifflintown, to serve until December 31, 1954, and until his successor is duly appointed and qualified, to fill a vacancy.

#### MIFFLIN COUNTY

Mrs. Marian C. Gibboney (Republican), Belleville, to serve until December 31, 1954, and until her successor is duly appointed and qualified, vice Mrs. Mary Newton, Belleville, resigned.

#### MONROE COUNTY

H. L. Heberling (Republican), 15 South Seventh Street, Stroudsburg, to serve until December 31, 1955, and until his successor is duly appointed and qualified, vice Mrs. Emma I. Shoemith, Stroudsburg, whose term expired.

Mrs. Evangeline Henry (Republican), 111 East Broad Street, East Stroudsburg, to serve until December 31, 1955, and until her successor is duly appointed and qualified, vice Mrs. Pearl Altemose, Brodheadsville, whose term expired.

Frank L. Stackhouse (Republican), 1125 West Main Street, Stroudsburg, to serve until December 31, 1955, and until his successor is duly appointed and qualified (Reappointment).

#### MONTGOMERY COUNTY

Mrs. Lucye P. Unger (Republican), 555 Main Street, East Greenville, to serve until December 31, 1955, and until her successor is duly appointed and qualified, vice H. Nelson Reifsnnyder, Norristown, whose term expired.

D. Rae Boyd (Republican), 1729 DeKalb Street, Norristown, to serve until December 31, 1955, and until his successor is duly appointed and qualified, vice Rev. Lester K. Kriebel, Pennsburg, whose term expired.

JOHN S. FINE.

#### NOMINATIONS REFERRED TO COMMITTEE

Mr. WATSON. Mr. President, I move that the nominations just read by the Clerk be referred to the Committee on Executive Nominations.

Mr. WATKINS. Mr. President, I second the motion. The motion was agreed to.

#### REPORT OF THE INSURANCE DEPARTMENT OF THE COMMONWEALTH OF PENNSYLVANIA IN COMPLIANCE WITH SENATE RESOLUTION, SERIAL No. 7a, ADOPTED DECEMBER 4, 1951

Mr. WADE. Mr. President, as Chairman of the Committee appointed by the President pro tempore, pursuant to Senate Resolution, Serial No. 7a, adopted December 4, 1951, I am pleased to submit the Report of the Insurance Department of the Commonwealth of Pennsylvania.

The PRESIDENT. The Report will be noted in the Journal, and will be printed in full in the Appendix.

#### PERMISSION TO ADDRESS SENATE

Mr. PECHAN asked and obtained unanimous consent to address the Senate.

Mr. PECHAN. Mr. President, before presenting this bill I would like to have your indulgence for a few remarks.

Two years ago, I introduced this very same resolution which I am going to introduce today as Senate Bill No. 1. I am very happy to do so. This bill has to do with the amending of our Constitution by allowing eighteen year olds the right of franchise. I feel very strongly about this. Two years ago I was unable to devote the time and

effort that this possible controversial bill would have required because of another controversial bill that I had last Session. I am not picking up a hot package like that again, so I will be able to devote more time to this one and hope that we will have a successful passage of the bill.

Mr. President, we have had several organizations, the Republican Council of Women, the Young Republicans of Pennsylvania, several posts of the service organizations of Pennsylvania have gone along with this bill as has the Democratic Party, I understand, in their platform.

Mr. President, I feel very definitely that if eighteen year olds are allowed to defend our Country with their lives, they should be given the right of franchise. I also feel that eighteen year olds know more about their government today than did those who were twenty-one years of age in 1873 when the Constitution was last adopted. I feel, too, that they know more about their government than a great many of the aliens who pledge allegiance to our Country and take out citizenship, a great many of them for the mercenary motive of getting on our relief rolls, etc.

#### BILL INTRODUCED AND REFERRED

Mr. PECHAN read in his place and presented to the Chair Senate Bill No. 1, entitled:

A Joint resolution proposing an amendment to article eight, section one of the Constitution of the Commonwealth of Pennsylvania by permitting citizens eighteen years of age or over to vote.

Which was committed to the Committee on Constitutional Changes and Federal Relations.

#### PERMISSION TO ADDRESS SENATE

Mr. HOLLAND asked and obtained unanimous consent to address the Senate.

Mr. HOLLAND. Mr. President, it gives me a great deal of pleasure to know that the Republican Party has made the right of the eighteen year olds to vote the number one bill of the Session. Fourteen years ago, I introduced a bill in the House giving eighteen year olds the right to vote. Each Session, from that time on, I introduced a bill; each year it was killed in committee. I am glad to see the progress which the Republican Party has made in its thinking in the last few years, to at last realize that if a boy is old enough to fight for his Country at eighteen, he is old enough to vote for his Country at eighteen. I want to give credit to the Republican Party for at last realizing that this is what they should have done fourteen years ago.

#### PERMISSION TO ADDRESS SENATE

Mr. FLEMING asked and obtained unanimous consent to address the Senate.

Mr. FLEMING. Mr. President, I, too, am about to introduce a bill which had a great deal of controversy about it at the last Session of the General Assembly. At that time, my two colleagues and I introduced a series of bills to cover the adoption situation in Pennsylvania, and we are happy to again introduce those bills with the hope that the General Assembly on this occasion will give proper consideration to them.

#### BILLS INTRODUCED AND REFERRED

Messrs. FLEMING, MAHANY and DENT, read in place and presented to the Chair Senate Bill No. 2, entitled:

An Act to further amend the act, approved the fourth day of April, one thousand nine hundred twenty-five (P. L. 127), entitled "An act relating to Adoption," by further providing for the jurisdiction of adoption proceedings, the contents of petitions necessary, consents and decrees.

Which was committed to the Committee on Judiciary General.

They also read in place and presented to the Chair Senate Bill No. 3, entitled:

An Act relating to the placement for adoption of infants under eighteen years of age; regulating the placement of such infants for adoption, providing for the licensure of private agencies and institutions for the purpose of placing such infants for adoption; prohibiting the placement of infants for adoption by unlicensed agencies and institutions and individuals except under certain circumstances; conferring powers and imposing duties on the Department of Welfare, conferring jurisdiction on the Juvenile Courts and Superior Court; providing for a judicial determination of abandonment of an infant by a parent, providing for the surrender of an infant for adoption placement to the Department of Welfare, a county institution district or a licensed agency or institution, providing for appeals; prescribing penalties; repealing any acts or parts of acts inconsistent herewith.

Which was committed to the Committee on Judiciary General.

They also read in place and presented to the Chair Senate Bill No. 4, entitled:

An Act to amend subsection (c) of Section 3 of the act, approved the fifth day of August, one thousand nine hundred forty-one (P. L. 752), entitled "An act regulating and improving the civil service of certain departments and agencies of the Commonwealth; vesting in the State Civil Service Commission and a Personnel Director certain powers and duties; providing for classification of positions, adoption of compensation schedules and certification of payrolls; imposing duties; upon certain officers and employees of the Commonwealth; authorizing service to other State departments or agencies and political subdivisions of the Commonwealth in matters relating to civil service; defining certain crimes and misdemeanors; imposing penalties; making certain appropriations, and repealing certain acts and parts thereof," by extending the provisions of such act to certain employees within the Department of Welfare.

Which was committed to the Committee on Public Health and Welfare.

Messrs. FLEMING and WALKER read in place and presented to the Chair Senate Bill No. 5, entitled:

An Act to amend the act approved the twenty-fifth day of May, one thousand nine hundred thirty-seven (P. L. 814) entitled "An act to provide for the permanent personal registration of electors in cities of the second class as a condition of their right to vote at elections and primaries, and their enrollment as members of political parties as a further condition of their right to vote at primaries; prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors; and prescribing the powers and duties of citizens, parties, political bodies, registration commissions, commissioners, registrars, inspectors of reg-



istration and other appointees of registration commissions, county election boards, election officers, municipal officers, departments and bureaus, police officers, courts judges, prothonotaries, sheriffs, county commissioners, peace officers, county treasurers, county controllers, registrars of vital statistics, certain public utility corporations, real estate brokers, rental agents, and boards of school directors; and imposing penalties," by further providing for the composition of the registration commission; imposing duties on the county commissioners and ending the terms of the present commissioners.

Which was committed to the Committee on Elections.

Mr. FLEMING read in his place and presented to the Chair Senate Bill No. 6, entitled:

An Act to amend the act approved the nineteenth day of June, one thousand nine hundred thirteen (P. L. 534), entitled "An act relating to appointment of deputy constables," by defining the jurisdiction of deputy constables.

Which was committed to the Committee on Local Government.

He also read in his place and presented to the Chair Senate Bill No. 7, entitled:

An Act to amend Sections 3 and 4 of the act, approved the eighteenth day of May, one thousand nine hundred forty-nine (P. L. 1440) entitled "An act concerning notaries public and amending, revising, consolidating and changing the law relating thereto," by requiring notaries to be qualified electors.

Which was committed to the Committee on Judiciary General.

He also read in his place and presented to the Chair Senate Bill No. 8, entitled:

An Act authorizing contact representatives of Veterans Administration hospitals to take affidavits and acknowledgments of persons undergoing treatment therein; and providing for the effect thereof.

Which was committed to the Committee on Military Affairs and Aeronautics.

Mr. MAHANY, on behalf of Mr. KEPHART read in place and presented to the Chair Senate Bill No. 9, entitled:

An Act to further amend subsection C of section 1009 and section 1408 of the act, approved the fifteenth day of May, one thousand nine hundred thirty-three (P. L. 624), entitled, as amended, "An act relating to the business of banking, and to the exercise of fiduciary powers by corporations; providing for the organization or corporations with fiduciary powers, and of banking corporations, with or without fiduciary powers, including the conversion of National banks into State banks, and for the licensing of private bankers, and employees' mutual banking associations; defining the rights, powers, duties, liabilities, and immunities of such corporations, of existent corporations authorized to engage in a banking business, with or without fiduciary powers, of private bankers and employees' mutual banking associations, and of the officers, directors, trustees, shareholders, attorneys, and other employees of all such corporations, employees' mutual banking associations or private bankers, or of affiliated corporations, associations, or persons; restricting the exercise of banking powers by any other corporation, association, or person, and of fiduciary powers by any other corporation; conferring powers and imposing duties upon the courts, prothonotaries, recorders of deeds, and certain State departments, commissions, and officers; imposing penalties; and repealing certain acts and parts of acts," by

changing the limitations on the amount which may under certain circumstances be invested in title insurance companies, and by making further provisions concerning the effect of merger or consolidation of banking institutions.

Which was committed to the Committee on Banking.

Mr. MAHANY read in his place and presented to the Chair Senate Bill No. 10, entitled:

An Act to further amend Section 2 of the act, approved the twentieth day of June, one thousand nine hundred nineteen (P. L. 521), entitled as amended, "An act providing for the imposition and collection of certain taxes upon the transfer of property passing from a decedent who was a resident of this Commonwealth at the time of his death, and of property within this Commonwealth of a decedent who was a nonresident of the Commonwealth at the time of his death; defining and taxing transfers made in contemplation of death; defining as a transfer and taxing the right of survivorship in property as to which such right exists; and making it unlawful for any corporation of this Commonwealth, or national banking association located therein, to transfer the stock of such corporation or banking association standing in the name of any such decedent, until the tax on the transfer thereof has been paid; and providing penalties; and citing certain acts for repeal," by changing the tax rate on property transferred to lineal descendants of adopted children.

Which was committed to the Committee on Finance.

Messrs. WALKER and HARE read in place and presented to the Chair Senate Bill No. 11, entitled:

An Act to further amend clause (a) of Section 306 of the act, approved the second day of June, one thousand nine hundred fifteen (P. L. 736) entitled, as amended, "An Act defining the liability of an employer to pay damages for injuries received by an employee in the course of employment; establishing an elective schedule of compensation; providing procedure for the determination of liability and compensation thereunder; and prescribing penalties," by further providing for total disability compensation.

Which was committed to the Committee on Labor and Industry.

Mr. WALKER read in his place and presented to the Chair Senate Bill No. 12, entitled:

An Act relating to certain commercial transactions in or regarding personal property and contracts and other documents concerning them, including sales, commercial paper, bank deposits and collections, documentary letters of credit, bulk transfers, warehouse receipts, bills of lading, other documents of title, investment securities, and secured transactions, including certain sales of accounts, chattel paper, and contract rights; providing for public notice to third parties in certain circumstances; regulating procedure, evidence and damages in certain court actions involving such transactions, contracts or documents, and to make uniform the law with respect thereto.

Which was committed to the Committee on Judiciary General.

Mr. KESSLER read in his place and present to the Chair Senate Bill No. 13, entitled:

An Act to amend the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto," by limiting re-

imbursements by the Commonwealth to school districts and vocational school districts; and imposing duties on such districts.

Which was committed to the Committee on Education.

Mr. WADE read in his place and presented to the Chair Senate Bill No. 14, entitled:

An Act to further amend Section 1 of the act, approved the twenty-fifth day of June, one thousand nine hundred forty-seven (P. L. 948), entitled "An act authorizing the laying out, and taking over by the Secretary of Highways, with the approval of the Governor, of new State highway routes in certain cases; providing for their laying out, opening, construction, reconstruction and maintenance, at the expense of the Commonwealth and making an appropriation," by authorizing the Department of Highways to add a new route to by-pass the Borough of Carlisle.

Which was committed to the Committee on Highways.

He also read in place and presented to the Chair Senate Bill No. 15, entitled:

An Act to amend subsection (d) of Section 7 of the act approved the twenty-second day of May, one thousand nine hundred fifty-one, (P. L. 317) entitled "An act relating to the practice of professional nursing; providing for the licensing of nurses and for the revocation and suspension of such licenses, subject to appeal, and for their reinstatement; providing for the annual renewal of such licenses; regulating nursing in general; prescribing penalties and repealing certain laws," by extending the time during which certain persons may make application for licensure without examination.

Which was committed to the Committee on Education.

Mr. MALLERY read in his place and presented to the Chair Senate Bill No. 16, entitled:

An Act to amend Sections 31 and 32 of the act, approved the thirty-first day of March, one thousand eight hundred sixty (P. L. 427), entitled "An act to Consolidate, Revise and Amend the Laws of this Commonwealth relating to Penal Proceedings and Pleadings," by permitting the trial of cases of involuntary manslaughter in quarter sessions courts.

Which was committed to the Committee on Judiciary General.

Messrs. MALLERY and WAGNER read in place and presented to the Chair Senate Bill No. 17, entitled:

An Act providing for the establishment, maintenance and administration of an unsatisfied claim and judgment fund for the payment of damages for injury to or death of certain persons and for damages to property arising out of the ownership, maintenance or use of motor vehicles and imposing certain duties upon State and insurance company officials.

Which was committed to the Committee on Judiciary General.

Messrs. MALLERY and STEVENSON read in place and presented to the Chair Senate Bill No. 18, entitled:

An Act to further amend Section 3 of the act approved the twenty-fourth day of June one thousand nine hundred thirty-seven (P. L. 2045) entitled as amended "An act relating to the support of indigent persons; providing for the support of such persons by certain relatives, and for the recovery of public moneys expended for care and assistance from the property and estates of certain

persons; providing for guardians of the person and property of such persons; providing for the arrest and seizure and sale of the property of deserters; and providing procedure," by providing that the petition for support in certain cases shall be prepared by the executive director of the assistance board of the county where the relative liable and financially able to support resides; imposing duty on district attorneys to file such petitions and further modifying such procedure.

Which was committed to the Committee on Judiciary General.

Mr. WAGNER read in his place and presented to the Chair Senate Bill No. 19, entitled:

An Act to amend Section 607 of the act approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties, providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by providing for operating privileges of persons serving in the armed forces of the United States or in women's organizations officially connected therewith, and for the renewal of operators' licenses after honorable discharge.

Which was committed to the Committee on Highways.

Mr. YOSKO read in his place and presented to the Chair Senate Bill No. 20, entitled:

An Act prohibiting lobbying and the practice of law before State agencies, by State elective and appointive administrative officers, and firms, partnerships and associations of which they are members.

Which was committed to the Committee on Public Health and Welfare.

Mr. PECHAN read in his place and presented to the Chair Senate Bill No. 21, entitled:

An Act to further amend the act approved the twenty-second day of June one thousand nine hundred thirty-one (P. L. 594) entitled "An act establishing certain township roads as State highways authorizing their construction maintenance and improvement under certain conditions and restrictions limiting the obligation of the Commonwealth in the construction of certain structures located on such highways conferring certain powers upon the Department of Highways and local authorities persons associations and corporations for sharing the cost of the maintenance and construction of such highways and making an appropriation to carry out the provisions of said act" by changing a certain route in Armstrong County.

Which was committed to the Committee on Highways.



### PERMISSION TO ADDRESS SENATE

Mr. HOLLAND asked and obtained unanimous consent to address the Senate.

Mr. HOLLAND. Mr. President, the bill I am about to present should have been the number one bill of the Senate. It should have been presented by the Majority Members, because if ever a bill was needed, this one is. I think anyone who went over to hear the Governor's speech noticed the number of lobbyists taking seats in the back of the Hall and in the gallery of the House. I think the time has come when we should start to show that we are independent of lobbyists, and we are not afraid of lobbyists filing their expense accounts with the Secretary of the Senate and the Chief Clerk of the House.

Mr. President, my bill makes a lobbyist expose where he gets his money, who he is working for and for what he is lobbying. Under this bill, he must also show receipts for every ten dollars he spends and on whom he spends it. I think this would be a fine way in which to give the people back home the confidence in government which they are losing. I would refer you to the "Reader's Digest" of this month, where you will find that lobbyists have been running the State Legislatures for years, and they decide what bills are to be passed.

Mr. President, I am sorry that the Majority Members of the Senate did not make this their number one bill, because I think it is a bill that is needed to give our State good government.

### BILLS INTRODUCED AND REFERRED

Mr. HOLLAND read in his place and presented to the Chair Senate Bill No. 22, entitled:

An Act providing for the regulation of lobbying, requiring registration of all lobbyists, keeping of accounts of contributions and expenditures and receipts thereof, reports and statements under oath, persons affected, and providing penalties.

Which was committed to the Committee on Judiciary General.

Mr. RUTH read in his place and presented to the Chair Senate Bill No. 23, entitled:

An Act to further amend Section 652 of the act, approved the second day of May, one thousand nine hundred twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto," by authorizing the payment of expenses to members of recreation boards in counties of the third class.

Which was committed to the Committee on Local Government.

He also read in his place and presented to the Chair Senate Bill No. 24, entitled:

A Joint Resolution proposing an amendment to Section 18, Article 8, of the Constitution of the Commonwealth of Pennsylvania, providing for absentee voting.

Which was committed to the Committee on Constitutional Changes and Federal Relations.

### PERMISSION TO ADDRESS SENATE

Mr. LANE asked and obtained unanimous consent to address the Senate.

Mr. LANE. Mr. President, the bill I am about to introduce deals with the clarification of the provisions which provide for special examinations for school bus operators.

Mr. President, during the past two years, especially in western Pennsylvania, the parents of school teachers and school children have suffered considerably due to the fact that some of the school bus operators are not complying with the full provisions of the law. Under the present provisions, Mr. President, those school bus operators, who operate school busses which are under the jurisdiction of the Public Utility Commission, are not required to take special examinations. Therefore, the provisions of this act provide whereby every school bus operator in Pennsylvania must comply with the law by taking special examinations.

Mr. President, I believe that this is a piece of legislation that the Senate should pass and send over to the House, and assure the parents of Pennsylvania that their children are properly protected by law.

### BILLS INTRODUCED AND REFERRED

Messrs. LANE and BANE read in place and presented to the Chair Senate Bill No. 25, entitled:

An Act to amend Section 608.1 of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by clarifying the provisions which provide for additional examinations for school bus operators.

Which was committed to the Committee on Highways.

Messrs. BARR and WALKER read in place and presented to the Chair Senate Bill No. 26, entitled:

An Act to promote the welfare of the people of this Commonwealth; creating Port Authorities to function in counties of the second class as bodies corporate and politic, with power to plan, acquire, construct, maintain and operate facilities and projects for the improvement and development of the port district and to borrow money and issue bonds therefor; providing for the payment of such bonds and prescribing the rights of the holders thereof; conferring the right of eminent domain on the Authorities; authorizing the Authorities to enter into contracts with and to accept grants from the Federal Government or any agency thereof; and conferring exclusive jurisdiction on certain courts over rates and services; and authorizing the Authorities to collect tolls, fares, fees, rentals, and charges for the use of facilities; defining the Authorities' powers and duties, and defining the port districts.

Which was committed to the Committee on State Government.

They also read in place and presented to the Chair Senate Bill No. 27, entitled:

An Act to further amend Section 1 of the act, approved the twelfth day of June, one thousand nine hundred nineteen (P. L. 476), entitled as amended "An act to regulate and establish the fees, to be charged and collected by the recorder of deeds in counties of the second class," by further increasing, regulating and changing such fees.

Which was committed to the Committee on Judiciary General.

#### PERMISSION TO ADDRESS SENATE

Mr. DENT asked and obtained unanimous consent to address the Senate.

Mr. DENT. Mr. President, I have a series of three bills here, one of which is being co-sponsored by my colleague from Washington County, Senator Lane. All three of these bills deal with the daily lives of the people of this Commonwealth. I am hopeful that the committees to which they are referred will disregard the fact that they were introduced by a Democrat, and will do their best to have early hearings upon this legislation.

Mr. President, one of the bills deals with the very serious item of the high cost of living concerning one item particularly. Large families who try to provide sufficient milk for their children find it increasingly difficult to purchase enough milk to keep the children healthy, to build their small bodies. In this State, a family that requires four, five or six quarts of milk per day must, of necessity, purchase milk in quart containers. Now, the day has long gone by when the question of sanitation was the determining factor. Many States in the Union have provided legislation whereby milk can be sold to the consumer in containers of a gallon or half gallon size. In many States there is a difference of ten cents between two quarts of milk purchased in separate containers and two quarts of milk purchased in a single half gallon container. I think that, although this legislation does not seem to be very important to those of us who have gone beyond the milk drinking stage, it is very important to the thousands of mothers and fathers who try to provide this necessity of life to their children. It will in no way affect the income of the farmer, it will mean a greater consumption of milk and I believe that the committee to which this bill is referred should give it very serious consideration.

Mr. President, another of the bills deals with an attempt to stop the senseless slaughter on the Turnpike. As an observation, I can say to the Senate that over the years I have noticed and observed that the greater number of fatalities on the Turnpike are caused by a crossing over the medial strip by cars going in the opposite direction, in running head-on into an automobile or a truck and causing the death of innocent persons who have no way under the sun of avoiding the accident. I believe that every engineer's report that the Turnpike Commission has received has called for the construction of some kind of a barrier between the two sets of lanes.

Therefore, Mr. President, this legislation calls upon the Turnpike to create or build a barrier of sufficient strength and dimensions to keep cars from passing over from one lane to the other.

The third is a bill which has been promoted many times in many Legislatures. Mr. President, we, in West-

moreland County, had a very bitter lesson this past summer when four young high school students were killed at a grade crossing. I believe that with all the advancements that we have made, we have been very neglectful in demanding that grade crossings be eliminated where feasible. I believe that the Public Utility Commission ought to make a new start towards the elimination of these dangerous life-taking grade crossings.

Therefore, Mr. President, on behalf of the people of Pennsylvania, I introduce and present, to the Chair the following bills.

#### BILLS INTRODUCED AND REFERRED

Mr. DENT read in his place and presented to the Chair, Senate Bill No. 28, entitled:

An Act requiring the abolition of all railroad grade crossings within a specified time; and conferring and imposing powers and duties on the Pennsylvania Public Utility Commission.

Which was committed to the Committee on Labor and Industry.

He also read in his place and presented to the Chair, Senate Bill 29, entitled:

An Act to further amend Section 4 of the act, approved the twenty-fourth day of July, one thousand nine hundred thirteen (P. L. 965), entitled "An act defining commodities; regulating the sale thereof; and providing penalties for violation hereof," by specifying the size of milk containers for domestic consumption.

Which was committed to the Committee on Agriculture.

Messrs. DENT and LANE read in place and presented to the Chair, Senate Bill No. 30, entitled:

An Act requiring the construction of safety barriers on the medial strips separating the opposite traffic lanes of the Pennsylvania Turnpike and its extensions; and imposing duties on the Department of Highways and the Pennsylvania Turnpike Commission.

Which was committed to the Committee on Highways.

Mr. WOLFE read in his place and presented to the Chair, Senate Bill No. 31, entitled:

An Act to further amend the act, approved the twenty-ninth day of May, one thousand nine hundred twenty-nine (P. L. 1005), entitled as amended "An act relating to and regulating tractors and their operation; providing for their registration by the Department of Revenue upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of tractors; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns and townships, within the Commonwealth, liability for damages caused by the negligent operation of tractors; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees and miscellaneous receipts; making an appropriation; and providing for refunds," by including corn shellers in the definition of "Farm Tractor" and in the classification of tractors.

Which was committed to the Committee on Agriculture.

#### PERMISSION TO ADDRESS SENATE

Mr. HALUSKA asked and obtained unanimous consent to address the Senate.



Mr. HALUSKA. Mr. President, I listened with keen interest to the number one bill of this Session, presented by my colleague from Armstrong, Senator Pechan. I, like many more, am, for the bill. I think it is a good bill, but I must take exception to his closing remarks with reference to this bill.

Mr. President, the gentleman from Armstrong pointed out that the eighteen year olds know more than those who framed the Constitution. He may be right and he may be wrong. My exceptions are to when he made a comparison with the eighteen year olds, and their purpose of voting, and the aliens, to whom he made an inference only applied to become citizens because they wanted to be placed upon the relief rolls. That statement, I think, is very very unfair and should be stricken from the record.

Mr. President, my father came here sixty-two years ago. He was never on the relief rolls. Back in my county, the Honorable John H. McCann, our President Judge, came here from Ireland as an alien. He was never on the relief rolls. Many many thousands of our fathers and forefathers came to this Country not for the purpose of becoming relief recipients, but for the purpose of becoming good Americans. Our records show, Mr. President, that many of them gave their very blood for our Country in World War I and World War II and previous wars, not for the purpose of being placed on the relief rolls but because they loved America. I think it is very unfair and unjust to the many many thousands of people who come to our Country, who will come and who have come, that we have on our record remarks that their sole purpose is to be placed upon the relief rolls.

#### REQUEST THAT REMARKS BE EXPUNGED FROM RECORD

Mr. HALUSKA. Mr. President, I, therefore, ask the gentleman from Armstrong to have that portion of his remarks stricken from the record.

Mr. PECHAN. Mr. President, I don't want to get into a debate, but I think had the Senator from Cambria, Mr. Haluska, been a little more attentive—paid a little more attention when I was speaking, he would have understood me correctly. I said that some aliens—my mother and father were aliens, of which I am very proud to be their son—have made good Americans. He also made a remark that I said something about the eighteen year olds know more about our Government than those who framed the Constitution in 1873. I made no such statement. If he misunderstood me, I am sorry. I think I said this: The eighteen year olds, because of the education that they get today, are much more learned about our government than was a twenty-one year old in 1873, when our Constitution was last adopted by the State of Pennsylvania.

Mr. HALUSKA. Mr. President, I have no intention of getting into a quarrel or a debate, but if my memory serves me correctly, and I could be wrong, I understood the gentleman to say "most of the aliens," and not "some."

Therefore, Mr. President, I ask that the record be read with reference to that last remark of the Senator, whether he said "some" or whether he said "most." Could that portion be read, Mr. President?

Mr. MAHANY. Mr. President, inasmuch as the hour is growing quite late, would it be possible for Senator

Haluska and Senator Pechan to settle this argument tomorrow when we reconvene? It would take a little while, I presume, for our reporter to find that particular part of Senator Pechan's introductory speech and I ask that you defer this until tomorrow morning, please.

Mr. HALUSKA. Mr. President, I am willing provided I have the opportunity of hearing the tape. I am informed now that the remarks we make are recorded on a tape. Is that correct?

The PRESIDENT. That is correct.

Mr. HALUSKA. Mr. President, I would like to have the opportunity tomorrow, before going into Session, to hear the tape recording.

Mr. MAHANY. It is all right with me, Senator. You may go down and listen to the tape.

The PRESIDENT. The Chair would like to disassociate himself with the responsibility of replaying the tape, however.

#### BILL INTRODUCED AND REFERRED

Messrs. LANE and DENT read in place and presented to the Chair Senate Bill No. 32, entitled:

An Act to further amend Section 2 of the act, approved the seventeenth day of June, one thousand nine hundred thirteen (P. L. 507), entitled "An act to provide revenue for State and county purposes, and, in cities coextensive with counties, for city and county purposes; imposing taxes upon certain classes of personal property; providing for the assessment and collection of the same; providing for the duties and compensation of prothonotaries and recorders in connection therewith; and modifying existing legislation which provide for raising revenue for State purposes," by further regulating the returns of taxable property and the payment of taxes by certain taxpayers under the provisions of this act."

Which was committed to the Committee on Finance.

#### SENATE RESOLUTION

COMMENDING OLD FORGE BOROUGH HIGH SCHOOL FOOTBALL TEAM AND ITS COACH  
ELIO GHIGARELLI

Mr. McMENAMIN offered the following resolution which was twice read, considered and agreed to:

In the Senate, January 26, 1953.

Whereas, the Commonwealth of Pennsylvania has long recognized that a well balanced program for its high schools necessarily must include interscholastic athletic competition, and

Whereas, such interscholastic athletic competition supplementing high educational standards has amply demonstrated its value in developing our high school students into well rounded future citizens, and

Whereas, the Senate of Pennsylvania desires to acknowledge superior attainments in all fields of endeavor

Now Therefore Be It Resolved that this body commend the Old Forge Borough High School Football team and its Coach, Elio Ghigarelli for winning the 1952 Championship of the Eastern Pennsylvania High School Football Conference and particularly for exemplary sportsmanship consistent with the highest traditions of amateur athletics.

#### CONCURRENT RESOLUTION

##### TIME OF NEXT MEETING

Mr. MILLER offered the following resolution, which was twice read, considered and agreed to:

In the Senate, January 26, 1953.

Resolved (if the House of Representatives concur) That when the Senate adjourns this week it reconvene on Monday, February 2, 1953, at four o'clock, p. m., E. S. T.; and when the House of Representatives adjourns this week it reconvene on Monday, February 2, 1953, at four-thirty o'clock, p. m., E. S. T.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

### ADJOURNMENT

Mr. MAHANY. Mr. President, I move that the Senate do now adjourn until Tuesday, January 27, 1953, at 11:00 o'clock a. m., Eastern Standard Time.

Mr. TAYLOR. Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 6:38 o'clock, p. m., Eastern Standard Time, until Tuesday, January 27, 1953, at 11:00 o'clock a. m., Eastern Standard Time.



## HOUSE OF REPRESENTATIVES

MONDAY, January 26, 1953

The House met at 4:00 p. m.

The SPEAKER (Charles C. Smith) in the Chair.

## PRAYER

The Chaplain, Reverend William Hugh Fryer, offered the following prayer:

Almighty God, by whom our fathers won their liberties of old; grant that we and all the people of this state may be strong to maintain our freedom against the assaults of those who by aggression seek to enslave us to their will. Guide, we beseech thee, our Governor and all to whom has been committed the government of this state, giving them special gifts of wisdom and understanding that in the defense of our liberties they may be the instruments of a lasting peace for all mankind; through Jesus Christ our Lord. Amen.

## JOURNAL APPROVED

The SPEAKER. Are there any corrections to the Journal of Tuesday, January 6, 1953? If not, and without objection, the Journal is approved.

## GENERAL REPORT OF JOINT STATE GOVERNMENT COMMISSION 1951-1953

Mr. ROYER presented the following report from the Joint State Government Commission:

January 26, 1953

To the Honorable, the House of Representatives of the General Assembly of the Commonwealth of Pennsylvania:

On behalf of the Joint State Government Commission, I have the honor to transmit herewith the General Report of the Joint State Government Commission, 1951-53, to the General Assembly of the Commonwealth of Pennsylvania.

Copies of this report for distribution to the members of the House of Representatives have been delivered to the office of the Chief Clerk of the House.

Respectfully submitted,

BAKER ROYER,  
Chairman

BR:djc

(For Report see Appendix.)

## REPORT OF LEHIGH COAL AND NAVIGATION COMPANY

The SPEAKER laid before the House the Report of the Lehigh Coal and Navigation Company, dated December 15, 1952.

(For Report see Appendix.)

## REPORT OF DOLLAR SAVINGS BANK

The SPEAKER laid before the House the 193rd Semi-Annual Statement, dated December 1, 1951, together with a list of the depositors of the Dollar Savings Bank, Pittsburgh.

(For Report see Appendix.)

## REPORT OF BOARD OF DIRECTORS OF CITY TRUSTS, PHILADELPHIA

The SPEAKER laid before the House the 82nd Annual

Report and supplement of the Board of Directors of City Trusts of the City of Philadelphia for 1951.

(For Report see Appendix.)

## REPORT OF DELAWARE RIVER JOINT COMMISSION

The SPEAKER laid before the House the Report of the Delaware River Joint Commission of Pennsylvania and New Jersey for the year 1951.

(For Report see Appendix.)

## FINDINGS OF PANEL IN RE DELAWARE COUNTY PRISON

The SPEAKER laid before the House the Report of the findings of the Panel in re Delaware County Prison, dated December 8, 1951.

(For Report see Appendix.)

## COMMUNICATION FROM GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

## REQUEST TO ADDRESS JOINT ASSEMBLY

Commonwealth of Pennsylvania,  
Governor's Office, January 26, 1953.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

If it meets with the approval of the General Assembly, I should like to address the members in Joint Session today, at five-thirty o'clock p. m.

JOHN S. FINE.

## GOVERNOR INVITED TO ADDRESS JOINT ASSEMBLY

Mr. MIKULA. Mr. Speaker, I move that the Governor, the Honorable John S. Fine, be invited to the Hall of the House of Representatives to address the General Assembly at a time to be fixed by Concurrent Resolution.

The motion was agreed to.

## SENATE MESSAGES

## JOINT SESSION

The Clerk of the Senate being introduced presented an extract from the Journal of the Senate, which was read as follows:

In the Senate, January 26, 1953.

Resolved, (if the House of Representatives concur), That the Senate and House of Representatives meet in joint session Monday, January 26, 1953, at five-thirty o'clock p. m. in the Hall of the House of Representatives for the purpose of hearing an address by His Excellency, the Governor of the Commonwealth.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

On the question,

Will the House concur in the resolution of the Senate?

It was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

## COMMITTEE TO ESCORT GOVERNOR TO HALL OF HOUSE

The Clerk of the Senate being introduced presented

an extract from the Journal of the Senate, which was read as follows:

In the Senate, January 26, 1953.

Resolved, (if the House of Representatives concur), That a committee of three on the part of the Senate be appointed to act with a similar committee on the part of the House of Representatives (if the House shall appoint such committee), to escort His Excellency, the Governor of the Commonwealth, to the Hall of the House of Representatives to address the Members of the General Assembly in Joint Session, pursuant to a resolution already adopted by the Senate and the House of Representatives.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

On the question,

Will the House concur in the resolution of the Senate?  
It was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

#### COMMITTEE APPOINTED

The SPEAKER. The Chair appoints as a Committee on the part of the House to escort the Governor to the Hall of the House, Messrs. Mikula, Leisey and Readinger.

#### RESOLUTION

##### COMMITTEE TO ESCORT SENATE TO HALL OF HOUSE

Mr. WATERHOUSE offered a resolution which was read, considered and adopted as follows:

In the House of Representatives,  
Monday, January 26, 1953.

"Resolved, That the Speaker appoint a committee of two to escort the Members of the Senate to the Hall of the House for the purpose of attending the Joint Session of the General Assembly."

#### COMMITTEE APPOINTED

The SPEAKER. The Chair appoints as a committee to wait upon the Senate and to escort it to the Hall of the House, Messrs. Waterhouse and Stank.

#### PERMISSION TO ADDRESS HOUSE

Mr. ANDREWS asked and obtained unanimous consent to address the House.

Mr. Speaker, I desire to assure the Majority Leader that we have no intention at this time of taking advantage of his decimated ranks.

At this time, I want first of all permission to read into the record the Democratic state platform for 1952. At the last session of the General Assembly it was my privilege to read into the record the Democratic state platform and the Republican state platform. I regret at this time that I am unable to present to you for the purpose of the record the pledges that you should have made to the people, the statement of purpose that should have been contained in a document widely circulated.

#### DEMOCRATIC STATE PLATFORM FOR 1952

Adopted by the  
Pennsylvania Democratic State Committee  
On September 6, 1952

The Democratic Party in Pennsylvania enthusiastically ratifies and confirms the statement of principles adopted at the 1952 Democratic National Convention. We pledge

our whole effort, in honor and in dignity, to elect Governor Adlai E. Stevenson President and Senator John J. Sparkman Vice-President.

Never in the history of our country has there been greater achievement than has been attained in the last twenty years, under the dedicated leadership of Franklin D. Roosevelt and the militant guidance of Harry S. Truman.

The people of our country have escaped from Republican promises to Democratic fulfillment, from Republican depression to Democratic prosperity, from Republican government for the special interests to Democratic government for all, and from Republican isolationism to Democratic world leadership.

This is a record of accomplishment—not of mere promise; a record that spells progress, and offers solid assurance of further advances in our domestic economy. It is the fervent hope of mankind, that in our continued leadership, and with the aid of Almighty God, universal peace can and will be attained.

We deplore the fact that the people of Pennsylvania are not properly represented in the United States Senate. Senator Martin consistently votes with the most reactionary and isolationist Republicans—McCarthy, Bricker, Jenner and Kem. Senator Duff is continuously absent from his Senate seat to engage in his own brand of Republican factional politics. In the first Session of the present Congress, Duff was not present for 149 roll calls. For the people of Pennsylvania and the Nation, the record of Martin and Duff is a record of reaction and inaction.

We shall make this election our opportunity to rid ourselves of Edward Martin, protagonist of Grundyism, darling of Colonel McCormick's new super-American Party, by replacing him in the United States Senate with Judge Guy K. Bard of Lancaster County, one of Pennsylvania's most capable, respected and beloved citizens. Judge Bard has unselfishly relinquished a life-time judicial position to devote himself in the Senate to the full time militantly liberal representation of all people.

By deed, and not by promise, the Democratic Party in Pennsylvania recognizes the equal ability and rightful place of women to participate in governmental affairs. Genevieve Blatt, Democratic nominee for Auditor General, expertly trained in State government, is the first woman in the history of Pennsylvania politics to be named by either of the major parties to run for State-wide office.

Again by deed, and not by promise, the Democratic Party in Pennsylvania has recognized the great contribution of agriculture to the economy and the life of the Commonwealth. Senator George M. Leader, 34 year old World War II Veteran, and York County farmer, is the Democratic nominee for State Treasurer. He is trained in State government by education and experience, and both he and our nominee for the office of Auditor General are pledged to promote efficiency and economy in the fiscal affairs of our state.

Again by deed, and not by promise, the Democratic Party in Pennsylvania demonstrates in its candidates for Supreme Court, how the menace of Communism can be suppressed within the framework of American justice and Constitutional guarantees. Judge Harry M. Montgomery gained national reputation presiding at the trial of Communist Leader Steve Nelson, who was convicted



of sedition. In Pennsylvania, Judge Montgomery's reputation for ability, scholarship and humane understanding has long been recognized.

All Democratic Candidates for election to Congress and to the State Senate and State House of Representatives pledge their earnest support to the principles set forth in our National and State Platforms.

We now submit our program for Pennsylvania, in opposition to a Republican machine which submits no program, but stands mute and thus persists in its blatant, arrogant and insulting attitude toward the people of Pennsylvania. At the same time, the Republican Party appeals for support of all of its candidates for the State House of Representatives, the State Senate and the Commonwealth's fiscal offices—all this without a single statement of principle. Apparently there can be no statement where there is no principle.

The Republican Party of Pennsylvania is either still resting on its 1950 platform (and well it may, since it has neither been used nor carried out); or, having run out of promises, it may have decided to promise nothing. This promise, based on its past record, is at least one we can expect it to keep.

Its do-nothing record of the 1951 Legislative Session made its 1950 platform a fraud. For instance—

Republican Promise—"We anticipate that the increase in revenue and the decrease in expenditures, coupled with strict economies, will be sufficient to avoid any additional taxes."

and

Republican Performance—Six months later, Republicans demanded \$163,000,000 in new taxes.

Republican Promise—"We pledge the immediate enactment of an effective and adequate fair employment practice law."

and

Republican Performance—Killed in Republican controlled Committee as in 1945, 1947 and 1949.

Republican Promise—"We favor enactment of a minimum wage law of 75c an hour."

and

Republican Performance—Killed in Republican controlled committee.

Republican Promise—"We believe that the employee permanently and totally disabled should be compensated for the full period of total disability."

and

Republican Performance—Killed in Republican controlled committee.

Republican Promise—"We believe that ALL occupational diseases should be compensatory."

and

Republican Performance—Killed in Republican controlled committee.

Republican Promise—"WE ADVOCATE a state convention to bring the Constitution of our Commonwealth more in line with the needs of today."

and

Republican Performance—Killed in Republican controlled committee.

Republican Promise—"We pledge to devote ourselves to the modernizing of the framework of our State government."

and

Republican Performance—Appointment of ANOTHER commission to make ANOTHER study.

Republican Promise—"We favor establishment of a free city college in Philadelphia and pledge State co-operation."

and

Republican Performance—Killed in Republican controlled committee.

Republican Promise—"We will re-apportion the State's legislative districts."

and

Republican Performance—Killed in Republican controlled committee.

Republican Promise—"We pledge continuance of the Highway Planning Commission."

and

Republican Performance—The Highway Planning Commission was permitted to pass from the scene and is now a memory.

This is part of the Republican record: the broken record of a State Administration dominated by a Governor obsessed with a fixation for saddling a wage-tax upon the people of Pennsylvania; a Governor who continually recessed the longest session in Pennsylvania's legislative history, in order to gain bludgeoning time to accomplish this purpose. Only the effort of the Democratic membership in the General Assembly killed this proposal. This same two-factioned Governor with a one-tax mind, whose television antics at the Republican Convention made him a national laughing stock, to the discredit of Pennsylvania, is now strangely silent on his own or his party's program, with a legislative session less than four months distant. The only Republican program on the table is the old Fine program and his party's unfinished business—the universal wage tax.

In striking contrast, and in fulfillment of its 1950 platform pledges, the Democratic Party through its members in the House and the Senate, introduced bills for each of the legislative proposals in its platform. Each of these proposals was lost behind a Republican inspired and controlled Legislative Iron Curtain, where many legislative sins were concealed in the secrecy of House and Senate Committees.

We not only advocate, we not only favor, we not only recommend, but we unequivocally pledge to the people of Pennsylvania that a Democratic victory in Pennsylvania will bring action in regard to:

#### STATE CONSTITUTION—

We pledge the people of Pennsylvania an opportunity to vote upon the adoption of a new State Constitution.

#### LEGISLATIVE REAPPORTIONMENT—

Due to flagrant disregard of the State Constitution by Republican-controlled legislatures, Pennsylvania has developed "rotten borough" representation in both the State House of Representatives and the State Senate. In the last session of the State Senate, twenty Democratic senators actually represented more people than thirty Republican senators. The Constitution directs that the seats be reapportioned after each census; Pennsylvania has not had legislative reapportionment since 1921. The Democratic Party pledges its support of a reapportionment bill which will make sure that every Pennsylvania citizen is equally represented at Harrisburg.

## TAXES—

We pledge enactment of legislation which will consolidate and simplify the present corporate tax structure, thus reducing the present burden of duplicated tax returns.

We shall continue to oppose a flat wage or income tax and a general sales tax.

We pledge the full disclosure of all hidden departmental surpluses and the adoption of an administrative program designed to keep state expenditures well within the range of estimated revenue.

We reaffirm our conviction that no new State taxes are necessary.

## COMMUNISM—

The Democratic Party abhors Communism, because Communists are enemies of the rights of freedom of speech, freedom of press, freedom of religion, and freedom of assembly, which are the cardinal principles of our society.

We pledge constant vigilance against truly subversive activity, and we believe that our society must protect itself by full application of the force of law against those who seek to accomplish the forceful and violent overthrow of our government.

The Democratic Party equally abhors those who resort to such Communistic methods as systematic lies and character assassination, and the glorification of untrustworthy informers, under the guise of fighting Communism, but actually to promote selfish and partisan ends. This has been justly styled as McCarthyism, and it can be as evil and conscienceless as Communism itself. It takes deeds, not words, to oppose Communism effectively. The Democratic Party—in the nation, and in the state—has supplied those deeds.

## CIVIL RIGHTS—

We re-affirm our 1950 pledge which in effect stated as follows: We pledge full civil rights for all our people in employment, security of person and family; eradication of discrimination based on race, religion, sex, color or national origin; a state Fair Employment Practices Commission with adequate enforcement powers.

Pennsylvania's Democratic Congressmen and Democratic members of the Legislature fought for fair employment practices legislation. Consistent with their practice of promising everything and giving nothing, Governors Martin, Duff and Fine and their reactionary legislatures killed fair employment practices legislation.

We pledge the abolition of state-supported segregated schools and of segregated divisions of the Commonwealth's fighting forces, and we will take statutory steps to curb search-and-seizure raids to the end that Pennsylvania practices may be brought into conformity with Federal law. We recognize the many patriotic contributions made by Americans of foreign birth and pledge them equal opportunity to work in every field and to participate in public service.

## LABOR—

We pledge:

Liberalization of the workmen's compensation, unemployment compensation and occupational disease compensation laws by increasing minimum and maximum benefits and benefit periods to meet present day needs and living costs.

Legislation making coverage under the Workmen's Compensation Act compulsory and not elective.

A fair anti-injunction law which will require hearings before a temporary injunction and a jury trial before a permanent injunction can be issued in labor disputes.

A wage and hour law patterned after the Federal act with a minimum wage to meet present-day needs and living costs.

Requirement of prevailing wage rates on all government sponsored contracts and projects.

Full protection and equality for women in industry, with equal pay for equal work.

Full enforcement of industrial safety, regulatory and sanitation laws. Restoration of the 1937 State labor relations act and support of the Democratic National platform on Federal labor legislation.

Legislation to insure minimum crew complements and crew requirements based upon the general practice in the railroad industry, and to provide that future railroad construction shall include clearance regulations providing maximum safety.

Repeal of the anti-labor legislation enacted by the administrations of Governors James, Martin and Duff.

## FARMERS—

We pledge the following ten-point program for agriculture:

1. Establishment of a sound and adequate program for control and eradication of diseases in poultry, cattle and plant life in the Commonwealth.

2. Expansion of facilities at Pennsylvania State College for research with a view to developing improved breeds and varieties of plants and animals to be made available to the farmers.

3. Establishment of a school of Veterinary Medicine at Pennsylvania State College to educate and prepare more rural veterinarians.

4. Establishment of a system of Junior Colleges in Pennsylvania, so that rural boys and girls will have the same opportunity for higher education as those in metropolitan areas.

5. Development of a more adequate system for making available to rural boys and girls, vocational agriculture and home economics courses.

6. Full refund to farmers of gasoline tax paid on fuel used in farm machinery.

7. Amendment of the Public Utility Law to provide a simple procedure under which farmers can appeal for adequate telephone and electric service at fair rates and fair installation charges.

8. Amendment of the Milk Control Law with a view to simplifying the method of payment for milk to farmers by distributors.

9. Requirement that the Game Commission preserve a balance between recreational opportunities of sportsmen and losses to farmers due to destruction of crops by game.

10. Provision that one cent of the gasoline tax be appropriated to townships for construction of improved rural roads.

## MILK CONTROL—

The Pennsylvania Milk Control Commission, as administered by the Republican Party, rigs the price of dairy products so that the consumer pays too much and the farmer gets too little. The Democratic Party believes



that a free market should be restored in the distribution and retailing of milk and dairy products, and that the Commission's powers should be restricted to a guarantee of prices to the farmer which assure cost of production and a fair return for labor and investment. Milk is a health-building food. The state should encourage its production and consumption and not limit its use by artificially high retail prices.

#### ALCOHOL BEVERAGE CONTROL—

Pennsylvania, through mismanagement by its Liquor Control Board, is losing millions of dollars of revenue each year. Its favoritism and political purchasing methods raise prices sky-high and breed boot-legging and tax evasion. This overpricing has resulted in diminishing returns. The Democratic Party will completely overhaul the Liquor Control Board and its administration, and will insure this state that its liquor monopoly will add to the state's revenues, charge prices honestly based on proper merchandising methods, and will properly enforce the liquor control laws.

#### HEALTH—

The Democratic Party pledges unqualified and vigorous support for the achievement of a competent and non-political state health department, which will carry out the program of improved health services through county units approved with bi-partisan support at the 1951 session of the Legislature. That program is now being jeopardized by the Republican State Administration, which gives its public lip service support and private sabotage. Not one county health unit has been set up in Pennsylvania, and the "reform" of the state health department is only one man deep. Under Republican administration, Pennsylvania has an outmoded and politically infested health department, for which the price is wasted tax dollars and unnecessary disease and human misery.

The Democratic Party is opposed to "socialized medicine." It does believe in the highest standards of public health, in the provision of good hospital and medical care for everyone, and the constant improvement and expansion of medical education and research.

The Democratic Party will enact legislation to reimburse the cities and counties that are caring for tuberculosis patients from their own tax funds because the state will not meet its responsibilities. We condemn and will rectify the failure upon the part of the Department of Welfare to employ medical and nursing personnel adequate to staff hospitals for the mentally and physically ill. Pennsylvania is exporting trained men and women from its institutions as a result of its unwillingness to pay salaries adjusted to present living costs. By failure to increase technical staffs employed in state hospitals, the departments are not only denying care to the physically and mentally ill but are destroying the usefulness of a \$175,000,000 General State Authority construction program.

#### EDUCATION—

We pledge an actual and adequate teachers salary program.

We pledge a continuation of the school lunch program.

We will preserve and safe-guard the teachers' tenure law.

We will extend vocational training at all high schools

to further skills and technical knowledge now so sorely needed in modern civilization.

We pledge the elimination of partisan politics from the public school system at the state and local level.

We will adequately support State teachers' colleges, and appoint the full quota of trustees for each college.

We pledge the establishment of fair and specific standards for the distribution of funds to distressed school districts.

#### HOUSING—

The Democratic Party will maintain intact all state enabling laws which assist its citizens in securing good homes under both private and publicly financed housing programs. The state's power and influence should be constantly applied to promote home ownership, and to develop and secure construction and protection of homes. We pledge adequate standby rent control legislation if necessary in the event Federal rent controls are permitted to lapse.

#### PUBLIC ASSISTANCE—

We pledge to clean up the mess created by the costly maladministration of the Department of Public Assistance; and the establishment of realistic standards of assistance measured by human needs under current living costs.

#### PUBLIC UTILITIES—

Pennsylvania's Public Utility Commission has become the spokesman for, and defender of, the public utilities it is supposed to regulate in the public interest. Every member of the Public Utility Commission was appointed by a Republican governor. The Republican Party has full responsibility for its failures.

The Democratic Party will enact far-reaching legislation which will force the Public Utility Commission to do its duty in protecting the people of Pennsylvania against ever increasing rates for electric power, gas, telephone, bus and trolley services.

Such legislation will compel the Commission to use prudent investment value as the basis for rates; to issue orders which are clearly appealable to the courts in all cases where rate increases are permitted; and to stop its present practice of pyramiding utility rate increases, by permitting newer and higher tariffs to go into effect even before previously granted increases are finally approved.

Such legislation will force the PUC to grant public hearings before permitting protested rate increases to go into effect. We further pledge amendment of the Public Utility laws to permit the courts to review the Commission's finding of facts on an equal basis on appeal either by the consumer or the public utility.

By virtue of present PUC policies, the utilities of Pennsylvania have become self-policing institutions.

The activities of the PUC are financed by means of charges it levies upon the utilities it is supposed to regulate. Persistent refusal upon the part of the PUC to collect revenues sufficient to enable it to do a proper regulatory job has resulted in a rate structure fixed by the utilities themselves.

We pledge the enactment of legislation which will relieve the burden now imposed upon municipalities which must necessarily contest rate increases by assuring the PUC an income which will make possible the employ-

ment of a staff sufficiently large to enable it to serve the public interest instead of remaining, as at present, a utility charity charge.

#### HIGHWAYS—

We pledge a balanced and adequately planned highway construction program giving proper consideration to farm-to-market roads and metropolitan expressways.

We pledge all-year maintenance of our roads and the elimination of politically inspired temporary pre-election road work which is wasteful and ineffective.

#### STATE PLANNING—

State government in Pennsylvania has no continuity in planning because no program is mapped out beyond the range of a single governor's term, and because the departments of the state government are not brought into common planning by any agency. The state needs a non-partisan citizens' planning commission, reporting directly to the Governor and the Legislature, authorized to make long-range studies and do long-range programming for the Commonwealth. The existing state planning board is buried in the useless Department of Commerce, and its citizen members, despite good intentions, accomplish almost nothing. We pledge the establishment of an effective state planning agency, so that the state's construction programs will be geared to its real needs—present and future.

We pledge all-out state assistance and cooperation with the Federal government in the elimination and curtailment of under-ground and over-ground fires now menacing the coal fields of Pennsylvania.

#### FIREMEN—

We pledge re-enactment of legislation to provide permanent distribution of the proceeds of the 2% foreign fire insurance tax to the paid and volunteer firemen of our state, as previously provided by law and made temporary by a Republican controlled legislature.

#### GOOD CITIZENSHIP—

Voting is the first basis of good citizenship. We pledge enactment of laws that will encourage and simplify registration and voting for every eligible person. We pledge enactment of an absentee voting law, so that citizens unavoidably away from home will not lose their franchise. We believe that young men and women of eighteen have sufficient capacity and judgment to vote intelligently, and that voting at eighteen will encourage habits of good citizenship. We favor an amendment to the State Constitution which will lower the permissible voting age to eighteen. We pledge legislation providing that all employees be allowed paid time off for voting in primary and general elections.

#### VETERANS—

We pledge passage of enabling legislation to permit all Pennsylvania veterans to receive full benefits of Federal legislation, and to extend to veterans with Korean service the benefits of the Pennsylvania Bonus Act.

#### CLEAN STREAMS—

The Democratic Party initiated the clean streams program in Pennsylvania with the passage of the LaRue Act of 1937, and it will fully and strongly support the purification of our waters. We will resist any attempt by the

Republican State Administration to weaken or delay the program, and we call for positive aid from the State to the municipalities which it has ordered to complete sewage treatment plans and plants. The state has a duty not only to enforce the clean streams program, but to aid local communities in meeting the costs which it necessarily brings with it. We further point out that stream purification in Pennsylvania will not be a reality until acid drainage from coal mines is corrected, and we pledge an intensive program of research and action as to mine drainage. This is necessary so that municipalities will not find that the vast sums they are now spending for sewage treatment will be wasted. Acid rivers and streams will not support fish life, and will not provide recreational values. It is a fraud on the people to pretend that they will.

#### OUTDOORS—

We pledge the maximum development of hunting and fishing opportunities in Pennsylvania's woodlands. We pledge conservation of our forests, streams, soil and wildlife. We pledge the development of the state's parks and, particularly, the development of roadside picnic areas in which Pennsylvania is shamefully behind its sister states.

#### PITTSBURGH—

We pledge continued and enthusiastic state cooperation with the dramatically successful improvement and redevelopment program of the City of Pittsburgh and Allegheny County, including the full development of Point Park and the rapid completion of the system of highways and parkways now in construction. We will support legislation to aid Pittsburgh's commerce by the creation of a Port of Pittsburgh Authority, empowered to construct a rail-river-truck terminal.

#### PHILADELPHIA—

We pledge such legislation as will further modernize Philadelphia's government and further improve the Philadelphia metropolitan area.

#### LEGISLATIVE PROCESS—

Pennsylvania's General Assembly conceals many of its legislative sins behind a legislative iron curtain. The Democratic Party of Pennsylvania denounces, and will continue its efforts to destroy this iron curtain. The work of committees is a part of the legislative process, and the Democratic Party of Pennsylvania holds that decisions arrived at by legislative committees are a part of the legislative process and should therefore be a matter of public record.

At the 1951 Session, Democratic members of the House, to no avail, endeavored to amend House Rule No. 31 by providing that the "ayes" and "nays" of the members of a committee could be demanded by two members thereof on any question before it; that the vote be entered on the minutes of the committee, and made available for public examination. It is in committees that strong measures, designed in the public interest, are killed or weakened with weasel words, by the spokesmen for the special interest who speak in secret behind the legislative iron curtain.

I have been told that there was no need for a platform in 1952 since you are disposed to use the one framed in the gubernatorial campaign. That, perhaps, is a species



of economy that could well be practiced. You well could use your own platform, because goodness knows you have not used it up to this time. The pledges that it contained are still pledges incumbent upon the leadership on the majority said to fulfill.

I would like at this time to interrogate the Majority Leader.

The SPEAKER. Will the Majority Leader permit himself to be interrogated?

Mr. JOHNSON. I shall, Mr. Speaker.

Mr. ANDREWS. Mr. Speaker, is it the determined disposition on the part of the majority to bring an FEPC bill to an early vote in this House? And by an early vote I mean in the first two weeks that the House is in session.

Mr. JOHNSON. Mr. Speaker, in answer to the interrogation I would say that you will recall Governor Fine in his opening speech to the Legislature went out quite strongly for an FEPC bill.

There will be introduced into this House an administration FEPC bill. As to when it will reach the floor for a vote I cannot say. It will be referred to a proper Committee; the Committee will look into the bill, study the bill, and will give it the action that the Committee deems best.

Mr. ANDREWS. Mr. Speaker, I thank the gentleman.

I have a further question. Is it the determined disposition upon the part of the majority leadership to bring to the floor of this House a bill providing for a constitutional convention and do so at an early date?

Mr. JOHNSON. Mr. Speaker, in answer to that question I believe that I am at liberty to state that very early, perhaps tomorrow, a bill for a constitutional convention will be introduced into this House. And again as to when it will hit the floor for a vote will depend on committee action.

Mr. ANDREWS. Mr. Speaker, a further question: Is it the determined disposition on the part of the majority leadership to bring to the floor of this House for early consideration a legislative re-apportionment bill?

Mr. JOHNSON. Mr. Speaker, I must, in answer to that question, say that as of this moment there has not been any crystallized opinion as to what action will be taken on that. It is under discussion and the answer to that question I am sure will be given at an early date.

Mr. ANDREWS. Mr. Speaker, I thank the gentleman.

Mr. Speaker, on behalf of the minority I believe I can say that we shall press for an early consideration of FEPC legislation. This House, at the last session, passed an FEPC bill. There is no reason why there should be prolonged discussion. There is no reason why an FEPC bill should become a matter of bargaining; of legislative barrel rolling. Let us thrash this issue out soon and have a decision. It is my present disposition that you will get the backing of the minority to a bill which the minority will present. And after that bill has been in the possession of the Committee for eight days, we shall move for a discharge of the Committee.

With reference to a bill for a constitutional convention, may I point out to the Members of this House that we cannot—until we know whether we are going to submit to the people of Pennsylvania a bill providing for a constitutional convention and know whether the people are going to accept a new constitution—we cannot plan for

the reorganization of our state government upon a long range basis. We cannot outline a financial program upon a long range basis; and until a constitution has been submitted to the people and either accepted or rejected, and we know whether or not it is possible to include in our tax structure a graduated income tax, it will be our disposition upon this part of the House to oppose any enlargement, any broadening of our tax structure and to confine the revenues of the Commonwealth within the compass of the present patchwork system that we have.

Mr. Speaker, were there any time limits that the Chair desires to impose upon me?

The SPEAKER. The Chair would inform the gentleman that there has been no time limit set today. We are now waiting the Senate at 5:20. If possible, we will try to work in a Slate Committee report. But if the gentleman would still like to use those 25 minutes, he has a perfect right to do so and we can present the Slate Committee report after the Senate meets with us. The gentleman may proceed.

Mr. ANDREWS. Mr. Speaker, I have no desire to inflict 25 minutes upon such amiable, smiling people as I see on the other side of this House.

I would desire further to interrogate the Majority Leader.

The SPEAKER. Will the gentleman allow himself to be interrogated?

Mr. JOHNSON. I shall, Mr. Speaker.

Mr. ANDREWS. Mr. Speaker, can the Majority Leader inform the House as to whether or not in the budget that His Excellency the Governor is about to submit cognizance has been taken of any of the economies suggested by the so-called "Little Hoover" Committee?

Mr. JOHNSON. Mr. Speaker, we have heard a lot about the so-called "Little Hoover Committee" report. I understand that it has been an excellent study. Those who have been on the Committee—particularly our former Speaker, Herbert Sorg—say it has been a very interesting study, and a lot of good will come out of the report.

Many of the savings and changes that will be recommended by the Chesterman report will be some that can be put into effect by executive action, by action within the departments without any legislation. A good many of the savings will require legislation on the part of this House and the Senate. Then again many of the savings will require constitutional amendments.

Now I understand that as far as the Budget of His Excellency the Governor is concerned, it will reflect those savings that the Governor can accomplish himself through executive action. Any savings as a result of legislation will have to be put in by this House through bills introduced. And if in the opinion of this body and the Senate the bills effect a saving, the reduction in the budget, if any, can be accomplished through the several Appropriations Committees.

Now as to those savings which will come about as a result of constitutional amendment, those will have to await either amending the Constitution by a vote of the people and passing two sessions of this House, or will come about through a constitutional convention which would no doubt take heed of what this very illustrious committee set forth.

Mr. ANDREWS. Mr. Speaker, a further question if you please.

Has the Majority Leader been consulted by His Excellency, the Governor, concerning the various budgetary items?

Mr. JOHNSON. Mr. Speaker. In answer to that question, the budget, after all is the budget of His Excellency, the Governor, and what might have taken place behind the scenes, as it were, is really in the nature of a confidential communication, and I would rather not divulge it at this time.

Mr. ANDREWS. A further question: Does the Majority Leader know of any Member of this House, who has been consulted concerning the various items in the budget which His Excellency, the Governor, will present?

Mr. JOHNSON. Mr. Speaker, Well, in answer to that question there again, Mr. Andrews, I would feel that I am not at liberty to divulge that, even if I did know any Member that has discussed it with the Governor.

Mr. ANDREWS. I thank the gentleman.

Mr. Speaker, we have an executive budget, but we are a coordinate branch of this government, and we have just listened to the astounding theory that the preparation of a budget is a confidential project concerning which not even the Majority Leader is privileged to question.

Now in regard to this branch of the Government, it is the Governor's responsibility to present an executive budget, but it would seem to me to be His Excellency's responsibility to at least pay some passing tribute to this House, and we should not, as members of the General Assembly be expected to pass upon a budget concerning which no single Member of this House has had the opportunity to advise with or consult the Executive.

The first business we have is to place our own house in order if we are to expect that the Departments of the State Government will be well served; if we are to expect that there will be no drones and absentees upon Departmental payrolls, it is our business to see to it that we are well-served, there will be no drones or absentees upon our payrolls.

I want to pay my tribute to the members of the State Committee who have tried, worked against pressure to keep the employed personnel of this House within proper limits. I want to pay my tribute to the Chief Clerk who has done his best to try to recruit a force of Sergeants-at-Arms who will be here on duty and to institute a system of keeping a record so that we will know how many of those we have upon the payroll are actually in service and are actually here. But we cannot expect the State Committee to stand up against pressure if Members of this House insist that incapable employes be placed upon the payroll simply for their convenience. It is our business to see to it that the people we hire are here and in service, and that they are capable. If they are not we should ask for another who is capable, not somebody who come here simply to accommodate the convenience of some Member. If we have Assistant Sergeants-at-Arms, they should be here. If they are not here, Mr. Speaker, I think I would resort to the expedient of trying to place upon the order of business before adjournment, a roll-call of House employed personnel, to find out how many Monday servants we have, how many there are who appear on Monday and then vanish before Tuesday noon.

I want to thank the Members of this House for their attention. We will have more to say about the issues that face us in the days to come and we shall expect, that the very excellent pronouncement of His Excellency the Governor in his recent address before this House that read like an extract from the State Papers of Harry Truman and lesser statesmen, will rest upon your conscience.

We expect performance. We expect Departmental bills to come in here early in the season and not drag along until May and June. We expect that you will tell us, and tell the people of this State what you are going to do, when you are going to do it, and proceed forthwith to do it.

We'll have occasion to discuss the budget to be presented shortly by His Excellency, the Governor. Until we definitely know how many of the economies suggested by the Chesterman Committee have actually been included in that budget and how many of the possible economies suggested by the Chesterman Committee to be accomplished by legislation can be included in that budget, we can't even begin to discuss that budget intelligently.

So, Mr. Speaker, thanking you for your consideration, and thanking the Members of the House for their attention, we yield the floor to more capable exponents.

#### PERMISSION TO ADDRESS HOUSE

Mr. JOHNSON asked and obtained unanimous consent to address the House.

Mr. Speaker, I listened with great interest to the words of the Minority Leader. I particularly want to comment on what he had to say about the calling the constitutional convention and the fact that this House cannot do business until we know whether we are going to have a new Constitution or not. I do not know if he said it in exactly those words, but that is the gist of what he had to say.

I would say that we will have to go on here and do business as usual. We will have to plan our session in the absence of any new Constitution. Of course we do not know what a constitutional convention if it is called will bring forth. There will be many, many, many ideas put forth before a constitutional convention, many of which will no doubt will be reactionary. And we the people of Pennsylvania, and this House of course, do not know what the new Constitution will be.

Therefore we will have to proceed in an orderly way as before. We all agree that there should be some revision of our Constitution. There are many outmoded clauses in the Constitution.

Governor Fine spoke to the Pennsylvania Bar Association recently and pointed out many of the changes that he thought should be made in the Constitution. They will be given a thorough sifting by a constitutional convention which will be called I believe pursuant to a vote of the people. That is to say, the people will vote on who the delegates are going to be and they then will draft a Constitution which will be submitted to the people. So we cannot do anything about it until we get it. You know it will take two sessions and a vote of the people to even amend our Constitution.

Now as to the House employes—the various employes have been instructed to be here and on the job. They will no doubt today take the oath of office that they will faith-



fully serve the Commonwealth. We have a very fine body of employes this session coming from all parts of the state and from all walks of life. We are going to have an orderly session.

In further answer to the Minority Leader we are going to say that naturally we want to have a quick business-like session. We are going to lay before this House a sound program for Pennsylvania. It will not be too long before Governor Fine will be here and lay before us his budget.

This is my fourth session and it is the first time I believe that we have ever had the budget before the first day of February. It is the Governor's budget. I believe that the statute law of Pennsylvania places the duty on the Governor to prepare and lay before this body a budget, and he has done that very thing. There is nothing in the law that says he must confide or talk to anybody as to what he is going to put into that budget. We get the budget and it is then up to us to analyze the budget. The Appropriations Committee will conduct their usual investigation. In many cases they will cut the budget appropriations. They will give it a thorough going-over. And after we have ascertained what the total appropriations will amount to, we will then know the amount of new taxes that we will have to provide for in this session.

We hope that it will be a very small amount that will be necessary to be raised after the economies are put into effect. This we hope will be an economical session.

We are all economically minded. The people of Pennsylvania want us to be that way. You will see in a few minutes when Governor Fine comes here that his budget is a minimum budget for a great state like Pennsylvania. The newspapers have already said that it is about a billion dollar budget for the general fund. That is an exceedingly small budget for a great state like Pennsylvania. California's budget is a billion dollars a year and more. Our budget is a billion for two years. New York State has a billion for one year. The city of New York—how would you like to live in the City of New York, their budget is a billion, three hundred million for one year.

We perform a lot of social service, that is, we have great welfare institutions and mental institutions. We are doing a wonderful job in education and it takes money. It is surprising that we can operate within such a small budget as Governor Fine will present here this afternoon.

### PERMISSION TO ADDRESS HOUSE

Mr. BOWER asked and obtained unanimous consent to address the House.

Mr. Speaker. I wish to report to the membership of the House of Representatives that the **Slate Committee** has been successful in providing an adequate staff to carry out the business of the House in the most efficient and expeditious manner.

At the same time, I am proud to say that this has been done in the most economical manner possible and that the Slate Committee has not found it necessary to fill every place which the Slate Committee has been authorized to fill.

As the business of the House increases in the coming weeks and additional employes are needed, the Slate Committee will add to the staff but it will do so with economy—the watchword of this 1953 Session of the General Assembly—foremost in its mind.

## RESOLUTION

### REPORT OF SLATE COMMITTEE

Mr. BOWER asked and obtained unanimous consent to offer a resolution which was read, considered and adopted as follows:

In the House of Representatives,  
Monday, January 26, 1953.

Resolved, That the following named persons are hereby elected employes of this House of Representatives for the positions as designated, effective January 26, 1953, under the provisions of the Act of the General Assembly, approved January 21, 1947, P. L. 3, as amended.

### CHAPLAIN

Rev. William H. Fryer, Chester County.

### ASSISTANT JOURNAL CLERK

Edward J. Colahan, Schuylkill County.

### READING CLERKS

F. Howard Hosmer, Delaware County.  
William C. Bracken, Allegheny County

### MESSAGE CLERK

Frank J. Lillie, Erie County.

### POSTMASTERS

George A. Auten, Potter County.  
J. K. Sauserman, Perry County.  
James E. Fyock, Indiana County.

### SERGEANT-AT-ARMS

Shad N. Goss, Luzerne County.  
John Y. Dentzel, Armstrong County.  
William C. Barnard, Delaware County.  
Milton R. Peeling, Lycoming County.  
Gus Wachhaus, Schuylkill County.  
Charles H. Whittaker, Warren County.  
William A. Sheldon, Wyoming County.  
Vincent Godshall, Montgomery County.  
Charles D. Hood, Sullivan County.  
Edward J. Dale, Philadelphia County.

### DOCUMENT CLERKS

Glenn H. Moore, Clinton County.  
Frank A. McConnon, Mercer County.  
Charles A. McKenna, Allegheny County.  
Frank J. Yuskalis, Northumberland County.  
Ralph F. Troxell, Dauphin County.  
John E. Kulig, Luzerne County.  
Clement I. Masters, Lehigh County.  
Martin P. Nissley, Dauphin County.

### MAILING CLERKS

Howard S. Keener, Armstrong County.  
John L. Gailey, Lawrence County.  
Charles A. Lantz, Mifflin County.  
Roy J. Erb, Blair County.  
W. J. Mehring, Dauphin County.  
Cameron O. Stevens, Lehigh County.  
Daniel F. Mulligan, Monroe County.

### STENOGRAPHERS

Esther C. Stoner, Cumberland County.  
Grace S. Gill, Centre County.  
Marie B. Moser, Huntingdon County.  
Ruth W. Adams, Union County.  
Mary E. Strohecker, Union County.  
Sara Jane Perry, York County.  
Ruth M. Riefenstahl, Northampton County.

## CHIEF PAGE

Benjamin H. Foltz, Dauphin County.

## PAGES

Burrell Cohen, Lancaster County.  
James A. Straining, Dauphin County.  
George G. Yoder, Dauphin County.  
Jesse C. Armstrong, York County.  
Raymond F. Barbush, Jr., Dauphin County.  
James V. Santanna, Dauphin County.  
David L. Britton, Dauphin County.

Respectfully Submitted

ADAM T. BOWER Chairman  
HAROLD E. FLACK  
JOHN R. HAUDENSHIELD  
RAYMOND C. KRATZ  
AMOS M. LEISEY  
CLARENCE E. MOORE  
IVAN C. WATKINS

OATH OF OFFICE ADMINISTERED TO  
EMPLOYEES

The SPEAKER then administered the oath to the employees named in the resolution of the Slate Committee.

The SPEAKER. The Chair recognizes the Sergeant-at-Arms of the House.

The SERGEANT-AT-ARMS. Mr. Speaker, a Committee on the part of the House.

## REPORT OF COMMITTEE

Mr. WATERHOUSE. Mr. Speaker, your committee appointed to escort the Senate to the Hall of the House reports that its duty has been performed and that the Senate is in attendance.

The SPEAKER. The Committee is discharged with the thanks of the House.

The Lieutenant-Governor, the Honorable Lloyd H. Wood, is invited to preside over the Joint Session of the General Assembly. The President pro tempore, Honorable M. Harvey Taylor, is invited to a seat on the rostrum. The members of the Senate are requested to be seated.

## JOINT SESSION OF THE GENERAL ASSEMBLY

The LIEUTENANT-GOVERNOR presiding.

The LIEUTENANT-GOVERNOR. The General Assembly will be seated awaiting the arrival of the Governor.

The Chair recognizes the Sergeant-at-Arms of the Senate.

The SERGEANT-AT-ARMS. Mr. President, a Committee on the part of the Senate.

Mr. WATSON. Mr. President, I am happy to present to you His Excellency, the Governor of the Commonwealth of Pennsylvania, Honorable John S. Fine.

The PRESIDENT. Members of the General Assembly, the Chair has the honor and the privilege of presenting His Excellency, The Governor of the Commonwealth of Pennsylvania, Honorable John S. Fine.

## ADDRESS OF GOVERNOR JOHN S. FINE

GOVERNOR FINE. Lieutenant-Governor Wood, Speaker Smith, Honorable Members of the General Assembly:

I am laying before the General Assembly and the public today a Budget of the State's estimated financial income and outgo for the fiscal biennium from June 1, 1953, to May 31, 1955.

I want to take this occasion to make some comments about the Budget, a copy of which, with my detailed message, will be placed on your desks.

This Budget has been prepared under different circumstances than those existing two years ago. At that time the effects on our economy of the Korean conflict and the national defense program could not be assessed. We are now in a better position to see these effects upon State activities and State finances. However, there are still imponderables in both situations affecting the future. This makes budget-making still somewhat difficult, and to some extent transitory and subject to change.

Before turning to the new Budget I think it will be advantageous to very briefly review the last Budget and what was done with it in the last session of the Legislature.

The Budget presented in March 1951 called for appropriations of \$853 millions. We estimated General Fund revenues with a surplus to be \$690 millions in available funds. That figure was still \$163 millions less than the appropriations requested.

But that only tells part of the story. The Legislature reduced my budgetary requests by \$22 millions and then added \$61 millions of other appropriations. This brought the over-all amount of appropriations up to \$892 millions. I approved \$890 millions.

During the session we had opportunity to revise our estimate of revenues to bring the figure up to \$711 millions from taxes in existence at the time the Budget was presented, from transfers from special funds, an actual surplus of \$17.9 millions and an estimated \$162½ millions of new increased and accelerated taxes passed by the Legislature.

For the first fiscal year of the present biennium, we collected \$16 millions more in revenues than we had estimated. The steel strike affected the yield of some taxes in this second year. This is particularly true of the corporate net income tax. We anticipate that its yield this year will be less than in the first year of the biennium.

We estimate that the total revenues to be collected for the second year of the biennium ending May 31st next will bring the total up to \$861 millions for the 1951-53 biennium, \$12 millions below the biennial estimate we made.

Lapses in appropriations build up a surplus; deficiencies pull it down. We are fortunate that the amount of lapsed appropriations from four bienniums will be about \$39 millions. This is much higher than usual. But we have \$12½ millions of deficiencies as well as loss in estimated revenue. I am recommending appropriations for these deficiencies. Nevertheless, we estimate there will be an unobligated surplus May 31st this year of \$9.8 millions.

That is the financial picture as we turn to the State Budget for 1953-1955 biennium. In its preparation we have done our level best to develop a minimum Budget. We have considered the obligations now imposed by law which we computed on the strictest basis to keep them at minimum. Perhaps our computation of mandated obligations may be too low by some millions.

The Budget I am submitting today does not represent what the various State agencies feel they need. In the interest of the most rigid economy possible without impairment of services, I have cut \$66 millions from their requests, which they computed as necessities.



All but about \$39 millions of the increases in appropriations recommended in this Budget are required by existing laws stringently construed. That's a point I ask you to remember.

Necessarily some important assumptions had to be made in preparing the Budget. We must assume that the national defense program will in the next two years affect our economy pretty much as it does at present. We are projecting on the theory that there may be some considerable reduction of federal taxes during the coming biennium.

Budgetarily speaking this is an optimistic outlook. It may prove to be too optimistic. But we felt we should be bold enough to make it.

On this basis I am recommending appropriations in this Budget of about one billion four million dollars. Right at this point I want to call your attention to the fact that California's Budget for this fiscal year, is for approximately the same amount, substantially, as for our own State's net two-year Budget. Remember, too, the population of the two states is about equal in numbers. In other words Pennsylvania's government costs only about one-half the cost of government in California.

Our Budget is only \$100 millions above appropriations, including deficiencies, for the two years just ending. And bear in mind, please, that we will lose \$52.5 millions in the next two years in accelerated corporate net income tax.

Without adding our anticipated surplus we have estimated revenues of \$836.8 millions from all taxes now in existence if the Legislature re-enacts those requiring re-enactment.

Considering all the estimated funds available for the next two years, we are still \$157 millions below the amount of appropriations recommended in the Budget. That presently is the amount of additional revenue needed. It may grow in amount or diminish during your deliberations.

Nothing is included in this Budget for \$209 millions requested for capital improvements. These requests come mainly from the welfare institutions, the State teachers' colleges, and Pennsylvania State College.

In my opinion, much construction should be undertaken. It should, however, be given more study before decision. The General State Authority should assume whatever projects are agreed upon. It will then be necessary to raise the borrowing limit of that agency from its present \$235 millions. I shall be glad to confer with you on this question, as, of course, I will on any subject having to do with this Budget.

I do not claim this Budget is sacrosanct. It is open to changes, but they should be specified. I invite the closest scrutiny and analysis. In that process you will have every administrative cooperation.

Some preliminary estimates of savings have already been made by the State Government Survey Committee. I have taken immediate cognizance of these estimates which can be reflected immediately in the Budget. A large number of millions in savings over the next biennium will be recommended by the Committee. When their full report is made I shall speak to you on it specifically and in detail.

Those which can now be made by administrative action—some \$6 million—have been recognized in this Budget.

Others quite apparently require legislative action to become effective. Still other and more numerous recommendations from the Committee may necessitate amending the Constitution. If we amend the Constitution with many proposed amendments at one time such action could only create confusion. This in itself points up the wisdom of legislative approval for a convention to revise the State's basic law.

This Administration is chiefly concerned with continuous betterment, at the least cost possible, of direct and efficient services from the State to the people.

The appropriations recommended by me for public education represent a little more than half of the entire Budget, and about five per cent increase of the total General Fund Budget.

The next highest amount of appropriations recommended, 29.06 per cent of the Budget—is for public health, assistance, and welfare—all directly beneficial to the public. Economies effected in public assistance brought the percentage down. We propose further savings by still stricter supervision and better non-support laws for family relations.

The State presently pays 42 per cent of the total cost of our schools. This percentage is projected higher. There will be a 22 per cent increase in educational costs during the next biennium, practically all of the increase is already legislated.

Increased appropriations for our six medical colleges are recommended. I am placing these institutions substantially on a par in the amount allocated per student. Pennsylvania currently is not troubled—as is the rest of the Country—by a shortage of doctors. Nevertheless, we must increase their number so that our people will not suffer in the future from their lack. We are foremost now in medical conservators of life and health. We must retain that humanitarian rating.

I am recommending an increase of 15 per cent for our three Universities—Temple, University of Pittsburgh, and University of Pennsylvania—and for Pennsylvania State College. We will bolster its research in veterinary medicine at State College.

Our citizens' safety is a matter of deep concern to all of us. Accidents on our highways are always deplorable. I have already assured more State Police to the Pennsylvania Turnpike. I am now requesting an additional 200 State Policemen to better patrol our highways, including the turnpike, in hope of reducing highway accidents. The State Motor License Fund would bear their cost.

To levy additional taxes on our people, when they now carry a burden under which they must make many sacrifices, is a most serious matter. Before you do so you should be convinced that every dollar of appropriations recommended in this Budget is essential. My outstanding aim as heretofore stated has been to prepare a minimum Budget. I invite your examination of every appropriation recommended to determine whether I have accomplished that purpose. I repeat I will give you my full cooperation in such an examination of the Budget, as will every department and agency under my jurisdiction.

I am hopeful that the citizens of Pennsylvania will actively evince interest in legislative and administrative proceedings concerning the State's financial income and outgo, which, in the last analysis, is of deepest concern to them as taxpayers. I feel that the people, the Legislature, and the administrative branch of government

working in close cooperation can achieve best fiscal results. It is my opinion that the Administration has arrived at a fair and a minimum Budget. I want the Legislature and the people to be so convinced, or the Budget be modified in accordance with their wishes.

After you have thoroughly examined the Budget and considered within approximation other appropriation—requests not budgeted, you will then know within reasonable limitations how much money will have to be spent and how much money you must raise during the next biennium. In other words, let us first determine what we are going to spend, and then proceed to raise, as harmlessly as possible, the money for the necessary purposes. At that time I shall cooperate with you to mold the fairest possible tax program. You have my best wishes. May you prayerfully assume and discharge your tremendous responsibilities.

The PRESIDENT. Governor Fine, on behalf of the General Assembly, I thank you for your informative message, and assure you that it will receive our careful and thoughtful consideration.

The Committee on the part of the Senate and House of Representatives will now escort His Excellency the Governor to his Chambers.

The purpose for which the Joint Session of the General Assembly was convened having been accomplished, the Chair declares the Joint Session adjourned.

The Senators will please reassemble in the Senate Chamber.

The SPEAKER (Charles C. Smith) in the Chair.

### JOINT SESSION PROCEEDINGS TO BE PRINTED in LEGISLATIVE JOURNAL

Mr. WESCOTT. Mr. Speaker.

I move that the proceedings of the Joint Session of the Senate and House be printed in full in this day's Legislative Journal.

The motion was agreed to.

### ADJOURNMENT

Mr. WILLAREDT. Mr. Speaker, I move that this House do now adjourn until Tuesday, January 27, 1953 at 10:00 a. m.

The motion was agreed to, and (at 5:55 p. m.) the House adjourned.





# Legislative Journal.

Session 1953.

140th of the General Assembly.

Vol. 33.

HARRISBURG, PA., TUESDAY, JANUARY 27, 1953.

No. 3.

## SENATE

TUESDAY, January 27, 1953.

The Senate met at 11:00 o'clock a. m., Eastern Standard Time.

The PRESIDENT (Lieutenant-Governor Lloyd H. Wood) in the Chair.

### PRAYER

In the absence of the Chaplain, the following prayer was offered by the gentleman from Lancaster, Mr. KESSLER:

Our kind Heavenly Father, we thank Thee for this opportunity of meeting here again. We ask for Thy guidance during the Session. Give us wisdom and courage to do what is right. In Christ's Name we ask it, Amen.

### JOURNAL APPROVED

The PRESIDENT. A quorum of the Senate being present, the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. MAHANY and Mr. HARE, further reading was dispensed with, and the Journal was approved.

### LEAVES OF ABSENCE

Mr. WALKER asked and obtained leave of absence for Mr. KEPHART, due to illness.

He also asked and obtained leave of absence for Mr. DIEHM, due to pressing business.

He also asked and obtained leave of absence for Mr. LETZLER, due to pressing business.

Mr. YOSKO asked and obtained leave of absence for Mr. STIEFEL, who was called home due to the illness of his wife.

### HOUSE MESSAGE

#### HOUSE CONCURS IN SENATE CONCURRENT RESOLUTION TIME OF NEXT MEETING

The Clerk of the House of Representatives being introduced, informed the Senate that the House has concurred in resolution from the Senate as follows:

In the Senate, January 26, 1953.

Resolved (if the House of Representatives concur) That when the Senate adjourns this week it reconvene on Monday, February 2, 1953, at four o'clock p. m., E. S. T.; and when the House of Representatives adjourns this week it reconvene on Monday, February 2, 1953, at four-thirty o'clock p. m., E. S. T.

## REPORT FROM COMMITTEE ON EXECUTIVE NOMINATIONS

Mr. WATSON, from the Committee on Executive Nominations, reported with a favorable recommendation the following nomination, made by His Excellency, the Governor:

### CORONER

Commonwealth of Pennsylvania,

Governor's Office, Harrisburg, January 26, 1953

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate J. Clinton Atwell, 137 West Jefferson Street, Butler County, for appointment as Coroner in and for the County of Butler, until the first Monday of January 1954, vice J. Charles Dengler, deceased.

JOHN S. FINE.

## BILLS INTRODUCED AND REFERRED

Mr. HARE read in his place and presented to the Chair Senate Bill No. 33, entitled:

An Act to amend section 2 of the act, approved the first day of April, one thousand nine hundred twenty-five (Pamphlet Laws 100) entitled "An act making it unlawful to drive over certain interstate bridges, with loads of excessive weight; and inflicting penalties," by providing for payment of costs of prosecution, for imprisonment in default of payments of fines and costs, and for the disposition of fines, penalties and forfeitures.

Which was committed to the Committee on Highways.

Mr. BERGER read in his place and presented to the Chair Senate Bill No. 34, entitled:

An Act authorizing the Delaware River Joint Toll Bridge Commission with approval of the Secretary of Highways, to dispose of certain property of the Commonwealth deemed by the Commission to be no longer useful or needed for the purposes of the Commission; and providing for the disposition of proceeds thereof.

Which was committed to the Committee on Highways.

He also read in his place and presented to the Chair Senate Bill No. 35, entitled:

An Act to further amend Section 1 of the act, approved the twenty-fifth day of April, one thousand nine hundred twenty-nine (P. L. 723), entitled "An act regulating the investment of funds by administrative departments, boards, commissions, and officers of the State Government," by expanding the investment powers of State administrative departments, boards, commissions or officers.



Which was committed to the Committee on State Government.

Mr. WATSON read in his place and presented to the Chair Senate Bill No. 36, entitled:

An Act making an appropriation to the Department of Welfare for the maintenance of the Tabor Home for Children at Doylestown, Pennsylvania.

Which was committed to the Committee on Appropriations.

He also read in his place and presented to the Chair Senate Bill No. 37, entitled:

An Act making an appropriation to the National Agricultural College Farm School Pennsylvania at Doylestown, Pennsylvania.

Which was committed to the Committee on Appropriations.

He also read in his place and presented to the Chair Senate Bill No. 38, entitled:

An Act providing for the appointment and removal of county fire marshals in counties of the third to eighth class inclusive, and prescribing their powers and duties.

Which was committed to the Committee on Local Government.

He also read in his place and presented to the Chair Senate Bill No. 39, entitled:

An Act to further amend Section 233.1 of the act, approved the second day of May, one thousand nine hundred twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending, and consolidating the laws relating thereto," by authorizing the register of wills, recorder of deeds, probotary, clerk of the court of quarter sessions and clerk of the orphans' court in counties of the fifth and sixth classes to appoint solicitors and providing for their salaries.

Which was committed to the Committee on Local Government.

He also read in his place and presented to the Chair Senate Bill No. 40, entitled:

An Act to further amend Section 505 of the act approved the twenty-first day of May, one thousand nine hundred forty-three (P. L. 571) entitled "An act relating to assessment for taxation in counties of the fourth, fifth, sixth, seventh and eighth classes; designating the subjects, property and persons subject to and exempt from taxation for county, borough, town, township, school, except in cities and county institution district purposes; and providing for and regulating the assessment and valuation thereof for such purposes; creating in each such county a board for the assessment and revision of taxes; defining the powers and duties of such boards; providing for the acceptance of this act by cities; regulating the office of assistant triennial assessor in townships of the first class; providing for the appointment of a chief assessor; assistant assessors and other employees; providing for their compensation payable by such counties; prescribing certain duties of and certain fees to be collected by the recorder of deeds; and eliminating the triennial assessment," by increasing the compensation of assessors.

Which was committed to the Committee on Local Government.

He also read in his place and presented to the Chair Senate Bill No. 41, entitled:

A Supplement to the act, approved the twenty-fifth day of June, one thousand nine hundred thirty-one (P. L. 1352), entitled "An act providing for joint action by the Commonwealth of Pennsylvania and the State of New Jersey in the administration, operation, and maintenance of bridges over the Delaware River, and for the construction of additional bridge facilities across said river; authorizing the Governor, for these purposes, to enter into an agreement with the State of New Jersey; creating a Delaware River Joint Toll Bridge Commission and specifying the powers and duties thereof, including the power to finance the construction of additional bridges by the issuance of revenue bonds to be redeemed from revenues derived from tolls collected at such bridges; transferring to said commission all powers now exercised by existing commission created to acquire toll bridges over the Delaware River; and making an appropriation," by authorizing the Governor to enter into a supplemental compact or agreement on behalf of the Commonwealth of Pennsylvania with the State of New Jersey amending and supplementing the compact or agreement entitled "Agreement between the Commonwealth of Pennsylvania and the State of New Jersey creating the Delaware River Joint Toll Bridge Commission as a body corporate and politic and defining its powers and duties," as heretofore amended and supplemented; enlarging the jurisdiction and powers of said commission with respect to the acquisition, construction, administration, operation and maintenance of port and terminal facilities, the financing thereof, and the fixing, charging and collecting of tolls and other charges for the use of said port and terminal facilities; authorizing the issuance of negotiable bonds and obligations of the commission; providing for the designation of deputies to act for and in behalf of absent ex-officio members of said commission from Pennsylvania; authorizing the combining for financing purposes of any such port and terminal facilities with any bridge or bridges heretofore or hereafter constructed or acquired by said commission; and authorizing the Governor to apply, on behalf of the Commonwealth of Pennsylvania, to the Congress of the United States for its consent to such supplemental compact or agreement.

Which was committed to the Committee on State Government.

He also read in his place and presented to the Chair Senate Bill No. 42, entitled:

An Act to amend the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-nine (P. L. 872), entitled "An act to consolidate, amend and revise the penal laws of the Commonwealth," by prohibiting the abandonment of refrigerators and iceboxes from which latches have not been removed.

Which was committed to the Committee on Judiciary General.

Messrs. WATKINS, WATSON, PROPERT and HARNEY read in place and presented to the Chair Senate Bill No. 43, entitled:

An Act to amend Section 1 of the act, approved the fifth day of August one thousand nine hundred thirty-two (P. L. 45), entitled "An act empowering cities of the first and second classes to levy, assess and collect, or to provide for the levying, assessment and collection of, certain additional taxes for general revenue purposes; authorizing the establishment of bureaus, and the appointment and compensation of officers and employees to assess and collect such taxes; and permitting penalties to be imposed and enforced," by prohibiting the imposition of wage, income or occupation taxes on nonresidents and abolishing such taxes heretofore imposed.

Which was committed to the Committee on Local Government.

Mr. WATKINS read in his place and presented to the Chair Senate Bill No. 44, entitled:

An Act to amend Section 1 of the Act approved the fourteenth day of January, one thousand nine hundred fifty-two, (Appropriation Acts 70), entitled, "An act making an appropriation to the Elwyn Training School at Elwyn, in the County of Delaware, Commonwealth of Pennsylvania, and prescribing certain conditions upon which the appropriation will be available to the school," by increasing the per capita annual maintenance rate of wards of the Commonwealth.

Which was committed to the Committee on Appropriations.

Mr. MALLERY read in his place and presented to the Chair Senate Bill No. 45, entitled:

An Act to amend the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds" by regulating the reception and discharge of school children from school buses.

Which was committed to the Committee on Highways.

#### PERMISSION TO ADDRESS SENATE

Mr. WADE asked and obtained unanimous consent to address the Senate.

Mr. WADE. Mr. President, I am about to present a bill which would adopt as the official State song for Pennsylvania a song composed by Mrs. Helen Hall Bucher, of Cumberland County.

Mr. President, for the information of the Members of the Senate, this is the song that was used very extensively during the Pennsylvania Week of 1952, particularly by the Department of Commerce of the Commonwealth.

#### BILLS INTRODUCED AND REFERRED

Mr. WADE read in his place and presented to the Chair Senate Bill No. 46, entitled:

An Act declaring and adopting the song "Pennsylvania" by Helen Hall Bucher as the State song.

Which was committed to the Committee on Public Health and Welfare.

He also read in his place and presented to the Chair Senate Bill No. 47, entitled:

An Act to amend the act, approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1225), entitled "An act concerning game and other wild birds and wild animals; and amending, revising, consolidating, and changing the law relating thereto," by requiring red markings on the back of hunters.

Which was committed to the Committee on Forests and Waters, Game and Fish.

He also read in his place and presented to the Chair Senate Bill No. 48, entitled:

An Act to amend Section 1 of the act, approved the fourteenth day of January, one thousand nine hundred fifty-two (P. L. 201), entitled "A supplement to the act, approved the eighteenth day of July, one thousand nine hundred seventeen (P. L. 1043), entitled 'An act establishing a public school employees' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing employees, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon boards having the employment of public school employees; exempting annuities, allowances; returns, benefits, and rights from taxation and judicial process; and providing penalties,' by extending certain benefits heretofore granted to school employees entering the armed forces of the United States to certain other similarly qualified school employees," by extending the provisions of said act to employees reemployed by any school district or vocational school district by which employed immediately prior to entrance into the armed forces of the United States.

Which was committed to the Committee on Education.

#### THIRD YEAR CLASS OF SOUTH PHILADELPHIA HIGH SCHOOL FOR GIRLS PRESENTED TO THE SENATE

Mr. DiSILVESTRO. Mr. President, I have the privilege of presenting to the Members of the Senate the third year class of the South Philadelphia High School for Girls, under the direction of Miss Lefkowitz.

The PRESIDENT. Will the guests of the Senator please rise and take a bow?

#### PETITIONS AND REMONSTRANCES

##### PERMISSION TO ADDRESS SENATE

Mr. YOSKO asked and obtained unanimous consent to address the Senate.

Mr. YOSKO. Mr. President, I desire to read an editorial that appeared in the Patriot, a Harrisburg newspaper, on Thursday, January 22, 1953. The editorial is related to the recent riots in the Western Penitentiary and the neighboring penitentiary at Bellefonte. I think the editorial is not only timely, but important as well. For that reason, Mr. President, I think it should be made a part of the record. The editorial is entitled, "Delay and Riots."

"Recently the Pennsylvania Citizens Association for Health and Welfare issued a paper, entitled 'The Missing Keystone in Pennsylvania's Prison Program' authored by Edmund G. Burbank, executive secretary of the Pennsylvania Prison Society and vice president of the International Prisoners' Aid Association.

"Mr. Burbank's conclusion echoes alarmingly, in the light of the riots at the Pittsburgh and Rockview penitentiaries:



"The classification issue, therefore, comes down to this: When and how do we get it? Will the Ashe report be translated into a working program of the Commonwealth by the legislature and governor acting with wise foresight? Or will the Ashe report recommendations be achieved only after destructive outbreaks, investigations, and resultant popular demand for government action? The choice is yours. How do you want it to come about?"

"In explanation of the above, as digested from the paper: The Ashe report was made in 1944 after five Pennsylvanians took a long look into our state correctional institutions: Stanley P. Ashe, chairman; Henry C. Hill, William S. Livengood Jr., Herbert Smith and Robert E. Woodside.

"The need was then seen for a reorganization of our whole penal system, with new buildings then estimated to cost \$18 million; but most of all establishment of a classification center, with personnel and policies throughout the system geared to modern penal classifications.

"Mr. Burbank notes: 'Few informed persons cling to the view that prisons are solely for punishment. The modern view is that they ought to be primarily corrective in purpose. They exist essentially to undo what has been done, to reorient the individual in his views regarding the responsibility to his community, to give him the training and treatment that will enable him to carry out responsibility and make him wish to do so, and to restore him to a useful and law-abiding place in society.'

"Classification is the term used to designate the modern method of implementing this correctional purpose—studying the prisoner, planning the individualized program of training and treatment that he needs, seeing that the program is carried out.

"The Pennsylvania General Assembly went into the matter thoroughly; and in 1945 enacted two statutes, adopting the classification program, effective on a date to be fixed by the governor in a proclamation declaring establishment of a classification center.

"The Burbank paper notes: 'Seven years later, in 1952, these acts remain on the statute books. In 1945, eight million dollars were allocated for modernization of the correctional system, but the money got diverted into the mental hospital program. Current reports have the Classification Center high on the priority list of the General State Authority.'

"New York and California have placed similar recommendations in effect.

"It is surprising to note Mr. Burbank's comment: 'Current reports also mention powerful opposition in the Commonwealth to implementing the Ashe Report. There is opposition to a statewide correctional system. There is opposition to a Reception Center at Camp Hill. There is opposition to classification as a clinical method of managing a prison.'

"Mr. Ashe and his associates brought to the study a vast amount of personal knowledge; and, obviously the full report merited the confidence of the General Assembly.

"Investigations of these most recent disorders probably will show many instances wherein the conclusions of the Ashe report were profoundly sound.

"Apparently, in final analysis, riots and outbreaks are not the result of spontaneous action by a large group of convicts but develop from constant, nagging agitation by

a hard core of prisoners, with the greater group carried away eventually by mass hysteria. Under a classification system, such agitators would be segregated, allowing the mass of the convicts to employ their time properly and constantly to the primary task of rehabilitation.

"If opposition to the Ashe report is powerful and well-founded, those who sponsor it should forthrightly state their positions. Otherwise, it would appear that the General Assembly is well within its province in inquiring as to why its decisions on important policy have not been made effective."

I just want to make this one observation, Mr. President. I am sure you will agree with me that it doesn't make any difference what sort of committees are appointed to make investigations. They can be composed of the most competent people in the world, but after their investigations are made, and their recommendations are submitted and sound, if they are not put into practice and are not made effective, the investigations are made in vain.

Mr. President, I certainly hope that further study will be given to the Ashe Report, as well as other reports which might be submitted to us, and that this Legislature will take proper action to remedy whatever unfavorable conditions might exist.

#### RESOLUTION REFERRED TO COMMITTEE

#### RESOLUTION REFERRED TO COMMITTEE PETITIONING CONGRESS OF THE UNITED STATES TO CALL CONVENTION FOR PURPOSE OF AMENDMENT TO THE CONSTITUTION OF THE UNITED STATES

Messrs. BLASS and WOLFE offered the following resolution which was twice read and referred to the Committee on Constitutional Changes and Federal Relations.

In the Senate, January 27, 1953.

Resolved, (if the House of Representatives concur), That the General Assembly of the Commonwealth of Pennsylvania respectfully petitions the Congress of the United States to call a convention for the purpose of proposing the following article as an amendment to the Constitution of the United States:

#### ARTICLE

Section 1. The sixteenth article of amendment to the Constitution of the United States is hereby repealed.

Section 2. The Congress shall have power to lay and collect taxes on incomes, from whatever source derived, without apportionment among the several states, and without regard to any census or enumeration: Provided, That in no case shall the maximum rate of tax exceed twenty-five per cent.

Section 3. The maximum rate of any tax, duty, or excise which Congress may lay and collect with respect to the devolution or transfer of property, or any interest therein, upon or in contemplation of or intended to take effect in possession or enjoyment at or after death, or by way of gift, shall in no case exceed twenty-five per cent.

Section 4. The limitations upon the rates of said taxes contained in sections two and three shall, however, be subject to the qualification that in the event of a war in which the United States is engaged creating a grave national emergency requiring such action to avoid national disaster, the Congress by a vote of three-fourths of each house may for a period not exceeding one year increase beyond the limits above prescribed the maximum rate of any such tax upon income subsequently accruing or received or with respect to subsequent devolutions or transfers of property, with like power, while the United

States is actively engaged in such war, to repeat such action as often as such emergency may require.

Section 5. Sections one and two shall take effect at midnight on the thirty-first day of December following the ratification of this article. Nothing contained in this article shall effect the power of the United States after said date to collect any tax on incomes for any period ending on or prior to said thirty-first day of December laid in accordance with the terms of any law then in effect.

Section 6. Section three shall take effect at midnight on the last day of the sixth month following the ratification of this article. Nothing contained in this article shall affect the power of the United States to collect any tax on any devolution or transfer occurring prior to the taking effect of section three, laid in accordance with the terms of any law then in effect; and be it further

Resolved, That the Congress of the United States be, and it hereby is, requested to provide ratification that said amendment shall be valid to all intents and purposes, as part of the Constitution of the United States, when ratified by the legislatures of three-fourths of the several states; and be it further

Resolved, That a duly attested copy of this resolution be immediately transmitted to the Secretary of the Senate of the United States, the Clerk of the House of Representatives of the United States, and to each member of the Congress from this State.

## NOMINATIONS BY THE GOVERNOR

### NOTAIES PUBLIC

The Secretary to the Governor being introduced, presented in writing from His Excellency, the Governor of the Commonwealth, nominations for appointment as Notaries Public.

### CONSIDERATION OF NOTARIES PUBLIC

Mr. WATSON. Mr. President, I move that the Senate do now proceed to the consideration of nominations for appointment as Notaries Public, sent to the Senate, by His Excellency, the Governor of the Commonwealth, on January 27, 1953.

Mr. TAYLOR. Mr. President, I second the motion.

The motion was agreed to.

The nominations were read as follows:

Commonwealth of Pennsylvania, Governor's Office,  
Harrisburg, January 27, 1953

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Notaries Public, for terms of four years to compute from the dates shown:

To Compute from Date of Confirmation

### ADAMS CUNTY

Jack M. Crouse, McSherrystown.

### ALLEGHENY COUNTY

Mrs. Elizabeth F. Bilotta, Clairton.  
Mrs. Viola M. Conlon, Mount Lebanon Twp., Mount Lebanon, Pgh. (16).  
Miss Florence T. Kress, Pittsburgh, 402 Federal St.  
Miss Helen Mamula, Pittsburgh, 5989 Centre Ave.  
Mrs. Rose L. Miller, Pittsburgh, 630 Frick Bldg.  
Mrs. Elizabeth M. Murray, Pittsburgh, 727 Grant Bldg.  
Robert J. Orlow, Jr., Pittsburgh, 4722 Liberty Ave. (24).  
Miss Jenny Pala, Snowden Twp., Broughton.  
Anton G. Sporic, Pittsburgh, 1448 Barr Ave.  
Miss Mary A. Webb, Carnegie.  
Miss Lydia Zeleznik, Duquesne.

### BRADFORD COUNTY

Mrs. Gertrude W. Schmeck, Towanda.

### BUCKS COUNTY

Earl B. Renninger, Bedminster Twp., Dublin.

### CENTRE COUNTY

Mrs. Flora S. Brooks, Bellefonte.

### CHESTER COUNTY

Mrs. Sylvia C. Halpern, Coatesville.

### ERIE COUNTY

Merle T. Simmons, Erie.

### GREENE COUNTY

Mrs. Lenna R. Pratt, Perry Twp., Kirby.

### LANCASTER COUNTY

Willis W. Shenk, Lancaster.

### LYCOMING COUNTY

C. Gelbert Lloyd, Williamsport.  
Oscar R. Rosevear, Williamsport.

### MONTGOMERY COUNTY

Miss Irene B. Bleakly, Lower Merion Twp., Ardmore.  
Anthony J. Giovinnazzo, Springfield Twp., Erdenheim, Phila. (18).  
Robert M. Lam, Cheltenham Twp., Elkins Pk.  
Sylvester H. Price, Lower Merion Twp., Ardmore.

### NORTHUMBERLAND COUNTY

Mrs. Twilia S. Hinkle, Mount Carmel.

### PHILADELPHIA COUNTY

Mrs. Esther Baider, 5802 Osage Avenue (43).  
G. F. Boyd, 211 S. 12th Street (5).  
Samuel K. Dyer, 35 S. Ninth Street (5).  
Francis W. Eagin, Jr., 2031 Cheltenham Avenue (38).  
Harry W. Fritz, 1531 Orthodox St. (24).  
Raymond E. Markle, 5817 Newtown Ave. (20).  
Joseph E. Smoloynski, 3105 Richmond Street (34).  
Mrs. Frances E. Terry, 4203 Haverford Avenue (4).

### SCHUYLKILL COUNTY

Miss Ruth E. DeWald, Pottsville.

### WESTMORELAND COUNTY

George J. Nitsch, New Kensington.

To Compute from the Dates Set Opposite Their Names

### ALLEGHENY COUNTY

Miss Edna P. Fischer, McKees Rocks, 1-27-53.

### BUTLER COUNTY

Leo A. Bloom, Butler, 1-27-53.

### LUZERNE COUNTY

Nicholas Walker, Hazleton, 1-27-53.

### PHILADELPHIA COUNTY

Miss Ada Pearcey, 1463 Howell St., 1-27-53.  
Miss Marguerite Holmes, 2301 Packard Bldg., 1-28-53.

### ARMSTRONG COUNTY

W. M. McCune, Kittanning, 1-29-53.

### MERCER COUNTY

Mrs. Ruth B. Dewey, Sugar Grove Twp., Greenville, 1-29-53.



## ALLEGHENY COUNTY

Bernard Charapp, Braddock, 2-1-53.  
 Raymond C. Leer, Pittsburgh, 7 Wood Street (22), 2-1-53.  
 Miss Lillian L. McElheny, Hampton Twp., Wildwood, 2-1-53.  
 Miss Jean M. Vogel, Pittsburgh, 140 Stanwix St., 2-1-53.  
 James E. Wilders, East McKeesport, 2-1-53.

## BUCKS COUNTY

Edgar C. Atkinson, Buckingham Twp., Buckingham, 2-1-53.  
 Simon K. Moyer, Silverdale, 2-1-53.  
 Herbert Reedman, Pennel, 2-1-53.  
 Miss Edythe Rheams, Doylestown, 2-1-53.  
 George H. Webb, New Hope, 2-1-53.

## BUTLER COUNTY

Alphonsus P. Birckbichler, Butler Twp., Butler, 2-1-53.

## CHESTER COUNTY

J. M. Kurtz, Honey Brook, 2-1-53.  
 Mrs. Anna M. Roseboro, Coatesville, 2-1-53.

## CLINTON COUNTY

R. J. Ostrom, Renovo, 2-1-53.

## CRAWFORD COUNTY

Joseph H. O'Day, Meadville, 2-1-53.

## ERIE COUNTY

Thomas B. Dempsey, Erie, 2-1-53.

## JEFFERSON COUNTY

Mrs. Alice G. Parsons, Punxsutawney, 2-1-53.

## LANCASTER COUNTY

Wm. S. Harris, Jr., Adamstown, 2-1-53.  
 Miss Florence I. Kilberry, Lancaster, 2-1-53.

## LYCOMING COUNTY

William E. Finkele, Muncy, 2-1-53.

## MONTGOMERY COUNTY

Mrs. Mary C. Atkinson, Lansdale, 2-1-53.  
 Bernard Berman, Upper Hanover Twp., Pennsburg, 2-1-53.  
 John J. Smith, Springfield Twp., 1300 E. Mermaid Lane, Phila. (18), 2-1-53.  
 Jay H. Rinehart, West Pottsgrove Twp., Stowe, 2-1-53.  
 John E. Ward, Coshocken, 2-1-53.

## NORTHAMPTON COUNTY

George L. R. Teal, Easton, 2-1-53.

## PHILADELPHIA COUNTY

Walter P. Banister, 7930 Frankford Ave., 2-1-53.  
 Mrs. Lucy Cerankowski, 2635 E. Orthodox St., 2-1-53.  
 Miss Regina V. Coyle, 517 S. 52d St., 2-1-53.  
 Miss Katharine M. Dickel, 4900 Summerdale Ave., 2-1-53.  
 Joseph A. Gibbons, 6000 N. Broad St., 2-1-53.  
 C. Howard Gill, Phila. Coca-Cola Bottling Co. (34), 2-1-53.  
 Mrs. Rose B. Hansell, 1420 Chestnut St., 2-1-53.  
 Miss Grace E. Hartzell, 5250 Belfield Ave., 2-1-53.  
 James Heaney, 3329 I Street, 2-1-53.  
 Miss Gertrude M. Johnson, 5500 Tacony St., 2-1-53.  
 Sister Geraldine Marie, 1900 S. Broad St., 2-1-53.  
 Mrs. E. J. McCarty, 2031 Upland Way, 2-1-53.  
 Miss Florence McCunney, 612 S. 24th St. (46), 2-1-53.  
 Miss Pearl E. McMurray, 1617 Penna. Blvd., 2-1-53.  
 Mrs. Marian C. Meyers, 6803 Emlen St. (19), 2-1-53.

Hyman M. Oppenheim, 3000 Tyson Ave. (24), 2-1-53.  
 Frank Tarsatana, 2001 S. 18th St., 2-1-53.  
 Edward W. Thomas, 7732 Loretto Ave., 2-1-53.  
 Mrs. Irene F. Trulear, 1852 N. 16th St. (21), 2-1-53.  
 Peter F. Vottima, 1518 Walnut St. (2), 2-1-53.  
 William B. Wolf, 109 W. Godfrey Ave., 2-1-53.  
 Herbert Yentis, N. E. Cor. 61st & Market Sts., 2-1-53.

## WESTMORELAND COUNTY

J. R. Cassa, Youngwood, 2-1-53.

## YORK COUNTY

Miss Mildred E. Andrews, Red Lion, 2-1-53.  
 Morgan Carnes, Lower Windsor Twp., Craley, 2-1-53.  
 John S. Garber, York, 2-1-53.  
 Delford E. Grandstaff, York, 2-1-53.  
 John J. Haas, York, 2-1-53.

## PHILADELPHIA COUNTY

Harry N. Thomson, 2521 Franklin Ave., 2-2-53.  
 John E. Greipp, 3d & Dauphin Sts., 2-3-53.  
 Robert L. Thornton, 5004 Old York Rd., 2-4-53.  
 Miss Sarah F. Shaw, 18 W. Cheltenham Ave., 2-5-53.

## WESTMORELAND COUNTY

C. L. Schmitt, New Kensington, 2-5-53.

## CHESTER COUNTY

Edward H. Essex, Honeybrook Twp., Honey Brook, 2-10-53.

## BUTLER COUNTY

Julius Erdos, Jefferson Twp., Butler, 2-14-53.

## WESTMORELAND COUNTY

Arthur J. White, Scottdale, 2-14-53.

## BERKS COUNTY

Miss Marie G. Dunn, Reading, 2-19-53.

## CRAWFORD COUNTY

William A. Clark, Conneaut Lake, 2-19-53.

## PHILADELPHIA COUNTY

Daniel L. Menkin, 4711 N. Broad St., 2-21-53.  
 William J. Sullivan, 4614 Baltimore Ave., 2-21-53.

## WESTMORELAND COUNTY

W. E. Whetsel, West Newton, 2-21-53.

## CENTRE COUNTY

Claude H. Decker, State College, 2-23-53.

## PHILADELPHIA COUNTY

Miss Isabel M. McKee, c/o Broke & Co., N. E. Cor. 15th & Locust Sts. (2), 2-23-53.

## ALLEGHENY COUNTY

J. D. C. Miller, Pittsburgh, 316 4th Ave. (22), 2-26-53.

## MONTGOMERY COUNTY

Mrs. Viola Jerscheid Allen, Lansdale, 2-26-53.

JOHN S. FINE.

A motion was made by Mr. WATSON and Mr. TAYLOR,

That the Senate do advise and consent to said nominations.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

## YEAS—46.

Bane,	Hare,	McGinnis,	Taylor,
Barr,	Harney,	McMenamin,	Toole,
Berger,	Holland,	McPherson, Jr.	Wade,
Blass,	Kessler,	Miller,	Wagner,
Camel,	Koprivier, Jr.	Pechan,	Walker,
Chapman,	Lane,	Peelor,	Watkins,
Crowe,	Leader,	Propert,	Watson,
Dent,	Madigan,	Ruth,	Weiner,
DiSilvestro,	Mahany,	Silvert,	Wolfe,
Fleming,	Mallery,	Snowden,	Wood,
Freed,	McCreesh,	Stevenson,	Yosko,
Haluska,	McCusker,		

## NAYS—0.

Two-thirds of all the Senators having voted, "aye" the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

## CONSIDERATION OF EXECUTIVE NOMINATION

Mr. WATSON asked and obtained unanimous consent for immediate consideration of the nomination reported at today's Session.

## EXECUTIVE SESSION

A motion was made by Mr. WATSON and Mr. WATKINS,

That the Senate do now resolve itself into Executive Session, for the purpose of acting upon the nomination reported at today's session.

Which was agreed to.

The nomination was read as follows:

## CORONER

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 26, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate J. Clinton Atwell, 137 West Jefferson Street, Butler, Butler County, for appointment as Coroner in and for the County of Butler, until the first Monday of January 1954, vice J. Charles Dengler, deceased.

JOHN S. FINE.

A motion was made by Mr. WATSON and Mr. WATKINS,

That the Senate do advise and consent to said nomination.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz: "

## YEAS—46.

Bane,	Hare,	McGinnis,	Taylor,
Barr,	Harney,	McMenamin,	Toole,
Berger,	Holland,	McPherson, Jr.	Wade,
Blass,	Kessler,	Miller,	Wagner,
Camel,	Koprivier, Jr.	Pechan,	Walker,
Chapman,	Lane,	Peelor,	Watkins,
Crowe,	Leader,	Propert,	Watson,
Dent,	Madigan,	Ruth,	Weiner,
DiSilvestro,	Mahany,	Silvert,	Wolfe,
Fleming,	Mallery,	Snowden,	Wood,
Freed,	McCreesh,	Stevenson,	Yosko,
Haluska,	McCusker,		

## NAYS—0.

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

## EXECUTIVE SESSION RISES

Mr. WATSON. Mr. President, I move that the Executive Session do now rise.

Mr. WATKINS. Mr. President, I second the motion.

The motion was agreed to.

## SENATE RESOLUTION

DIRECTING GOVERNMENT SURVEY COMMITTEE TO  
SUBMIT REPORTS TO LEGISLATURE AND  
THAT SAID COMMITTEE APPEAR BEFORE  
SENATE COMMITTEE ON STATE  
GOVERNMENT

Mr. YOSKO. Mr. President, I ask unanimous consent to offer a resolution at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. YOSKO offered the following resolution which was twice read as follows:

In the Senate, January 27, 1953.

Whereas, A government survey committee headed by Mr. Frank Chesterman has been investigating the operations of our State Government, and

Whereas, This committee has uncovered widespread inefficiency, waste, extravagance, and duplication of functions within the State Government, and

Whereas, This wasteful and inefficient operation has cost, and is costing the taxpayers of Pennsylvania the unnecessary expenditure of millions of dollars over a period of years, necessitating fantastic budgetary requirements, as well as increased taxation upon our already over tax-burdened citizens, and

Whereas, This Legislature should, before it considers the Budget and Tax Program, effect every possible economy in the State Government by the elimination of waste, extravagance, and the overlapping and duplication of functions, and

Whereas, The aforementioned government survey committee, although it has publicized its findings of surveys completed, has not presented to the members of the Legislature full and complete copies of its reports.

Therefore Be It Resolved, That the aforementioned government survey committee be directed to submit such of its reports as have been completed to the members of the Legislature, on or before February 15, 1953.

And Be It Further Resolved, That said government survey committee be directed to deliver to the members of the Legislature such other reports of surveys as they are completed from time to time.

And Be It Finally Resolved, That the committee be directed to appear before the Senate Committee on State Government for the purpose of giving first-hand information to such Committee and to enable such committee to prepare, offer and recommend such legislation as may be required in the economic and efficient operation of our State Government.

## REQUEST THAT RULE 39 BE SUSPENDED

Mr. YOSKO. Mr. President, I ask unanimous consent that Rule 39, which requires resolutions be referred to an appropriate committee, be dispensed with and the Senate proceed to the consideration of the foregoing resolution.

The PRESIDENT. Is there objection?

Mr. MAHANY. Mr. President, as much as I dislike to do so, I must object to the immediate consideration of



this resolution and ask that it be referred to the proper committee.

The PRESIDENT. The resolution is referred to the Committee on Rules.

### ADJOURNMENT

Mr. MAHANY. Mr. President, I move that the Senate do now adjourn until Monday, February 2, 1953, at 4:00 o'clock p. m., Eastern Standard Time.

Mr. TAYLOR. Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 11:36 o'clock a. m., Eastern Standard Time, until Monday, February 2, 1953, at 4:00 o'clock p. m., Eastern Standard Time.

## HOUSE OF REPRESENTATIVES

TUESDAY, January 27, 1953

The House met at 10:00 a. m.

The SPEAKER (Charles C. Smith) in the Chair.

### PRAYER

The Chaplain, Reverend William Hugh Fryer, offered the following prayer:

O Thou, who art present in every place and whose grace is everywhere the same, hear us as we pray for all those who serve us in the government of our land, especially the Members of the Legislature of the State of Pennsylvania. Let Thy fatherly hand ever be over them, and Thy Holy Spirit ever remain their constant strength and guide, that they may have strong defense against all adversities and serve Thee faithfully all their days; through Jesus Christ our Lord. Amen.

### CALL OF THE HOUSE

Mr. ANDREWS. Mr. Speaker, I rise to suggest the absence of a quorum.

The SPEAKER. The gentleman from Cambria, Mr. Andrews, suggests the absence of a quorum. The roll will be called to establish the presence of a quorum.

The Sergeant-at-Arms will close the doors of the House. Members will not be permitted to leave during these proceedings. The Sergeant-at-Arms is instructed to admit any Member to the House during the calling of the roll. Each Member will announce his presence as his name is called.

The Clerk will proceed with the calling of the roll.

The Clerk called the roll.

### PERMISSION TO ADDRESS HOUSE

Mr. JOHNSON asked and obtained unanimous consent to address the House.

I think, Mr. Speaker, out of deference to the Members on our side who are absent this morning, the Majority Leader should make a brief statement as to the causes that have come to my knowledge for their absence.

The Honorable Wrayburn Hall, of Potter County, is not present because of the serious illness of his wife, who, I understand, is going to be operated on today in Coudersport.

The gentleman from Schuylkill, Mr. Kline, is absent because he is in the American Hospital in Philadelphia for a possible throat operation.

I have been informed that the Honorable Earl Hewitt, from Indiana County, is absent today because of a mouth infection, but he hopes to be here next week.

The gentleman from Allegheny County, Mr. Bell, is absent; we have a telegram from him. He is in the Veterans' Hospital at Aspinwall and therefore will not be here this week.

The gentleman from Schuylkill, Mr. Shoemaker, is ill. We understand he has a heart condition, and will not be present this week.

Those are the gentlemen, Mr. Speaker, for whom I desire to put in the record the reason they are not present today.

### LEAVES OF ABSENCE

By consent of the House leaves of absence were granted as follows:

Mr. Johnson for Mr. HALL because of illness in the family.

Mr. Johnson for Mr. KLINE because of illness.

Mr. Johnson for Mr. HEWITT for the remainder of the week because of illness.

Mr. Johnson for Mr. BELL for the remainder of the week because of illness.

Mr. Johnson for Mr. SHOEMAKER for the remainder of the week because of illness.

Mr. Thompson for Mr. COOPER because of illness.

Mr. Toll for Mrs. MONROE because of a death in the family.

Mr. Maxwell for Mr. MILLS because of illness for today's session only.

Mr. Reidenbach for Mrs. MUNLEY because of illness.

Mr. Fenrich for Mr. MIHM for the remainder of the week because of illness.

Mr. Hersch for Mrs. VARALLO because of illness.

The result of the Call of the House was as follows:

### PRESENT—188

Alexander,	Frost,	Mahan,	Schmidt,
Amarando,	Gibson,	Markley,	Schwartz,
Andrews,	Gleason,	Mathews,	Scott,
Ashton,	Glick,	Maxwell,	Seyler,
Auker,	Goodling,	McCann,	Shotwell,
Banker,	Gramlich,	McCormack,	Smith, W. B.,
Barkdoll,	Greenwood,	McCullough,	Snider,
Baumunk,	Guss,	McDermit,	Spencer,
Bazin,	Guthrie,	McGee,	Stevenson,
Bear,	Hamilton, R. K.,	McInroy,	Stimmel,
Blair,	Hamilton, W. H.,	McWherter,	Stone,
Boles,	Harris,	Metz,	Stoner,
Bolton,	Haudenshield,	Mikula,	Strausser,
Bomberger,	Helm,	Miller,	Sucher,
Boory,	Hersch,	Moody,	Taylor,
Bower,	Hocker,	Moore,	Thomas,
Breisch,	Hoggard,	Moran,	Thompson,
Breth,	Ide,	Moscrip,	Toll,
Brown,	Jenkins,	Muldowney,	Tompkins,
Bucchin,	Jim,	Murray, J. J.,	Toomey,
Buchanan,	Johnson,	Murray, P. G.,	VanSant,
Bullen,	Jones, Geo. E.,	Musto,	Varnier,
Capano,	Jones, Gran'te E.,	Naugle,	Vaughan,
Cianfrani,	Jones, Paul F.,	Needham,	Verona,
Cioffi,	Jones, T. H. W.,	Ogilvie,	Wall,
Clapper,	Jump,	Olsen,	Wallace,
Comer,	Kamyk,	Parlante,	Walsh,
Connelly,	Keller,	Peify,	Wargo,
Conner,	Kent,	Peta,	Waterhouse,
Coyle,	Kerlin,	Petrosky,	Watkins,
Curwood,	Kohl,	Pettigrew,	Weidner,
Davis,	Kolankiewicz,	Pfaff,	Weish,

Dougherty,  
Down,  
Downey,  
DuBols,  
Dunn,  
Erb,  
Ewing,  
Farabaugh,  
Fenrich,  
Fenster,  
Filo,  
Flack,  
Fleischman,  
Floyd,  
Flynn,

Kornick,  
Kratz,  
Kromer,  
Lafore,  
Lederer,  
Lelsey,  
Leonard,  
Leven,  
Light,  
Limper,  
Lippincott,  
Lopresti,  
Lovett,  
Lutty,  
Maguire,

Phillips,  
Polaski,  
Polen,  
Poltenstein,  
Price,  
Quisenberry,  
Ragot,  
Readinger,  
Reagan,  
Reidenbach,  
Richter,  
Rosen,  
Rovansek,  
Royer,  
Rubin,  
Sarraf,

Wescott,  
Whalley,  
Wheeler,  
White,  
Whitenight,  
Willaredt,  
Williams,  
Wilt,  
Wood,  
Yeakel,  
Young,  
Zeitz,  
Ziegler,  
Smith, C. C.,  
Speaker

#### ABSENT—20

Adam,  
Bell,  
Cochran,  
Cooper,  
Geer,

Gutendorf,  
Hall,  
Hewitt,  
Kline,  
Kubacki,

Mihm,  
Mills,  
Monroe,  
Munley,  
Schuster,

Shoemaker,  
Stank,  
Varallo,  
Worley,  
Yetzer,

Mr. ANDREWS. Mr. Speaker, while it is always within the power of this House to require the attendance of Members absent without leave, I suggest that on this occasion—and I emphasize the statement “on this occasion” further proceedings under the Call be dispensed with.

The SPEAKER. It is suggested by the gentleman from Cambria, Mr. Andrews, that further proceedings under the Call of the House be dispensed with. The Chair hears no objection and further proceedings under the Call are dispensed with.

#### JOURNAL APPROVED

The SPEAKER. Are there any corrections to the Journal of Monday, January 26, 1953? If not, and without objection, the Journal is approved.

#### SENATE MESSAGE

##### TIME OF NEXT MEETING

The Clerk of the Senate being introduced presented an extract from the Journal of the Senate, which was read as follows:

In the Senate, January 26, 1953.

Resolved, (if the House of Representatives concur), That when the Senate adjourns this week it reconvene on Monday, February 2, 1953 at four o'clock p. m. E. S. T. and when the House of Representatives adjourns this week it reconvene on Monday, February 2, 1953 at four-thirty o'clock p. m., E. S. T.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

On the question,

Will the House concur in the resolution of the Senate? It was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

#### MEMBER OF WISCONSIN LEGISLATURE WELCOMED

The SPEAKER. We have with us today, and the Chair is pleased to welcome the Honorable Elmer Winter, a member of the Wisconsin House of Representatives.

#### STUDENTS OF SOUTH PHILADELPHIA HIGH SCHOOL WELCOMED

The SPEAKER. The Chair welcomes to the Hall of the House eleventh grade students of the South Philadel-

phia High School for Girls. They are the guests of the South Philadelphia delegation.

#### RESOLUTION

##### REPORT OF THE COMMITTEE ON REVISION OF RULES

Mr. HELM. Mr. Speaker, on behalf of the Committee on Revision of Rules I wish to submit the following report:

In the House of Representatives,  
Tuesday, January 27, 1953.

Resolved, That the Rules of the 1951 House of Representatives be the Rules of this House with the following amendments:

Respectfully submitted,

W. STUART HELM, Chairman  
ALBERT W. JOHNSON  
CHARLES R. REAGAN  
WILLIAM Z. SCOTT  
NORMAN WOOD

##### AMENDMENT TO HOUSE RULE 27

In the House of Representatives,  
Tuesday, January 27, 1953.

House Rule 27 is hereby amended to read as follows:

A committee composed of the Speaker, seven Members of the House selected by the majority party and three Members selected by the principal minority party shall constitute a Committee on Committees, whose duty shall be to recommend to the House the members of the standing committees.

The chairmen and vice-chairmen of the standing committees shall be named by the Speaker. They shall be in addition to the number of Members on the committees and shall have the right to vote.

The floor leaders of the two major political parties shall be ex-officio members of all standing committees, without the right to vote; and shall be excepted from any limitation as to the number of members on committees.

The standing committees shall be the following:

Aeronautics to consist of 15 members.

Agriculture and Dairy Industries to consist of 20 members.

Appropriations to consist of 20 members.

Banking and Building and Loan Associations to consist of 20 members.

Boroughs to consist of 20 members.

Cities—Counties, First—Second and Second Class A to consist of 20 members.

Cities—Third Class to consist of 15 members.

Counties to consist of 20 members.

Education to consist of 20 members.

Elections and Apportionment to consist of 15 members.

Fisheries to consist of 20 members.

Game and Forestry to consist of 20 members.

Highways to consist of 20 members.

Insurance to consist of 15 members.

Judiciary to consist of 20 members.

Labor Relations to consist of 20 members.

Law and Order to consist of 15 members.

Liquor Control to consist of 20 members.

Military Affairs to consist of 20 members.

Mines and Mining to consist of 15 members.

Motor Vehicles to consist of 20 members.

Municipal Corporations to consist of 15 members.

Professional Licensure to consist of 20 members.

Public Health and Sanitation to consist of 15 members.

Public Utilities to consist of 20 members.

Railroads and Railways to consist of 15 members.

State Government to consist of 20 members.

Townships to consist of 20 members.

Ways and Means to consist of 20 members.

Welfare to consist of 20 members.

Workmen's Compensation to consist of 20 members.



On the question,

Will the House adopt the resolution?

The SPEAKER. For the information of the Members, and without objection, the Chair will lay before the House for its consideration, the amendments to each Rule separately as they are proposed.

#### AMENDMENT TO HOUSE RULE 13

Mr. ANDREWS, Mr. Speaker, I rise to offer an amendment to House Rule 13. I believe the desk is already supplied with copies of the amendment, but I am sending additional copies to the desk.

The amendment was read by the Clerk as follows:

Amend House Rule 13 to read as follows: "The House shall convene on Monday at 9:00 o'clock p. m. unless otherwise ordered. On every other legislative day it shall convene at the hour to which the House shall have adjourned."

On the question,

Will the House agree to the amendment?

Mr. ANDREWS. Mr. Speaker, this amendment is perhaps something unique in the history of the House since it is absolutely devoid of political implications. It is an amendment designed to serve the personal convenience of the Members of this House; and not specifically designed to serve the purposes which the leadership may sometimes have in mind.

The present Rule is wholly a Rule devised by the leadership and forced down the throat of the House composed of many Members who are reluctant to accept the change from 9 o'clock to 4:30.

You know there is an impression prevailing on the majority side that if absolute acquiescence is not accorded the desires of the leaders, something terrible will happen to that Member, something positively terrible. He will probably be read out of the Party.

I want to let you in on a secret: (do not tell the Speaker do not tell the Majority Leader, do not tell the Majority Whip,) there is not anybody going to be read out of any Party at this session of the General Assembly. And I want to say to every Member on the majority side that they need you a darned sight more than you need them. The House can make and break leadership but there is nothing you can do that will make you more than 110, from which the sick brigade must be subtracted.

I simply want to point out that on this side of the House, composed of young and vigorous specimens of the human race, you can rely that after this day—and I emphasize that you can rely that after this day—upon a full attendance of the healthy, handsome young people. I see right here talking instead of listening to me a decaying specimen. I think you ought to, as a matter of party policy, and I will support it—I will support the measure—this House ought to retain the services of special physicians to attend the health of various Members of this House.

Now in all seriousness, a Member comes to Harrisburg on Monday and he has various errands he would like to attend to, various commissions. Here and there is a Member who would like to put in a little time reading the legislation that he is going to be called upon to act upon.

When you meet at 4:30 you do not have time for your errands; you do not have time to go over the Calendar to fortify your mind. You are plunged right into a caucus to discuss measures that you have to take on the say-so of

a small number of those leaders who have the opportunity to read the legislation.

From our standpoint as the minority, we find that we can have a better caucus at 7:30 than we can have at 3:00. For some mysterious reason the majority says that it can have a better caucus at 3:00 than it can have at 7:30.

They are afraid of these evening sessions because of non-attendance. Now gentlemen, all the expert poker players are over on our side, as experience demonstrates. And I do not believe that you have so many tipplers over on your side that by 9:00 o'clock you would not be able to muster a sober majority.

The only valid reason that has ever been advanced, valid from the standpoint of the majority, against meeting at 9:00 o'clock that I have ever heard about is that when we meet at 9:00 some pestiferous delegation from Philadelphia comes up to the gallery, or gets in the rear of the Hall of the House, and listens in on what goes on and then goes back and tells the people how we transact business, whereas if we meet at 4:30 there are fewer ones to go back and tell the people what we do or how we do do.

Now I emphasize the fact that this proposed amendment does not have one particle of politics in it. It is an amendment to suit the personal convenience of the Members. Enough Members over on your side have personally assured me that they would prefer 9:00 o'clock if it just were not a matter of being regular and sticking with 4:30. And I say to you, you can vote your convictions—you can vote this down or you can vote it in, and especially to the new Members, you are sitting pretty. From this hour forth you can vote just as you darned please, because if they throw one of you out, then they only have 109; if they throw two out, then they have only 107 and when they get down to 107 they have so gosh darned many sick Members that they do not have a majority.

Mr. HELM. Mr. Speaker, I wish to say to the Minority Leader, the gentleman from Cambria that we, too, are vitally interested in keeping the Members of this House vigorous, healthy and active. I look at the record of the number and I find that we have fewer vigorous men out of this House this morning than we have of those healthy young men on the other side of the House.

Our reason for wanting the hour set at 4:30 is purely and simply to help keep those young men that way. Those men who have sat in this House over the years know that when we met at 9:00 o'clock at night there were many many nights we walked out of the Hall of this House at 1:00 and 2:00 o'clock in the morning. I do not think that is conducive to the health and the activity of the Members of this House.

However, there is, as the Minority Leader states, nothing political about this. It is purely and simply a personal thing. We on this side of the House feel that we get much more efficient operation of this House by convening early on Monday. Staying in real late at night presents a terrific problem to us—and that is the printing problem. When we leave this House at 1:00 and 2:00 o'clock in the morning on Tuesday it is almost impossible for us to get back into session until late Tuesday afternoon and have our printing up to date. So for that reason, and that reason alone, Mr. Speaker, I ask that the Members of this House vote down the amendment offered by the Minority Leader.

Mr. ANDREWS. Mr. Speaker, just one brief observation. If, by some fell circumstance, this House votes down this amendment do we have the assurance of the majority that the printing situation will be rectified? That we will have the Journal on our desk and that the things that we ought to have will be here at the time they should be?

Mr. HELM. Mr. Speaker, I assure the gentleman from Cambria that every effort will be extended to see that that is accomplished.

Mr. ANDREWS. Mr. Speaker, with all due deference to the Chairman we would certainly want a recorded vote on this amendment.

On the question recurring,

Will the House agree to the amendment?

The yeas and nays were required by Mr. ANDREWS and were as follows:

## YEAS—87

Alexander,	Glick,	McCann,	Rovansek,
Amarando,	Guss,	McCormack,	Sarraf,
Andrews,	Hamilton, R. K.,	McDermitt,	Schmidt,
Bazin,	Harris,	McGee,	Schwartz,
Boles,	Hersch,	McWherter,	Seyler,
Boory,	Hoggard,	Moran,	Smith, W. B.,
Breth,	Jenkins,	Murray, J. J.,	Snider,
Bucchin,	Jim,	Musto,	Stank,
Capano,	Jones, Gran'le E.,	Needham,	Stone,
Cianfrani,	Jones, Paul F.,	Olsen,	Taylor,
Cioffi,	Kamyk,	Parlante,	Thomas,
Comer,	Kolankiewicz,	Peta,	Toll,
Conner,	Kornick,	Petrosky,	Verona,
Coyle,	Lederer,	Pettigrew,	Wallace,
Curwood,	Leonard,	Pfaff,	Walsh,
Dougherty,	Leven,	Polaski,	Wargo,
Downey,	Limper,	Polen,	Welsh,
Farabaugh,	Lopresti,	Poltenstein,	Wheeler,
Fenrich,	Lovett,	Readinger,	White,
Filo,	Lutty,	Reidenbach,	Whitenight,
Floyd,	Maguire,	Rosen,	Williams,
Flynn,	Maxwell,		Zeitz,

## NAYS—101

Ashton,	Gibson,	Markley,	Stevenson,
Auker,	Gleason,	Mathews,	Stimmel,
Banker,	Goodling,	McCullough,	Stoner,
Barkdoll,	Gramlich,	McInroy,	Strausser,
Baumunk,	Greenwood,	Metz,	Sucher,
Bear,	Guthrie,	Mikula,	Thompson,
Blair,	Hamilton, W. H.,	Miller,	Tompkins,
Bolton,	Haudensfield,	Moody,	Toomey,
Bomberger,	Helm,	Moore,	VanSant,
Bower,	Hocker,	Moscrip,	Varnier,
Brelschi,	Ide,	Murray, P. G.,	Vaughan,
Brown,	Johnson,	Naugle,	Wall,
Buchanan,	Jones, Geo. E.,	Ogilvie,	Waterhouse,
Bullen,	Jones, T. H. W.,	Peifly,	Watkins,
Clapper,	Jump,	Phillips,	Weldner,
Connelly,	Keller,	Price,	Wescott,
Davis,	Kent,	Quisenberry,	Whalley,
Down,	Kerlin,	Ragot,	Willaredt,
DuBois,	Kohl,	Reagan,	Wilt,
Dunn,	Kratz,	Richter,	Wood,
Erb,	Kromer,	Royer,	Yeakel,
Ewing,	Lafore,	Rubin,	Young,
Ferster,	Lelsey,	Scott,	Ziegler,
Flack,	Light,	Shotwell,	Smith, C. C.,
Fleischman,	Lippincott,	Spencer,	Speaker
Frost,	Mahan,		

## NOT VOTING—20

Adam,	Gutendorf,	Mihm,	Schuster,
Bell,	Hall,	Mills,	Shoemaker,
Cochran,	Hewitt,	Monroe,	Varallo,
Cooper,	Kline,	Muldowney,	Worley,
Geer,	Kubacki,	Munley,	Yetzer,

So the question was determined in the negative and the amendment was not agreed to.

## AMENDMENT TO HOUSE RULE 27

Mr. ANDREWS. Mr. Speaker, I rise to offer an amendment to House Rule 27.

The SPEAKER. The gentleman from Cambria Mr. Andrews offers an amendment to Rule 27 which the Clerk will read.

The Clerk read the amendment as follows:

Amend House Rule 27 by striking out in the last line of paragraph one the following:

"and shall have the right to vote" and inserting in lieu thereof a new paragraph to read as follows:

"The Chairman of Standing Committees shall not have the right to vote except in the case of a tie vote. This provision shall be applicable to the vice-chairman when he is presiding in the absence of the Chairman."

On the question,

Will the House agree to the amendment?

Mr. ANDREWS. Mr. Speaker, first of all I wish to congratulate the Majority leadership upon a magnificent display of party discipline. From now on I presume the correct reply on the part of the gentleman from Armstrong, Mr. Helm, would be "we do not like the amendment, we are not going to take the amendment, we have the votes to vote it down. Therefore, Mr. Speaker, I call for a roll call."

However, even the gentleman from Armstrong would be compelled to admit that the proposed amendment to House Rule 27 is designed to cure a manifest inaccuracy in the Rule as it now stands.

There is written into the Rules the presumption that we have Committees or will have Committees of twenty members and of fifteen members and that the division, the party division in those Committees will be twelve to eight. Now it is nothing of the kind under the present rules. On every Committee of twenty there is a voting membership of twenty-two. On every Committee of fifteen there is a voting membership of seventeen.

We propose to rectify that discrepancy by providing that neither the Chairman nor the Vice Chairman of a Committee can vote in case of a tie. That would confine your voting membership, except in a case of a tie, to what your Rule says the committee comprises, Committees of twenty, that is what you propose, or Committees of fifteen, with a continuation of the same proportion of representation that we had the last session.

Now it is more than likely that in the case of this amendment you will vote it down. What I do suggest, that if you vote it down you will be forthright enough to correct your Rules and say that certain Committees will be comprised of twenty-two members. Because the members of the Committee are composed of the ones who have a right to vote.

On this particular amendment I will be willing to take the preceding vote.

The SPEAKER. The Chair thanks the gentleman.

Mr. HELM. Mr. Speaker, I wish to also thank the Minority Leader for his spirit of cooperation, but I do want to point out one thing about his statement.

Our Rule now reads that the Committee on Committees shall appoint committees consisting of twenty or fifteen members, and in addition it says the Speaker of the House shall appoint the Chairman and Vice Chairman



of the Committee. So the Committee on Committees are doing their job, they are appointing the number of men that they are told by the rule to appoint and it has been the custom of this House over the years that the Chairman and Vice Chairman have been in addition to the membership of the Committee.

The only point of argument that the Minority Leader has is that the ratio is not right. There is nothing in the Rule that says how many members the Minority or the Majority party shall have on that Committee.

Just for your information I would like to point out that without the Chairman and Vice Chairman we are affording the Minority, a three to two ratio on our Committee membership. And with the Chairman and Vice Chairman that ratio goes to about five to three.

Then I would like to have you turn to the record and look at the membership of the Appropriations Committee in the 1937 session. I point out to you that they had at that time when the minority party now, were then the majority, there were forty of their members on the Appropriations Committee to eight republicans.

So I think we are being extremely fair, taking the words of the gentleman from Westmoreland, Mr. Lovett, in retaining the ratio as low as five to three at the very outside.

For that reason I ask that the Members vote down this amendment.

On the question recurring,

Will the House agree to the amendment?

#### YEAS—87

Alexander,	Glick,	McCann,	Rovansek,
Amarando,	Guss,	McCormack,	Sarraf,
Andrews,	Hamilton, <b>R. K.</b> ,	McDermitt,	Schmidt,
Bazin,	Harris,	McGee,	Schwartz,
Boles,	Hersch,	McWherter,	Seyler,
Boory,	Hoggard,	Moran,	Smith, <b>W. B.</b> ,
Breth,	Jenkins,	Murray, <b>J. J.</b> ,	Snider,
Bucchin,	Jim,	Musto,	Stank,
Capano,	Jones, Gran'le E.,	Needham,	Stone,
Cianfrani,	Jones, Paul F.,	Olsen,	Taylor,
Cioffi,	Kamyk,	Parlante,	Thomas,
Comer,	Kolankiewicz,	Peta,	Toll,
Conner,	Kornick,	Petrosky,	Verona,
Coyle,	Lederer,	Pettigrew,	Wallace,
Curwood,	Leonard,	Pfaff,	Walsh,
Dougherty,	Leven,	Polaski,	Wargo,
Downey,	Limper,	Polen,	Welsh,
Farabaugh,	Lopresti,	Poltenstein,	Wheeler,
Fenrich,	Lovett,	Readinger,	White,
Filo,	Lutty,	Reidenbach,	Whitenight,
Floyd,	Maguire,	Rosen,	Williams,
Flynn,	Maxwell,		Zeltz,

#### NAYS—101

Ashton,	Gibson,	Markley,	Stevenson,
Auker,	Gleason,	Mathews,	Stimmel,
Banker,	Goodling,	McCullough,	Stoner,
Barkdoll,	Gramlich,	McInroy,	Strausser,
Baumunk,	Greenwood,	Metz,	Sucher,
Bear,	Guthrie,	Mikula,	Thompson,
Blair,	Hamilton, <b>W. H.</b> ,	Miller,	Tompkins,
Bolton,	Haudenshield,	Moody,	Toomey,
Bomberger,	Helm,	Moore,	VanSant,
Bower,	Hocker,	Moscrip,	Varnier,
Breisch,	Ide,	Murray, <b>P. G.</b> ,	Vaughan,
Brown,	Johnson,	Naugle,	Wall,
Buchanan,	Jones, Geo. E.,	Ogilvie,	Waterhouse,
Bullen,	Jones, T. H. W.,	Peiffy,	Watkins,
Clapper,	Jump,	Phillips,	Weidner,
Connelly,	Keller,	Price,	Wescott,
Davis,	Kent,	Quisenberry,	Whalley,
Down,	Kerlin,	Ragot,	Willaredt,
DuBols,	Kohl,	Reagan,	Wilt,
Dunn,	Kratz,	Richter,	Wood,
Erb,	Kromer,	Royer,	Yeakel,

Ewing,	Lafore,	Rubin,	Young,
Ferster,	Leisey,	Scott,	Ziegler,
Flack,	Light,	Shotwell,	Smith, <b>C. C.</b> ,
Fleischman,	Lippincott,	Spencer,	Speaker
Frost,	Mahan,		

#### NOT VOTING—20

Adam,	Gutendorf,	Mihm,	Schuster,
Bell,	Hall,	Mills,	Shoemaker,
Cochran,	Hewitt,	Monroe,	Varallo,
Cooper,	Kline,	Muldowney,	Worley,
Geer,	Kubacki,	Munley,	Yetzer,

So the question was determined in the negative and the amendment was not agreed to.

#### AMENDMENT TO HOUSE RULE 27

The SPEAKER. The Chair lays before the House the amendment to House Rule 27 offered by Mr. Helm, Chairman of the Committee on Revision of Rules.

The amendment was read by the Clerk as follows:

House Rule 27 is hereby amended to read as follows:

A committee composed of the Speaker, seven Members of the House selected by the Majority Party and three Members selected by the principal Minority party shall constitute a Committee on Committees, whose duty shall be to recommend to the House the members of the standing committees.

The chairmen and vice-chairmen of the standing committees shall be named by the Speaker. They shall be in addition to the number of Members on the committees and shall have the right to vote.

The Floor Leaders of the two Major Political Parties shall be ex-officio members of all standing committees, without the right to vote; and shall be excepted from any limitation as to the number of members on committees.

The standing committees shall be the following:

Aeronautics to consist of 15 members.

Agriculture and Dairy Industries to consist of 20 members.

Appropriations to consist of 20 members.

Banking and Building and Loan Associations to consist of 20 members.

Boroughs to consist of 20 members.

Cities—Counties, First—Second and Second Class A to consist of 20 members.

Cities—Third Class to consist of 15 members.

Counties to consist of 20 members.

Education to consist of 20 members.

Elections and Apportionment to consist of 15 members.

Fisheries to consist of 20 members.

Game and Forestry to consist of 20 members.

Highways to consist of 20 members.

Insurance to consist of 15 members.

Judiciary to consist of 20 members.

Labor Relations to consist of 20 members.

Law and Order to consist of 15 members.

Liquor Control to consist of 20 members.

Military Affairs to consist of 20 members.

Mines and Mining to consist of 15 members.

Motor Vehicles to consist of 20 members.

Municipal Corporations to consist of 15 members.

Professional Licensure to consist of 20 members.

Public Health and Sanitation to consist of 15 members.

Public Utilities to consist of 20 members.

Railroads and Railways to consist of 15 members.

State Government to consist of 20 members.

Townships to consist of 20 members.

Ways and Means to consist of 20 members.

Welfare to consist of 20 members.

Workmen's Compensation to consist of 20 members.

On the question,

Will the House agree to the amendment?

Mr. ANDREWS. Mr. Speaker, in view of the fact that we confidently expect to be in control when the next

General Assembly meets, there may be some features in the proposed amendment which we might want to continue. It is within the province of the majority to determine matters such as these. Since you have so abundantly demonstrated the fact that you are in complete control of the situation from a parliamentary point of view, we will accept a voice vote on this resolution.

The SPEAKER. The Chair would inquire of the gentleman from Cambria whether he proposes to offer an amendment to the amendment to Rule 27 as it was first introduced.

Mr. ANDREWS, I am not at this time offering an amendment to Rule 27.

The SPEAKER. The Chair thanks the gentleman.

Mr. HELM. Mr. Speaker, I also thank the gentleman from Cambria and will accept the same vote.

On the question recurring,

Will the House agree to the amendment?

It was agreed to.

#### AMENDMENT TO RULE 31

Mr. ANDREWS. Mr. Speaker, I rise to present an amendment to House Rule 31.

The SPEAKER. The gentleman from Cambria Mr. Andrews, offers an amendment to Rule 31 which the Clerk will read.

The amendment was read by the Clerk as follows:

Amend House Rule 31, by adding after paragraph one, the following:

The Yeas and Nays of the Members of a committee may be demanded by two Members thereof on any question before it, which record shall be entered on the minutes of the committee and made available for public examination.

On the question,

Will the House agree to the amendment?

Mr. ANDREWS. Mr. Speaker, democracy is not something just to be proclaimed from the house tops and then defeated by means of parliamentary procedure. The very core of democracy is to center responsibility. It is inimical to any concepts of democracy that its purposes should be defeated in secret. There is no place in our way of doing things for any legislative "iron curtains" and no proper place in our proceedings for empowering any group to defeat what might be the will of the House and then no one ever know who did it.

The purpose of this amendment is to make it possible for two members of any of the Houses standing Committees to insist that Committee roll calls be a public record available to the present public.

I believe that this suggested amendment is sound parliamentary practise, in keeping with the basic philosophy which we profess. The only purpose of secrecy is to hide something.

The older Members, those of long service know that on many occasions bills have been killed in committee which a majority of the House would have gladly supported. They have been knifed and done to death by an unknown hand.

They talk about the presence on the floor of this House of the "legislative engineers" and the lobbyists. The potent place for the lobbyists to operate is behind an iron curtain—a committee.

There are many bills that are being suggested for the consideration of this House in which various special

interests are intensely interested. There is in the offing a line of liquor legislation. If that legislation comes out on the floor of the House or if it is killed in Committee, the public has a right to know who opens the gate or who wields the knife. And so I am saying that while it is impossible to corrupt the membership of this House as a whole, the Congressional Record at Washington, irrespective of which party has been in power, and the record of this House over the last quarter of a century has developed many situations where one single man, not a member of this House, has been more powerful than all our membership, solely by reason of the fact that he could operate in secret.

So I am seriously proposing that this Rule be amended, and I say to you in all seriousness, not as a threat but as a serious declaration, that I would consider the defeat of this amendment gives me and the members of my party a first class political issue, because our position is so manifestly right. It is one with which the general public cannot but be in agreement. So if we are compelled to carry this battle from this floor, suffering defeat here, I believe we can carry it to the people of Pennsylvania and win.

Mr. HELM. Mr. Speaker, the gentleman from Cambria would have you believe that the Committees of this House operate purely and simply behind an iron curtain. I do not agree with that thinking. I think that the Committee operation in this House over the years has been splendid. Under our administration, and in my first session back in 1941 when the minority was then in power, I think the Chairman and the Vice Chairman were very fair even in that session. They just do not operate the way the gentleman would have you believe.

I think in order to clear up the whole matter, I would just like to read the rule as it is now worded:

"Each of the said committees shall keep a record or a minute of all proceedings before them which record or minute shall be open for examination by any Member of the House or Senate, or upon leave granted by the respective committee to anyone. The committee records shall be filed with the Chief Clerk, upon the final adjournment of the House, to be kept for a period of two years."

Now that does not prove to me that Committees are operating behind an iron curtain. By the proper authority, and where the authority should be vested in the majority vote of the Committee, they can make their record public if they so desire.

Mr. ANDREWS. Mr. Speaker, I would ask the privilege of interrogating the gentleman from Armstrong, Mr. Helm.

The SPEAKER. Will the gentleman from Armstrong allow himself to be interrogated?

Mr. HELM. I shall, Mr. Speaker.

Mr. ANDREWS. Mr. Speaker, has the gentleman from Armstrong ever heard of an occasion where a responsible Committee of this House ballotted on an important matter, took a secret ballot and destroyed the ballot?

Mr. HELM. Mr. Speaker, I have.

Mr. ANDREWS. A further question. Then it is possible under our system for a Committee to proceed in absolute secrecy?

Mr. HELM. Mr. Speaker, I will answer the gentleman in this way: I sat in on a Committee—in fact, I think I was Chairman of the Committee—that took a secret



ballot, but it was by a vote of the Committee that that secret ballot was had.

Mr. ANDREWS. Mr. Speaker, I thank the gentleman. The gentleman from Armstrong states our whole case. He says it was by a vote of the Committee that the proceedings were secret. We say that two Members of the Committee should be empowered to destroy the veil of secrecy. This idea of secret ballots in Committee, Members of this House, is repugnant to every sound concept of decent democratic government. I have no desire to continue the discussion. The issue is plain. We are content to appeal from the decision of this House on this matter, if it goes against us, to the Pennsylvania public.

Mr. HELM. Mr. Speaker, I do not want to continue the debate, but I would like to point out to the gentleman that by the action of the Committee majority, you are carrying out one of the principles of democracy. One of the most important votes that we ever cast as citizens of this great Commonwealth or nation, is cast in secret. Now if the Committee wants to have that type of ballot I think they ought to have by their own authority the right to conduct such a ballot.

Mr. ANDREWS. Mr. Speaker, praying the indulgence of the House, I simply want to enter on the record this observation: that no Committee is the master of this House; every Committee is a servant of this House. It is not compatible with sound parliamentary procedure that we establish rules and regulations which in effect make a Committee master of the House. That is the last observation that I care to make on this matter.

On this amendment we want a recorded vote.

I am perfectly willing that every member of the opposition who desires to be recorded against this amendment be so recorded. I wish we could record the absentees on the majority side. And so, we are perfectly willing to take the previous roll-all.

On the question recurring,

Will the House agree to the amendment?

The yeas and nays were required by Mr. ANDREWS and Mr. READINGER and were as follows:

#### YEAS—87

Alexander,	Glick,	McCann,	Sarraf,
Amarando,	Guss,	McCormack,	Schmidt,
Andrews,	Hamilton, R. K.,	McDermitt,	Schwartz,
Bazin,	Harris,	McGee,	Seyler,
Boles,	Hersch,	McWherter,	Smith, W. B.,
Boory,	Hoggard,	Moran,	Snider,
Breth,	Jenkins,	Murray, J. J.,	Stank,
Bucchin,	Jim,	Musto,	Stone,
Capano,	Jones, Gran'le E.,	Needham,	Taylor,
Cianfrani,	Jones, Paul F.,	Olsen,	Thomas,
Cioffi,	Kamyk,	Parlante,	Toll,
Comer,	Kolankiewicz,	Peta,	Verona,
Conner,	Kornick,	Petrosky,	Wallace,
Coyle,	Lederer,	Pettigrew,	Walsh,
Curwood,	Leonard,	Pfaff,	Wargo,
Dougherty,	Leven,	Polaski,	Welsh,
Downey,	Limper,	Polen,	Wheeler,
Farabaugh,	Lopresti,	Poltenstein,	White,
Fenrich,	Lovett,	Readinger,	Whitenight,
Filo,	Lutty,	Reidenbach,	Williams,
Floyd,	Maguire,	Rosen,	Zeitz,
Flynn,	Maxwell,	Rovansek,	

#### NAYS—103

Ashton,	Geer,	Lippincott,	Spencer,
Auker,	Gibson,	Mahan,	Stevenson,
Banker,	Gleason,	Markley,	Stimmel,
Barkdoll,	Goodling,	Mathews,	Stoner,
Baumunk,	Gramlich,	McCullough,	Strausser,
Bear,	Greenwood,	McInroy,	Sucher,

Blair,	Gutendorf,	Metz,	Thompson,
Bolton,	Guthrie,	Mikula,	Tompkins,
Bomberger,	Hamilton, W. H.,	Miller,	Toomey,
Bower,	Haudenschild,	Moody,	VanSant,
Breisch,	Helm,	Moore,	Varner,
Brown,	Hocker,	Moscrip,	Vaughan,
Buchanan,	Ide,	Murray, P. G.,	Wall,
Bullen,	Johnson,	Naugle,	Waterhouse,
Clapper,	Jones, Geo. E.,	Ogilvie,	Watkins,
Connelly,	Jones, T. H. W.,	Peify,	Weidner,
Davis,	Jump,	Phillips,	Wescott,
Down,	Keller,	Price,	Whalley,
DuBols,	Kent,	Quisenberry,	Willaredt,
Dunn,	Kerlin,	Ragot,	Wilt,
Erb,	Kohl,	Reagan,	Wood,
Ewing,	Kratz,	Richter,	Yeakel,
Ferster,	Kromer,	Royer,	Young,
Flack,	Lafore,	Rubin,	Ziegler,
Fleischman,	Lelsey,	Scott,	Smith, C. C.,
Frost,	Light,	Shotwell,	Speaker

#### NOT VOTING—18

Adam,	Hewitt,	Monroe,	Shoemaker,
Bell,	Kline,	Muldowney,	Varallo,
Cochran,	Kubacki,	Munley,	Worley,
Cooper,	Mihm,	Schuster,	Yetzer,
Hall,	Mills,		

So the question was determined in the negative and the amendment was not agreed to.

#### AMENDMENT TO HOUSE RULE 39

Mr. ANDREWS. Mr. Speaker, I rise to present an amendment to House Rule 39.

The amendment was read by the Clerk as follows:

Amend House Rule 31, by adding after paragraph one, the following:

"The yeas and nays of the Members of a committee may be demanded by two Members thereof on any question before it, which record shall be entered on the minutes of the committee and made available for public examination."

On the question,

Will the House agree to the amendment?

Mr. ANDREWS. Mr. Speaker, this proposed amendment to Rule 39 is of particular interest to new Members of whom there are many.

Intimes past, perhaps when the wicked Democrats were in control, there were occasions when a Chairman of the Committee carried around in his pocket or had pigeon-holed somewhere, practically all the bills in his possession. That could be repeated when the wise, the noble and patriotic Republicans are in control of the House. There have been times when the wicked Democrats were running things when a Committee that had some forty bills in its possession, and the Chairman would say, "We have met today to consider House Bill so and so," and would lay down one bill. Some lone Member who had a pet measure would peep out something "What about my bill, Mr. Chairman?" The Chairman would give a nod. Some member would move that the Committee adjourn. And the poor member would be left flopping with his bill never brought to the consideration of the Committee.

There have been other chairman who have performed a conscientious service and have seen to it that every bill in their Committee was acted upon either affirmatively or negatively. But the chairmen have been vested with so much authority by tradition that nine times out of ten they control the Committee rather than the Committee controlling the chairmen. This amendment simply suggests that at any meeting of a Committee two-thirds

of the members present can insist upon the consideration of any bill they want considered.

If you want an example of real democracy, majority rule that the gentleman from Armstrong has been talking about, how can you better serve the cause of majority rule than to give two-thirds of the members of a Committee—two-thirds of the members present—the right to determine whether or not a particular measure shall be brought to the attention of that Committee?

Mr. HELM. Mr. Speaker, I have served in this House—this is the seventh term—under Democratic majority and under Republican majority I have never seen a Committee operate the way the gentleman from Cambria has told you it operates.

Bills are pickled in Committee by the chairman and carried around in his pocket, or he gives a nod to his Committee, and they vote to adjourn. I have never seen that happen in my experience—even under this rule. I do not think that any chairman who was appointed in the last session of the Legislature acted that way.

I know I was rather conscientious in attending meetings and they were very fair. In fact, I will point, Mr. Speaker, to the fact that I think almost as many Democratic bills were acted upon by the last session of the Legislature as Republican bills. I think that is a pretty cooperative spirit. I am glad to see that spirit prevail and I hope it continues. I do not think we need a rule that forces the chairman to bring up a bill because I do not think that is necessary.

Mr. ANDREWS. Mr. Speaker, for first-class fiction I have never heard a statement quite equalling the praises that the gentleman from Armstrong has passed to the Committee chairmen. I want to say to him that as one who has been around as long as he has, that if he has never seen an occasion where a chairman has pickled a committed bill, he has not attended very many Committee meetings.

On the question recurring,

Will the House agree to the amendment?

The yeas and nays were required by Mr. ANDREWS and Mr. HERSCH and were as follows:

#### YEAS—87

Alexander,	Glick,	McCann,	Sarra,
Amarando,	Guss,	McCormack,	Schmidt,
Andrews,	Hamilton, R. K.,	McDermitt,	Schwartz,
Bazin,	Harris,	McGee,	Seyler,
Boles,	Hersch,	McWherter,	Smith, W. B.,
Boory,	Hoggard,	Moran,	Snider,
Breth,	Jenkins,	Murray, J. J.,	Stank,
Bucchin,	Jim,	Musto,	Stone,
Capano,	Jones, Gran'le E.,	Needham,	Taylor,
Cianfrani,	Jones, Paul F.,	Olsen,	Thomas,
Cioffi,	Kamyk,	Parlante,	Toll,
Comer,	Kolankiewicz,	Peta,	Verona,
Conner,	Kornick,	Petrosky,	Wallace,
Coyle,	Lederer,	Pettigrew,	Walsh,
Curwood,	Leonard,	Pfaff,	Wargo,
Dougherty,	Leven,	Polaski,	Welsh,
Downey,	Limper,	Polen,	Wheeler,
Farabaugh,	Lopresti,	Poltenstein,	White,
Fenrich,	Lovett,	Readinger,	Whitenight,
Filo,	Lutty,	Reidenbach,	Williams,
Floyd,	Maguire,	Rosen,	Zeitz,
Flynn,	Maxwell,	Rovansek,	

#### NAYS—103

Ashton,	Geer,	Lippincott,	Spencer,
Auker,	Gibson,	Mahan,	Stevenson,
Banker,	Gleason,	Markley,	Stimmel,
Barkdoll,	Goodling,	Mathews,	Stoner,

Baumunk,	Gramlich,	McCullough,	Strausser,
Bear,	Greenwood,	McInroy,	Sucher,
Blair,	Gutendorf,	Metz,	Thompson,
Bolton,	Guthrie,	Mikula,	Tompkins,
Bomberger,	Hamilton, W. H.,	Miller,	Toomey,
Bower,	Haudenschild,	Moody,	VanSant,
Breisch,	Helm,	Moore,	Varnier,
Brown,	Hocker,	Moscrip,	Vaughan,
Buchanan,	Ide,	Murray, P. G.,	Wall,
Bullen,	Johnson,	Naugle,	Waterhouse,
Clapper,	Jones, Geo. E.,	Ogilvie,	Watkins,
Connelly,	Jones, T. H. W.,	Pelfly,	Weldner,
Davis,	Jump,	Phillips,	Wescott,
Down,	Keller,	Price,	Whalley,
DuBois,	Kent,	Quisenberry,	Willaredt,
Dunn,	Kerlin,	Ragot,	Wilt,
Erb,	Kohl,	Reagan,	Wood,
Ewing,	Kratz,	Richter,	Yeakel,
Ferster,	Kromer,	Royer,	Young,
Flack,	Lafore,	Rubin,	Ziegler,
Fleischman,	Lelsey,	Scott,	Smith, C. C.,
Frost,	Light,	Shotwell,	Speaker

#### NOT VOTING—18

Adam,	Hewitt,	Monroe,	Shoemaker,
Bell,	Kline,	Muldowney,	Varallo,
Cochran,	Kubacki,	Munley,	Worley,
Cooper,	Mihm,	Schuster,	Yetzer,
Hall,	Mills,		

So the question was determined in the negative and the amendment was not agreed to.

#### AMENDMENT TO HOUSE RULE 40

Mr. ANDREWS. Mr. Speaker, I offer an amendment to House Rule 40, and yield to the gentleman from Westmoreland, Mr. Lovett.

The amendment was read by the Clerk as follows:

That when a bill or resolution has been ten calendar days in the hands of a committee after having been referred to it, any committee may be discharged from further consideration of the bill or resolution by a vote of 85 Members.

On the question,

Will the House agree to the amendment?

Mr. LOVETT. Mr. Speaker, this is the \$64 amendment. This amendment would cure all the evils of all the rest of the amendments that we have had before.

This amendment is not something new. This House operated under such a Rule from 1935 until 1939, and I defy anyone on either side of this House to say that during that period of time this particular Rule caused any trouble in this House in delaying action or anything else.

I say to the new Members of this House that this is your opportunity to get action on your own particular bills that you feel down in your heart are important to your constituents.

If you will vote for this amendment to this Rule, I feel sure that democracy will work much better in the state of Pennsylvania, and we will give an opportunity to the Membership of this House to vote here in the House on the particular legislation that they are interested in.

I will accept, as Mr. Andrews says, the previous votes taken on the other amendment to the Rules; but if there is any one Member over on the other side of this House who wants to be fair and wants to have his legislation considered by the House of Representatives, if he will stand up and ask that we have a new roll-call, I will be glad to second his request.

Mr. HELM. Mr. Speaker, this amendment, of course, is one that is offered in every session. The arguments are



the same today as they were two years ago and four years ago.

We feel that a majority vote should be required for discharging a Committee. Now our reason back of that is this: If a group has sufficient strength to demand 105 votes to discharge a Committee, they then have sufficient votes to pass that particular bill. For that reason, Mr. Speaker, I think the rule should be left just as it is, 105 votes necessary to discharge a Committee.

Mr. ANDREWS. Mr. Speaker, one brief remark for the benefit of the gentleman from Armstrong to correct his history. He will recall that while there were not enough votes to discharge a Committee from FEPC legislation at various times, when the bill finally came to the attention of the House, it was passed.

Mr. HELM. Mr. Speaker, I would just like to point out to the gentleman from Cambria that what he says is absolutely true. But the bill did come out of Committee and came upon the floor of this House without discharging the Committee. Therefore, I can see no reason why we should change the present Rule.

On the question recurring,

Will the House agree to the amendment?

The yeas and nays were required by Mr. LOVETT and Mr. ANDREWS and were as follows:

#### YEAS—87

Alexander,	Glick,	McCann,	Sarra,
Amarando,	Guss,	McCormack,	Schmidt,
Andrews,	Hamilton, R. K.,	McDermitt,	Schwartz,
Bazin,	Harris,	McGee,	Seyler,
Boles,	Hersch,	McWherter,	Smith, W. B.,
Boory,	Hoggard,	Moran,	Snider,
Breth,	Jenkins,	Murray, J. J.,	Stank,
Bucchin,	Jim,	Musto,	Stone,
Capano,	Jones, Gran'le E.,	Needham,	Taylor,
Cianfrani,	Jones, Paul F.,	Olsen,	Thomas,
Cioffi,	Kamyk,	Parlante,	Toll,
Comer,	Kolankiewicz,	Peta,	Verona,
Conner,	Kornick,	Petrosky,	Wallace,
Coyle,	Lederer,	Pettigrew,	Walsh,
Curwood,	Leonard,	Pfaff,	Wargo,
Dougherty,	Leven,	Polaski,	Welsh,
Downey,	Limper,	Polen,	Wheeler,
Farabaugh,	Lopresti,	Poltenstein,	White,
Fenrich,	Lovett,	Readinger,	Whitenight,
Filo,	Lutty,	Reidenbach,	Williams,
Floyd,	Maguire,	Rosen,	Zeitz,
Flynn,	Maxwell,	Rovansek,	

#### NAYS—103

Ashton,	Geer,	Lippincott,	Spencer,
Auker,	Gibson,	Mahan,	Stevenson,
Banker,	Gleason,	Markley,	Stimmel,
Barkdoll,	Goodling,	Mathews,	Stoner,
Baumunk,	Gramlich,	McCullough,	Strausser,
Bear,	Greenwood,	McInroy,	Sucher,
Blair,	Gutendorf,	Metz,	Thompson,
Bolton,	Guthrie,	Mikula,	Tompkins,
Bomberger,	Hamilton, W. H.,	Miller,	Toomey,
Bower,	Haudensfield,	Moody,	VanSant,
Breisch,	Helm,	Moore,	Verner,
Brown,	Hocker,	Moscrip,	Vaughan,
Buchanan,	Ide,	Murray, P. G.,	Wall,
Bullen,	Johnson,	Naugle,	Waterhouse,
Clapper,	Jones, Geo. E.,	Ogilvie,	Watkins,
Connelly,	Jones, T. H. W.,	Peifly,	Weidner,
Davis,	Jump,	Phillips,	Wescott,
Down,	Keller,	Price,	Whalley,
DuBois,	Kent,	Quisenberry,	Willaredt,
Dunn,	Kerlin,	Ragot,	Wilt,
Erb,	Kohl,	Reagan,	Wood,
Ewing,	Kratz,	Richter,	Yeakel,
Ferster,	Kromer,	Royer,	Young,
Flack,	Lafore,	Rubin,	Ziegler,
Fleischman,	Lelsey,	Scott,	Smith, C. C.,
Frost,	Light,	Shotwell,	Speaker

#### NOT VOTING—18

Adam,	Hewitt,	Monroe,	Shoemaker,
Bell,	Kline,	Muldowney,	Varallo,
Cochran,	Kubacki,	Munley,	Worley,
Cooper,	Mihm,	Schuster,	Yetzer,
Hall,	Mills,		

So the question was determined in the negative and the amendment was not agreed to.

#### AMENDMENT TO HOUSE RULE 57

Mr. ANDREWS. Mr. Speaker, I rise to present an amendment to House Rule 57.

The amendment was read by the Clerk as follows:

Amend House Rule 57, by adding after paragraph one the following:

"It shall be the duty of the Committee on Appropriations to require the head of each Administrative Department and Agency of the Commonwealth to appear upon notice before the Committee on Appropriations (or a sub-committee thereof) for a public hearing to be held in the Hall of the House of Representatives on budget requests for the support of the respective departments or agencies.

Members of the House present at the hearings may submit to the Chairman in writing, questions relating to the budget items under consideration.

The general appropriations bill shall not be reported to the House until the provisions of this rule has been complied with."

On the question,

Will the House agree to the amendment?

Mr. ANDREWS. Mr. Speaker, yesterday, His Excellency, the Governor, submitted a budget for the consideration of this House. I presume you are all familiar by this time, with the various provisions of that budget. I presume that you have spent your idle time, up to this hour, studying his figures.

Very shortly the House and Senate Appropriations Committees will begin to hold regular sessions. The heads of Departments and their aides will appear before that Committee. They are all experts, the people at the head of the Departments. We have never fortified our Appropriations Committee with a staff of experts, and so, the head of the Department will say that he wants a million and a half for this, and seventeen million for something else, and, the Appropriations Committees, for and on your behalf will reach a decision regarding a billion, four hundred million dollar budget, concerning which the average member of this House will know absolutely nothing, because he will not have had the opportunity to ask the questions that might have occurred to him concerning any particular item.

We are proposing that the House Appropriations Committee, when it hears the departmental requests for funds, meet in the Hall of this House, any Member of this House being permitted to be present, and submit questions in writing. Now, how in Heaven's name are we ever going to become acquainted with the intricacies of our financial situation unless we have some forum in which we can ask questions and receive answers?

The older Members are familiar with the fact that when we have tried in times past, members of the majority, or members of the minority have duly requested information in detail about some budgetary item, and have been dismissed with a statement couched in general terms. So it came about in the end that by and

large, the Membership of this House has swallowed budgets that hardly one of us can go back and explain to our constituents, because, I repeat, we have never had the forum where we could ask questions and receive answers.

The alternative to such a proposal would be a willingness to resolve ourselves into a committee of the whole for the purpose of discussing the budget, and to have explained to us why the Department of Forests and Waters wants a blank check for \$15 million. Just what are you going to do in detail with the \$15 million? You have to accept the judgment of the Appropriations Committee which isn't fortified with a staff that enables it to examine the relative merits of the appropriations the Departments ask. So I say to you, the only way that I can see that we ever can begin to acquaint ourselves with our financial problems is to have the Departments justify their requests for money in a forum in which every Member of this House is privileged to be present, if he wants to be present, and privileged to ask questions in writing concerning any matter in which he is in doubt.

I suggest to the gentleman from Armstrong that if he has any notion as to how we could go about solving those matters with which we should be concerned in relation to appropriations in a more democratic manner than that, and in a more parliamentary manner than that suggested, I'd like to know his solution.

Mr. HELM. Mr. Speaker, I would like to refer to several things the gentleman from Cambria said. He points out that the heads of these Departments are experts. I would like to remind him that they have, in most cases, been heads of Departments for a matter of four years and I would like to point out for his attention that the chairman of the Committee on Appropriations in past sessions, in my opinion, is pretty much of an expert. He has been the Chairman of that Committee for twelve or fourteen years, and I think there has been very little criticism of the operation of that Committee, or the procedure they use. I have never served on it myself, but I hear that the usual procedure is to call in the head of every Department and question him concerning the budget he offers, or the amount asked for.

I would also like to remind the gentleman from Cambria that there is minority representation on the Appropriations Committee. They have the privilege of sitting in on those hearings, and they certainly can bring back the information from that Committee to their caucus. I think every Member on the other side of the House could get that information without any effort at all, and for that reason, Mr. Speaker, the present system is working properly.

It is unnecessary to conduct a hearing in the way the gentleman suggests, I would like to point out to him also that it may be establishing a precedent to adopt such a Rule. Why is it any more important for matters of that kind to be discussed in a public forum than those before the Education Committee, let us say, or the Labor Committee, or any other Committee? There just are not enough hours in the day, days in the week, or rooms in this Capitol, to conduct that many meetings.

Mr. ANDREWS. Mr. Speaker, we have recently had a very able Commission roaming this state, suggesting economies, changes in methods, of practices. The report

of that Commission indicates that the procedure to which many of our Departments are committed are not so hot. As was pointed out yesterday, some economies, and of course, \$7 million is not much, just a dribble—the Governor himself, has said that he has incorporated in his budget \$7 million worth of the findings of the Little Hoover Commission. If the Departments were so hot in their conduct of business that a casual survey could go out and make a finding that means \$7 million to the taxpayer, when they admittedly have lacked money on which to operate, goodness only knows what could be done if this House would address itself to the very same problems. The very fact that it has been necessary to employ the Chesterman Committee is a reproach to the Members of this House, because we should have fortified our Committees with expert personnel and we should have so informed the membership of this House. Then we wouldn't have needed any Chesterman Committees. The very fact that a casual citizens' group can come into the Governor's office and throw \$7 million worth of Legislative error in our faces is evidence of the fact that it is our duty and our business to begin informing ourselves concerning the problems with which we are dealing.

I presume the gentleman from Armstrong has attended Appropriation Committee meetings. What a little minority member can find out from those sessions concerning the intricacies of departmental maneuver you could stick in your eye, and so, I seriously suggest the adoption of this amendment for the presentation by the majority party of some plan by means of which the membership of the House can have the opportunity to become acquainted with the problems with which we deal. How many Members would avail themselves of the opportunity I do not know, but I say to you now, and the old Members know it, that we do not now have the machinery by which earnest, honest inquiring Members of this House, who wish to know about the growth of bureaucracy in our departments, about the needs, the relative needs of this or that demand, we don't have the means to do it. So I say that if you cannot take this amendment, then devise a plan that will do more to inform the membership than the statements that in the past have been furnished the House by the majority leadership when questioned concerning financial details.

Mr. HELM. Mr. Speaker, I can only repeat what I said, that the machinery is here now for the minority to get that information. If the minority members of that Committee will attend the hearings and submit any questions they want to submit, I am sure they will be given every consideration possible.

I would just like to point out one error in the gentleman's statement about casual study by the so-called Chesterman group. That has been in operation, Mr. Speaker, ever since the end of the last session or very close to the end of the last session, for a period of one year, so it can't be a casual investigation.

Now I think that the operation of our Appropriation Committee in the past has been exceptionally good. I am sure that in this next session it will be equally as good and perhaps improved. I will suggest to the gentleman that he have the minority groups on that Committee come in there and get all the information they need.

Mr. ANDREWS. I am not so much interested just now in



informing the minority but, Mr. Speaker, what we need in this House is an informed majority—a group that knows where it is going, why it is going, what the relative cost is, what the priority should be, which things come first in handling the growing problems presented by the needs of our state institutions, by our penal institutions, by our health service. It is a gigantic problem that faces us.

As we stand here today, we do not have any table of priorities. We don't have any way—we have no forum in which you members of the majority—and you are carrying the burden; it is your show; if you don't want to find out what it is all about, it is all right with us.

I would like a quick roll-call on this amendment. I will present another amendment which we will not debate. I will simply present it, have it read by the Clerk, and then take another roll call.

On the question recurring,

Will the House agree to the amendment?

#### YEAS—87

Alexander,	Glick,	McCann,	Sarra,
Amarando,	Guss,	McCormack,	Schmidt,
Andrews,	Hamilton, R. K.,	McDermitt,	Schwartz,
Bazin,	Harris,	McGee,	Seyler,
Boies,	Hersch,	McWherter,	Smith, W. B.,
Boory,	Hoggard,	Moran,	Snider,
Breth,	Jenkins,	Murray, J. J.,	Stank,
Bucchin,	Jim,	Musto,	Stone,
Capano,	Jones, Gran'le E.,	Needham,	Taylor,
Cianfrani,	Jones, Paul F.,	Olsen,	Thomas,
Cioffi,	Kamyk,	Parlante,	Toll,
Comer,	Kolankiewicz,	Peta,	Verona,
Conner,	Kornick,	Petrosky,	Wallace,
Coyle,	Lederer,	Pettigrew,	Walsh,
Curwood,	Leonard,	Pfaff,	Wargo,
Dougherty,	Leven,	Polaski,	Welsh,
Downey,	Limper,	Polen,	Wheeler,
Farabaugh,	Lopresti,	Poltenstein,	White,
Fenrich,	Lovett,	Readinger,	Whitenight,
Filo,	Lutty,	Reidenbach,	Williams,
Floyd,	Maguire,	Rosen,	Zeit,
Flynn,	Maxwell,	Rovansek,	

#### NAYS—103

Ashton,	Geer,	Lippincott,	Spencer,
Auker,	Gibson,	Mahan,	Stevenson,
Banker,	Gleason,	Markley,	Stimmel,
Barkdoll,	Goodling,	Mathews,	Stoner,
Baumunk,	Gramlich,	McCullough,	Strausser,
Bear,	Greenwood,	McInroy,	Sucher,
Blair,	Gutendorf,	Metz,	Thompson,
Bolton,	Guthrie,	Mikula,	Tompkins,
Bomberger,	Hamilton, W. H.,	Miller,	Toomey,
Bower,	Haudenschild,	Moody,	VanSant,
Breisch,	Helm,	Moore,	Varnier,
Brown,	Hocker,	Moscrip,	Vaughan,
Buchanan,	Ide,	Murray, P. G.,	Wall,
Bullen,	Johnson,	Naugle,	Waterhouse,
Clapper,	Jones, Geo. E.,	Ogilvie,	Watkins,
Connelly,	Jones, T. H. W.,	Peiffy,	Weidner,
Davis,	Jump,	Phillips,	Wescott,
Down,	Keller,	Price,	Whalley,
DuBois,	Kent,	Quisenberry,	Willaredt,
Dunn,	Kerlin,	Ragot,	Wilt,
Erb,	Kohl,	Reagan,	Wood,
Ewing,	Kratz,	Richter,	Yeakel,
Ferster,	Kromer,	Royer,	Young,
Flack,	Lafore,	Rubin,	Ziegler,
Fleischman,	Lelsey,	Scott,	Smith, C. C.,
Frost,	Light,	Shotwell,	Speaker

#### NOT VOTING—18

Adam,	Hewitt,	Monroe,	Shoemaker,
Bell,	Kline,	Muldowney,	Varallo,
Cochran,	Kubacki,	Munley,	Worley,
Cooper,	Mihm,	Schuster,	Yetzer,
Hall,	Mills,		

#### AMENDMENT TO HOUSE RULE 90

Mr. ANDREWS. Mr. Speaker, I offer amendment to House Rule 90 which we will submit for the consideration of the House without debate.

The amendment was read by the Clerk as follows:

Amend House Rule 90, by substituting therefor the following rule:

"A Member in debate may relate what was done in committee but not what was said except such as is contained in the written report or that which is authorized by the committee."

On the question,

Will the House agree to the amendment?

The yeas and nays were required by Mr. ANDREWS and Mr. HERSCH and were as follows:

#### YEAS—87

Alexander,	Glick,	McCann,	Sarra,
Amarando,	Guss,	McCormack,	Schmidt,
Andrews,	Hamilton, R. K.,	McDermitt,	Schwartz,
Bazin,	Harris,	McGee,	Seyler,
Boies,	Hersch,	McWherter,	Smith, W. B.,
Boory,	Hoggard,	Moran,	Snider,
Breth,	Jenkins,	Murray, J. J.,	Stank,
Bucchin,	Jim,	Musto,	Stone,
Capano,	Jones, Gran'le E.,	Needham,	Taylor,
Cianfrani,	Jones, Paul F.,	Olsen,	Thomas,
Cioffi,	Kamyk,	Parlante,	Toll,
Comer,	Kolankiewicz,	Peta,	Verona,
Conner,	Kornick,	Petrosky,	Wallace,
Coyle,	Lederer,	Pettigrew,	Walsh,
Curwood,	Leonard,	Pfaff,	Wargo,
Dougherty,	Leven,	Polaski,	Welsh,
Downey,	Limper,	Polen,	Wheeler,
Farabaugh,	Lopresti,	Poltenstein,	White,
Fenrich,	Lovett,	Readinger,	Whitenight,
Filo,	Lutty,	Reidenbach,	Williams,
Floyd,	Maguire,	Rosen,	Zeit,
Flynn,	Maxwell,	Rovansek,	

#### NAYS—103

Ashton,	Geer,	Lippincott,	Spencer,
Auker,	Gibson,	Mahan,	Stevenson,
Banker,	Gleason,	Markley,	Stimmel,
Barkdoll,	Goodling,	Mathews,	Stoner,
Baumunk,	Gramlich,	McCullough,	Strausser,
Bear,	Greenwood,	McInroy,	Sucher,
Blair,	Gutendorf,	Metz,	Thompson,
Bolton,	Guthrie,	Mikula,	Tompkins,
Bomberger,	Hamilton, W. H.,	Miller,	Toomey,
Bower,	Haudenschild,	Moody,	VanSant,
Breisch,	Helm,	Moore,	Varnier,
Brown,	Hocker,	Moscrip,	Vaughan,
Buchanan,	Ide,	Murray, P. G.,	Wall,
Bullen,	Johnson,	Naugle,	Waterhouse,
Clapper,	Jones, Geo. E.,	Ogilvie,	Watkins,
Connelly,	Jones, T. H. W.,	Peiffy,	Wescott,
Davis,	Jump,	Phillips,	Whalley,
Down,	Keller,	Price,	Willaredt,
DuBois,	Kent,	Quisenberry,	Wilt,
Dunn,	Kerlin,	Ragot,	Wood,
Erb,	Kohl,	Reagan,	Yeakel,
Ewing,	Kratz,	Richter,	Young,
Ferster,	Kromer,	Royer,	Ziegler,
Flack,	Lafore,	Rubin,	Smith, C. C.,
Fleischman,	Lelsey,	Scott,	Speaker
Frost,	Light,	Shotwell,	

#### NOT VOTING—18

Adam,	Hewitt,	Monroe,	Shoemaker,
Bell,	Kline,	Muldowney,	Varallo,
Cochran,	Kubacki,	Munley,	Weidner,
Cooper,	Mihm,	Schuster,	Worley,
Hall,	Mills,		Yetzer,

So the question was determined in the negative and the amendment was not agreed to.

On the question recurring.

Will the House adopt the resolution offered by the gentleman from Armstrong Mr. Helm, that the Rules of the 1951 House of Representatives be the Rules of this House as amended.

Mr. ANDREWS. Mr. Speaker, since so many of the matters to which we were committed failed to be embodied in the final report of the Committee on Revision of Rules of this House, we would ask for a roll call.

The yeas and nays were required by Mr. ANDREWS and Mr. READINGER and were as follows:

## YEAS—103

Ashton,	Geer,	Lippincott,	Spencer,
Auker,	Gibson,	Mahan,	Stevenson,
Banker,	Gleason,	Markley,	Stimmel,
Barkdoll,	Goodling,	Mathews,	Stoner,
Baumunk,	Gramlich,	McCullough,	Strausser,
Bear,	Greenwood,	McInroy,	Sucher,
Blair,	Gutendorf,	Metz,	Thompson,
Bolton,	Guthrie,	Mikula,	Tompkins,
Bomberger,	Hamilton, W. H.,	Miller,	Toomey,
Bower,	Haudenshield,	Moody,	Van Sant,
Breisch,	Helm,	Moore,	Varnier,
Browp,	Hocker,	Moscrip,	Vaughan,
Buchanan,	Ide,	Murray, P. G.,	Wall,
Bullen,	Johnson,	Naugle,	Waterhouse,
Clapper,	Jones, Geo. E.,	Ogilvie,	Watkins,
Connelly,	Jones, T. H. W.,	Peifly,	Weidner,
Davis,	Jump,	Phillips,	Wescott,
Down,	Keller,	Price,	Whalley,
DuBois,	Kent,	Quisenberry,	Willaredt,
Dunn,	Kerlin,	Ragot,	Wilt,
Erb,	Kohl,	Reagan,	Wood,
Ewing,	Kratz,	Richter,	Yeakel,
Ferster,	Kromer,	Royer,	Young,
Flack,	Lafore,	Rubin,	Ziegler,
Flischman,	Lelsey,	Scott,	Smith, C. C.,
Frost,	Light,	Shotwell,	Speaker

## NAYS—87

Alexander,	Glick,	Maxwell,	Rovansek,
Amarando,	Guss,	McCann,	Sarraf,
Andrews,	Hamilton, R. K.,	McCormack,	Schmidt,
Bazin,	Harris,	McDermitt,	Schwartz,
Boies,	Hersch,	McGee,	Seyler,
Boory,	Hoggard,	McWherter,	Smith, W. B.,
Breth,	Jenkins,	Moran,	Snider,
Bucchin,	Jim,	Murray, J. J.,	Stank,
Capano,	Jones, Gran'le E.,	Musto,	Stone,
Cianfrani,	Jones, Paul F.,	Needham,	Taylor,
Cioffi,	Kamyk,	Olsen,	Thomas,
Comer,	Kolankiewicz,	Parlante,	Toll,
Conner,	Kornick,	Peta,	Verona,
Coyle,	Lederer,	Petrosky,	Wallace,
Curwood,	Leonard,	Pettigrew,	Walsh,
Dougherty,	Leven,	Pfaff,	Wargo,
Downey,	Limper,	Polaski,	Welsh,
Farabaugh,	Lopresti,	Polen,	Wheeler,
Fenrich,	Lovett,	Poltenstein,	White,
Filo,	Lutty,	Readinger,	Whitenight,
Floyd,	Maguire,	Reidenbach,	Williams,
Flynn,		Rosen,	Zeitz,

## NOT VOTING—18

Adam,	Hewitt,	Monroe,	Shoemaker,
Bell,	Kline,	Muldowney,	Varallo,
Cochran,	Kubacki,	Munley,	Worley,
Cooper,	Mihm,	Schuster,	Yetzer,
Hall,	Mills,		

So the question was determined in the affirmative and the resolution as amended was adopted.

## COMMITTEE ON COMMITTEES

The SPEAKER. The Chair announces for the record the names of the members of the Committee on Committees authorized by the majority and minority parties under Rule 27 of this House; Messrs. Royer, Chairman,

Breisch, Cooper, Hewitt, Hall, Kent, Yeakel, Readinger, Sarraf, Hersch and the Speaker, Charles C. Smith, ex-officio.

## RESOLUTION

## REPORT OF COMMITTEE ON COMMITTEES

Mr. ROYER. Mr. Speaker, I offer the following report of the Committee on Committees.

The resolution was read by the Clerk as follows:

In the House of Representatives,  
Tuesday, January 27, 1953.

Resolved, That in compliance with the provisions of Rule 27 of the House of Representatives, it is recommended that the Members of the House named herein are hereby elected Members of the Standing Committees of this House of Representatives.

The Chairmen and Vice Chairmen included in this report were appointed by the Speaker of the House by virtue of the authority conferred upon him under the rule.

Respectively Submitted,

BAKER ROYER, Chairman  
WAYNE M. BREISH  
ROBERT F. KENT  
WILSON L. YEAKEL  
JOSEPH J. HERSCH  
ALBERT S. READINGER  
GEORGE J. SARRAF.

## AERONAUTICS

Greenwood, Chairman  
Davis, Vice Chairman

Bell  
DuBois  
Dunn  
Ide  
Kerlin  
Kromer  
Lippincott  
Sucher

Worley  
Alexander  
Floyd  
Harris  
Hoggard  
Maguire  
Wallace

## AGRICULTURE AND DAIRY INDUSTRIES

McCullough, Chairman  
Barkdoll, Vice Chairman

Banker  
Breisch  
Clapper  
Ferster  
Gleason  
Goodling  
Jones, George E.  
Light  
Moore  
Reagan

Westcott  
Wood  
Adam  
Cochran  
Curwood  
Farabaugh  
Guss  
McCann  
Snider  
Whitenight

## APPROPRIATIONS

Wood, Chairman  
Breisch, Vice Chairman

Bower  
Cooper  
Erb  
Flack  
Goodling  
Greenwood  
Haudenshield  
Hewitt  
Leisey  
Moore

Reagan  
Watkins  
Boies  
Kolankiewicz  
Lovett  
Mills  
Reidenbach  
Sarraf  
Stank  
Varallo



BANKING AND BUILDING AND LOAN  
ASSOCIATIONS

Cooper, Chairman  
Murray, Paul G., Vice Chairman

DuBois	Waterhouse
Gibson	Yeakel
Ide	Boory
Kline	Comer
Leisey	Hersch
Mahan	Limper
Mikula	Lutty
Thompson	McGee
Varner	Olsen
Vaughan	Varallo

## BOROUGHES

Baumunk, Chairman  
Bomberger, Vice Chairman

Blair	Price
Buchanan	Strausser
Bullen	Filo
Dunn	Jenkins
Jones, George E.	Jim
Jones, Thomas H. W.	Moran
Keller	Murray, John J.
Kromer	Stone
Naugle	Cioffi
Peify	Walsh

CITIES—COUNTIES FIRST—SECOND AND  
SECOND CLASS A

Ewing, Chairman  
Hamilton, Wilbur H., Vice Chairman

Bell	Vaughan
Cooper	Wilt
Geer	Amarando
Haudenshield	Dougherty
Mathews	Fenrich
Miller	Hersch
Richter	Jones, Paul F.
Rubin	Lederer
Spencer	Limper
Thompson	Mihm

## CITIES—THIRD CLASS

Mikula, Chairman  
Dunn, Vice Chairman

Brown	Ziegler
Gramlich	Boies
Jump	Bucchin
Kent	Kubacki
Murray, Paul G.	McDermitt
Ogilvie	Polaski
Quisenberry	Walsh
Van Sant	

## COUNTIES

Erb, Chairman  
Metz, Vice Chairman

Davis	Shoemaker
Down	Wall
Flack	Downey
Gramlich	Hamilton, Robert K.
Guthrie	Hoggard
Keller	Jenkins
Lafore	Pettigrew
Mahan	Polen
Phillips	Verona
Ragot	Wheeler

## EDUCATION

Helm, Chairman  
Scott, Vice Chairman

Bower	Wilt
Breisch	Wood
Clapper	Kolankiewicz
Ferster	Mills
Gibson	Munley
Hamilton, Wilbur H.	Polen
Keller	Readinger
Watkins	Schmidt
Weidner	Seyler
Wescott	Varallo

## ELECTIONS AND APPORTIONMENT

Weidner, Chairman  
Whalley, Vice Chairman

Bolton	Ragot
Connelly	Flynn
Fleischman	Leven
Hamilton, Wilbur H.	Lopresti
Jones, Thomas H. W.	Rosen
Kratz	Smith, William B.
Miller	Stone
Moscip	

## FISHERIES

Stimmel, Chairman  
Shoemaker, Vice Chairman

Blair	Wall
Ferster	Whalley
Gramlich	Breth
Jones, George E.	Cioffi
McInroy	Conner
Metz	Kornick
Ragot	Lederer
Stoner	McCann
Tompkins	Whitenight
Toomey	Yetzer

## GAME AND FORESTRY

Goodling, Chairman  
Gleason, Vice Chairman

Auker	Wilt
Banker	Yeakel
Barkdoll	Breth
Baumunk	Jim
Moore	McWherter
Shoemaker	Maxwell
Shotwell	Olsen
Sucher	Pettigrew
Tompkins	Snider
Willaredt	Yetzer

## HIGHWAYS

Royer, Chairman  
Moore, Vice Chairman

Baumunk	Wescott
Hall	Yeakel
Jump	Bazin
McCullough	Cochran
Shotwell	Downey
Spencer	McWherter
Van Sant	Stank
Wall	Taylor
Waterhouse	Wallace
Watkins	Wheeler

## INSURANCE

Kline, Chairman  
Blair, Vice Chairman

Bear	Stimmel
Bomberger	Hamilton, Robert K.
Brown	Kamyk
Guthrie	Mills
Murray, Paul G.	Pfaff
Naugle	Reidenbach
Ragot	Verona
Richter	

## JUDICIARY

Tompkins, Chairman  
Ziegler, Vice Chairman

Auker	Scott
Bower	Wilt
Geer	Capano
Jones, Thomas H. W.	Jones, Paul F.
Kent	Leven
Kerlin	Lopresti
Light	Mihm
Lippincott	Readinger
Moody	Schmidt
Rubin	Toll

## LABOR RELATIONS

Young, Chairman  
Jump, Vice Chairman

Ashton	Varner
Hall	Whalley
Kohl	Hersch
McCullough	Leonard
Ogilvie	Moran
Reagan	Pfaff
Rubin	Rovansek
Shotwell	Schuster
Stoner	Welsh
Toomey	Williams

## LAW AND ORDER

Toomey, Chairman  
Stoner, Vice Chairman

Bear	Willaredt
Breisch	Hoggard
Davis	Monroe
Gleason	Murray, John J.
Jump	Reidenbach
Kerlin	Schuster
Lafore	Yetzer
McInroy	

## LIQUOR CONTROL

Price, Chairman  
Light, Vice Chairman

Baumunk	Van Sant
Bower	Waterhouse
Clapper	Boies
Gleason	Cochran
Goodling	Lederer
Hewitt	Lovett
Hocker	Petrosky
Kohl	Readinger
McCullough	Stank
Mikula	Verona

## MILITARY AFFAIRS

Hocker, Chairman  
Lafore, Vice Chairman

Bolton	Van Sant
Brown	Ziegler
Davis	Fenrich
DuBois	Flynn
Erb	Kolankiewicz
Gutendorf	Mihm
Kratz	Needham
Price	Sarraff
Royer	Kamyk
Scott	Wargo

## MINES AND MINING

Hewitt, Chairman  
Kohl, Vice Chairman

DuBois	Whalley
Ewing	Musto
Helm	Needham
Kent	Petrosky
Kromer	Rovansek
Richter	Wargo

Stevenson  
Varner

Williams

## MOTOR VEHICLES

Guthrie, Chairman  
Wescott, Vice Chairman

Barkdoll	Weidner
Bomberger	Young
Dunn	Bucchin
Ewing	Cianfrani
Gutendorf	Conner
Helm	Coyle
Hewitt	Kubacki
Lafore	Parlante
Markley	Schwartz
Varner	Williams

## MUNICIPAL CORPORATIONS

Kratz, Chairman  
Spencer, Vice Chairman

Auker	Weidner
Banker	Boory
Bolton	Cianfrani
Connolly	Comer
Hamilton, Wilbur H.	Poltenstein
Peiffly	Schwartz
Phillips	White
Quisenberry	

## PROFESSIONAL LICENSURE

Flack, Chairman  
Ferster, Vice Chairman

Auker	Rubin
Down	Stoner
Fleischman	Bazin
Greenwood	Glick
Hocker	Jones, Granville E.
Markley	Maguire
Mathews	Maxwell
McInroy	McCormack
Metz	White
Naugle	Zeitz

## PUBLIC HEALTH AND SANITATION

Frost, Chairman  
Clapper, Vice Chairman

Bullen	Worley
Flack	Breth
Gutendorf	Jones, Granville E.
Guthrie	McGee
Haudenshield	Musto
Ide	Pettigrew
Sucher	Sarraff
Toomey	

## PUBLIC UTILITIES

Gibson, Chairman  
Thompson, Vice Chairman

Bomberger	Spencer
Cooper	Stimmel
Fleischman	Amarando
Frost	Coyle
Greenwood	Dougherty
Hall	Lutty
Kline	Moran
Leisey	Muldowney
Phillips	Peta
Richter	Petrosky

## RAILROADS AND RAILWAYS

Leisey, Chairman  
McInroy, Vice Chairman

Bell	Worley
Mathews	Guss
Metz	Limper
Moody	Parlante
Peiffly	Schuster
Quisenberry	Taylor
Strausser	Zeitz
Wall	



## STATE GOVERNMENT

Watkins, Chairman	
Keller, Vice Chairman	
Erb	Tompkins
Frost	Wood
Geer	Amarando
Jones, George E.	Seyler
Jones, Thomas H. W.	Glick
Kohl	Hamilton, Robert K.
Ogilvie	Polaski
Price	Polen
Royer	Rosen
Stimmel	Schmidt

## TOWNSHIPS

Reagan, Chairman	
Varner, Vice Chairman	
Ashton	Stevenson
Banker	Worley
Bear	Adam
Bolton	Thomas
Connelly	Curwood
Hocker	Farabaugh
Lippincott	Kornick
Mahan	McCormack
Markley	Poltenstein
Moscrip	Wheeler

## WAYS AND MEANS

Hall, Chairman	
Yeakel, Vice Chairman	
Blair	Young
Ewing	Ziegler
Frost	Alexander
Gibson	Floyd
Helm	Harris
Kline	Lovett
Kratz	Seyler
Mikula	Smith, William B.
Royer	Taylor
Thompson	Thomas

## WELFARE

Haudenschild, Chairman	
Markley, Vice Chairman	
Ashton	Strausser
Bear	Vaughan
Buchanan	Bucchin
Down	Kamyk
Geer	Leonard
Gutendorf	Monroe
Moscrip	Munley
Scott	Musto
Shoemaker	Needham
Shotwell	Snider

## WORKMEN'S COMPENSATION

Waterhouse, Chairman	
Brown, Vice Chairman	
Buchanan	Willaredt
Bullen	Young
Kent	Capano
Light	Filo
Miller	Leonard
Moody	McDermitt
Murray, Paul G.	Muldowney
Naugle	Peta
Stevenson	Toll
Vaughan	Welsh

On the question,

Will the House adopt the resolution?

It was adopted.

The SPEAKER. The Chair is very happy at this time to look around and see so many happy and smiling faces

after the announcement of Committees. It takes a great burden off of everyone's mind, believe me.

## INTRODUCTION OF BILLS

The SPEAKER. The Chair would like to make just one announcement before the Committees organize in regard to the introduction of bills. Members are now privileged to introduce their bills and resolutions, filing them with the Bill Clerk at the Speaker's left. All three copies must be legibly signed and dated. Keep the unbacked copy for your personal use. If you do not write legibly, print your name below your signature. Otherwise, there may be errors in printing the names of sponsors on the bills.

## INTRODUCTION OF BILL FOR REVISION OF CONSTITUTION

Mr. JOHNSON. Mr. Speaker, I am pleased to state that I am right now introducing the bill for the revision of our Constitution. I am about to file it with the Clerk.

## ORGANIZATION OF COMMITTEES

Mr. KENT. Mr. Speaker, I have been requested by the Chairman of the different standing committees to announce the organization meetings which will take place immediately.

I would like to explain to the Members that we have broken the meetings down into three different groups in three different time periods. I would like to request that as soon as their meetings are completed the Members immediately return to the floor of the House so that we can call the next group of Committees because many of the Members may be on some of those Committees also.

For the convenience of the Members there is a list of the Committees and the rooms where they will meet. The time has been left blank because we did not know just what time we would arrive at this order of business.

The following Committees will meet immediately, and we would ask the Chairmen to get their organization meetings over just as soon as possible. We estimate that we can call the next group in about fifteen minutes and have all the Members back in their seats at that time.

For the information of the Members, the 500 rooms are on E Floor and the 300 rooms are on the third floor.

The first group is as follows:

Judiciary Committee will meet in Room 520.  
 Cities and Counties—First and Second Class—Room 521.  
 Motor Vehicles—Room 522.  
 Appropriations—Room 245 and 246.  
 Counties—Room 323.  
 Boroughs—Room 324.  
 Law and Order—Room 325.  
 Elections and Apportionment—Room 329.  
 Welfare—Room 330.  
 Aeronautics—Room 331.

(After organization the above Committees return to the Hall of the House.)

Mr. KENT. Mr. Speaker, I would like at this time to announce the meetings of the second group of Committees. I would like to inform the membership that they cannot go one hundred per cent by the chart they have because there are a few changes. I will go slowly so you can mark the changes on your sheet.

Cities—Third Class—Room 521.  
 Townships—Room 522.  
 Labor Relations—Room 323.

Military Affairs—Room 520.  
 Education—Room 324.  
 Liquor Control—Room 325.  
 Highways—Room 329.  
 Workmen's Compensation—Room 330.  
 Agriculture—Room 331.

(After organization the above Committees returned to the Hall of the House).

Mr. KENT. Mr. Speaker, this will be the last group of Committee meetings; there are only seven more. I would like to inform the Members of the House that the rooms which were used today by the respective Committees does not necessarily mean in every instance that that will be the rooms where the committees will always meet. There will be a further report of the Committee on Committees which will assign committee rooms to the respective Committees. That will be posted and you will also be advised.

The next group is as follows:

Municipal Corporations Room 521.  
 State Government Room 324.  
 Professional Licensure Room 325.  
 Railroads and Railways Room 520.  
 Public Health and Sanitation Room 329.  
 Fisheries Room 331.  
 Game and Forestry Room 522.

That is all Mr. Speaker and I thank the Members for their cooperation.

(After organization the above Committees returned to the Hall of the House.)

#### COMMITTEES NOT ORGANIZED

The SPEAKER. The Chair wishes to announce that there are five Committees that did not organize today because of illness of their Chairman. The Ways and Means Committee, Mines and Mining, Public Utilities, Banking and Building and Loan Associations, and Insurance. These Committees will organize later on in the session.

#### REQUESTS TO BE NOTED PRESENT ON CALL OF THE HOUSE

Mr. STANK. Mr. Speaker, I happened to be in the building, but not in the Hall of the House, when the roll was called on the call of the House. I would like to be marked as having been present.

The SPEAKER. Without objection, the gentleman will be recorded as having been present. The Chair hears none.

Mr. GEER. Mr. Speaker, I desire to be recorded on the quorum roll call which was called earlier today. I was in Harrisburg, but was absent from the House at the moment the roll was called.

The SPEAKER. Hearing no objection the gentleman from Allegheny, Mr. Geer will be so recorded.

Mr. GUTENDORF. Mr. Speaker, I would like to be recorded as having been here today on the call of the House.

The SPEAKER. The gentleman from Luzerne Mr. Gutendorf wishes to be recorded present on the quorum roll call and will be so recorded. The Chair hears no objection.

#### PERMISSION TO ADD ADDITIONAL SPONSORS

Mr. PAUL F. JONES asked and obtained unanimous consent to add additional sponsors to a bill to be introduced by him.

#### HOUSE COMMITTEE ON RULES

The SPEAKER. The Chair announces the appointment of the House Committee on Rules: Messrs. Johnson, Chairman, Yeakel, Helm, Bower, Kent and the Speaker, Charles C. Smith, ex-officio.

#### THANKS EXTENDED

The SPEAKER. The Chair at this time desires to express his sincere appreciation for the efficient and prompt manner in which the Committees appointed for the purpose of organizing the House have performed their duties. The Chair includes in his remarks the minority members of the Committee on Committees, the Committee on the seating of Members as well as the Minority Leader of the House and his staff for their cooperation.

#### ADJOURNMENT

Mr. FLEISCHMAN. Mr. Speaker, I move that this House do now adjourn until Monday, February 2, 1953, at 4:30 p. m.

The motion was agreed to, and (at 1:58 p. m.) the House adjourned.





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HARRISBURG, PA., MONDAY, FEBRUARY 2, 1953.

No. 4.

## SENATE

MONDAY, February 2, 1953.

The Senate met at 4:00 o'clock p. m., Eastern Standard Time.

The PRESIDENT (Lieutenant-Governor Lloyd H. Wood) in the Chair.

## PRAYER

The Chaplain, Rev. HARWOOD C. BOWMAN, JR., Pastor of St. Paul's Episcopal Church, Kittanning, offered the following prayer:

In the Name of the Father, and of the Son and of the Holy Ghost, let us pray.

O God, the Fountain of Wisdom, whose statutes are good and gracious and whose law is truth, we beseech Thee so to guide this Senate that it may ordain for our Governance only such things as please Thee, to the glory of Thy Name and the welfare of the people, through Jesus Christ, Thy Son, our Lord, Amen.

## JOURNAL APPROVED

The PRESIDENT. A quorum of the Senate being present, the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when on motion of Mr. MAHANY and Mr. HARE, further reading was dispensed with, and the Journal was approved.

## LEAVES OF ABSENCE

Mr. HARE asked and obtained leave of absence for Mr. SNOWDEN, due to illness.

Mr. SILVERT asked and obtained leave of absence for Mr. CAMIEL, due to illness.

## COMMUNICATION FROM GOVERNOR

The Secretary to the Governor being introduced, presented communication in writing from His Excellency, the Governor of the Commonwealth:

ADDRESS OF GOVERNOR JOHN S. FINE TO JOINT SESSION OF THE GENERAL ASSEMBLY IN THE HOUSE OF REPRESENTATIVES, MONDAY EVENING, JANUARY 26, 1953 PRESENTING THE STATE BUDGET FOR THE 1953-55 BIENNIUM

To the Honorable the General Assembly of the Commonwealth of Pennsylvania:

MEMBERS OF THE GENERAL ASSEMBLY:

I am laying before the General Assembly and the pub-

lic today a Budget of the State's estimated financial income and outgo for the fiscal biennium from June 1, 1953, to May 31, 1955.

I want to take this occasion to make some comments about the Budget, a copy of which, with my detailed message, will be placed on your desks.

This Budget has been prepared under different circumstances than those existing two years ago. At that time the effects on our economy of the Korean conflict and the national defense program could not be assessed. We are now in a better position to see these effects upon State activities and State finances. However, there are still imponderables in both situations affecting the future. This makes budget-making still somewhat difficult, and to some extent transitory and subject to change.

We correctly assumed two years ago that the defense program would push up the price level. We predicted, rightly, an increase in national income. We assumed, too, that even though civilian production was to be restricted there would be an over-all higher level of business activity. That held true for the first year of this biennium. The steel strike brought an unpredicted decline in our second year.

Also we based the 1951-53 Budget on the forecast of peak employment, with very little unemployment. That, too, proved true. One result is that the Department of Public Assistance happily has given us back \$10 millions in unused appropriations.

A major obstacle we have had to contend with in financing the State Government in the overwhelming burden of federal taxation. This burdensome condition had to be considered anew in framing our estimated financial needs.

Before turning to the new Budget I think it will be advantageous to very briefly review the last Budget and what was done with it in the last session of the Legislature.

The Budget presented in March 1951 called for appropriations of \$853 millions. We estimated General Funds revenues with a surplus to be \$690 millions in available funds. That figure was still \$163 millions less than the appropriations requested.

But that only tells part of the story. The Legislature reduced my budgetary requests by \$22 millions and then added \$61 millions of its own appropriations. This brought the over-all amount of appropriations up to \$892 millions. I approved \$890 millions.

During the session we had opportunity to revise our estimate of revenues to bring the figure up to \$711 millions from taxes in existence at the time the Budget



was presented, from transfers from special funds, an actual surplus of \$17.9 millions and an estimated \$162½ millions of new increased and accelerated taxes passed by the Legislature.

For the first fiscal year of the present biennium, we collected \$16 millions more in revenues than we had estimated. The steel strike affected the yield of some taxes in this second year. This is particularly true of the corporate net income tax. We anticipate that its yield this year will be less than in the first year of the biennium.

We estimate that the total revenues to be collected for the second year of the biennium ending May 31st next will bring the total up to \$861 millions for the 1951-53 biennium, \$12 million below the biennial estimate we made.

Lapses in appropriations build up a surplus; deficiencies pull it down. We are fortunate that the amount of lapsed appropriations will be about \$39 millions. This is much higher than usual. But we have \$12½ millions of deficiencies as well as loss in estimated revenue. I am recommending appropriations for these deficiencies. Nevertheless, we estimate there will be an unobligated surplus May 31st this year of \$9.8 millions.

Several Acts passed by the last session affected the retirement systems for school employes and State employes and imposed about \$7 millions additional obligations upon the State. The Legislature did not make appropriations for these obligations.

That is the financial picture as we turn to the State Budget for 1953-1955 biennium. In its preparation I have done my level best to develop a minimum Budget. I have considered the obligations now imposed by law which we computed on the strictest basis to keep them at minimum. Perhaps our computation may be too low by some millions.

In view of the crushing load of the total tax burden our people are bearing, this is no time to add one dollar to that burden that is not absolutely necessary.

The Budget I am submitting today does not represent what the various State agencies feel they need. In the interest of the most rigid economy possible without impairment of services, I have cut \$66 millions from their requests, which they computed as necessities. This Budget does not include \$209 millions of requests for construction appropriations.

All but about \$39 millions of the increases in appropriations recommended in this Budget are required by existing laws stringently construed. That's a point I ask you to remember.

Necessarily some important assumptions had to be made in preparing the Budget. We must assume that the Korean conflict and the national defense program will in the next two years affect our economy pretty much as it is at present. I am assuming that Federal taxes will go no higher. As a matter of fact we are projecting on the theory there may be some considerable reduction during the coming biennium.

Budgetarily speaking this is an optimistic outlook. It may prove to be too optimistic. But we felt we should be bold enough to make it.

On this basis I am recommending appropriations in this Budget for 1953-1955 of about one billion four million dollars. Right at this point I want to call your

attention to the fact that California's Budget, just presented for one fiscal year, is for approximately the same amount, substantially, as for our own State's two-year Budget.

Our Budget is only \$100 millions above appropriations, including deficiencies, for the two years just ending. And bear in mind, please, that we will lose \$52.5 millions in the next two years because of the legislated acceleration of the corporate net income tax.

Without adding our anticipated surplus we have estimated revenues of \$836.8 millions from all taxes now in existence if the Legislature re-enacts those requiring re-enactment. Without such re-enactment our revenue estimates would then have to be revised.

Considering all the estimated funds available for the next two years, we are still \$157 millions below the amount of appropriations recommended in the Budget. That presently is the amount of additional revenue needed. It may grow in amount or diminish during your deliberations. When we know the amount of revenue needed, then all of us should cooperate to raise the necessary amount in a reasonably short time.

Nothing is included in this Budget for \$209 millions requested for capital improvements to be financed from the General Fund. These requests come mainly from the welfare institutions, the State teachers' colleges, and Pennsylvania State College.

In my opinion, much construction should be undertaken. It should, however, be given more study before decision. The General State Authority should assume whatever projects are agreed upon. It will then be necessary to raise the borrowing limit of that agency from its present \$235 millions. The raise is necessary because projects now under way and funds committed or allocated will almost bring us up to that limit, with no provision beyond it. I shall be glad to confer with you on this question, as, of course, I will on any subject having to do with this Budget.

I do not claim this Budget is sacrosanct. It is open to changes, but they should be specified. I invite the closest scrutiny and analysis. In that process you will have every administrative cooperation. You may then arrive at some other amount.

Some preliminary estimates of savings have already been made by the State Government Survey Committee. I have taken immediate cognizance of these estimates. Those which can be made by administrative action—some \$7 million—have been included in this Budget. Others quite apparently require legislative action to become effective. Still other and more numerable recommendations from the Committee may necessitate amending the Constitution, if they are necessitous. If we amend the Constitution much more such action could only add to confusion. This in itself points up the wisdom of legislative approval for a convention to revise the State's basic laws.

My Administration is chiefly concerned with continuous betterment, at the least cost possible, of direct and efficient services from the State to the people.

In examining this Budget I urge you and our citizens to keep in mind the great upward surge in prices. The State, like individuals, is collecting and spending more dollars; but those dollars buy half as much as they did before World War II.

The appropriations recommended by me for public education represent a little more than half of the entire Budget, and about five per cent of the total General Fund Budget over the appropriations made for 1951-53.

The next highest amount of appropriations recommended, 29.06 per cent of the Budget—or three per cent less than for this biennium—is for public health, assistance, and welfare—all directly beneficial to the public. Economies effected in public assistance brought the percentage down. We propose further savings by still stricter supervision and better non-support laws for family relations.

The State presently pays 42 per cent of the total cost of our schools. This percentage is projected higher.

Transportation of a growing number of school children is becoming more costly. We are, therefore, allowing for an increase of \$3.7 millions over the \$20.5 millions it cost in the present biennium for this service.

Increased appropriations for our six medical colleges are recommended. I am placing these institutions substantially on a par in the amount allocated per student. Pennsylvania currently is not plagued—as is the rest of the Country—by a shortage of doctors. Nevertheless, we must increase their number so that our people will not suffer from their lack. We are foremost now in medical sentinels of life and health. We must retain that humanitarian rating.

I am recommending an increase of 15 per cent for our three Universities—Temple, University of Pittsburgh, and University of Pennsylvania—and for Pennsylvania State College, that it may, among other things, bolster its research in veterinary medicine.

Our citizens' safety is a matter of deep concern to me. Accidents on our highways are always deplorable. I have already added to State Police on the Pennsylvania Turnpike. I am now requesting an additional 200 State Policemen to better patrol our highways, including the turnpike, in hope of reducing highway accidents. The State Motor License Fund would bear their cost.

#### CONCLUSION

To levy additional taxes on our people, when they now carry a burden under which they must make many sacrifices, is a most serious matter. Before you do so you should be convinced that every dollar of appropriations recommended in this Budget is essential. My outstanding aim has been to prepare a minimum Budget. I invite your examination of every appropriation recommended to determine whether I have accomplished that purpose. I repeat I will give you my full cooperation in such an examination of the Budget, as will every department and agency under my jurisdiction.

I am hopeful that the citizens of Pennsylvania will actively evince interest in legislative and administrative proceedings concerning the State's financial income and outgo, which, in the last analysis, is of deepest concern to them as taxpayers. I feel that the people, the Legislature, and the administrative branch of government working in close cooperation can achieve best fiscal results. It is my opinion that the Administration has arrived at a fair and a minimum Budget. I want the Legislature and the people to be so convinced, or the Budget be modified in accordance with their wishes.

I have explained that there is a large amount of additional obligations imposed by existing laws. I have also explained the situation involved in the acceleration of the Corporate Net Income Tax to balance the present Budget, which advantage we will not have in the next two years even with acceleration continued.

After you have thoroughly examined the Budget and considered within approximation other appropriation requests not budgeted, you will then know within reasonable limitations how much money will need to be spent and how much money you must raise during the next biennium. In other words, let us determine what we are going to spend, and then proceed to raise, as harmlessly as possible, the money for the necessary purposes. At that time I shall cooperate with you to mold the fairest possible tax program. You have my best wishes. May you prayerfully assume and discharge your tremendous responsibilities.

The PRESIDENT. The communication will be spread upon the Journal.

#### NOMINATIONS BY THE GOVERNOR

##### NOTARIES PUBLIC AND COMMISSIONERS OF DEEDS

The Secretary to the Governor being introduced, presented in writing from His Excellency, the Governor of the Commonwealth, nominations for appointment as Notaries Public and Commissioners of Deeds.

##### CONSIDERATION OF NOTARIES PUBLIC AND COMMISSIONERS OF DEEDS

Mr. WATSON. Mr. President, I move that the Senate do now proceed to the consideration of nominations for appointment as Notaries Public and Commissioners of Deeds, sent to the Senate, by His Excellency, the Governor of the Commonwealth, on February 2, 1953.

Mr. WATKINS. Mr. President, I second the motion.

The motion was agreed to.

The nominations were read as follows:

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, February 2, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Notaries Public, for terms of four years to compute from the dates shown:

To compute from date of confirmation

##### ALLEGHENY COUNTY

Miss Martha M. Bosiacka, Pittsburgh, 4401 Liberty Ave.  
Mrs. Margaret Dembaugh, Penn Twp., North Bessemer.  
Mrs. Alice B. Dickerson, Pittsburgh, 2037 Centre Ave.  
John K. Ellis, Pittsburgh, 316 Fourth Ave. (22).  
Harry R. Hochman, Pittsburgh, 335 Fifth Ave. (2).  
Mrs. Rose Unglo, Harmar Twp., Harmarville.

##### BEAVER COUNTY

Mrs. Ruth M. Cook, Beaver Falls.  
Ronald S. Henry, New Brighton.  
Harvey F. McCauley, New Brighton.  
Mrs. Margery M. Mercer, Beaver.

##### BERKS COUNTY

Miss Margaret J. Lash, Lower Alsace Twp., Stony Creek Mills.



## BLAIR COUNTY

Harrison C. Snyder, Hollidaysburg.

## BUCKS COUNTY

Mrs. Helen S. Bender, Doylestown.

Mrs. Frances P. Folkes, Doylestown.

R. C. Hampton, Yardley.

John W. James, Bristol Twp., 191 Locust Ave., Torresdale, Phila. (14).

Mrs. Thelma F. McKown, Warminster Twp., Johnsville.

Frank W. Slowik, Bristol Twp., Croydon.

Mrs. Elizabeth L. Snell, Bristol Twp., Bristol.

## CAMBRIA COUNTY

John L. Havers, Richland Twp., Johnstown.

## CLARION COUNTY

Robert B. Filson, New Bethlehem.

Robert E. Smith, Clarion.

## CLEARFIELD COUNTY

R. E. Bechtel, DuBois.

## DAUPHIN COUNTY

Flavious A. Beck, Harrisburg.

Russell H. Leggore, Middletown.

Mrs. Lucia J. Williams, Harrisburg.

## DELAWARE COUNTY

Mrs. Kathryn Evonsky, Ridley Twp., Crum Lynne.

## ERIE COUNTY

Mrs. Mary E. Chapin, Albion.

Mrs. Mary E. DeLury, Corry.

## FAYETTE COUNTY

Harry C. Burwell, Uniontown.

Philip C. De Cara, Connellsville.

Mrs. Mary K. Rush, Uniontown.

## FRANKLIN COUNTY

Mrs. Aliene S. Alexander, Greencastle.

## JEFFERSON COUNTY

John E. Smith, Punxsutawney.

## LAWRENCE COUNTY

Miss Esther F. Marziano, Ellwood City.

## LEHIGH COUNTY

August Frederick Ehrenberg, Bethlehem.

Miss Helen M. Oswald, Allentown.

## LUZERNE COUNTY

John J. Keller, Wilkes-Barre.

Miss Elizabeth Miller, Wilkes-Barre.

Mrs. Mary Ellen Schagan, Hazleton.

## LYCOMING COUNTY

William L. Preston, Williamsport.

## MONTGOMERY COUNTY

Carl Dieter, Limerick Twp., Linfield.

Calvin L. Sauers, North Wales.

Arthur E. Shade, III, Pottstown.

## NORTHUMBERLAND COUNTY

Miss Jessie E. Gulick, Sunbury.

## PHILADELPHIA COUNTY

W. A. Bertholf, 132 W. Walnut Lane (44).

Stanley N. Cryer, 436 Walnut Street (6).

Edward J. Datty, 903 Public Ledger Bldg.

Miss Edna L. Heinel, 4240 North Broad St. (40).

Charles E. Keen, 6101 Lancaster Ave. (31).

Thomas J. Killeen, 2334 W. Hunting Park Ave.

Carl J. Mastrovito, 928 E. Cheltenham Ave. (44).

Milton H. Spector, 2336 W. Columbia Ave. (21).

## POTTER COUNTY

Mrs. Anne M. Wells, Coudersport.

## TIOGA COUNTY

Justus H. Haun, Westfield Twp., Westfield.

## WASHINGTON COUNTY

Mrs. Lenore K. Gladden, Washington.

## WESTMORELAND COUNTY

Mrs. Josephine C. Paletta, New Kensington.

To compute from the dates set opposite their names

## ALLEGHENY COUNTY

Mrs. Agnes G. Joyce, McKeesport, 2-3-53.

## LACKAWANNA COUNTY

Miss Sallie S. Jones, Scranton, 2-17-53.

## PHILADELPHIA COUNTY

Mrs. Esther V. Skirving, 220 S. Broad St., 2-19-53.

## ERIE COUNTY

James B. Dwyer, Jr., Erie, 2-26-53.

## CAMBRIA COUNTY

Abraham Krantzler, Summerhill Twp., Beaverdale, 2-28-53.

JOHN S. FINE.

Commonwealth of Pennsylvania,

Governor's Office, Harrisburg, February 2, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Notaries Public, for terms of four years to compute from the dates shown:

To compute from date of confirmation

## ALLEGHENY COUNTY

Geo. W. Barch, Tarentum.

Herbert J. Bauer, Millvale.

T. R. Brendlinger, Penn Twp., Cor. Eastwood & Radi Road, Pgh. (35)

Mrs. Marian G. Civill, Pittsburgh, Rm. 2, Sack's Bldg.

Miss DeLellis K. Farrell, McKees Rocks.

Miss Martha J. Hawk, Pittsburgh, 416 Park Bldg. (22).

Harry P. Helmstadter, McKeesport.

Miss Lola Hughes, Pittsburgh, 2041 Gulf Bldg. (19).

Mrs. Florence Ball Jones, Pittsburgh, Apt. 1, 7402 Susquehanna St. (8).

Miss Geraldine M. Joyce, Sharpsburg.

Miss Jessie M. Kaminski, Brentwood.

W. S. MacBurney, Pittsburgh, 300 Fifth-Wood Bldg.

Mrs. Anna A. Miller, Pittsburgh, 3046 Jenkins Arcade.

Harvey A. Miller, Jr., Pittsburgh, 1406 Park Bldg. (22).

Mrs. Anne L. O'Connor, Pittsburgh, 859 Progress St. (12).

Patrick F. O'Connor, Braddock.

Mrs. Norma Ralston, Pittsburgh, Rm. 3615, 525 William Penn Place (30).

Miss Ruth Rauenswinder, Pittsburgh, 1102 Park Bldg. (22).

J. Burrell Reid, Pittsburgh, 2d Fl., 6293 Frankstown Ave. (6).

Mrs. Florence Rodgers, Pittsburgh, 609 S. Trenton Ave.

Miss Frances W. Sampson, Pittsburgh, Rm. 1318, 140 Stanwix Street (22).

A. N. Schindehette, Pittsburgh, 500 Chamber of Commerce Bldg.

Henry J. Schmelz, Pittsburgh, 5607 Baum Blvd. (6).

Mrs. Ina R. Schuller, Pittsburgh, 3884 Perrysville Ave.

Mrs. Ruth Frances Sherman, Pittsburgh, 550 Grant St. (19).

John H. Smith, Indiana Twp., Sharpsburg, Pgh. (15).

J. Gordon Stewart, Mount Lebanon Twp., Mount Lebanon.

Miss Leda V. Thomas, Pittsburgh, 340 Flowers Ave. (7).

Robert F. Wolf, Pittsburgh, 314 Frick Bldg. (19).

#### BEAVER COUNTY

William F. Behringer, Beaver Falls.

R. J. Berkebile, Koppel.

Clem R. Davidson, Beaver Falls

Morris Flam, Beaver Falls.

Mrs. Marian Joy, Beaver Falls.

Miss Mabel Anne McCally, Rochester.

Miss A. M. Preece, Monaca.

R. N. Winship, Beaver.

#### BERKS COUNTY

Mrs. Phyllis D. Allensworth, Wyomising.

Norman R. Field, South Heidelberg Twp., Sinking Spring.

Mrs. Mamie A. Fisher, Wernersville.

Mahlon M. Goelz, Muhlenberg Twp., Temple.

Charles K. Hardy, Shillington.

L. Robert Hockensmith, District Twp., Alburtis.

Carl E. Sands, Reading.

#### BLAIR COUNTY

Joseph N. Fiore, Altoona.

Richard Ivor Prosser, Altoona.

#### BUCKS COUNTY

George P. Forte, Warminster Twp., Johnsville.

Joseph P. Sloan, Bensalem Twp., Langhorne.

#### CAMBRIA COUNTY

Mrs. Virginia C. Ricche, Gallitzin.

John W. Rose, Gallitzin.

#### CENTRE COUNTY

H. S. Elder, State College.

#### CHESTER COUNTY

Newton J. Dutich, Coatesville.

Leon K. Prout, Coatesville.

William E. Sheridan, Downingtown.

#### CLARION COUNTY

J. Eugene Barlett, Knox.

#### CLEARFIELD COUNTY

Miss Marguerite J. Reese, Clearfield.

#### CRAWFORD COUNTY

Mrs. Ella E. Hildebran, Cochranon.

Peter R. Kaputa, Jr., Titusville.

#### CUMBERLAND COUNTY

Miss Esther P. Brown, Carlisle.

Mrs. Nellie L. Davidson, Carlisle.

Edward A. Shissler, Lemoyne.

Mrs. Kathryn M. Tanger, South Middleton Twp., Carlisle.

#### DAUPHIN COUNTY

R. W. Boyer, Harrisburg.

Albert L. Copeland, Harrisburg.

H. J. Gerber, Harrisburg.

Mrs. Dorothy B. Haar, Steelton.

Mrs. Betty Jones, Harrisburg.

Geo. B. Kirk, Harrisburg.

Mrs. E. Marion McCormick, Lykens.

Elias Milo, Steelton.

Miss Amy S. Moyer, Williamstown.

Warren A. Sellers, Paxtang.

Mrs. Gene G. Silks, Harrisburg.

#### DELAWARE COUNTY

Walter G. Brittain, Trainer, Chester.

Mrs. Mary C. Carr, Chester.

J. Raymon Duffy, Lansdowne.

Carl A. Novello, Haverford Twp., Havertown.

John C. Pritchard, Chester.

C. L. Roach, Upper Darby Twp., Upper Darby.

Mrs. Naoma S. Smith, Media.

William J. Smith, Chester.

#### ERIE COUNTY

Myron H. Latimer, Millcreek Twp., Erie.

Miss Lois E. McCray, Corry.

#### FAYETTE COUNTY

Merto Hovan, Masontown.

Miss Sadie E. Kooser, Connellsville.

#### FRANKLIN COUNTY

Miss Helen M. Barnes, Greencastle.

John G. Eppinger, Chambersburg.

Richard O. Perry, Chambersburg.

J. R. Williams, Chambersburg.

#### HUNTINGDON COUNTY

Mrs. Hallie R. Graham, Huntingdon.

#### LACKAWANNA COUNTY

Francis T. Bailey, Carbondale Twp., Carbondale.

Wesley G. Beppler, Scranton.

Miss Gretchen R. Davies, Scranton.

Charles R. Lengler, Scranton.

#### LANCASTER COUNTY

Mrs. Mary E. Danner, Lancaster.

Miss Evelyn Poling, Lancaster.

John D. Weaver, Lancaster.

#### LAWRENCE COUNTY

Miss C. Marilyn Cutright, New Castle.

Miss Anna May Hazen, Neshannock Twp., New Castle.

#### LEBANON COUNTY

Mrs. Elizabeth R. James, Lebanon.

Mrs. Hilda M. Wann, Heidelberg Twp., Schaefferstown.

#### LEHIGH COUNTY

Miss Emily M. Fielding, Bethlehem.

Miss Amelia E. Gernert, Allentown.

Earl J. F. Huver, Allentown.

Mrs. Dorothy B. Mellner, Allentown.

Miss Minnie R. Mitchell, Allentown.

Eldridge C. Rise, Whitehall Twp., Fullerton.

Miss Mary A. Rutter, Allentown.

Wilbert N. J. Wienand, Allentown.

Henry A. Zollinger, Allentown.

#### LUZERNE COUNTY

Anthony J. Beeunas, Newport Twp., Wanamie.

Miss Laura E. Berryman, Wilkes-Barre.



Joseph R. Cameron, Nescopeck.  
 Michael F. Collins, Hanover Twp., Ashley, Wilkes-Barre.  
 Miss Loretta Fox, Hazleton.  
 Howard Isaacs, Kingston Twp., Trucksville.  
 Mrs. Marjorie B. Jenkins, Wyoming.  
 C. A. Leighton, Jr., Wilkes-Barre.  
 Oscar J. Parker, Pittston.  
 E. W. Parkinson, Kingston.  
 James B. Post, Jr., Hanover Twp., Wilkes-Barre.  
 J. Fred Rauscher, Wilkes-Barre.  
 John Tomasick, Hazleton.  
 Miss Helen M. Zimolzak, Wilkes-Barre.

#### LYCOMING COUNTY

Miss La Reine Melick, Williamsport.  
 Mrs. Julia C. Spalding, Williamsport.

#### MERCER COUNTY

Mrs. Jean F. Thompson, Greenville.

#### MONROE COUNTY

Mrs. Ruth E. Brown, Stroudsburg.

#### MONTGOMERY COUNTY

Herbert Boocock, Skippack Twp., Skippack.  
 Miss Nona H. Conger, Lower Merion Twp., Ardmore.  
 Miss Bettie Dorn, Abington Twp., Jenkintown.  
 Mrs. Catherine L. Fleming, Conshohocken.  
 Mrs. Louise McCracken, Bridgeport.  
 Mrs. Janet L. Patanay, Lansdale.  
 Mrs. Marjorie H. White, Upper Moreland Twp., Willow Grove.

#### NORTHAMPTON COUNTY

Robert E. Gallagher, Lehigh Twp., Cherryville.  
 Miss Mary Jane McLaughlin, Bethlehem.  
 Miss Elizabeth F. Messics, Bethlehem.  
 Mrs. Dolores E. Shupp, Bethlehem.  
 Stephen A. Tarnock, Jr., Bethlehem.  
 Mrs. Esther L. Uhler, Easton.  
 Miss Betty Jane Ziegenfuss, Bethlehem.

#### NORTHUMBERLAND COUNTY

Charles Adams, Sunbury.  
 Miss Margaret J. Dorsey, Sunbury.  
 Jacob H. Wagner, Watsonstown.

#### PHILADELPHIA COUNTY

Louis Anderson, 2538 Fidelity-Phila. Trust Bldg. (9).  
 Mrs. Anna R. Barkley, 636 North 38th St.  
 Miss Mollie Brenner, 631 N. Broad St. (23).  
 B. Brumfield, 214 South 5th St. (6).  
 Miss Dorothy Buchanan, 809 Schaff Bldg. (2).  
 James Robert Butler, 130 N. 50th St. (39).  
 Mrs. Ann Canton, 4700 Wissahickon Ave. (44).  
 Miss Annamay E. Carney, 3429 W. Indiana Ave. (32).  
 Mrs. Rosella B. Comroe, Room 1410, 1518 Walnut St. (2).  
 John F. Conway, 1037 N. Delaware Ave. (25).  
 Mrs. Beatrice Diamond, 2910 Unruh Ave. (24).  
 Thomas C. Di Nardo, 6306 Moylan St. (44).  
 Miss Jane M. Duffy, Chestnut Hill College (18).  
 William J. Fleming, 6521 Frankford Ave. (24).  
 Miss Marian R. Ford, 713 Robinson Bldg. (2).  
 Miss Anna M. Gilson, Room 653, Bourse Bldg. (6).  
 Paul Glaum, 1237 N. Broad St. (22).  
 Louis Grallnick, 330 Market St. (6).  
 Emanuel Green, 1330 Point Breeze Ave. (46).  
 Miss Elizabeth M. Harrold, 1917 Packard Bldg. (2).  
 Miss Mary C. Haughney, 2300 Westmoreland St. (40).  
 Miss Margaret S. Hazleton, 6112 N. 6th St. (20).  
 Miss Helen M. Hissey, Collins & Westmoreland Sts.  
 Mrs. Irene M. Hughes, 2054 Devereaux Ave. (24).  
 Miss Lillian M. Ingraham, 423 South 15th St. (46).  
 Miss Jessie J. Janczewski, 20th St. & Indiana Ave. (32).  
 Jules Janson, 2235 W. Columbia Ave.  
 A. Linden Johnson, 4527 N. Broad St. (40).  
 Thomas J. Kelly, 1385 Ridge Ave. (23).

Miss Louise E. Kephart, 5907 Germantown Ave. (44).  
 Richard B. Lewis, 1811 W. Montgomery Ave. (21).  
 Mrs. Ruth T. Lieberman, 2733 North 47th St. (31).  
 R. W. McConnell, 6423 Torresdale Ave. (35).  
 Charles F. McCreesh, 210 South 40th St.  
 Joseph J. McLaughlin, 2340 79th Ave. (38).  
 Miss Martha J. McMenamin, 4640 Roosevelt Blvd. (32).  
 Mrs. Reba C. Mammele, 3931 Lancaster Ave. (4).  
 Mrs. Edna R. May, 1606 N. Broad St. (21).  
 Miss Ruth N. Murphy, State Road & Levick St. (35).  
 Miss Dorothy M. Nahill, 550 N. 63rd Street (31).  
 Mrs. Rose K. Parone, 956 Public Ledger Bldg. (6).  
 Mrs. Mary Paul, 5th Floor, Lehigh Bldg. (6).  
 Mrs. Elizabeth Rau, 3253 St. Vincent Street (34).  
 Lewis A. Rubinsohn, 2244 Brighton Street (24).  
 Miss Louise S. Rubinsohn, 701 Morris Bldg. (2).  
 Jacob Seidman, 2644 North 29th Street (32).  
 Morris Smallow, 5967 Ogontz Avenue (41).  
 Boyd Smith, 6825 Sprague Street (19).  
 John J. Subacus, 4700 Wissahickon Ave. (44).  
 Miss Claire M. Sullivan, 619 N. Broad Street (23).  
 Lewis C. Turner, 5200 Walnut Street (39).  
 Mrs. Edith E. Vernick, 22d and Lehigh Avenue.  
 Mrs. Frances R. Waters, 2070 Church Lane (38).  
 Mrs. Gertrude P. Weber, Suite 915-16, 1420 Walnut St.  
 Mrs. Eva Weiss, 6314 Gardenia Street (44).

#### PIKE COUNTY

Karl A. Wagner, Milford.

#### SCHUYLKILL COUNTY

Arnold R. Miller, Tamaqua.  
 Miss Laura D. Scharfel, Pottsville.

#### SNYDER COUNTY

Miss Celia Sassaman, Middleburg.

#### SULLIVAN COUNTY

Mrs. Marceil Thomas, Forksville.

#### SUSQUEHANNA COUNTY

Mrs. Edna E. Hawley, Montrose.

#### TIOGA COUNTY

Harry B. Cheesman, Westfield.  
 Miss Carolyn E. Etner, Wellsboro.

#### VENANGO COUNTY

H. E. Danielson, Oil City.  
 James E. E. Daugherty, Oil City.  
 Paul D. Moore, Franklin.  
 Miss Phyllis Jean Shaffer, Franklin.  
 Miss Catherine Steck, Oil City.

#### WARREN COUNTY

Perry H. Sweet, Warren.  
 Miss M. J. Wollaston, Warren.

#### WASHINGTON COUNTY

Ward W. Huntley, Donora.  
 Mrs. Nell M. Nicksick, Smith Twp., Langeloth.  
 Edmund J. Sedney, Charleroi.  
 Mrs. Marianne Deal Smith, Washington.  
 T. M. Stine, Blaine Twp., Taylorstown.

#### WAYNE COUNTY

Mrs. Augusta S. Killam, Lake Twp., Lake Ariel.

#### WESTMORELAND COUNTY

Miss Marie A. Albrecht, Irwin.  
 Rocco G. Blasiolo, Greensburg.  
 Donald L. Clippinger, Jeannette.  
 Mrs. Adelaide Del Vitto, Penn.  
 Miss Armelina Mari, Youngwood.  
 Mrs. Eleanore R. Rutherford, Greensburg.

Ira J. Stinson, Jeannette.  
Mrs. Sara R. Stoner, Scottdale.  
Mrs. Agnes Vrtacnik, Jeannette.

## WYOMING COUNTY

Mrs. Ruth F. Johnson, Tunkhannock.

## YORK COUNTY

James D. Critchfield, West York, York.  
Mrs. Maryland G. Danker, Red Lion.  
J. A. Kovach, York.  
Mrs. Irene B. Leithiser, York.  
Norman E. Weigard, Dillsburg.  
Roland K. Wise, Lewisberry.

To compute from the dates set opposite their names

## BEAVER COUNTY

Mrs. Gladys D. McCulough, Beaver, 2-2-53.

## BUCKS COUNTY

E. Herman Faas, Quakertown, 2-2-53.

## YORK COUNTY

Paul M. Diehl, York, 2-2-53.

## LUZERNE COUNTY

Miss Sara Maxwell, Wilkes-Barre, 2-3-53.

## ALLEGHENY COUNTY

Joseph E. Graner, Pittsburgh, 1124-32 W. Carson St. (19), 2-5-53.

## PHILADELPHIA COUNTY

Michael McHugh, 3700 Haverford Ave., 2-5-53.

## WESTMORELAND COUNTY

Wm. G. Burhenn, Greensburg, 2-5-53.

## WASHINGTON COUNTY

Louis F. Valentour, McDonald, 2-6-53.

## ALLEGHENY COUNTY

Mrs. Catherine V. Shea, Pittsburgh, 514 Smithfield St. (30), 2-7-53.

## LACKAWANNA COUNTY

Louis Cianfichi, Scranton, 2-7-53.

## LAWRENCE COUNTY

Mrs. Helen Y. McGaffic, New Castle, 2-7-53.

## ALLEGHENY COUNTY

Mrs. Mary Baker, Pittsburgh, 3199 Richardson Ave. (12), 2-8-53.

## DAUPHIN COUNTY

Miss Ruth Sherman, Harrisburg, 2-8-53.

## MIFFLIN COUNTY

J. Russell Reigle, Lewistown, 2-8-53.

## ARMSTRONG COUNTY

Calvin A. Klingensmith, Ford City, 2-9-53.

## LUZERNE COUNTY

Miss Mary A. Zabresky, Wilkes-Barre, 2-9-53.

## DELAWARE COUNTY

Miss Eleanor Ocheltree, Upper Darby Twp., Drexel Hill, 2-10-53.

## PERRY COUNTY

C. O. Dick, Carroll Twp., Shermansdale, 2-10-53.

## WASHINGTON COUNTY

Mrs. C. A. Knodle, Washington, 2-10-53.

## PHILADELPHIA COUNTY

Alexander S. Bauer, 1524 Lincoln-Liberty Bldg., 2-12-53.  
A. Bernard Hirsch, 1 N. 13th St., (7), 2-13-53.

## BEAVER COUNTY

Mrs. LeVaughn Todd, Aliquippa, 2-14-53.

## BEDFORD COUNTY

Mrs. Ruth D. Long, South Woodbury Twp., New Enterprise, 2-14-53.

## LACKAWANNA COUNTY

Dominick A. Mussa, Scranton, 2-14-53.  
Mrs. Alice C. Williams, Scranton, 2-14-53.

## LUZERNE COUNTY

Miss Mildred Fischman, Wilkes-Barre, 2-14-53.

## PHILADELPHIA COUNTY

Mrs. Carrie Fisher, 2423 W. Montgomery Ave., 2-15-53.  
Joseph Lipschutz, 521 S. 60th St., (43), 2-15-53.

## CUMBERLAND COUNTY

Mrs. Mildred W. Watts, Mechanicsburg, 2-16-53.

## DELAWARE COUNTY

Ray W. Sullivan, Upper Darby Twp., Drexel Hill, 2-16-53.

## MIFFLIN COUNTY

W. B. Wilson, Lewistown, 2-18-53.

## NORTHAMPTON COUNTY

Stewart S. Bartholomew, Palmer Twp., Easton, 2-18-53.

## BEDFORD COUNTY

Mrs. Lillian R. Feight, Bedford, 2-19-53.

## PHILADELPHIA COUNTY

Benj. F. Calverley, Jr., 6100 Ridge Avenue, 2-19-53.

## SUSQUEHANNA COUNTY

Miss Rebecca T. Ludlow, Forest City, 2-19-53.

## ALLEGHENY COUNTY

Roy Ferree, Homestead, 2-21-53.  
Mrs. Martha Laylander Mullhauser, Pittsburgh, 221 Flannery Bldg. (13), 2-21-53.

## BLAIR COUNTY

Mrs. Emma V. Rupert, Tyrone, 2-21-53.

## DAUPHIN COUNTY

James D. Bowman, Jr., Millersburg, 2-21-53.

## NORTHUMBERLAND COUNTY

Mrs. Esther M. Paul, Sunbury, 2-22-53.

## BEAVER COUNTY

Wilbert H. Wise, Jr., Beaver Falls, 2-23-53.

## SCHUYLKILL COUNTY

Robert E. Martz, Gordon, 2-23-53.



## MONTGOMERY COUNTY

Ralph M. Allen, Lower Merion Twp., Bryn Mawr,  
2-24-53.

## PHILADELPHIA COUNTY

Thomas F. Robinson, 116 Chestnut St., (6), 2-25-53.

## PERRY COUNTY

George M. Deckard, Liverpool, 2-26-53.

## PHILADELPHIA COUNTY

Frank W. Bless, 3456 Emerald St., (34), 2-26-53.

## BERKS COUNTY

Charles S. Rhoads, Amity Twp., Athol, 2-28-53.

## LUZERNE COUNTY

Mrs. Helen Elleni, Pittston, 2-28-53.

## PHILADELPHIA COUNTY

Miss Olive M. Cannon, 5604 Woodland Ave., 2-28-53.

Miss Gertrude B. Grabiak, 6655 Blakemore St., 2-28-53.

Miss Ida N. Wilson, 1122 United Gas Improvement Bldg.,  
2-28-53.

## SUSQUEHANNA COUNTY

Kenneth L. Ivey, Susquehanna Depot, Susquehanna,  
2-28-53.

JOHN S. FINE.

Commonwealth of Pennsylvania,

Governor's Office, Harrisburg, Pa., February 2, 1953.

To the Honorable, The Senate of the Commonwealth of  
Pennsylvania:

In conformity with law, I have the honor hereby to  
nominate for the advice and consent of the Senate, the  
following named persons to be Notaries Public for the  
Commonwealth of Pennsylvania, for the term of four  
years, to compute from the date of their confirmation.

## ADAMS COUNTY

Bucklew, Lucille M., Mrs., Gettysburg  
Epley, Clarence W., Jr., Gettysburg

## ALLEGHENY COUNTY

Abraham, Carl E., West Elizabeth  
Acker, William M., Penn Twp.  
Ackerman, James, Braddock  
Ackermann, L. G., Pittsburgh  
Albright, Laura G., Mrs., Pittsburgh  
Ambrose, Eileen, Mrs., Pittsburgh  
Amity, Joseph M., Sewickley  
Amper, A. M., McKeesport  
Andrews, Robert M., Pittsburgh  
Apter, Milton H., Pittsburgh  
Bailey, W. E., Jr., Bellevue  
Baker, Charles Robert, East Pittsburgh  
Balzer, Fred A., Richland Twp.  
Bassett, Dorothy S., Mrs., Pittsburgh  
Baumann, James K., Springdale  
Becker, Martha Ann, Mrs., Bellevue  
Bell, A. F., Pittsburgh  
Billisits, Josephine J., Miss, Pittsburgh  
Binlein, G. P., Pittsburgh  
Bittner, Martha Jane, Mrs., McCandless Twp.  
Black, James B., Pittsburgh  
Bleichner, C. H., Mrs., Pittsburgh  
Bloch, E. A., Homestead  
Bondi, Mary C., Miss, McKees Rocks  
Bonham, James H., Coraopolis  
Boocock, W. S., Jr., Pittsburgh  
Boyer, Barbara M., Mrs., Pittsburgh  
Boyle, William M., Wilkinsburg  
Bralski, Mary Jane, Miss, Tarentum  
Bramhall, Elva, Mrs., Elizabeth Twp.

Branditz, Fred H., McKeesport  
Brennan, W. S., Mrs., Pittsburgh  
Bridge, A. F., Pittsburgh  
Brody, Miriam E., Miss, Pittsburgh  
Brown, Emma Jean, Mrs., Brentwood  
Brown, James M., Pittsburgh  
Brown, Justin P., Brentwood  
Brown, W. C., Carnegie  
Buck, Albert, Pittsburgh  
Burger, Elmer A., Pittsburgh  
Cain, Alice P., Miss, Pittsburgh  
Cammarata, Sam, Pittsburgh  
Carlin, Ellen U., Mrs., Emsworth  
Carlisle, Glenn H., Shaler Twp.  
Caruso, Victor J., Monroeville  
Casello, Josephine N., Miss, Pittsburgh  
Casper, Peter M., Sharpsburg  
Celani, W. J., Mt. Lebanon Twp.  
Chambers, Alice J., Mrs., Fair Oaks  
Charles, Marie S., Mrs., Pittsburgh  
Charles, Mildred A., Mrs., Pittsburgh  
Chotiner, Jos. E., McKeesport  
Ciolli, Helen, Mrs., Pittsburgh  
Clark, George H., Pittsburgh  
Clark, Patricia L., Miss, Etna  
Clarke, James F., Pittsburgh  
Cohen, David, Pittsburgh  
Colbert, William E., Bridgeville  
Coleman, Blanche J., Miss, Pittsburgh  
Collinger, Adam, Pittsburgh  
Collins, V. L., Pittsburgh  
Collins, William L., Mt. Lebanon Twp.  
Condon, John J., Munhall  
Conniff, Eugene F., Pittsburgh  
Consolaro, Rudolph, West Deer Twp.  
Constance, Lillian L., Mrs., Pittsburgh  
Cook, J. Donald, Pittsburgh  
Corton, Freda M., Mrs., Pittsburgh  
Cotton, E. Joseph, Pittsburgh  
Crago, LaVerne S., Mrs., Pittsburgh  
Crusan, Robert C., Pittsburgh  
Davis, Mildred B., Mrs., Pittsburgh  
Davis, Kathryn E., Miss, Pittsburgh  
Dearfield, Margaret L., Mrs., Clairton  
De Forest, Walter P., Jr., Kennedy Twp.  
Degenhardt, Elizabeth P., Mrs., Hampton Twp.  
Delve, Ruth M., Mrs., Pittsburgh  
Denlinger, George S., Pittsburgh  
Donovan, Catherine R., Miss, Pittsburgh  
Dover, Dolores J., Mrs., Pitcairn  
Dowdell, Joseph, Pittsburgh  
Dubas, Margaret Z., Mrs., Pittsburgh  
Eastland, Glenn R., Blawnox  
Eicheldinger, Helen, Miss, Tarentum  
Eidenmiller, Chas. W., Millvale  
Ellis, Dorothy F., Mrs., McKeesport  
Erenrich, Joseph L., Swissvale  
Erickson, Eric W., Pittsburgh  
Escovitz, Joel L., Duquesne  
Fehily, A. M., Miss, Pittsburgh  
Fennell, Donald H., Pittsburgh  
Ferraro, Sandra L., Miss, Pittsburgh  
Fivars, Grace, Miss, Pittsburgh  
Fitzsimmons, John W., Brentwood  
Fogie, Jeanne C., Miss, Braddock  
Frederick, Vera, Mrs., Pittsburgh  
Freiss, Robert W., Pittsburgh  
Frey, Kathryn W., Mrs., Pittsburgh  
Friend, Iris M., Mrs., Clairton  
Gady, Abraham H., Pittsburgh  
Gaitens, Andrew, South Fayette Twp.  
Gallatin, George L., Jr., Pittsburgh  
Gary, Melvin C., West Mifflin  
Gasper, Dorothy E., Miss, Pittsburgh  
Gehring, Herbert F., Pittsburgh  
Gellman, Joseph, Duquesne  
George, Nickolas, Collier Twp.  
Gibson, D. E., Wilkinsburg

Gitelman, Milton, Pittsburgh  
 Glick, Abraham J., Pittsburgh  
 Goldman, Maurice, Pittsburgh  
 Greco, Madeline L., Miss, Pittsburgh  
 Griffith, Doris D., Mrs., Pittsburgh  
 Grosskopf, Zita Marie, Mrs., Pittsburgh  
 Grossman, Saul, Pittsburgh  
 Grove, W. D., Glassport  
 Gugliuzza, S. T., Pittsburgh  
 Gurley, James, Whitehall  
 Gussie, Joseph, McKeesport  
 Guyton, Ralph J., Brentwood  
 Hack, Virginia M., Miss, Pittsburgh  
 Haller, Margaret V., Mrs., Pittsburgh  
 Halloran, Thomas F., Pittsburgh  
 Hammack, Everett C., Pittsburgh  
 Hankey, Jane E., Mrs., Blawnox  
 Hanna, Joseph, Carnegie  
 Hapli, F. P., Sr., Pittsburgh  
 Happe, M. C., Mrs., McKees Rocks  
 Hart, Madeline M., Miss, Pittsburgh  
 Harting, Jerome L., Pittsburgh  
 Hartman, Lillian C., Mrs., Mt. Lebanon Twp.  
 Harvey, Ann, Miss, Pittsburgh  
 Hatch, Louise, Miss, Pittsburgh  
 Heid, Raymond P., Reserve Twp.  
 Herchenroether, Henry C., Pittsburgh  
 Herdt, Simon J., Carnegie  
 Hite, Allen R., Sewickley  
 Hofer, D. B., Wilkinsburg  
 Holleran, Charles F., Pittsburgh  
 Honse, Margaret L., Mrs., Homestead  
 Horan, Louise, Miss, Pittsburgh  
 Hudacko, M. A., Miss, Wilkinsburg  
 Humphrey, Charles W., Jr., Tarentum  
 Hunter, Curtis C., Mt. Lebanon Twp.  
 Huston, David F., Pittsburgh  
 Jenkins, Margaret, Mrs., Homestead  
 Kanuck, L. A., Ingram  
 Katz, Herman, McKeesport  
 Kauffman, Horace C., Pittsburgh  
 Kavanaugh, John J., Pittsburgh  
 Keefer, Ray E., Pittsburgh  
 Keller, Milton L., Pleasant Hills  
 Kelly, Eleanor R., Miss, Pittsburgh  
 Kelly, Paul J., Ross Twp.  
 Kelsey, Blanche, Mrs., Pittsburgh  
 Kersten, John, Penn Twp.  
 King, Edna S., Mrs., Pittsburgh  
 Klein, Max L., Pittsburgh  
 Klug, Marie A., Miss, Pittsburgh  
 Kobzareff, Rose, Miss, Pittsburgh  
 Komichak, Michael, Pittsburgh  
 Koon, Elsie, Miss, Pittsburgh  
 Kurhan, Steve, Pittsburgh  
 LaFrankie, Polly, Miss, Elizabeth  
 Langfitt, Glenn K., Pittsburgh  
 Lash, Lila, Miss, Pittsburgh  
 Lazarus, Darrell H., Pittsburgh  
 Leonard, Richard T., Pittsburgh  
 Levine, Hilda S., Miss, Pittsburgh  
 Liadis, Regina, Miss, Pittsburgh  
 Lipp, Theresa, Miss, Pittsburgh  
 Locke, S. Paul, Pittsburgh  
 Lorch, Mabel C., Mrs., Hampton Twp.  
 Magan, Paul T., Monroeville  
 Makowski, Rose Marie, Miss, Pittsburgh  
 Mamula, Desanka T., Mrs., Pittsburgh  
 Marculaitis, Alice, Mrs., Pittsburgh  
 Martin, R. R., Shaler Twp.  
 Marx, A. R., Bellevue  
 McBride, Herman M., Pittsburgh  
 McClymont, David, Pittsburgh  
 McCormick, Genevieve E., Miss, Pittsburgh  
 McDonal, H. K., Pittsburgh  
 McDonough, John T., Pittsburgh  
 McFarren, J. D., Pittsburgh  
 McGrady, J. E., Pittsburgh

McKay, R. C., Pittsburgh  
 McKee, James L., Castle Shannon  
 McPeak, Robert E., Pittsburgh  
 McShane, Ernest, Pittsburgh  
 Meiers, Martha K., Mrs., Pittsburgh  
 Menges, David J., Pittsburgh  
 Meredith, Jean, Miss, Pittsburgh  
 Metz, P. J., Miss, Pittsburgh  
 Miller, Myra N., Mrs., Wilkinsburg  
 Miller, Thomas J., Pittsburgh  
 Miller, Virginia M., Mrs., Pittsburgh  
 Milowicki, Walter P., Mt. Oliver  
 Minnotte, Victor H., Pittsburgh  
 Mintz, Ruth, Mrs., McKeesport  
 Miskow, Violet, Mrs., Wilmerding  
 Moore, Wm. E., Pittsburgh  
 Morrissey, J. F., Pittsburgh  
 Mrozowski, Edward A., Pittsburgh  
 Mueller, Bertram A., Pittsburgh  
 Mull, Norma E., Miss, Pittsburgh  
 Murdoch, Florence B., Miss, Pittsburgh  
 Mutzig, John A., Pittsburgh  
 Natale, Ralph L., Pittsburgh  
 Needelman, Rebecca, Miss, Pittsburgh  
 Nelson, James B., Elizabeth Twp.  
 Nettletrou, Jessie R., Mrs., Pittsburgh  
 Newton, Albert W., Ross Twp.  
 Nikolich, Mark P., Clairton  
 Novosky, Isabel M., Mrs., Wilkinsburg  
 Ofchinick, Daniel R., Pittsburgh  
 O'Leary, Rosemary M., Miss, Wilkinsburg  
 Olson, Elmer E., McKeesport  
 O'Neil, Marguerite D., Miss, Pittsburgh  
 Organist, Aurelia M., Miss, Pittsburgh  
 Orlando, Philomena, Miss, Pittsburgh  
 Orr, Marion M., Miss, Pittsburgh  
 Ortale, Anthony S., Pittsburgh  
 Pallan, Ernest, Pittsburgh  
 Palmer, John, Munhall  
 Payne, Ruth E., Mrs., Pittsburgh  
 Perino, Grace M., Mrs., McKeesport  
 Peterson, Norma M., Miss, Pittsburgh  
 Pflaum, Mary Ruth, Miss, Pittsburgh  
 Pierce, Robert J., Etna  
 Police, Charles L., Pittsburgh  
 Pruss, E. D., Mrs., Pittsburgh  
 Pryel, Mary E., Mrs. Bethel  
 Puhl, Norma Gene, Mrs., Pittsburgh  
 Reichel, Kenneth, West Mifflin  
 Reindle, William G., Penn Twp.  
 Resetar, Margaret, Miss, Pittsburgh  
 Rex, D. F., Pittsburgh  
 Reynolds, Charles H., McKeesport  
 Rhodes, Jack E., Pittsburgh  
 Riley, Mary M., Mrs., Braddock  
 Rodgers, Violet L., Miss, Pittsburgh  
 Rollason, John J., McKeesport  
 Rondel, Ruth H., Mrs., Mt. Lebanon Twp.  
 Ross, Florence L., Miss, Pittsburgh  
 Ross, Irene, Mrs., Pittsburgh  
 Ross, James A., Jr., Turtle Creek  
 Rossi, Gerald T., Shaler Twp.  
 Roth, Florence T., Miss, Pittsburgh  
 Rovilea, Frank D., Jr., Pittsburgh  
 Sachs, Leonard, Pittsburgh  
 Sanes, Regina, Mrs., Duquesne  
 Sauers, Betty, Miss, Pittsburgh  
 Schiller, E. R., Miss, Pittsburgh  
 Schultz, Marian D., Mrs., Pittsburgh  
 Schwamberger, Florence, Mrs., Dormont  
 Scott, Thomas E., Pittsburgh  
 Seddon, Marie, Mrs., Pittsburgh  
 Sentle, Mercedes M., Miss, Pittsburgh  
 Servov, Edward B., McKeesport  
 Shafer, Jack E., Pittsburgh  
 Shak, Frances, Mrs., Braddock  
 Shaughnessy, James, Pittsburgh  
 Shaw, D., Eugene, Pittsburgh



Shaw, E. Paul, Pittsburgh  
 Shelley, M. A., Mrs., Pittsburgh  
 Sheppard, Browne R., Swissvale  
 Shetler, Ida Mae, Mrs., Pittsburgh  
 Signorella, Pat, Brackenridge  
 Signorelli, N. C., Pittsburgh  
 Simcox, Irma B., Mrs., Ingram  
 Singer, E. A., McKees Rocks  
 Sloan, Morris, Pittsburgh  
 Smith, James F., Pittsburgh  
 Snyder, Helen Y., Mrs., Pittsburgh  
 Solomon, Edward L., Jr., Dormont  
 Sparks, Myer H., Pittsburgh  
 Spence, Glenn S., Clairton  
 Spitz, Ethel, Mrs., McKeesport  
 Squillante, Guyton A., Jr., Edgewood  
 Staib, Betty J., Miss, Pittsburgh  
 Starman, Steve G., Millvale  
 Steele, W. Harvey, Penn Twp.  
 Stefanelis, Angela, Miss, Pittsburgh  
 Steimer, Ralph N., Pittsburgh  
 Stein, Margaret A., Mrs., Pittsburgh  
 Steinkamp, Marie B., Mrs., Pittsburgh  
 Steinmetz, Albert F., North Versailles Twp.  
 Stewart, Lawrence W., Pittsburgh  
 Stokes, Robert F., Jr., Clairton  
 Stolze, Alice C., Mrs., Bethel  
 Sturgeon, Ida C., Mrs., Pittsburgh  
 Sturgeon, R. H., Tarentum  
 Sutkaitis, A. M., Miss, Pittsburgh  
 Swanson, Margaret V., Mrs., Stowe Twp.  
 Taylor, Agnes, Mrs., Pittsburgh  
 Taylor, George, III, Penn Twp.  
 Thomas, John A., Brentwood  
 Thompson, Donna, Mrs., Pitcairn  
 Timko, Vera Adela, Mrs., Pittsburgh  
 Tinney, Dorothy T., Mrs., Emsworth  
 Trees, Anita L., Mrs., East Deer Twp.  
 Trunick, Grace M., Mrs., Moon Twp.  
 Turley, Mary Grace, Miss, Wilkinsburg  
 Urik, Andrew R., Springdale  
 Van Maele, Mary C., Miss, Pittsburgh  
 Varela, Amaranto, Pittsburgh  
 Vaughan, Michael, Pittsburgh  
 Verosky, Leonard G., Pittsburgh  
 Vierheilig, Elizabeth N., Mrs., McKeesport  
 Vilsmeier, Barbara E., Miss, Pittsburgh  
 Vorous, John G., Jr., Plum Twp.  
 Walnoha, Eileen, Miss, Pittsburgh  
 Walsh, James T., Ross Twp.  
 Watkins, Iva P., Mrs., Castle Shannon  
 Weaver, W. W., Oakmont  
 Weisman, Jane C., Miss, Pittsburgh  
 West, Raymond L., Pittsburgh  
 Westapal, Adrian, Brentwood  
 Weston, Edyth L., Miss, Pittsburgh  
 Wharton, Blondeva Miles, Mrs., Pittsburgh  
 White, Jame H., Baldwin  
 Wieseckel, Louis J., Pittsburgh  
 Williams, Amanda M., Mrs., Pittsburgh  
 Williams, N. M., Miss, Tarentum  
 Wilson, Ruth E., Miss, Pittsburgh  
 Wissel, Roy A., Pittsburgh  
 Wolf, Dorothy W., Mrs., Pittsburgh  
 Wolk, Louis E., Pittsburgh  
 Woshner, Robert L., Pittsburgh  
 Wroblewski, John, Collier Twp.  
 York, Warren M., Pittsburgh  
 Young, Louis A., Pittsburgh  
 Zilberberg, Akiba, Pittsburgh  
 Zitzman, Mary C., Mrs., Bethel

#### ARMSTRONG COUNTY

Crawford, Walter P., Kittanning  
 Klingensmith, Carrie, Mrs., Gilpin Twp.  
 Milsom, William E., Kittanning  
 Passerini, Mabel A., Mrs., Cowanshannock Twp.  
 Reese, Jack C., Freeport  
 Simmons, William J., Ford City

#### BEAVER COUNTY

Adams, William E., Rochester  
 Bonomi, Dante J., Aliquippa  
 Bryant, Edith L., Mrs., Beaver Falls  
 Carroll, W. J., Beaver  
 Daquila, John W., Beaver Falls  
 DePietress, Ida, Mrs., Aliquippa  
 Flanigan, Nancy G., Mrs., Beaver Falls  
 Hedwig, Pauline M., Miss, Beaver Falls  
 Larrick, John, Ambridge  
 McElheny, J. W., Aliquippa  
 Prigg, Robert J., Aliquippa  
 Rebich, Michael, Aliquippa  
 Rowe, Robert W., Beaver Falls  
 Sabol, Joseph, Jr., Conway  
 Sams, W. Raymond, New Brighton  
 Senior, Pearle M., Mrs., New Brighton  
 Thomas, William G., Beaver Falls  
 Tress, William J., Beaver Falls  
 Woods, Ida Amelia, Mrs., Ambridge  
 Yurich, Elaine, Miss, Ambridge

#### BEDFORD COUNTY

Brantner, T. Woodrow, Everett  
 Brodish, John S., Mrs., Bedford Twp.  
 Garner, Margaret K., Mrs., Saxton  
 Koontz, Paul A., Bedford  
 Rouzer, Sewell Wright, Bedford

#### BERKS COUNTY

Adam, Geo. F., Muhlenberg Twp.  
 Behler, Melba, Mrs., Reading  
 Bradley, James, Amity Twp.  
 Brown, John S., Reading  
 Burkert, Harold F., Boyertown  
 Clawges, Robert H., Reading  
 Conley, Nelson T., Reading  
 Elbert, Rose M., Mrs., Reading  
 Frankfort, H. Lee, Reading  
 Frymoyer, H. Eugene, Reading  
 Gensemer, Theo. R., Kenhorst  
 Gilbert, Dorothy E., Miss, Reading  
 Grofe, Daniel M., Colebrookdale Twp.  
 Hinkle, Mary Ann, Miss, Reading  
 Holtzman, Mildred, Miss, Reading  
 Kauffman, Jean, Miss, Reading  
 Keim, Betty Jane, Mrs., Reading  
 Koch, Helen M., Mrs., Ontelaunee Twp.  
 Kochel, Leonor, Mrs., Reading  
 Leinbach, Deborah A., Miss, Reading  
 LeVan, Lee M., Muhlenberg Twp.  
 Loose, H. Guy, Center Twp.  
 Neuroth, Marilyn D., Miss, Reading  
 Niehoff, Clara Ziegler, Mrs., Reading  
 Pearson, Christine E., Miss, Reading  
 Quinn, Janet M., Miss, Reading  
 Ravert, Catherine H., Mrs., Robesonia  
 Sattezahl, Doris R., Mrs., Reading  
 Simon, Mary E., Miss, Temple  
 Souders, Barbara M., Mrs., Reading  
 Spies, June I., Mrs., Wyomissing  
 Taylor, John A., Sr., Boyertown  
 Thornburg, H. O., Reading  
 Tobias, Bette F., Mrs., Reading  
 Unger, Elizabeth E., Mrs., Reading  
 Ziegler, Fred M., Reading

#### BLAIR COUNTY

Akers, Robert L., Hollidaysburg  
 Anthony, Robert W., Altoona  
 Blair, Lauraine F., Mrs., Frankstown Twp.  
 Boytim, Mary A., Mrs., Tyrone  
 Brubaker, Clyde E., Hollidaysburg  
 Cherry, Patricia L., Miss, Altoona  
 Danziger, Samuel I., Hollidaysburg  
 Drass, Marion T., Miss, Hollidaysburg  
 Dumm, Bernese D., Miss, Altoona

Duncan, Herbert J., Altoona  
 Fellows, Robert C., Altoona  
 Greinader, Gertrude, Mrs., Altoona  
 Knotts, Edna W., Mrs., Altoona  
 Montgomery, Shirley L., Miss, Allegheny Twp.  
 Nelson, Ruth R., Mrs., Greenfield Twp.  
 Summers, Betty Jane, Miss, Altoona  
 Walker, Fred R., Altoona  
 Willnecker, Louise, Miss, Altoona  
 Woodcock, John, Jr., Hollidaysburg  
 Wray, Mary E., Miss, Altoona

## BRADFORD COUNTY

Brown, David L., Towanda  
 Chapman, Daniel G., Towanda  
 Cook, Kathryn T., Mrs., Athens  
 Haluska, Mary, Miss, Sayre  
 Knowles, Walter D., Sayre  
 McConnell, Lynden R., Canton  
 Mitchell, Clara P., Mrs., Sayre  
 Newhouse, Helen E., Mrs., Sayre  
 O'Connor, Edward C., Sayre  
 Reeser, Warren R., Towanda  
 Scanlin, Jay T., Sayre  
 Wilson, Wm. L., Athens  
 Wizelman, Leon, Wysox Twp.

## BUCKS COUNTY

Berglund, Irene M., Mrs., Bristol  
 Buckley, Thomas P., Bristol  
 Catalano, Michael J., Bristol  
 Chapman, John J., Bristol Twp.  
 Cole, Thomas L., Jr., Warwick Twp.  
 Conley, William F., Jr., Hilltown Twp.  
 Copeland, Robert M., Lower Southampton Twp.  
 Curran, Michael G., Bristol Twp.  
 Dugan, Raymond T., Falls Twp.  
 Ermentrout, George B., Upper Southampton Twp.  
 Gioffre, Joseph C., Bristol  
 Goldman, William L., Doylestown  
 Happ, William J., Doylestown  
 Hawkins, Mary Elizabeth, Miss, Tullytown  
 Humbrecht, Eleanor W., Mrs., Yardley  
 Idell, Harker, C., Langhorne  
 Johnson, Jeannette C., Mrs., Lower Makefield Twp.  
 Johnson, Margaret A., Mrs., Falls Twp.  
 Johnston, Wesley W., Morrisville  
 Jones, Charles M., West Rockhill Twp.  
 Jones, Marion E., Miss, Doylestown  
 Kosiorek, John S., Morrisville  
 Kramer, Elizabeth F., Miss, Upper Southampton Twp.  
 Krikory, George A., Richland Twp.  
 Lancaster, Harry C., Milford Twp.  
 Livezey, Sylva A., Mrs., New Hope  
 Loessy, Dorothy M., Mrs., Tullytown  
 Lovett, Elizabeth M., Mrs., Falls Twp.  
 Lukasiewicz, Catherine B., Mrs., Bristol  
 Mandio, Anthony A., Bristol  
 McBride, John J., Jr., Lower Southampton Twp.  
 Moon, Charles E., Milford Twp.  
 Pascoe, R. M., Bristol  
 Randle, Helen F., Mrs., Newtown  
 Reese, Jeanne, Miss, Doylestown  
 Righter, Clement M., Newtown  
 Rutherford, M. Shirley, Mrs., Plumstead Twp.  
 Saxton, Carl M., Lower Southampton Twp.  
 Scholl, Richard L., Quakertown  
 Schuler, Amelia M., Mrs., Falls Twp.  
 Siesel, Josephine M., Mrs., Yardley  
 Steely, Harvene B., Mrs., Quakertown  
 Straw, Norman S., Bristol  
 Swanstrom, G. H., Mrs., Buckingham Twp.  
 Willey, A. Rowan, Falls Twp.  
 Woodward, Jane E., Miss, Morrisville  
 Wright, Ira V., Upper Southampton Twp.  
 Wright, Virginia E., Mrs., Doylestown

## BUTLER COUNTY

Billig, Earl L., Butler  
 Botti, Ada M., Miss, Butler  
 Chapman, Albert L., Butler  
 Collins, John R., Butler Twp.  
 Ferris, Martha G., Mrs., Butler  
 Gregg, Darrell L., Butler  
 Gruver, L. P., West Sunbury  
 Hill, John Arthur, Valencia  
 Kaufman, Robert L., Butler  
 Lane, Robert V., East Butler  
 Lewis, Wayne P., Adams Twp.  
 McKay, Anne J., Mrs., Valencia  
 McKenzie, Vivian, Miss, East Butler  
 Meeder, Raymond A., Cranberry Twp.  
 Miller, Iola, Miss, Butler  
 Monroe, F. Margaret, Miss, Bruin  
 Nebel, Ethel, Miss, Butler  
 Rea, Revah L., Miss, Butler  
 Wilson, G. L., Butler  
 Yeager, Clarence D., Jr., Petrolia

## CAMBRIA COUNTY

Bard, Dolores, Miss, Ebensburg  
 Bobko, J. E., Jr., Johnstown  
 Bonerigo, Bernice, Mrs., Ebensburg  
 Brosig, Eileen B., Miss, Johnstown  
 Dunbar, Jayne H., Mrs., Dale  
 Emerick, John, Jr., West Carroll Twp.  
 Fisher, Robert J., Johnstown  
 Frontino, Pauline E., Mrs., Hastings  
 Galligan, Regina, Miss, Ebensburg  
 Gibson, Nathalie G., Mrs., Barnesboro  
 Grandinetti, Leo Ernest, Johnstown  
 Hiner, Richard D., Ebensburg  
 Kelly, William P., Johnstown  
 Kessler, Agnes M., Mrs., Johnstown  
 Kuhne, M. J., Miss, Johnstown  
 Martin, Robert P., Jr., Johnstown  
 Pilot, Frank M., South Fork  
 Ringler, G. Don, Ferndale  
 Romagna, Peter Paul, Jackson Twp.  
 Schonek, Adolph C., Lower Yoder Twp.  
 Schrott, Alvin D., Johnstown  
 Stager, Kenneth Joseph, Portage Twp.  
 Sulin, Dorothy, Miss, Portage Twp.  
 Sutt, Paul E., Lower Yoder Twp.  
 Tibbott, Joanne E., Mrs., Barnesboro  
 Wonder, Geraldine R., Mrs., Johnstown

## CAMERON COUNTY

Gresimer, Louise P., Mrs., Emporium  
 O'Malley, J. Francis, Emporium

## CARBON COUNTY

McFadden, Joan, Miss, Mauch Chunk

## CENTRE COUNTY

Bean, Kenneth S., Bellefonte  
 Breneman, Catherine R., Mrs., State College  
 Johnston, Helen L., Mrs., State College  
 Killion, Marian B., Mrs., Philipsburg  
 Kinkead, Jean, Miss, Philipsburg  
 Lozoskie, L. A., State College  
 Swabb, Stella A., Mrs., Gregg Twp.  
 Tekely, Teresa J., Miss, Philipsburg  
 Waite, Lena P., Mrs., Bellefonte

## CHESTER COUNTY

Barefoot, Joseph W., Phoenixville  
 Brown, Bessie L., Mrs., Downingtown  
 Bunting, Harold D., South Coatesville  
 Christman, Mary W., Mrs., Phoenixville  
 Cleveland, Margaret D., Mrs., Easttown Twp.  
 Dixon, J. S., West Chester  
 Donovan, Nellie S., Mrs., West Chester



Englerth, Martha A., Miss, Downingtown  
 Evans, Margaret R., Mrs., Coatesville  
 Ewing, Marion C., Mrs., Oxford  
 Houck, Mary P., Mrs., Honeybrook  
 Howe, Frances E., Mrs., Tredyffrin Twp.  
 Kennedy, Manilla M., Mrs., Coatesville  
 Marz, Jeannette E., Mrs., West Chester  
 Merkel, Doris V., Miss, Phoenixville  
 Natale, Edith L., Miss, Easttown Twp.  
 Tavani, Helen A., Miss, West Chester  
 Yerkes, H. Lawrence, London Grove Twp.

## CLARION COUNTY

Allaman, Eugene W., Elk Twp.  
 Lynch, J. D., Knox  
 Willison, Delores H., Mrs., New Bethlehem

## CLEARFIELD COUNTY

Butto, Angeline, Miss, Clearfield  
 Cook, Anna M., Mrs., Gulich Twp.  
 Dinger, John F., DuBois  
 Ericson, Robert E., DuBois  
 Howell, Charles T., Clearfield  
 Kreher, Jean S., Mrs., Clearfield  
 Myers, G. R., DuBois  
 Olivier, M. Mary, Mrs., DuBois  
 Read, Sylvia, Miss, Clearfield  
 Truhan, Mary, Miss, Bradford Twp.  
 Whitehouse, James H., DuBois  
 Williams, Omer, Lawrence Twp.

## CLINTON COUNTY

Aeppli, Emil R., Lock Haven  
 Casselberry, Howard A., Lock Haven  
 Eaton, Robert E., Renovo  
 Gillott, Phil., Mrs., Lock Haven  
 Sullivan, John P., Renovo

## COLUMBIA COUNTY

Achy, C. Elizabeth, Mrs., Bloomsburg  
 Garrison, Don, Berwick  
 Janasik, Julia H., Miss, Berwick  
 Jenkins, Arthur E., Bloomsburg  
 Markel, W. E., Berwick  
 Miller, Ralph E., S. Centre Twp.

## CRAWFORD COUNTY

Beuchat, John R., Meadville  
 Brown, J. Harold, Titusville  
 Cole, Gordon J., Meadville  
 Ellis, Wm. E., Titusville  
 Gough, R. T., Titusville  
 Heintz, J. F., Meadville  
 Maurer, Martha V., Mrs., Meadville  
 McQuiston, Grace, Mrs., West Fallowfield Twp.  
 Mead, William H., Cambridge Springs  
 Plimpton, Robert S., Titusville  
 Stevens, Beatrice T., Mrs., Meadville  
 Unger, Margaret J., Mrs., Conneaut Lake  
 Welch, George E., Bloomfield Twp.

## CUMBERLAND COUNTY

Bradley, Gerald F., Camp Hill  
 Brown, Robert F., Carlisle  
 Cornman, Floyd B., Carlisle  
 Eads, Jack C., Carlisle  
 Fogelsonger, Richard M., Shippensburg  
 Harbison, Dale H., Carlisle  
 Henrie, Harold C., New Cumberland  
 Jones, Harry E., Carlisle  
 Lininger, Eleanor E., Miss, Carlisle  
 Little, Gordon D., Shippensburg  
 McClure, Marion I., Mrs., Camp Hill  
 Metz, Ruth E., Mrs., Carlisle  
 North, Elizabeth S., Mrs., Mechanicsburg  
 Ruby, Dolorets F., Mrs., New Cumberland

Russell, Hilton A., Shippensburg  
 Squires, Mildred P., Mrs., Shippensburg  
 Swartz, Martha E., Mrs., Shippensburg  
 Truxal, Bruce B., Carlisle

## DAUPHIN COUNTY

Baker, J. S., Harrisburg  
 Bateman, Harold S., Harrisburg  
 Beam, A. Verna, Miss, Harrisburg  
 Berkstresser, H. S., Royalton  
 Bird, Thelma M., Miss, Paxtang  
 Bittner, F. J., Harrisburg  
 Boyle, Alice V., Miss, Harrisburg  
 Brownawell, Betty I., Miss, West Hanover Twp.  
 Buchanan, Emory E., Lower Paxton Twp.  
 Caldwell, Janet G., Mrs., Penbrook  
 Gibellis, Lawrence G., Swatara Twp.  
 Cory, Evelyn M., Miss, Harrisburg  
 Derr, Clara L., Mrs., Harrisburg  
 Desaretz, Charlotte R., Mrs., Harrisburg  
 Ellsrode, Bertha E., Mrs., Harrisburg  
 England, M. Naomi, Mrs., Harrisburg  
 Ejdays, Leonard E., Susquehanna Twp.  
 Evans, Charles B., Harrisburg  
 Ewing, Jos. J., Harrisburg  
 Foulitz, Francis S., Harrisburg  
 Furman, Morris T., Harrisburg  
 Harner, Sara, Mrs., Berrysburg  
 Heckles, Elizabeth N., Miss, Harrisburg  
 Heimerdinger, Ethel B., Mrs., Harrisburg  
 Hewitt, Clara B., Harrisburg  
 Hoffman, Earl B., Highspire  
 Horwitz, Lester H., Harrisburg  
 Keller, Dorothy, Mrs., Lower Paxton Twp.  
 Keller, Eugene S., Harrisburg  
 Kingsbury, Robert D., Steelton  
 Levin, Reuben, Harrisburg  
 Miller, Helen M., Mrs., Harrisburg  
 Modica, S. C., Harrisburg  
 Nordmark, Marian H., Mrs., Harrisburg  
 Patrick, John A., Hummelstown  
 Reed, Betty Irene, Miss, Harrisburg  
 Reidinger, Albert A., Steelton  
 Seip, John C., Harrisburg  
 Shandelmeir, Elizabeth M., Mrs., Susquehanna Twp.  
 Shank, Janet L., Mrs., Harrisburg  
 Skender, Julia V., Mrs., Steelton  
 Slinkman, G. C., Mrs., Harrisburg  
 Sponsler, Josephine, Miss, Harrisburg  
 Sprankle, John K., Harrisburg  
 Stover, Carson E., Middletown  
 Straub, Betty J., Mrs., Harrisburg  
 Tuckey, Emma D., Miss, Steelton  
 Usner, Ira, Harrisburg  
 VanAlst, John W., Lower Paxton Twp.

## DELAWARE COUNTY

Abraham, T. Howard, Jr., Prospect Park  
 Anderson, Alfred, Ridley Twp.  
 Atwood, Mary Jane, Mrs., Ridley Twp.  
 Ayres, H. W., Tinicum Twp.  
 Bassett, Albert C., Upper Darby Twp.  
 Begley, Marjorie, Mrs., Chester  
 Bishop, Walsie D., Mrs., Nether Providence Twp.  
 Borggreve, Jeannette, Mrs., Colwyn  
 Boyd, Andrew C., Jr., Ridley Twp.  
 Brochet, Andrew, Chester  
 Bucks, Margaret C., Mrs., Swarthmore  
 Butler, Margaret E., Mrs., Chester  
 Calvert, Erna B., Mrs., Upper Darby Twp.  
 Cochran, Harry S., Prospect Park  
 Comerford, John J., Upper Darby Twp.  
 Deegan, Edwin F., Haverford Twp.  
 DeSimone, E. M., Mrs., Collingdale  
 Drescher, Harry G., Jr., Trainer  
 Farraday, John W., Chester  
 Farrell, Rita T., Miss, Lansdowne  
 Fegley, Walter C., Ridley Twp.

Felts, Walter A., Jr., Chester  
 Flacco, C. R., Miss, Ridley Twp.  
 Flack, John A., Chester  
 Frazer, Ruth K., Mrs., Upper Darby Twp.  
 Gardner, John D., Haverford Twp.  
 Gibson, David L., Springfield Twp.  
 Glynn, Winifred A., Miss, Clifton Heights  
 Haines, Elton B., Chester  
 Hamilton, William B., Upper Darby Twp.  
 Hankin, Herman D., Upper Darby Twp.  
 Hanley, John J., Upper Darby Twp.  
 Harris, Earl A., Newtown Twp.  
 Hughes, T. Morgan, Jr., Media  
 Hunter, Leon, Upper Darby Twp.  
 Jump, Isabella, Mrs., Chester  
 King, Muriel H., Miss, Media  
 Lancaster, Lillian, Mrs., Norwood  
 Lisinski, Tony, Trainer  
 Llewellyn, Daniel W., Newtown Twp.  
 Longmire, H. Davis, Upper Darby Twp.  
 Mason, Edith H., Mrs., Upper Darby Twp.  
 McClatchy, Dennis F., Upper Darby Twp.  
 McCracken, Wm. R., Media  
 McLaughlin, Henry H., Radnor Twp.  
 McCrea, Dean C., Nether Providence Twp.  
 McGroerty, Harry J., Rutledge  
 McIntosh, Kathryn B., Miss, Yeadon  
 McKay, Donald P., Upper Darby Twp.  
 Mills, Eunice C., Mrs., Chester  
 Muehsam, Henry J., Tinicum Twp.  
 Mullin, J. S., Jr., Haverford Twp.  
 Nigro, Nicholas H., Springfield Twp.  
 Noonan, Rosalie H., Miss, Radnor Twp.  
 Parish, Ralph S., Darby  
 Powell, Mildred L., Mrs., Chester  
 Roccio, Eleanor, Miss, Chester  
 Rosenman, Samuel M., Brookhaven  
 Savits, Irving A., Chester  
 Scanzaroli, Robert J., Upper Darby Twp.  
 Schravessande, Walter E., Millbourne  
 Schuller, Lore, Mrs., Marple Twp.  
 Scofield, Floyd M., Upper Darby Twp.  
 Sharpless, Shirley, Mrs., Chester  
 Smith, Clara B., Mrs., Bethel Twp.  
 Stillman, Evelyn S., Mrs., Glenolden  
 Sweeney, Frances M., Miss, Chester  
 Terrizzi, Frank, Marcus Hook  
 Thompson, Thomas C., Jr., Upper Darby Twp.  
 Tracy, John B., Middletown Twp.  
 Verner, Dorothy H., Mrs., Upper Darby Twp.  
 Wagner, Edna E., Miss, Ridley Twp.  
 Wanner, Frank, Lansdowne  
 Ward, D. A., Chester  
 Warfield, Arthur K., Edgemont Twp.  
 Welsh, D. Patrick, Chester  
 Wilkins, George F., Upper Darby Twp.  
 Williams, Margaret S., Mrs., Clifton Heights  
 Wright, Raymond R., Upper Darby Twp.  
 Yost, Wilter P., Upper Darby Twp.

## ELK COUNTY

Breindel, Rosemary, Mrs., St. Marys  
 DePanfilis, James E., Ridgway  
 Dush, Dorothy, Miss, Ridgway  
 Kindblom, Virginia, Mrs., Ridgway  
 Shacer, Eunice, Mrs., Ridgway  
 Turzanski, James, Jones Twp.  
 Webster, Charles W., Ridgway

## ERIE COUNTY

Ahlberg, Daisey E., Mrs., Erie  
 Alexa, Anthony J., Erie  
 Arnold, Virginia L., Mrs., Erie  
 Babbitt, Frances L., Mrs., North Girard  
 Baker, Bertha, Mrs., Erie  
 Bartholmew, G. S., Mrs., Erie  
 Belknap, Mildred E., Miss, Erie  
 Blythe, Raymond A., Union City

Buttice, Marie, Mrs., Erie  
 Carlson, Martin E., Erie  
 Chimenti, Armand J., Erie  
 Christensen, Jacob, Erie  
 Coombs, C Kingsland, Lawrence Park Twp  
 Crotty, Richard J., Erie  
 DeMatteo, Edith J., Miss, Erie  
 Erichson, G. E., Erie  
 Forsberg, Elsie M., Mrs., Erie  
 Harvey, Augusta C., Mrs., Erie  
 Hubbard, Dolores M., Mrs., Albion  
 Jenkins, Chas. N., Erie  
 Kalie, Thora M., Miss, Erie  
 Knepp, William M., North East  
 Landberg, I., Mrs., Erie  
 Latimer, Harry H., Erie  
 Leary, Dorothy M., Mrs., Erie  
 Leslie, James R., Wattsburgh  
 Liebler, W. J., Erie  
 Lindh, Jenny S., Miss, Erie  
 Lipkin, Matthew, Erie  
 Lockwood, Barbara, Mrs., Erie  
 Marsh, Philip T., Erie  
 McClelland, Lindley R., Erie  
 Meyers, Margaret L., Mrs., Millcreek Twp.  
 McNamara, D. K., Erie  
 McQuillen, Florence E., Mrs., Girard  
 Mendykowski, Arlene, Mrs., Erie  
 Ostrowski, Chester, Erie  
 Paddock, Evelyn I., Mrs., Erie  
 Peiffer, William A., Corry  
 Roberts, R. B., Corry  
 Rose, Sophie K., Mrs., Erie  
 Rub, Ruth A., Miss, Erie  
 Rush, Jessie D., Mrs., Erie  
 Shamp, Clinton A., Erie  
 Sheridan, Owen G., Erie  
 Shimel, William M., Erie  
 Snook, Jean Elizabeth, Miss, Erie  
 Wadlinger, Irene, Miss, Erie  
 Watkins, Ray H., Union City  
 Williams, Harold R., Erie  
 Winston, Addison D., Erie

## FAYETTE COUNTY

Beavers, Joyce W., Mrs., Redstone Twp.  
 Crossan, Martin H., Connellsville Twp.  
 Duliere, Lillian M., Mrs., Point Marion  
 Fagan, Mary E., Miss, Connellsville  
 Fanto, Mary B., Mrs., Uniontown  
 Fowler, Delorse, Miss, Uniontown  
 Franks, Irene Willy, Mrs., Uniontown  
 LaBarrer, Ruth C., Miss, Uniontown  
 Matchey, William, South Union Twp.  
 Noon, Patrick J., Uniontown  
 Powell, Lucile H., Miss, Uniontown  
 Radvansky, Andrew J., Uniontown  
 Thomas, Mary Sahady, Mrs., Uniontown  
 Vulcan, Henry G., Uniontown  
 Weiss, Jerry, Washington Twp.  
 Wozniak, Walter, Washington Twp.  
 Yezbak, Catherine, Mrs., Redstone Twp.

## FRANKLIN COUNTY

Brady, Kathryn G., Mrs., Chambersburg  
 Caldwell, Madeline G., Mrs., Chambersburg  
 Funk, Clyde E., Chambersburg  
 Heiges, Curvan B., Waynesboro  
 Heydorn, O. H., Chambersburg  
 Houser, Raymond Carlton, Jr., Chambersburg  
 Schuchman, H. Louise, Miss, Chambersburg  
 Stahl, Mary G., Mrs., Chambersburg  
 Upperman, Fred S., Guilford Twp.  
 Anderson, Carle H., Carmichaels  
 Eddy, Dolores J., Mrs., Waynesburg  
 Hoge, Jessie Lee, Miss, Waynesburg  
 Lint, Wilbur I., Cumberland Twp.  
 Nassar, Ruth E., Mrs., Dunkard Twp.



Polen, Wilbur D., Richhill Twp.  
 Roberts, Warren H., Greene Twp.  
 Zoric, Mary F., Mrs., Waynesburg

#### HUNTINGDON COUNTY

Faust, Benjamin R., III, Huntingdon  
 Harshbarger, Verna M., Miss, Huntingdon  
 Sheaffer, Dorothy B., Mrs., Huntingdon

#### INDIANA COUNTY

Bath, J. E., Indiana  
 Fennel, Freida L., Miss, Saltsburg  
 Hoffman, Geraldine, Miss, Indiana  
 Pallone, James C., Indiana  
 Shearer, Esther H., Mrs., Burrell Twp.  
 Sonni, Dolores D., Mrs., Indiana  
 Turley, W. B., Indiana  
 Vogel, M. Edna, Mrs., Indiana

#### JEFFERSON COUNTY

Altman, Edith M., Mrs., Brookville  
 Fowler, Keith E., Brookville  
 Gillespie, Richard R., Brookville  
 Mottey, Francis, Punxsutawney  
 Rowan, Mercedes Joan, Miss, Brookville

#### LACKAWANNA COUNTY

Berry, Elvira R., Mrs., Scranton  
 Costello, J. J., Moosic  
 DePaulo, Joseph A., Scranton  
 Gardner, Charles M., Scranton  
 Golden, Olive A., Miss, Scranton  
 Hahn, Betty F., Miss, Archbald  
 Healey, Rita A., Mrs., Scranton  
 Heizer, E. H., Mrs., Scranton  
 Henkelman, Ethel N., Miss, Scranton  
 Hopkins, Donald J., Scranton  
 Hrobuchak, Wm. B., Old Forge  
 Hynak, Marian, Miss, Dickson City  
 Kelly, John J., Scranton  
 Kerekes, Edith M., Miss, Scranton  
 Lipinski, Genevieve, Miss, Scott Twp.  
 Lnch, Robert, Scranton  
 Lynott, Mary, Miss, Scranton  
 Marcus, Louis M., Scranton  
 Mathias, H. John, Scranton  
 Moretti, Eva, Miss, Scranton  
 Namolik, Leona E., Miss, Scranton  
 O'Levich, Lee, Miss, Old Forge  
 Revello, Joseph P., Old Forge  
 Schoenfeldt, Daurice E., Miss, Scranton  
 Semian, Andrew, Jr., Taylor  
 Thomas, Marion, Miss, Scranton  
 Wall, J. Ann, Miss, Scranton  
 Weinberger, Murray, Old Forge  
 Wentline, Mildred Rabiega, Mrs., Scranton

#### LANCASTER COUNTY

Beittel, Lucy H., Mrs., Lancaster  
 Boll, Betty J., Miss, Elizabethtown  
 Bradley, John T., Jr., New Holland  
 Charles, Myrtle M., Miss, Lancaster  
 Cohen, Rheta E., Miss, Lancaster  
 Eaby, Pearl H., Mrs., Ephrata  
 Fleckenstein, Richard A., Lititz  
 Garber, Robert L., Columbia  
 Gingrich, Henry F., Elizabethtown  
 Graybill, David W., East Petersburg  
 Halbleib, Robert L., Lancaster  
 Hamilton, Gladys M., Mrs., Lancaster  
 Hartenstine, Marion A., Miss, Lancaster  
 Heim, C. L., Lancaster  
 Hess, Robert O., Rapho Twp.  
 Hubley, Roy G., Marietta  
 Hull, William A., Jr., Lancaster  
 Husson, Romaine B., Mrs., Lancaster  
 Jaeger, E. F., Lancaster

Kauffman, James R., East Hempfield Twp.  
 Knehr, Dorothy K., Mrs., Lancaster  
 Lilley, Joseph D., Columbia  
 Martin, Wayne W., East Earl Twp.  
 Moore, Lloyd C., Lancaster  
 Ober, Robert G., Warwick Twp.  
 Palumbo, Valentino A., Lancaster  
 Parmer, Lester C., Manheim Twp.  
 Reitzel, Gordon C., Lancaster  
 Ressler, Charles F., Lancaster  
 Schaller, Donald C., Lancaster  
 Shank, David B., Elizabethtown  
 Shenk, Vera J., Miss, Lancaster  
 Snyder, Evelyn, Mrs., Elizabethtown  
 Stehman, John B., Manheim  
 Stohler, Charles W., Ephrata  
 Weiler, Helen L., Miss, Lancaster  
 Weinhold, Anna, Mrs., Lancaster  
 Wilson, Richard D., Lancaster  
 Wolpert, Robert G., Lancaster  
 Yost, Elmer H., Ephrata

#### LAWRENCE COUNTY

Clause, Henry S., New Castle  
 Compeli, James R., New Castle  
 Dambrocia, Samuel L., New Castle  
 Davies, Catherine E., Mrs., Ellport  
 Dean, Chauncey H., Taylor Twp.  
 Lutton, Ralph W., Taylor Twp.  
 Lyon, Howard W., New Castle  
 McBurney, Robert H., New Castle  
 Melcer, Edward F., New Castle  
 Morrone, Theresa, Miss, Shenango Twp.  
 Mortimer, John A., New Castle  
 Schiedel, C. W., New Castle  
 Smith, Patricia A., Miss, New Castle  
 Swartz, John H., Ellwood City  
 Waskin, Dolores, S., Mrs., New Castle

#### LEBANON COUNTY

Bowman, Claffin L., Anville Twp.  
 Buffamoyer, Sara, Miss, Richland  
 Cassel, Clemence W., Palmyra  
 Conyngham, B. J., Lebanon  
 Dengler, Doris M., Miss, Lebanon  
 Fortna, Mildred S., Mrs., Lebanon  
 Henning, Elsie M., Mrs., Lebanon  
 Hewitt, Florence, Miss, Heidelberg Twp.  
 Hoffman, Lemoyne W., Lebanon  
 Lineweaver, J. D., Bethel Twp.  
 Miller, Martin A., Lebanon  
 Miller, Susan R., Mrs., Lebanon  
 Peffley, James D., West Lebanon Twp.  
 Rauch, John G., Jr., Palmyra  
 Wise, Erla M., Miss, Lebanon

#### LEHIGH COUNTY

Bornmann, Alethia T., Mrs., Upper Macungie Twp.  
 Bower, Doris, Mrs., Allentown  
 Cosgrove, Ruth F., Mrs., Allentown  
 Derr, Marguerite C., Mrs., Allentown  
 Drayton, Gertrude M., Mrs., Allentown  
 Fagan, Eleanor M., Mrs., Allentown  
 Fretz, J. Erwin, Emmaus  
 George, Ethyl F., Miss, Allentown  
 Heist, Evelyn T. B., Emmaus  
 Hoffman, Harry L., Allentown  
 Kellar, Vivian C., Miss, Allentown  
 Kocis, Evelyn M., Miss, Allentown  
 Kost, Eleanor, Miss, Allentown  
 Kucirka, Irene, Miss, Allentown  
 Laudenslager, Burton E., Emmaus  
 Lawrence, Lucille L., Miss, Allentown  
 Long, Ethel L., Mrs., Allentown  
 Metzger, John M., Allentown  
 Minder, Joseph W., Allentown  
 Mott, Mary Alice, Miss, Bethlehem  
 Shelly, Marcus H., Coopersburg  
 Unger, Mary J., Mrs., Bethlehem  
 Wuchter, Jane G., Mrs., Whitehall Twp.

Zeromsky, Agnes E., Miss, Allentown  
Ziegler, Frank R., Allentown

#### LUZERNE COUNTY

Achey, Joseph, Wilkes-Barre  
Atherholt, William H., Wilkes-Barre  
Becker, Elizabeth M., Miss, Wilkes-Barre  
Black, Walter S., Wilkes-Barre  
Campbell, Jean A., Mrs., Exeter  
Castellani, Aldo, Pittston Twp.  
Catanzariti, Frank, Wilkes-Barre  
Corbett, Delores D., Mrs., Wilkes-Barre  
Cox, Lillian, Miss, Wilkes-Barre  
Curley, W. J., Wilkes-Barre  
Dixon, A. J., Hazleton  
Fedock, Peter, Ashley  
Fenko, Patricia J., Miss, Hazleton  
Isaac, Willard J., Shickshinny  
Jacobs, Samuel S., Wilkes-Barre  
Jones, Anna, Mrs., Wilkes-Barre  
Jones, Helen G., Mrs., West Hazleton  
Jones, Irene M., Miss, Kingston  
Kupstas, Abdon B., Wilkes-Barre  
Lapinski, Kathryn B., Mrs., Wilkes-Barre  
Lear, Jack A., Wilkes-Barre  
MacDougall, Arlie, Salem Twp.  
Mazur, Betty F., Mrs., Exeter  
McKelvey, Marion, Miss, West Hazleton  
Miller, E. T., Miss, West Pittston  
Montone, Neil, Hazleton  
Nelms, J. W., Nanticoke  
Norris, Ralph J., West Pittston  
Novak, Theodore J., Wilkes-Barre  
Oliver, Lawrence, Wilkes-Barre  
Oppenheimer, Gerald M., Wilkes-Barre  
Pappadakis, Nick, Wilkes-Barre  
Parry, Gwenyn, Miss, Wilkes-Barre  
Peeke, Chas. T., West Pittston  
Perilla, Joseph N., Hazle Twp.  
Risley, Myra Zeiser, Mrs., Dallas  
Snyder, Harold, Wilkes-Barre  
Steinhauer, Wm. Paul, Wilkes-Barre  
VasKorlis, L. J., Wilkes-Barre  
Vitaliano, Frank J., Hazleton  
Wagner, Frank C., Hazleton  
Walsh, J. E., Wilkes-Barre  
Williams, Margaret S., Mrs., Plymouth  
Yabrosky, Gertrude, Miss, Wilkes-Barre  
Zagrapan, Methodious, Pittston  
Ziff, Atheda, Mrs., Hazleton  
Zubris, Frank S., Newport Twp.

#### LYCOMING COUNTY

Bennett, John D., Montoursville  
Bischof, Elizabeth M., Miss, Williamsport  
Blythe, Ann M., Mrs. Porter Twp.  
Bowles, Fred L., Pine Twp.  
Carpenter, Clyde E., Jr., Jersey Shore  
Davis, Virginia L., Mrs., Williamsport  
Fetzer, George L., Williamsport  
Kohler, Anthony J., Williamsport  
Mahaffey, Ernest H., Duboistown  
Mahaffey, James, South Williamsport  
McConnell, E. L., Hughesville  
Oakes, Jane P., Miss, Williamsport  
Opp, R. Kimber, Muncy  
Peters, Madelyn M., Miss, Williamsport  
Popp, Thomas E., Williamsport  
Powers, Evelyn W., Mrs., Williamsport  
Ross, Stephen F., Williamsport  
Rush, Jack F., Montgomery  
Shaheen, Robert, Montoursville  
Shoemaker, Albertina W., Mrs. Williamsport  
Shook, Doris Jane, Miss, Muncy  
Spalding, Florence W., Mrs., Clinton Twp.  
Strailey, Phyllis D., Mrs., Williamsport  
Tremayne, C. T., Williamsport  
Vanderlin, O. W., Williamsport  
Walters, Howard M., Picture Rocks  
Williams, Margaret D., Mrs. Williamsport  
Young, Jane A., Miss, Williamsport

#### McKEAN COUNTY

Benton, Oscar F., Bradford  
Berquist, Norma, Miss, Kane  
Bly, James C., Kane  
Bulford, J. Robert Jr., Bradford  
Cornelius, Millard E., Bradford  
Cummings, Rosemarie, Mrs., Port Allegany  
Foster, E. D., Bradford  
Geary, Kathryn M., Miss, Kane  
Good, Gertrude D., Mrs., Bradford Twp.  
Wight, Clyde, Bradford

#### MERCER COUNTY

Beck, Gretchen, Miss, Sharon  
Brydon, Joseph W., West Salem Twp.  
Ciotola, Frank, Farrell  
Dolan, J. R., Sharpsville  
Drake, Leroy, Sharon  
Fill, Frances F., Miss, Sharon  
Hawes, John C., Pymatuning Twp.  
Kachulis, Thomas, Sharon  
Kilgore, Ralph E., Hickory Twp.  
McNutt, Harry E., Jr., Grove City  
Mong, Donald H., Sharon  
Moyer, Arden L., Sharon  
O'Leary, Shirley R., Mrs., Farrell  
Rae, Doris V., Mrs., Sharon  
Richards, Harold E., Greenville  
Stuver, Clara, Miss, Greenville  
Thompson, Gertrude M., Mrs., Shenango Twp.  
Wilkes, Benjamin F., Jr., Sharon

#### MIFFLIN COUNTY

Dillman, Harry L., Lewistown  
Houck, Albert, Lewistown

#### MONTGOMERY COUNTY

Angstadt, Wallace D., Lower Providence Twp.  
Bagby, E. S., Hatfield Twp.  
Barbano, Ella R., Mrs., Horsham Twp.  
Barrett, Edna M., Miss, Lower Merion Twp.  
Borss, Marion C., Mrs., Norristown  
Brett, Edmund L., Springfield Twp.  
Brinkmann, Kenneth A., Schwenksville  
Buchert, Dorothy Z., Mrs., New Hanover Twp.  
Butera, Frances D., Miss, Lower Merion Twp.  
Cantagalli, Mina, Mrs., Lower Merion Twp.  
Carlson, L. O., Mrs., Abington Twp.  
Cartlidge, Robert J., Jr., Norristown  
Clemson, Tessie D., Mrs., Norristown  
Close, Dorothea L., Mrs., Lower Merion Twp.  
Cook, M. Elaine, Miss, West Norriton Twp.  
Cooper, Ida Mae, Miss, West Conshohocken  
Dager, Louise A., Mrs., West Norriton Twp.  
Daum, Henry F., Abington Twp.  
Decker, Alice L., Miss, Norristown  
DeLaney, William E., Jr., Upper Moreland Twp.  
Ellis, Kathleen P., Miss, Lower Merion Twp.  
Emmerick, Ruth S., Mrs., Lansdale  
Engels, George M., Jr., Norristown  
Evans, Evelyn, Miss, Upper Merion Twp.  
Fargo, Charles N., Jr., Plymouth Twp.  
Forlano, Angela C., Miss, Lower Merion Twp.  
Francis, Janet L., Mrs., Pottstown  
Frech, Henry L., Norristown  
Friedman, Aaron L., Lower Merion Twp.  
Furey, Lillian V., Mrs. Jenkintown  
Glynn, Jerome F., Lower Merion Twp.  
Goldstein, Henry C., Jenkintown  
Guest, Nancy K., Mrs., Pottstown  
Haldeman, Margaret A., Miss, Hatboro  
Harris, Russell T., Jr., Hatboro  
Hendricks, Sally, Mrs., Royersford  
Heppburn, Betty S., Mrs., Lower Merion Twp.  
Hoffer, George R., Hatfield Twp.  
Holcombe, Florence N., Mrs., Norristown  
Huganir, William L., Norristown  
Johnson, Harold D., Pennsburg  
Keck, Charles R., Upper Hanover Twp.



Kehoe, Therese C., Mrs., Norristown  
 Kelly, Emily, Miss Lower Merion Twp.  
 Lowe, Frances C., Mrs., Conshohocken  
 Malavenda, Anthony, Rockledge  
 Mason, John S., North Wales  
 Massimilla, John A., Hatboro  
 McCurdy, Martha, Miss, Norristown  
 McDowell, E. S., Mrs., Abington Twp.  
 McIntyre, John S., Jenkintown  
 Mellon, Ralph, Pottstown  
 Mundy, Agnes F., Miss, North Wales  
 Neary, Robert P., North Wales  
 O'Donnell, Wm. A., Jr., Pottstown  
 Okazaki, George, Lansdale  
 Orr, Donald E., Pottstown  
 Osman, Frank R., Abington Twp.  
 Pavoni, Maria R., Mrs., Lower Merion Twp.  
 Pearson, Helen M., Mrs., Conshohocken  
 Pearson, Margaret S., Mrs., Upper Moreland Twp.  
 Puerta, Norbert J., Springfield Twp.  
 Raquet, Margaret M., Mrs., Pottstown  
 Ristine, M. L., Norristown  
 Roberts, Kenneth O., East Norriton Twp.  
 Santangelo, Mary Catherine, Miss, Norristown  
 Sacks, Marie D., Mrs., Norristown  
 Sperat, Guy J., Jr., Pottstown  
 Wilson, A. H., Hatboro  
 Wilson, E. D., Mrs. Hatboro  
 Ziegelmair, Gertrude, Mrs., Lower Gwynedd Twp.

## MONROE COUNTY

Meyer, Dorothy F., Miss, Delaware Water Gap.  
 Miller, Florence M., Miss, East Stroudsburg  
 Morris, L. M., East Stroudsburg  
 Price, Mary A., Miss, Barrett Twp.  
 Shiffer, Evelyn A., Mrs., East Stroudsburg

## MONTGOMERY COUNTY

Berger, Mildred S., Mrs. Derry Twp.  
 Johnson, E. E., Danville

## NORTHAMPTON COUNTY

Ball, Edward L., Easton  
 Bethman, Louise D., Mrs., Pen Argyl  
 Boehmer, Margaret C., Mrs., Easton  
 Bragg, Hubert T., Bethlehem  
 Braun, Naomi, Mrs., Glendon  
 Breinig, Robert R., Nazareth  
 Brittenburg, George X., Easton  
 Brubaker, John H., Easton  
 Chidsey, Geo. W., Easton  
 Conroy, Joseph M., Easton  
 Dalrymple, W. Kenneth, Palmer Twp.  
 Dietrich, Charles W., Washington Twp.  
 Doyle, Robert W., Bethlehem  
 Filaset, Mary A., Miss, Bethlehem  
 Geiss, Florence E., Mrs., Walnutport  
 Hawk, Naomi, Miss, Easton  
 Hepburn, J. B., Jr., Bethlehem  
 Jani, Paul J., Bethlehem  
 LaFever, Helen P., Mrs., Easton  
 Loch, Carl D., Northampton  
 Michael, Jos. Clair, Easton  
 Paolini, Victor, Wind Gap  
 Phelps, Floyd M., Bangor  
 Pillsbury, Lee, Bethlehem  
 Polanski, Sophie, Nazareth  
 Potak, Emma Elizabeth, Mrs., Northampton  
 Rinker, Harold R., Nazareth  
 Roberts, Helen K., Mrs., Bangor  
 Schaffer, Marian, Miss, Easton  
 Sheetz, Barbara A., Miss, Bethlehem  
 Taylor, Benjamin F., Mrs., Stockertown  
 Thompson, Phyllis I., Bethlehem  
 Tricoli, Antonio, Easton  
 Tucker, Merlin Grove, Pen Argyl  
 Williams, Gertrude N., Mrs., Easton  
 Windish, John J., Bethlehem

Woodring, Clara K., Mrs., Easton  
 Woods, William H., Easton

## NORTHUMBERLAND COUNTY

Deibel, John W., Sunbury  
 DeLong, Doris M., Mrs., Turbotville  
 Donovan, Dorothy C., Miss, Shamokin  
 Fessler, Richard G., Zerbe Twp.  
 Gross, Mary D., Mrs., Sunbury  
 Hayes, Edwina F., Mrs., Sunbury  
 Herman, Marian J., Miss, Sunbury  
 Petroski, John W., Ralpho Twp.  
 Poore, Ralph H., Coal Twp.  
 Powell, Betty J., Miss, Sunbury  
 Rossell, Marcella N., Miss, Milton  
 Savidge, John K., Sunbury  
 Stees, Paul M., Northumberland  
 Stiklaitis, Mary A., Miss, Mount Carmel  
 Suszko, John, Marion Heights  
 Wilson, Marjorie C., Mrs., Sunbury

## PERRY COUNTY

Bower, M. R., Spring Twp.  
 McDermond, Jay E., Newport

## PHILADELPHIA COUNTY

Alexander, Asher  
 Allen, Pauline H., Mrs.  
 Altimari, Dominic  
 Amarando, Giovina, Mrs.  
 Annesley, Inez T., Mrs.  
 Anwilar, David J.  
 Anzaldo, Joseph A.  
 Arangio, Thomas A.  
 Armstrong, E. M.  
 Arnold, Elmer J.  
 Augugliaro, Joseph A.  
 Bacine, Jules  
 Baen, Sidney A.  
 Bannon, Florence I., Miss  
 Barbera, Helen V., Mrs.  
 Barbet, Harry J.  
 Barg, Joseph M.  
 Baron, Marvin A.  
 Barry, Joan Irene, Miss  
 Beckman, Philip R.  
 Bellwoar, John E.  
 Bellwoar, Maye R., Miss  
 Belmont, Mary E., Mrs.  
 Bercovitch, Morris  
 Bergman, Louis B.  
 Berthold, Jean T., Miss  
 Berton, Teresa E., Miss  
 Beverly, H. Elizabeth, Mrs.  
 Bille, Joseph G.  
 Birkenheuer, Catherine, Miss  
 Black, James R., Jr.  
 Blafkin, Milton  
 Blake, Anna K., Mrs.  
 Blum, Martin P.  
 Bohn, Morton D., Jr.  
 Borini, J. H.  
 Borofsky, June, Miss  
 Brammer, Alfred B.  
 Braxton, Howard C.  
 Brinker, Wm. J., Jr.  
 Broadwell, Stephen H.  
 Brodsky, Louis  
 Brown, Anna, Mrs.  
 Brown, Christopher J.  
 Brown, David H.  
 Brown, Irvin C.  
 Bruno, Anthony J.  
 Buck, Benjamin R.  
 Bunting, Amelia F., Mrs.  
 Burstein, A. Lincoln  
 Bynum, Hazel O., Mrs.

Caffrey, Kathryn, Mrs.  
 Callaway, I., Miss  
 Campbell, Florence B., Miss  
 Campisi, Louis J.  
 Carr, M., Mrs.  
 Carrow, Margaret S. Miss  
 Casselberry, Florence, Miss  
 Catalano, John T.  
 Chittick, Donald  
 Clancy, R. M.  
 Clark, Barbara M., Mrs.  
 Clymer, Edward C.  
 Cohen, Herbert I.  
 Cohen, Meyer  
 Colucci, Carolina, Mrs.  
 Conklin, F. Harold  
 Connor, Margaret M., Miss  
 Contino, Domenica E., Miss  
 Coran, M. Albert  
 Cordell, Theodore R.  
 Corman, Joseph M.  
 Corry, William Edwin  
 Cotlar, Joseph  
 Coyle, John J.  
 Crownover, C. A.  
 Culin, Marian A., Miss  
 Curtin, T. W.  
 Curtis, Marion, Miss  
 Davis, Ben  
 De Simone, Mario J.  
 Des Jardins, Hectorine E., Miss  
 Desmond, Marjorie C., Miss  
 Diamond, Lee  
 Dickson, Jean, Miss  
 Diem, George Wm.  
 Dietrich, Brylrae, Miss  
 Dilworth, Harold F.  
 Dobison, Mary E., Mrs.  
 Doerr, Paul W.  
 Donahue, Thomas A.  
 Donnelly, J. E.  
 Dorph, Frank  
 Downing, Mildred H., Mrs.  
 Druckenmiller, Dorothy, Miss  
 Duffy, John F.  
 Duffy, Margaret M., Miss  
 Du Gan, Anne L., Miss  
 Dwinell, Ralph B.  
 Edelman, Harry  
 Egan, James E.  
 Ellis, Lois Elaine, Mrs.  
 Epstein, Charles  
 Evans, Mary Smith, Mrs.  
 Falkenstein, Marie, Mrs.  
 Farber, A. Ross  
 Farrand, Ruth T., Mrs.  
 Felderman, Irvin  
 Finley, Thomas A.  
 Fischer, Lewis J.  
 Fitzgibbons, John J.  
 Flansburg, Frank M.  
 Ford, Clara L., Mrs.  
 Frank, Betty B., Mrs.  
 Frankel, Lawrence E.  
 Fricker, Edward V.  
 Fry, C. E., Miss.  
 Fusco, Anthony P.  
 Gallagher, Catherine, Miss.  
 Gamza, Frances S., Mrs.  
 Garrett, Troy G., Jr.  
 Gately, Mary, Miss.  
 George, C. E., Miss.  
 Getty, Mary S., Mrs.  
 Giles, Clara M., Mrs.  
 Gillooly, Elinor, Mrs.  
 Ginsberg, Stanton.  
 Girer, Eugene I.  
 Gitelis, Sidney.  
 Glassman, Edwin.

Gleason, Joseph J.  
 Goldfarb, Barry.  
 Goldman, Bertram.  
 Goldman, Nan, Miss  
 Goldstein, Jesse N.  
 Gordon, W. T., Jr.  
 Gorman, Margaret A., Miss.  
 Granor, Esther, Mrs.  
 Green, Frank W.  
 Grife, Samuel.  
 Grosser, Florence E., Miss.  
 Guenther, Elizabeth, Miss.  
 Guenther, Irving M.  
 Hall, Nelson.  
 Harris, Margaret R., Miss.  
 Harrison, Helen E., Mrs.  
 Hartz, Samuel.  
 Haufier, Kathleen J., Mrs.  
 Haynes, W. Geoffrey.  
 Helbling, E. Marguerite, Mrs.  
 Held, Helen R., Miss.  
 Henderson, Peter.  
 Herkness, Joseph E.  
 Hessler, Rita D., Miss.  
 Heyse, Walter A.  
 Honn, Glendon R.  
 Hoopes, R. M., Jr.  
 Horlander, Frederick L.  
 Hornsby, Thomas G.  
 Horowitz, Rosalie, Miss.  
 Hughes, Willard W.  
 Humphrey, M. A.  
 Hunn, Harry S.  
 Huntsberger, R. E.  
 Iannarelli, Louis R.  
 Incollingo, R. M., Mrs.  
 Indelicato, J. Sam.  
 Iglesias, Mollie, Mrs.  
 Innes, Georgette M., Mrs.  
 Jackson, Ruth E., Mrs.  
 Jenkins, Eliza J., Mrs.  
 Johanson, Lois E., Mrs.  
 Johnson, Mary T., Miss.  
 Jones, Jewel H., Mrs.  
 Jones, Kathryn T., Miss.  
 Jordan, Greta D., Mrs.  
 Joyce, Thomas J.  
 Karpiak, Walter F.  
 Keating, Maurice J.  
 Keegan, Frank A., Jr.  
 Keesler, Elizabeth M., Miss.  
 Kessler, Joseph B.  
 Kirschbaum, Phyllis, Mrs.  
 Klein, Benjamin P.  
 Klein, Irvin.  
 Knable, Ann M., Miss.  
 Knaust, Marie, Mrs.  
 Kobler, Ruth S., Mrs.  
 Koch, Albert.  
 Kreutzer, Marian, Miss.  
 Krkoska, Eleanor E., Mrs.  
 Krypkel, Jean K., Miss.  
 Kunin, Therese Winner, Mrs.  
 Kusnierz, Dorothy M., Mrs.  
 Lamont, William.  
 Langsam, Elsie P., Mrs.  
 Leabman, Jacob.  
 Lear, Mary Ellen, Miss.  
 Leibowitz, Samuel.  
 Leomporra, Emma, Miss.  
 Lesse, Helene J., Miss.  
 Levin, Morris.  
 Levy, David M.  
 Levy, Harold Aaron.  
 Libby, Mathilda, Miss.  
 Liberati, Bernard F., Jr.  
 Liebert, Peter P., 3rd.  
 Liss, Jack.  
 Lizzio, Salvatore S.  
 Long, Gertrude R., Miss.



Lorick, Winfred.  
 Lowry, T. P., III  
 Lubin, Solomon E.  
 Lubowitz, Marian, Miss.  
 Lyon, Alice, Mrs.  
 Lyons, Laura Bunn, Mrs.  
 Mackin, John T.  
 Madden, Cecilia P., Miss.  
 Maquire, Joseph P.  
 Manning, Charles G.  
 Martin, Dora M., Miss  
 Martin, Helen W., Mrs.  
 Marvel, Rose, Mrs.  
 Mason, B. Joan, Miss  
 McAnulty, Francis X.  
 McCaughey, Mary C., Mrs.  
 McCormick, Edward, Jr.  
 McCullen, John F.  
 McDonald, Anna M., Miss  
 McGinley, Julia, Miss  
 McGrogan, E. H.  
 McGuckin, Samuel L.  
 McHugh, Gerald A.  
 McKenna, Phyllis, Mrs.  
 McKeown, Michael J.  
 McLaughlin, Fredela A., Mrs.  
 McLaughlin, George  
 McMahan, Miriam F., Miss.  
 McMichael, John H.  
 McWilliams, Isabelle M., Miss  
 Medow, Gertrude, Mrs.  
 Meloney, Esther R., Miss  
 Meredith, Charlotte S., Miss  
 Messa, Anthony P., Jr.  
 Meyers, Sam  
 Micalone, Adeline E., Mrs.  
 Michener, W. A.  
 Miller, George F., Jr.  
 Miller, Henry J.  
 Milligan, T. R., Jr.  
 Minnick, Harry R.  
 Moore, J. P., Jr.  
 Moscariello, Alfred  
 Mozer, Ernest H.  
 Mullen, Dolores G., Mrs.  
 Murphy, William H.  
 Murray, J. Leslie  
 Murray, Margaret M., Miss  
 Murray, Marie I., Miss  
 Myers, James S.  
 Myers, Martin H.  
 Myers, Philomena M., Mrs.  
 Nase, Ralph E.  
 Nelson, James H.  
 Nepps, Charles Q.  
 Neuer, Wm. R.  
 Newman, Joseph  
 Newman, Sydney S.  
 Niblock, Ruth G., Mrs.  
 Niedelman, Herman L.  
 Nigrelli, Samuel  
 Nolan, Katherine A., Miss  
 Noskoff, Naomi N., Miss  
 O'Boyle, Francis J.  
 O'Connell, Alice R., Mrs.  
 Ogens, Charlotte R., Miss  
 O'Kane, Rose Mabel, Miss  
 Olsen, Charles  
 Orlando, John C.  
 Parks, Martha, Miss  
 Pashley, Kathryn G., Mrs.  
 Patterson, Elsie M., Miss  
 Patton, Robert W.  
 Payne, Charles B.  
 Penn, Hyman B.  
 Pennypacker, Caroline T., Mrs.  
 Penze, William J.  
 Pepe, Frank J.  
 Perene, Helen S., Miss  
 Perlsweig, Bernard L.

Peters, Robert G.  
 Petrucco, John J.  
 Phifer, Nancy R., Miss  
 Piccirillo, Dorothea, Miss  
 Pichney, Marvin J.  
 Pressman, Robert M.  
 Presto, Terry M., Miss  
 Pukel, Lillian G., Miss  
 Ranck, Leon E.  
 Rau, Joseph L.  
 Rebok, Elisabeth Ann, Miss  
 Redfield, Elinor F., Mrs.  
 Reed, Jane M., Miss  
 Reinke, Ann E., Mrs.  
 Rhodes, Sally E., Mrs.  
 Ricci, Edmond M.  
 Richter, Gertrude S., Mrs.  
 Ridgway, N. J.  
 Robinson, Richard S.  
 Ronconi, Alfred E.  
 Rose, David D.  
 Rucci, Joseph Louis  
 Rusinko, Julia, Miss  
 Russo, George J.  
 Rutter, L. B.  
 Sabo, Albert F.  
 Sacks, Nathan D.  
 Salkind, Allan M.  
 Saul, Irene, Mrs.  
 Saunders, Eleanor L., Mrs.  
 Scanlon, Edna A., Miss  
 Schechter, Henry  
 Schell, Mary E., Miss  
 Schemberg, William F.  
 Schmollinger, Anna C., Mrs.  
 Schnoll, Ada, Mrs.  
 Schofield, A. Clayton  
 Schreiberstein, Simon C.  
 Segal, George S.  
 Shaw, Nancy, Miss  
 Shore, Irving  
 Shubin, Regina F., Mrs.  
 Shultz, E. O.  
 Shuman, D. M., Miss  
 Silver, Reuben  
 Slater, Kennett L.  
 Slemmer, John O.  
 Sley, Toby L., Mrs.  
 Smith, J. K. Lee, Jr.  
 Smith, Robert K.  
 Snyder, Ruth E., Miss  
 Snyderman, Leon J.  
 Soltanuk, Justine, Miss  
 Spaniak, Henry J.  
 Sprout, William H.  
 Stein, Alexander  
 Stern, Edith M., Mrs.  
 Stevens, Elizabeth, Miss  
 Stone, C. P.  
 Stone, Lillian D., Mrs.  
 Stout, Katharine K., Miss  
 Stowers, Ernestine V., Miss  
 Streit, William A.  
 Suarez, Henry  
 Swallow, Elizabeth C., Mrs.  
 Tace, Veronica C., Mrs.  
 Tanis, Billie, Mrs.  
 Terry, Martha E., Mrs.  
 Thompson, Dolores E., Mrs.  
 Tibolt, Frank L.  
 Tinker, Ethel N., Mrs.  
 Tobin, Rosalyn, Mrs.  
 Tomlin, Hilda B., Miss  
 Toner, Kathleen T., Miss  
 Townsend, W. A.  
 Trainor, Margaret J., Mrs.  
 Vare, Joseph J.  
 Vogelmann, Josephine L., Miss

Votti, Marion Greene, Mrs.  
 Wagner, Mary A., Mrs.  
 Walsh, E. L.  
 Ward, C. Veronica, Miss  
 Washburn, Dorothy S., Mrs.  
 Weil, Margaret, Mrs.  
 Weisz, Richard E.  
 Weitzel, Sandra S., Miss  
 Wenitsky, Jack  
 Williams, Florence, Miss  
 Williams, Rae, Mrs.  
 Williams, S.  
 Williams William C.  
 Wilmoth, Florence L., Mrs.  
 Winter, Rudolph A.  
 Wise, Sarah A., Miss  
 Wittkorn, Florence J., Mrs.  
 Wodock, Dorothy E., Mrs.  
 Wolcott, Edythe, Mrs.  
 Wolgin, Norman  
 Woodring, Gordon I.  
 Woolson, Robert E.  
 Wrigley, Harold  
 Yerkes, T. Ridge  
 Yockelle, Louis A.  
 Zell, Walter A.

#### PIKE COUNTY

Titus, Gene Anne, Mrs., Milford

#### POTTER COUNTY

Lougue, Arthur G., Jr., Coudersport  
 Palmatier, Ruth B., Mrs., Genesee Twp.  
 Quimby, Ruth L., Mrs., Homer Twp.

#### SCHUYLKILL COUNTY

Bilock, Stephen, Tamaqua  
 Connors, John D., Mahanoy City  
 Cushey, Merle I., Mrs., Frackville  
 Emerich, Arthur E., Orwigsburg  
 Fegley, Helen F., Mrs., Tamaqua  
 Gillum, French H., West Penn Twp.  
 Griffin, Leo, Schuylkill Haven  
 James, Walter L., Schuylkill Haven  
 Kostenbader, Geraldine, Mrs., Pottsville  
 Lenahan, Delores M., Miss, Pottsville  
 Martz, George E., Ringtown  
 Miner, Gerald I., Shenandoah  
 Parnell, Ralph, Minersville  
 Payer, Joseph G., McAdoo  
 Renninger, Rufus, North Manheim Twp.  
 Sieck, W. F., Pottsville  
 Siedlarz, Jeanne M., Mrs., Shenandoah  
 Thomas, Mae, Miss, Mahanoy City

#### SNYDER COUNTY

Bingman, John R., Beavertown  
 Bulick, S. Richard, Selinsgrove

#### SOMERSET COUNTY

Baumgartner, E. S., Salisbury  
 Bigan, Miriam K., Mrs., Windber  
 Blades, Ruth Ann, Miss, Somerset  
 Chiappelli, Raymond J., Central City  
 Cocroth, Taylor B., Windber  
 Critchfield, Robert W., Somerset  
 Keslar, Harold J., Lower Turkeyfoot Twp.  
 Knepper, Nancy L., Mrs., Somerset  
 Lee, Carl R., Somerset Twp.  
 Plummer, Alma R., Mrs., Boswell  
 Rose, Mary B., Mrs., Somerset  
 Russian, Andrew W., Somerset  
 Suder, Katherine, Miss, Hooversville  
 Williams, Bertha L., Mrs., Somerset  
 Wilson, Robert, Central City  
 Yoder, H. M., Elk Lick Twp.

#### SULLIVAN COUNTY

Miller, Rose Marie, Mrs., Dushore

#### SUSQUEHANNA COUNTY

Ely, Winthrop W., Montrose  
 Evans, Lena B., Mrs., Montrose  
 Gelatt, Kathryn, Miss, Uniondale  
 Stanton, Jeanine, Mrs., Brooklyn Twp.

#### TIOGA COUNTY

Baker, Evelyn V., Miss, Mansfield  
 Benson, Betty, Mrs., Wellsboro  
 Goodall, C. S., Mrs., Mansfield  
 Shimonsky, Ralph J., Wellsboro  
 Taft, Milton A., Westfield Twp.  
 Webster, Evelyn E., Mrs., Wellsboro  
 Weller, Harry W., Wellsboro

#### UNION COUNTY

Henry, B. G., Mrs., East Buffalo Twp.  
 Libby, Fay E., Mrs., Lewisburg

#### VENANGO COUNTY

Anderson, S. L., Oil City  
 Biery, Arline R., Miss, Oil City  
 Bolton, Elizabeth M., Mrs., Franklin  
 Delo, Mercedes W., Mrs., Oil City  
 Eckmeder, Mildred, Miss, Oil City  
 Magee, Doris C., Mrs., Oil City  
 Mathews, John R., Oil City  
 O'Neill, Geo. T., Oil City  
 Pratt, Patricia O., Mrs., Franklin  
 Russell, Richard C., Franklin  
 Voorhies, V. L., Oil City

#### WARREN COUNTY

Beck, C. R., Warren  
 Le Trent, Tory, Miss, Warren  
 Merkle, Robert A., Tidioute  
 Petersen, Doris K., Miss, Warren

#### WASHINGTON COUNTY

Adamson, James H., North Charleroi  
 Bashur, William E., South Strabane Twp.  
 Brown, George A., Centerville  
 Carson, Betty, Miss, Bentleyville  
 Comer, Louis L., Canton Twp.  
 Coulter, Dwight N., Charleroi  
 Damouth, M. T. C., Washington  
 Donahue, Catherine E., Mrs., Washington  
 Ebeling, Dowene, Miss, Washington  
 Ferguson, Blair C., Canonsburg  
 Frye, Harold R., Charleroi  
 Frye, Mary Eleanor, Miss, Charleroi  
 Hurley, Dorothy E., Mrs., Washington  
 Kimmins, D. L., South Strabane Twp.  
 Kouklakis, Elizabeth, Miss, Canonsburg  
 Kudas, Walter E. J., Bentleyville  
 Leveto, LaVerne, Miss, Canonsburg  
 Lewis, Rena F., Mrs., Charleroi  
 Lovasic, Helen, Miss, West Brownsville  
 Lowell, Lois A., Miss, Washington  
 Magnone, Rose, Miss, Washington  
 Mangione, Joseph S., Charleroi  
 Martin, Edward C., Independence Twp.  
 McClay, Robert., Washington  
 Mudrick, Shirley, Mrs., Charleroi  
 Neely, John W., Canonsburg  
 Nichols, Helen, Miss, Washington  
 Noll, Jean S., Mrs., Canonsburg  
 Pavlak, Theresa, Miss, Beallsville  
 Pawlowski, Marion K., Mrs., Washington  
 Smith, Florence L., Mrs., Canonsburg  
 Reese, T. M., Canonsburg  
 Reid, Sarah D., Mrs., Canonsburg  
 Richardson, Warren L., Washington



Riefer, Wm., W., Monongahela  
 Van Voorhis, Robert P., Union Twp.  
 Walker, John N. T., Jr., McDonald  
 Zitko, John M., North Strabane Twp.

## WAYNE COUNTY

Camin, Lynita, Mrs., Honesdale  
 Davis, Edna., Miss, Honesdale  
 Dein, Reba M., Mrs., Honesdale  
 Wiess, Mary T., Mrs., Honesdale

## WESTMORELAND COUNTY

Altemara, Ernest P., Monessen  
 Brahs, Grace, Mrs., Hempfield Twp.  
 Burke, William H., Latrobe  
 Cook, T. Foster, New Alexandria  
 Corbett, B. S., Mrs., Smithton  
 DeBone, Michael A., Greensburg  
 Detman, LeRoy T., Bell Twp.  
 Dillon, H. C., Unity Twp.  
 Duez, Ida Mae, Miss, Irwin  
 Fahrr, C. H., Greensburg  
 Fiorina, Ernest, Arnold  
 Fiorina, Joellyn J., Mrs., Latrobe  
 Fratangeli, Laura, Miss, Arnold  
 Fritchtel, Colleene, Mrs., Derry  
 Hanna, John D., Greensburg  
 Harrold, A. C., Greensburg  
 Harrold, Ron, Greensburg  
 Hauser, F. R., Mt. Pleasant  
 Henderson, Margaret, Mrs., Allegheny Twp.  
 Houser, John G., Irwin  
 Kearney, Ruth A., Miss, Vandergrift  
 Khorey, A. J., Latrobe  
 Lattanzio, B. A., Monessen  
 Lawry, Richard H., Derry  
 Long, Ruth, Mrs., Scottdale  
 Lucas, Paul D., New Kensington  
 Migliorisi, John B., Arnold  
 Miller, Irene M., Mrs., Latrobe  
 Miller, Jean, Mrs., Greensburg  
 Mills, Janet B., Mrs., Greensburg  
 Moorhead, Helen G., Mrs., West Newton  
 Muir, Madelyne S., Mrs. Hempfield Twp.  
 Murrman, George A., Sr., Jeannette.  
 Prosser, M. J., Mrs., New Kensington.  
 Quinn, Mary Catherine, Miss, Greensburg.  
 Rose, George H., North Twp.  
 Rowe, W. B., Greensburg.  
 Schwalm, Helen C., Miss, Sewickley Twp.  
 Supancic, Rudolph A., Export.  
 Tylavsky, Betty, Mrs., Greensburg.  
 Vandyke, Joseph A., South Huntingdon Twp.  
 Walker, Charles U., Bolivar.  
 Ward, Francis J., New Kensington.  
 Welty, Paul, Sewickley Twp.  
 Wilkins, W. Lloyd, Greensburg.  
 Zippi, Mary, Mrs., Greensburg.

## WYOMING COUNTY

Glenwright, Phyllis W., Tunkhannock.  
 Ide, D. A., Tunkhannock.

## YORK COUNTY

Ahrens, Trabert R., York.  
 Bear, Esther I., Mrs., Red Lion.  
 Bowen, Louise M., Mrs., York.  
 Brenneman, Stewart H., York.  
 Burton, Marie D., Mrs., Peach Bottom Twp.  
 Chubb, Dorothea L., Mrs., York.  
 Cluck, Arlene, Mrs., Hanover.  
 Cooper, K. M., Miss, York.  
 Dittenhaffer, William E., Spring Garden Twp.  
 Duncan, Howard H., Jr., Windsor.  
 Ehrhart, Aleta S., Mrs., York.  
 Einhorn, Max, York.  
 Faulkner, E. Thos., Spring Garden Twp.  
 Grenewalt, Joanna, Mrs., York.  
 Hare, Jane W., Mrs., Spring Garden Twp.

Harter, Helen E., Mrs., Dillsburg.  
 Hartman, Ray B., York.  
 Henry, Mordica M., York.  
 Huber, Dorothy M., Miss, York.  
 Huber, Marian E., Mrs., Manchester Twp.  
 Jackson, Sophia M., Mrs., York.  
 King, Fairy B., West Manchester Twp.  
 Lau, Ruth E., Mrs., Spring Garden Twp.  
 Leonard, Marian, Miss, York  
 Matthew, Rose Mary, Mrs., York  
 Mittel, Dale E., York.  
 Richards, Helen F., Mrs., New Freedom.  
 Rife, J. Walter, York.  
 Routson, W. J., Sr., York.  
 Spangler, Grace L., Miss, Dover.  
 Walker, Gladys P., Mrs., Hanover.  
 Wallace, Joyce M., Miss, Springettsbury Twp.  
 Weaver, Charles E., York.  
 Weaver, Thelma D., Mrs., Hanover.  
 Weigel, Mary E., Mrs., York.  
 Zeigler, Elaine K., Mrs., York.  
 Zinn, Earl W., York.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
 Governor's Office, Harrisburg, February 2, 1953.

To the Honorable, the Senate of the Commonwealth of  
 Pennsylvania:

In conformity with law, I have the honor hereby to  
 nominate for the advice and consent of the Senate, the  
 following named persons to be Commissioners of Deeds,  
 for the term of five years to compute from the dates set  
 opposite their names:

Ralph L. Cocks, Yonkers, New York, January 31, 1952.  
 Ralph S. Wallen, Stratford, New Jersey, March 18, 1952.  
 (Miss) Elizabeth H. Shannon, West Hartford, Connecticut,  
 May 1, 1952.  
 Robert M. Shea, West Somerville, Massachusetts, June  
 19, 1952.  
 Frank J. Bloom, Atlantic City, New Jersey, July 25,  
 1952.  
 Thomas J. Ayers, Queens, New York, August 7, 1952.  
 (Miss) Rita Regina FitzGibbon, Brooklyn, New York,  
 August 7, 1952.  
 (Miss) Hilja A. Syri, Hartford, Connecticut, September  
 23, 1952.  
 Henry Carl Schragger, Trenton, New Jersey, October  
 22, 1952.

JOHN S. FINE.

A motion was made by Mr. WATSON and Mr. WAT-  
 KINS,

That the Senate do advise and consent to said nomi-  
 nations.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the pro-  
 visions of the Constitution, and were as follows, viz:

## YEAS—48

Bane,	Hare,	McCreesh,	Stiefel,
Barr,	Harney,	McCusker,	Taylor,
Berger,	Holland,	McGinnis,	Toole,
Blass,	Kephart,	McMenamin,	Wade,
Chapman,	Kessler,	McPherson, Jr.	Wagner,
Crowe,	Koprivier, Jr.	Miller,	Walker,
Dent,	Lane,	Pechan,	Watkins,
Diehm,	Leader,	Peelor,	Watson,
DiSilvestro,	Letzler,	Propert,	Weiner,
Fleming,	Madigan,	Ruth,	Wolfe,
Freed,	Mahany,	Silvert,	Wood,
Haluska.	Mallery,	Stevenson,	Yosko,

## NAYS—0

Two-thirds of all the Senators having voted, "aye" the  
 question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

## NOMINATIONS BY THE GOVERNOR REFERRED TO COMMITTEE

The Secretary to the Governor being introduced, presented communication in writing from His Excellency, the Governor of the Commonwealth, which was read as follows, and referred to the Committee on Executive Nominations.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, February 2, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as members of County Boards of Assistance:

### ARMSTRONG COUNTY

Norman Husselton (Republican), Ford Cliff, to serve until December 31, 1955, and until his successor is duly appointed and qualified, vice Mrs. Elizabeth Whitman, Ford City, whose term expired.

Mrs. Florence M. Shirley (Republican), 315 South Jefferson Street, Kittanning, to serve until December 31, 1954, and until her successor is duly appointed and qualified, vice Dr. Paul Newcomb, Kittanning, deceased.

### LUZERNE COUNTY

Mrs. Gertrude A. Doane (Republican), 131 South Franklin Street, Wilkes-Barre, to serve until December 31, 1955, and until her successor is duly appointed and qualified, vice Mrs. Kate Jenkins, Wilkes-Barre, whose term expired.

### SULLIVAN COUNTY

Stephen Chervak (Democrat), Mildred, to serve until December 31, 1954, and until his successor is duly appointed and qualified, vice Mrs. Sue A. Dailey, Dushore, resigned.

JOHN S. FINE.

## BILLS INTRODUCED AND REFERRED

Mr. WALKER read in his place and presented to the Chair Senate Bill No. 49, entitled:

An Act authorizing persons, partnerships, associations, and corporations engaged in the business of receiving for safekeeping tangible personal property, bonds, mortgages, shares of stock, securities and other valuable papers and renting out receptacles or safe deposit boxes for such purposes to provide in any lease, contract, rule or regulation relating to the same that evidence of loss shall not establish or require refutation of negligence or wrongdoing by the lessor.

Which was committed to the Committee on Judiciary General.

He also read in his place and presented to the Chair Senate Bill No. 50, entitled:

An Act to further amend section 306 and to amend subsection A of section 318 of the act, approved the fifth day of May, one thousand nine hundred thirty-three (P. L. 289), entitled "An act relating to nonprofit corporations; defining and providing for the organization, merger, consolidation, and dissolution of such corporations; conferring certain rights, powers, duties, and immunities upon them and their officers and members; prescribing the conditions on which such corporations may exercise their powers; providing for the inclusion of certain existing corporations of the first class within the provisions of this act; prescribing the terms and conditions upon which foreign nonprofit corporations may be admitted or may continue to do business within the Com-

monwealth; conferring powers and imposing duties on the courts of common pleas, prothonotaries of such courts, recorders of deeds, and certain State departments, commissions, and officers; authorizing certain local public officers and State departments to collect fees for services required to be rendered by this act; imposing penalties and repealing certain acts and parts of acts relating to corporations by authorizing nonprofit corporations to designate corporate trustees for the investment, reinvestment and maintenance of their funds and assets held in trust or otherwise and to transfer such funds to such corporate trustees for such purposes; and providing for the powers, duties, and liabilities of such trustees.

Which was committed to the Committee on Judiciary General.

He also read in his place and presented to the Chair Senate Bill No. 51, entitled:

An Act authorizing persons, partnerships, associations and corporations lawfully engaged in this Commonwealth in a banking business and maintaining night depository facilities in connection with any such business to provide in any agreement, contract, rule or regulation governing or regulating the use of any such facilities that the use thereof shall be at the sole risk of depositors using the same.

Which was committed to the Committee on Banking.

Messrs. FLEMING and McGINNIS read in place and presented to the Chair Senate Bill No. 52, entitled:

An Act to amend clause XV, of section 1202 of the act, approved the fourth day of May, one thousand nine hundred twenty-seven (P. L. 519), entitled "An act concerning boroughs, and revising, amending, and consolidating the law relating to boroughs," by further defining the powers of boroughs with regard to garbage, rubbish, sludge and other waste treatment and disposal, acting separately or jointly with other political subdivisions.

Which was committed to the Committee on Local Government.

Mr. FLEMING read in his place and presented to the Chair Senate Bill No. 53, entitled:

An Act to further amend clause (4) of subsection A of section 1001 of the act, approved the fifteenth day of May, one thousand nine hundred thirty-three (P. L. 624), entitled, as amended, "An act relating to the business of banking, and to the exercise of fiduciary powers by corporations; providing for the organization of corporations with fiduciary powers, and of banking corporations, with or without fiduciary powers, including the conversion of National banks into State banks, and for the licensing of private bankers, and employees' mutual banking associations; defining the rights, powers, duties, liabilities, and immunities of such corporations, of existent corporations authorized to engage in a banking business, with or without fiduciary powers, of private bankers and employees' mutual banking associations, and of the officers, directors, trustees, shareholders, attorneys, and other employes of all such corporations, employees' mutual banking associations or private bankers, or of affiliated corporations, associations, or persons; restricting the exercise of banking powers by any other corporation, association, or person, and of fiduciary powers by any other corporation; conferring powers and imposing duties upon the courts, prothonotaries, recorders of deeds, and certain State departments, commissions, and officers; imposing penalties; and repealing certain acts and parts of acts," by further regulating the making of instalment loans.

Which was committed to the Committee on Banking.



Mr. WATKINS read in his place and presented to the Chair Senate Bill No. 54, entitled:

An Act to further amend the act approved the twenty-fourth day of June, one thousand nine hundred thirty-seven (P. L. 2051) entitled "An act relating to public assistance; providing for and regulating assistance to certain classes of persons designated and defined as dependent children, aged persons, blind persons and other persons requiring relief; providing for the administration of this act by the Department of Public Assistance and county boards of assistance hereby created for this purpose; authorizing the Department of Public Assistance to cooperate with, and to accept and disburse moneys received from, the United States Government for assistance to such persons; providing for the liquidation of the State Emergency Relief Board, Boards of Trustees of the Mothers' Assistance Fund, and Boards of Trustees of Pension Fund for the Blind; and repealing laws relating to mothers' assistance, pensions for the blind, old age assistance, and the State Emergency Relief Board" by further prescribing the powers and duties of the Department of Public Assistance and the local boards; authorizing the Department and local boards to disclose the identity of recipients of assistance and amounts received further defining "assistance" and those persons eligible for assistance; further prescribing residence requirements with respect to assistance, changing the terms of county board members, clarifying the provisions with respect to the payment to the United States of its share of moneys received by way of restitution; prescribing additional penalties and repealing a certain act.

Which was committed to the Committee on Public Health and Welfare.

Mr. WOLFE read in his place and presented to the Chair Senate Bill No. 55, entitled:

An Act making an appropriation to the Department of Property and Supplies, for the construction of armory facilities under certain conditions.

Which was committed to the Committee on Appropriations.

Mr. CROWE read in his place and presented to the Chair Senate Bill No. 56, entitled:

An Act to further amend subsection (d) of Section 401 of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns townships within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by exempting from inspection certain vehicles used exclusively upon farms or highways connecting farms owned or operated by the same owner.

Which was committed to the Committee on Highways.

Mr. LETZLER read in his place and presented to the Chair Senate Bill No. 57, entitled:

An Act to amend Section 830 of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees and miscellaneous receipts; making an appropriation and providing for refunds," by prescribing the manner in which logs carried on certain vehicles and trailers shall be securely fastened.

Which was committed to the Committee on Highways.

He also read in his place and presented to the Chair Senate Bill No. 58, entitled:

An Act to amend section 2 of the act, approved the tenth day of April, one thousand eight hundred sixty-seven (P. L. 62), entitled "An act for the better and more impartial selection of persons to serve as jurors, in each of the counties of this Commonwealth," by changing the qualifications of jurors.

Which was committed to the Committee on Judiciary General.

Messrs. MALLERY and DIEHM read in place and presented to the Chair Senate Bill No. 59, entitled:

An Act to further amend Section 9 of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-seven (P. L. 2051) entitled "An act relating to public assistance; providing for and regulating assistance to certain classes of persons designated and defined as dependent children, aged persons, blind persons and other persons requiring relief; providing for the administration of this act by the Department of Public Assistance and county boards of assistance hereby created for this purpose; authorizing the Department of Public Assistance to cooperate with, and to accept and disburse moneys received from, the United States Government for assistance to such persons; providing for the liquidation of the State Emergency Relief Board, Boards of Trustees of the Mothers' Assistance Fund, and Boards of Trustees of Pension Fund for the Blind; and repealing laws relating to mothers' assistance, pensions for the blind, old age assistance, and the State Emergency Relief Board," by making certain aged persons placed in county homes eligible for assistance.

Which was committed to the Committee on Public Health and Welfare.

Mr. DIEHM read in his place and presented to the Chair Senate Bill No. 60, entitled:

An Act to further amend the act, approved the twenty-second day of June, one thousand nine hundred thirty-one (P. L. 594), entitled "An act establishing certain town-



ship roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligation of the Commonwealth in the construction of certain structures located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act," by deleting a route in Lancaster County.

Which was committed to the Committee on Highways.

Mr. KEPHART read in his place and presented to the Chair Senate Bill No. 61, entitled:

An Act providing for the appointment of a board of visitation in counties of the first class for institutions, societies, and association caring for dependent, neglected, or delinquent children, for the making of nominations of appointment thereto, and for the duties of such board.

Which was committed to the Committee on Local Government.

He also read in his place and presented to the Chair Senate Bill No. 62, entitled:

An Act to further amend subsection C of section 1210 of the act, approved the fifteenth day of May, one thousand nine hundred thirty-three (P. L. 624), entitled, as amended "An act relating to the business of banking, and to the exercise of fiduciary powers by corporations; providing for the organization of corporations with fiduciary powers, and of banking corporations, with or without fiduciary powers, including the conversion of National banks into State banks, and for the licensing of private bankers and employees' mutual banking associations; defining the rights, powers, duties, liabilities and immunities of such corporations, of existent corporations authorized to engage in a banking business, with or without fiduciary powers, of private bankers and employees' mutual banking associations, and of the officers, directors, trustees, share-holders, attorneys, and other employees of all such corporations, employees' mutual banking associations or private bankers, or of affiliated corporations, associations, or persons; restricting the exercise of banking powers by any other corporation; conferring powers and imposing duties upon the courts, prothonotaries recorders of deeds, and certain State departments, commissions, and officers; imposing penalties; and repealing certain acts and parts of acts," by further providing for authorized investments and limitations on loans and discounts of saving banks.

Which was committed to the Committee on Banking.

He also read in his place and presented to the Chair Senate Bill No. 63, entitled:

An Act to further amend paragraph (a) of clause (8) of subsection A and subsection C of section 1208, and section 1209 of the act approved the fifteenth day of May, one thousand nine hundred thirty-three (P. L. 624), entitled, as amended, "An act relating to the business of banking, and to the exercise of fiduciary powers by corporations; providing for the organization of corporations with fiduciary powers, and of banking corporations, with or without fiduciary powers, including the conversion of National banks into State banks, and for the licensing of private bankers, and employees' mutual banking associations; defining the rights, powers, duties, liabilities, and immunities of such corporations, of existent corporations authorized to engage in a banking business, with or without fiduciary powers, of private bankers and employees' mutual banking associations, and of the officers, directors, trustees, shareholders, attorneys, and other employees of all such corporations, employees' mutual banking associations

or private bankers, or of affiliated corporations, associations, or persons; restricting the exercise of banking powers by any other corporation, association, or person, and of fiduciary powers by any other corporation; conferring powers and imposing duties upon the courts, prothonotaries, recorders of deeds, and certain State departments, commissions, and officers; imposing penalties; and repealing certain acts and parts of acts," by further providing for authorized investments of savings banks.

Which was committed to the Committee on Banking.

He also read in his place and presented to the Chair Senate Bill No. 64, entitled:

An Act to further amend section 1212 and to amend section 1214 of the act, approved the fifteenth day of May, one thousand nine hundred thirty-three (P. L. 624), entitled, as amended, "An act relating to the business of banking, and to the exercise of fiduciary powers by corporations; providing for the organization of corporations with fiduciary powers, and of banking corporations, with or without fiduciary powers, including the conversion of National banks into State banks, and for the licensing of private bankers, and employees' mutual banking associations; defining the rights, powers, duties, liabilities, and immunities of such corporations, of existent corporations authorized to engage in a banking business, with or without fiduciary powers, of private bankers and employees' mutual banking associations, and of the officers, directors, trustees, shareholders, attorney, and other employees of all such corporations, employees mutual banking associations or private bankers, or of affiliated corporations, associations, or persons; restricting the exercise of banking powers by any other corporation, association, or person, and of fiduciary powers by any other corporation; conferring powers and imposing duties upon the courts, prothonotaries, recorders of deeds, and certain State departments, commissions, and officers; imposing penalties; and repealing certain acts and parts of acts," by further providing concerning the powers and limitations on powers of savings banks.

Which was committed to the Committee on Banking.

He also read in his place and presented to the Chair Senate Bill No. 65, entitled:

An Act making an appropriation to the Department of Health for the use of the Institute for Cancer Research Incorporated, Fox Chase, Philadelphia, Pennsylvania.

Which was committed to the Committee on Appropriations.

#### PERMISSION TO ADDRESS SENATE

Mr. SILVERT asked and obtained unanimous consent to address the Senate.

Mr. SILVERT. Mr. President, I should like to say a few words in connection with the bill I am about to present.

Mr. President, prior to the election last November, there were considerable newspaper editorials in the city of Philadelphia, the nature of which was this: That in spite of a record registration, there were some twenty-five to thirty thousand citizens in Philadelphia who were disenfranchised because of the present status of our election laws.

Mr. President, I am referring particularly to that provision in our election laws which states that no one is permitted to vote unless they have lived in their election district for a period of two months. Now, in a city like Philadelphia, between September 4 and November 4 of last year, it was estimated that about twenty thousand voters, who moved from one election district to another,



were unable to vote in the districts to which they moved, and were unable to vote in their old districts because they had moved from their residence. I, personally, had a number of calls from neighbors who could not understand why, because they moved on October 1st, almost across the street, from one division to another, they had, by reason thereof, lost their right to vote.

Mr. President, this bill is intended to amend our Constitution so as to permit voters who have moved from one election district to another, within sixty days of an election, if they so choose, to go back to their old election district and cast their votes.

### BILLS INTRODUCED AND REFERRED

Mr. SILVERT read in his place and presented to the Chair Senate Bill No. 66, entitled:

A Joint Resolution proposing an amendment to section three of article eight of the Constitution of the Commonwealth of Pennsylvania under which certain persons would be permitted to vote in the election district from which they have moved.

Which was committed to the Committee on Constitutional Changes and Federal Relations.

Mr. WAGNER read in his place and presented to the Chair Senate Bill No. 67, entitled:

An Act to amend subsection (a) of section 2 of the act approved the twenty-third day of May, 1945 (P. L. 913), entitled "An act relating to and regulating the practice of the profession of engineering; including civil engineering, mechanical engineering, electrical engineering, mining engineering, chemical engineering, surveying and constituent parts and combinations thereof as herein defined; providing for the licensing and registration of persons practicing said profession, and the certification of engineers in training and the suspension and revocation of said licenses, registrations and certifications for violations of this act; prescribing the powers and duties of the State Registration Board for Professional Engineers, the Department of Public Instruction and the courts; prescribing penalties; and repealing existing laws," by further defining the practice of engineering.

Which was committed to the Committee on Education.

Messrs. PECHAN and RUTH read in place and presented to the Chair Senate Bill No. 68, entitled:

An Act to amend the title and to further amend the act, approved the seventeenth day of June, one thousand nine hundred fifteen, (P. L. 1012), entitled "An act regulating the business of loaning money in sums of three hundred (\$300) dollars or less, either with or without security, to individuals pressed by lack of funds to meet immediate necessities; fixing the rates of interest and charges therefor; requiring the licensing of lenders; and prescribing penalties for the violation of this act," by increasing the maximum loan to six hundred (\$600) dollars, fixing the rates of interest on balances in excess of three hundred (\$300) dollars and extending the maturity limitation on loans.

Which was committed to the Committee on Banking.

Mr. McPHERSON read in his place and presented to the Chair Senate Bill No. 69, entitled:

An Act establishing minimum compensation and increments for administrators and members of the faculty of certain State-owned schools and imposing duties on the Boards of Trustees of such schools and the Superintendent of Public Instruction.

Which was committed to the Committee on Education.

Mr. YOSKO (by request) read in his place and presented to the Chair Senate Bill No. 70, entitled:

An Act validating and confirming certain contracts heretofore entered into by boards of school directors where there is no evidence of fraud or conspiracy, and authorizing or ratifying payments on such contracts by the school district.

Which was committed to the Committee on Education.

### PERMISSION TO ADDRESS SENATE

Mr. HALUSKA asked and obtained unanimous consent to address the Senate.

Mr. President, the bill which I am about to present pertains to pari mutuel horse racing, and if passed will provide for the establishment of three race tracks in the three greatest Counties of the Commonwealth, Allegheny, Philadelphia and Cambria.

### BILLS INTRODUCED AND REFERRED

Mr. HALUSKA read in his place and presented to the Chair Senate Bill No. 71, entitled:

An Act providing for and legalizing a State monopoly for the regulation of horse racing, with wagering on the results thereof subject to a State tax and under the mutuel or pari-mutuel system; creating the Pennsylvania Racing Commission as an independent administrative commission; and defining the powers and duties of the commission; providing for the establishment and operation of State racing plants and for their construction by the General State Authority; disposing of all moneys received by the commission; making an appropriation; and providing penalties.

Which was committed to the Committee on Law and Order.

Mr. RUTH read in his place and presented to the Chair Senate Bill No. 72, entitled:

An Act authorizing the judges of the courts of common pleas to create medical clinics for the examination of persons charged with the commission of criminal offenses prior to trial, and of convicted persons prior to the imposition of sentence, and of children charged with delinquency; providing for the creation of joint medical clinics among the several counties, and imposing the costs of maintaining and operating such clinics upon the county or counties creating the same.

Which was committed to the Committee on Local Government.

### REPORT FROM COMMITTEE

#### BILL RE-REFERRED

Mr. KESSLER. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. KESSLER, from the Committee on Public Health and Welfare, reported as committed Senate Bill No. 20, entitled:

An Act prohibiting lobbying and the practice of law before State agencies, by State elective and appointive administrative officers, and firms, partnerships and associations of which they are members.

Which was re-referred to the Committee on Judiciary General.

## BILL INTRODUCED AND REFERRED

Mr. DENT read in his place and presented to the Chair Senate Bill No. 73, entitled:

An Act to further amend Section 2 of the act approved the twenty-second day of June, one thousand nine hundred thirty-one (P. L. 720) entitled "An act providing for the taking over by the Commonwealth, under certain terms, conditions and limitations, of certain streets in cities of the second class, second class A, and third class as State highways, and for the improvement, construction, reconstruction, resurfacing and maintenance by the Commonwealth of certain defined widths of said streets; imposing duties on such cities and on public utility companies using such streets; providing that no assessment shall be made upon the Commonwealth in the elimination of any grade crossing thereon; authorizing cities, persons, associations, or corporations to enter into agreements with the Commonwealth to bear a portion of the cost of construction or maintenance; providing for the assessment of certain portions of the cost of street improvements on abutting property owners; regulating the replacement of certain facilities of public utility companies; prohibiting the opening of said streets after improvement without a permit, and providing penalty therefor; regulating the maintenance of detours; authorizing the increase of city, indebtedness in certain cases; and appropriating money in the Motor License Fund for the purposes of this act," by extending a certain route and adding a certain route in the city of Greensburg.

Which was committed to the Committee on Highways.

## SENATE CONCURRENT RESOLUTION REFERRED TO COMMITTEE

## MEMORIALIZING CONGRESS TO ELIMINATE FEDERAL GASOLINE TAX

Mr. MAHANY offered the following resolution which was twice read and referred to the Committee on Highways:

In the Senate, February 2, 1953.

Whereas, building of roads and highways since the inception of our government has been primarily a State responsibility; and

Whereas, every State of the Union has tremendous problems in maintaining, extending, and building highways and bridges due to the lack of building program during the war year period; and

Whereas, the Federal government has always collected much more than they have sent back to the states for road building purposes; and

Whereas, the costs of building and maintaining roads and highways have increased tremendously; and

Whereas, states have demonstrated they are willing, have, and do cooperate in building the federally designated highways; and

Whereas, the states sensed the responsibility of an integrated highway system as it relates to the national welfare; and

Whereas, the states have demonstrated that they can build adequate highways; and

Whereas, in many instances, many economies can be effected through sole state responsibility of building highways; and

Whereas, because of the foregoing facts and after due consideration, the Council of State Governments in the National meeting December 7 in Chicago, passed a resolution supporting this proposition, and the Governors' Conference, in the National meeting in July, 1952, unanimously passed a resolution supporting this proposition, therefore,

Be it Resolved by the Senate of the General Assembly of the Commonwealth of Pennsylvania, the House of Representatives concurring, That the Eighty-fourth Session of Congress give serious consideration to the ques-

tion of eliminating the Federal gasoline tax and leaving that area of taxation entirely to the states.

Be It Further Resolved, That the Secretary of the Commonwealth be and he is, hereby directed to send a duly certified copy of this resolution to the presiding officers of each House of the Congress and to each member of the Pennsylvania delegation in Congress, and that printed copies thereof, showing that said concurrent resolution was adopted by the General Assembly of Pennsylvania, be sent to each House of each Legislature of each State of the United States.

## SENATE CONCURRENT RESOLUTION

## TIME OF NEXT MEETING

Mr. McCUSKER offered the following resolution, which was twice read, considered and agreed to:

In the Senate, February 2, 1953.

Resolved (if the House of Representatives concur), That when the Senate adjourns this week it reconvene on Monday, February 9, 1953, at four o'clock p.m., E.S.T.; and when the House of Representatives adjourns this week it reconvene on Monday, February 9, 1953, at four-thirty o'clock p.m., E.S.T.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

## ANNOUNCEMENTS BY THE SECRETARY

The SECRETARY. There will be a meeting of the Judiciary General Committee on Tuesday, February 3, 1953, at 8:30 o'clock a.m., in the Capitol Cafeteria where breakfast will be served.

There will be a meeting of the Appropriations Committee on Tuesday, February 3, 1953, at 9:30 o'clock a.m., in the Caucus Room and it is open to the public.

## POINT OF INFORMATION

Mr. DENT. Mr. President, I rise to a point of information.

The PRESIDENT. The gentleman will state his point of information.

Mr. DENT. Mr. President, is this a public hearing tomorrow morning at the Appropriations Committee Meeting?

Mr. PRESIDENT. I do not understand that it is to be.

Mr. DENT. Mr. President, for what purpose is the meeting, if the public is invited?

The PRESIDENT. Well, the public is invited if they wish to attend.

Mr. DENT. For what purpose, Mr. President?

The PRESIDENT. The Chair will direct your question to the Chairman of the Appropriation Committee, Senator Chapman.

## INTERROGATION

Mr. DENT. Mrs. President, I desire to interrogate the gentleman from Warren, Senator Chapman.

The PRESIDENT. Will the gentleman from Warren, Mr. Chapman, permit himself to be interrogated?

Mr. CHAPMAN. I will, Mr. President.

Mr. DENT. Senator Chapman, is there to be a public hearing tomorrow morning at the meeting of the Appropriations Committee?

Mr. CHAPMAN. The meeting is tomorrow morning at 9:30 o'clock, and the public is invited, down in the Caucus Room, and the School Authority will be reconsidered.

Mr. DENT. School Authority? Thank you, Mr. President.



### PERMISSION TO ADDRESS SENATE

Mr. DENT asked and obtained unanimous consent to address the Senate.

Mr. DENT. Mr. President, I believe that an important meeting like that ought to have been publicized so that the persons who are interested in that particular subject could be here tomorrow. How can the public come here tomorrow morning to a meeting at 9:30, and the school authorities, when they do not even know there is such a meeting or who is to be present or what is to be studied or looked into?

Mr. President, I am a Member of the School Building Authority of the Commonwealth and, very frankly, this is the first notice I had that we are going to be interrogated tomorrow morning. I think from now on, Mr. President, if there is going to be a hearing of any kind on any legislation or on any of the appropriations that are asked for, that at least one week before the meeting the newspapers and radio and TV news outlets ought to at least be notified that there is such a meeting, in order that the interested parties can gather their data and come before the Appropriations Committee with proper questions. I doubt, unless someone has had an inside track on the information, if there is such a meeting tomorrow morning, who can possibly be there? I think that kind of a meeting ought to be put to the public at least a week before such meeting is held. I hope to be there to find out something, at least.

### PERMISSION TO ADDRESS SENATE

Mr. HOLLAND asked and obtained unanimous consent to address the Senate.

Mr. HOLLAND. Mr. President, I think all of us are interested in bringing economy and efficiency into government. After hearing the Republican President speak, now the President of all our Parties,—he spoke about having efficiency and economy on local levels—I was very glad to pick up a newspaper and find that in it one of the elected officials of our State, Mr. William S. Livengood, Jr., who has been Secretary of Internal Affairs of the State of Pennsylvania for a long time, made this statement. He was speaking about a suggestion made by the Chesterman Committee, and he stated that it would not affect economy. This statement he made, and I quote: "I can give them a plan for reorganization of State Government much simpler than the one they have proposed, and one that will save infinitely more money than all of their suggestions put together."

Mr. President, I believe it is the duty of the Majority Leader of this Senate to get in touch with Mr. Livengood, and have him appear before the Appropriations Committee and give his suggestions on how we can save money in government. I believe he has had a very good opportunity, being a sort of little outside Member of the Cabinet for some time on the Hill, to get an idea or what they do in other departments.

For instance, Mr. President, my pet peeve is the Department of Commerce. The Department of Commerce uses all the material in the Internal Affairs Department to get those great ads that they place throughout the State, and also the statements they make about what the Department of Commerce is doing. I understand, though, that there has been a big loss to the Department of Commerce

in the last few weeks. One of the best political writers, political speech writers, has become involved in a feud with some bigwig in the Republican Party and lost his job. I think they are now looking around to get another political speech writer to put in the Department of Commerce. I think maybe Mr. Livengood knows what is going on in the Department of Commerce.

Mr. President, I would suggest to the Chairman of the Appropriations Committee, if he would ask Mr. Livengood to appear at an open public meeting, especially to the press, well advertised, that Mr. Livengood will appear and will give us his suggestions on how to save money in government and to rearrange different departments so that we will have efficiency in our State Government.

Mr. President, I would also draw to the attention of the Majority Leader that he should, as the leader of the Republican Party, follow the slogan of the National Party, if they are going to have economy and efficiency, and have the man, who now has said he has a plan that will bring economy into State Government, appear before the Appropriations Committee without any more delay so that we can get together.

From the looks of things, Mr. President, it is going to continue like it has in the past. We are going to be down here a couple of days a week indefinitely, and the last week before Christmas we will have to hurry and do our Christmas shopping and also close the budget. I hope that we can do it this year a little earlier, because last year some of my friends did not get a present. I did not have enough time at Christmas to buy a present. Perhaps we should give notice to the Senators today that it is advisable for them to do their Christmas shopping early, do their Christmas shopping these first two weeks, or three or four weeks when they are doing nothing, so that when it comes to Christmas we will at least be prepared for Christmas if we are not prepared for the budget.

### PERMISSION TO ADDRESS SENATE

Mr. YOSKO asked and obtained unanimous consent to address the Senate.

Mr. YOSKO. Mr. President, I just want to say that in the last several months the Government Survey Committee, headed by Mr. Chesterman, has been issuing newspaper releases on reports it had completed in connection with the investigation and survey of the various departments, boards and commissions of the Commonwealth. I do not know just how many of these reports have been completed, but it was not until this week that a few of the departments involved took issue with the findings of the Survey Committee.

Mr. President, I noticed in the newspaper that the Department of Mines took issue with the Committee; Mr. Livengood took issue with the Committee; the Department of Property and Supplies, in so far as its purchasing function is concerned, took issue with the Survey Committee. Because of that, it seems to me that the resolution I presented the other day, calling for the production of the completed reports to the Members of the Legislature, as well as the appearance of the Survey Committee before the State Government Committee or some other committee of the Legislature, ought to be reported from the Rules Committee and put into effect so that we can start the machinery in motion to effect the economies that have been recommended. I think we

ought to know which of the statements made are right and which are wrong. Either the Survey Committee is right or it is wrong, or the departments involved that take issue with the Survey Committee are either right or wrong, and we ought to know this.

Mr. President, we are here to legislate and we certainly cannot legislate without facts. The only way we can get facts is from those reports, and at hearings from the persons who are involved. I, therefore, call upon the Chairman of the Rules Committee to call a meeting of that committee and report my resolution, so that it can be adopted here and we can start the wheels in motion to dispose of the reports of the Survey Committee.

Mr. President, it seems very silly to me for the Governor to appoint this Committee, allocate \$100,000 to it to do this work and then deny the Members of the Legislature the information that is compiled by the Committee. I think it is just plain silly and I think we ought to get to work on it.

#### PERMISSION TO ADDRESS SENATE

Mr. DENT asked and obtained unanimous consent to address the Senate.

Mr. Dent. Mr. President, I just wanted to say that talking economy and preaching it is one thing, but putting it into effect is another. Mr. Livengood, who seems to have such a grand knowledge of economy in government, might explain to the taxpayers of Pennsylvania why he devoted approximately seven and one-half pages of his monthly bulletin, which the people pay for in Pennsylvania, to a campaign for the election of Mr. Eisenhower to the Presidency of the United States. All of the people of Pennsylvania pay for these departmental booklets, and I think the booklet that came out in October contained approximately seven and one-half pages on the why's and wherefore's of the great Eisenhower tradition which, up until that moment, we had not known too much about.

Mr. President, I think that the people of Pennsylvania ought not to be made to pay for campaigns regardless of which party might be running. The proper thing for Mr. Livengood to do is to clean up his own department before he starts cleaning up the others.

#### PERMISSION TO ADDRESS SENATE

Mr. MAHANY asked and obtained unanimous consent to address the Senate.

Mr. MAHANY. Mr. President, I do not understand that the Governor is denying the Legislature the benefit of this Chesterman Committee Report. I think he and all of us are patiently awaiting the culmination of this work. I understand that not only this committee but the Tax Committee is working assiduously on their job, and that they expect to have something to report to us within the month. I do not like to get these reports from the Chesterman Committee piecemeal, as we have to through the newspapers, but I believe that they are working hard. I expect by the end of this month, perhaps even the middle of the month, to have something from this committee. I will say this to the gentleman, that if we don't have something in the way of a report by the end of this month, I will certainly see if we can pass some kind of a resolution asking that we have their report as soon as possible.

Mr. President, the reason that we are not in a position, of course, to report Senator Yosko's resolution is because the first part of it is certainly framed with a lot of untruths. I do not have any official knowledge from this committee that we are guilty of all kinds of inefficiencies, as he has brought out in the resolution, and I feel that was the wrong type of resolution to introduce. If he wanted a report from this committee, he should have asked for it without all of those whereases which, at this date, are not official information.

Mr. President, as far as Senator Holland is concerned, I would always advise him that it is wise to do your Christmas shopping early.

#### INTERROGATION

Mr. HOLLAND. Mr. President, I desire to interrogate the Majority Floor Leader, Senator Mahany.

The PRESIDENT. Will the Majority Floor Leader permit himself to be interrogated?

Mr. MAHANY. I will, Mr. President.

Mr. HOLLAND. Senator Mahany, do I understand you correctly that if a resolution is presented just to receive these reports as they come, without any whereases, and not being a lawyer I am not so good at those whereases, you will agree to consider the resolution immediately?

Mr. MAHANY. Mr. President, if it does not appear as though these reports are forthcoming within a couple of weeks, I believe that I would be glad to go along with such a resolution.

Mr. HOLLAND. Mr. President, I desire to further interrogate the Majority Floor Leader, Senator Mahany.

The PRESIDENT. Will the Majority Floor Leader permit himself to be further interrogated?

Mr. MAHANY. I will, Mr. President.

Mr. HOLLAND. Do you not think when we are doing nothing in these weeks, especially for the next four weeks, if each one of these reports, which I understand are coming in by departments, that if we got these reports by departments we would have a good opportunity to study them? As it is now, you are going to throw on our desks a whole lot of reports and then start to grind the wheel real quickly to get through these departments before you can really digest the reports. We do not have a large office force. We are the office force ourselves, each individual here is an office force. He has to do the studying of these reports. I think it is very unfair to hold back these reports until you get them all, then dump them on our desks and ask us to digest them in a week when the administrative part of the government starts to put bills in here to pass.

In fact, Mr. President, I believe it is about time this Senate starts to assert its authority as a legislative body. We have abrogated our authority over the years, we have been just a slave, subject to the whims of the administration due to the fear that, maybe, they will lick us in the next election. Now, I think it is about time we become legislators and demand the right of having these reports so we can study them. If not, then let us all go home and put some puppets in our place here to wait for the administration to give us something to do. We are either going to be legislators or not, and I say to you, Mr. President, it is entirely wrong to wait until they dump all of these reports on our desks and then expect us to do a good job. Mr. President, I



think everybody here would like to do an honest job in studying these reports. We are not going to study the reports if we are going to do it your way. The only way to do it, if you want to do it efficiently, is to let us have one report a week, and they have been coming out, I understand, one a week. If we had one report a week, we at least could study one department each week and have the right type of an answer when the bills are discussed or when the committee is considering the changes in government.

Mr. President, I would ask Mr. Mahany to reverse his decision and agree with us that these reports should be given to us as they come so that we can study them, too. After all, we are elected by the people to represent them. If we do not want to represent them, then we ought to go home and give our check back that we received today, because we have not earned it.

Mr. MAHANY. Well, Mr. President, that is a pretty long question, but I would say that I do not have to reverse my position. I am still going to continue in the same position, and that is that I will do everything possible to see that these reports are expedited. I will be glad to go over with whoever is in charge of this work, and the Executive Director of it, to see if I cannot get them to give us something in the very near future.

#### PERMISSION TO ADDRESS SENATE

Mr. DENT asked and obtained unanimous consent to address the Senate.

Mr. DENT. Mr. President, about three weeks ago, knowing that I would have a full time job on my hands trying to analyze the budget and the Budget Message, speaking for the Minority, I requested from the tax study groups any of the reports that they may have completed at the time. Of course, I am being treated the same as the rest of the Members of the Senate, and will not be given the reports until they are fully completed. However, I have been able to pick up a few gleanings from the newspapers as to what may be contained in some of the reports. I have also made it a point to go back through some of the Histories of the Senate, and I find that if the Members of the Senate are really interested in what might be suggested by the Chesterman Committee and the Tax Study Commission, if they will go back through the Senate Journals they will find that in the past six years the Democratic Minority has already given to the Senate ninety per cent of the Chesterman Report.

#### PERMISSION TO ADDRESS SENATE

Mr. YOSKO asked and obtained unanimous consent to address the Senate.

Mr. YOSKO. Mr. President, I am glad somebody representing the administration has now set a time when we will get those reports, and I will go along with Senator Mahany on the end of the month or prior to that. If we do not have the reports by that time, I will be on my feet again asking about them.

Mr. President, with reference to the whereases that he complained about in the resolution, I do not want to bore the Members of the Senate with the provisions of the resolution. However, if Senator Mahany will read the resolution I presented, it states that the Government

Survey Committee uncovered widespread inefficiency, waste, extravagance, duplication of function, within the State Government, and I was only quoting from what was reported by the Survey Committee. If Senator Mahany disagrees that those things were uncovered by the Government Survey Committee, I will be happy to get all of the releases that have been submitted to the newspapermen thus far. I will pick out, I believe, the very words that were made a part of this resolution.

Mr. President, there must be widespread inefficiency, extravagance and duplication of function or the committee would not recommend, as of this date, savings up to approximately \$50,000,000. There must be waste where there is the unnecessary expenditure of that amount of money, and the Survey Committee has not completed its job yet. I understand there is a rumor in circulation that in spite of the fact that the Survey Committee has not completed its job, its affairs are going to be wound up. If anybody attempts that, I will be here battling against it. I think this Government Survey Committee is doing a good job for the people of Pennsylvania. It may adversely affect the Republican Party or the administration, but that is one of those things that developed over a period of years and it has got to be corrected and somebody has to be blamed for it.

Mr. President, I have said before in letters I have written to Governor Fine that this whole mess which exists here in the State Government isn't his fault; it is the fault of former Governor Duff. He had four years' time to clean it up and he did nothing about it. At least Governor Fine came in and appointed this committee to investigate the things we have been saying about the State Government here on the floor of the Senate, and, unfortunately for somebody, the things that we have been yelping about here have been found to be true.

Mr. President, just let me add one thing to it. If you take a look at the record of last year, you will find that on at least a half dozen occasions I stood before this microphone, presented resolutions to have the departments of the State Government lapse unexpended appropriations, not only from the last biennium but from previous bienniums. I introduced a bill to lapse those appropriations, and I was told by the Majority Leader of the Senate that those appropriations lapsed automatically. I have made a request for an itemized statement of all of the lapses of appropriations, and I find now a piece that appeared in the Philadelphia Bulletin. The heading is, "Fine Finds Funds Under The Rug; Departments Return \$39,000,000 in Unused Appropriations," so that what I have been yelping about here for a whole Session has finally come true and when the barrel was scraped, in it they found \$39,000,000.

#### INTERROGATION

Mr. WALKER. Mr. President, I desire to interrogate the gentleman from Westmoreland, Senator Dent.

The PRESIDENT. Will the Senator from Westmoreland permit himself to be interrogated?

Mr. DENT. Mr. President, I will.

Mr. WALKER. Mr. President, due to circumstances beyond my control I missed the last of the distinguished gentleman's statement, and I would not want to go home deprived of the opportunity of carrying that statement with me. Did I understand the gentleman from Westmore-

land to say that ninety per cent of the Chesterman Report had been recommended by the Democratic Party?

Mr. DENT. Mr. President, ninety per cent of what has appeared in the paper, such as the intimation that they are going to ask for the abolishment of the Department of Public Assistance, the consolidation of the Department of Welfare activities, the abolishment of the Milk Control Board and the consolidation of many of the functions now contained in the Department of Internal Affairs. These things have been talked about on the floor of the Senate, and your humble servant has made these recommendations time and time again upon the floor.

Mr. WALKER. Mr. President, do I understand that the answer to my question is "yes"?

Mr. DENT. Mr. President, in a long way around, yes.

Mr. WALKER. Mr. President, may I further interrogate the gentleman?

The PRESIDENT. Will the gentleman permit himself to be further interrogated?

Mr. DENT. I will, Mr. President.

Mr. WALKER. Mr. President, will the gentleman object if somebody else lays claim to the other ten per cent?

Mr. DENT. Mr. President, I do not care who claims anything. I do not claim it because of pride; I claim it to show the way the wheels roll. No one knows what today may bring out that tomorrow may claim. We have had here examples on this floor of the many Members of the Senate that have for years fought for certain reforms, and then all of a sudden they become headline news under the name of another sponsor. For instance, the eighteen year old voting bill. Senator Holland has asked the Senate for fourteen years to pass an eighteen year old voting bill, but all of a sudden it becomes front page news under another sponsorship and Senator Holland is completely forgotten.

I say to you, Mr. President, that if we will take the word and the work of the Members of this Senate we will not have to spend so much money for commissions. I do not care. Senator Walker can have ninety per cent of the claim, he can have one hundred per cent of the claim and he can also have all of the fame. I found that neither one amounts to anything unless you get something done.

#### PERMISSION TO ADDRESS SENATE

Mr. WALKER asked and obtained unanimous consent to address the Senate.

Mr. WALKER. Mr. President, may I say to the gentleman from Westmoreland that I appreciate that? I am not looking for any credit for anything that the Chesterman Committee might report. I would like to say that I think that there is a lot of merit in the reports, and the fact that everybody is trying to now claim the child would certainly indicate that the reports will receive the very careful consideration of this legislative body here in trying to enact them into statutes.

Mr. President, as far as the comments that were made during the 1951 Session relative to lapsed appropriations, I will be very happy, either on the floor of the Senate or in the Racquet Club, to discuss with the gentleman from Northampton the difference between lapsed appropriations and unused appropriations.

#### PERMISSION TO ADDRESS SENATE

Mr. DENT asked and obtained unanimous consent to address the Senate.

Mr. DENT. Mr. President, in the fear of again stepping on toes, I might say that if this Senate will remember, I have pointed out time and time again in budget messages on this floor the very thing Senator Yosko is calling attention to, the overestimation of the needs and the underestimation of the revenue returns, thereby building up these so-called lapsed or unused appropriations. They are all deliberate, it is part of the method used to balance budgets. It is an unsafe, an uneconomical method, but that is the method we use in Pennsylvania.

Mr. President, that \$38,000,000 did not accumulate in the last two years since we left this legislative body. It goes back perhaps to 1949, maybe before that, 1947, some of it, but that money has been there and has been accumulating every year. I have asked the Senate to ask for that money so that we would not have to pass taxes. If we have \$38,000,000 in unused funds, then the people of Pennsylvania have been taxed \$38,000,000 more than necessary. That has been my argument for years and years. Of course, it will not get anywhere any more than the tear-down that I am now making of the budget, and when I present it here, after hours and hours of work, it will probably be discarded as all of the other work has been discarded.

#### PERMISSION TO ADDRESS SENATE

Mr. WALKER asked and obtained unanimous consent to address the Senate.

Mr. WALKER. Mr. President, I am perfectly willing to discuss the budget at any time, even though I do not want to do it until the gentleman from Westmoreland has had the opportunity to thoroughly assimilate it and give us the benefit of his budget message which I assume will come some time later. I would like to suggest this to him, that the mere fact that there are unused funds in an appropriation does not necessarily draw the conclusion that we were over taxing the people in order to get funds we did not need. One instance that occurs to my mind, Mr. President, to illustrate the point, there was an item of \$2,000,000 appropriated to the Department of Agriculture for soil conservation work. The very distinguished Secretary of that Department did not use the money because he could not get an expeditious expenditure of it, or an economic expenditure of it, for the purposes for which it was appropriated and he rightfully did not use the money. He held it back until such time as he could get an economical use of it. Now, I think that the money was appropriated by the General Assembly in all good faith, and it was accepted by the Secretary of Agriculture in the same spirit in which it was appropriated. The mere fact that it was not used does not mean necessarily that the General Assembly overtaxed the people of Pennsylvania. I think that everybody on the floor of the Senate, who has served at least one term, has sometime during his career in the Senate suggested economies that they hoped would be written into the law.

Mr. President as the Majority Floor Leader has very sincerely said, he is very anxious to get these reports in our hands as soon as possible so that we can study them



and I think that the gentleman on the Minority Side should be willing to accept that and give him the opportunity to corraling these reports and submitting them to us in toto instead of having them piece by piece

#### PERMISSION TO ADDRESS SENATE

Mr. DENT asked and obtained unanimous consent to address the Senate.

Mr. DENT. Mr. President, I do not say that it is more important for the newspapers of Pennsylvania to get these reports in a so-called piecemeal fashion than it is for the Members of the Senate who must, in the end, act upon the reports. I am sure that some of the reports will change character between the first submission and the last acceptance.

Mr. President, when the Senator from Allegheny speaks about lapsed funds, he might also remember, and I know that his memory is very good, that I called attention to that very appropriation he is talking about and said at the time that we could not do the work because you could not get the material, and that it was wrong to appropriate money for such work, for which money has been appropriated, due to the lack, or the inability to get materials and services to perform these operations. The Histories of the Senate are filled with the protests of the Minority against the appropriation of large sums of moneys for purposes that were not clearly defined. We will continue to do so; that is the role of the Minority Party. Maybe that is what keeps them in the minority.

#### PERMISSION TO ADDRESS SENATE

Mr. YOSKO asked and obtained unanimous consent to address the Senate.

Mr. YOSKO. Mr. President, the distinguished gentleman from Allegheny County said that he would be glad to discuss with me the difference between unused funds and lapsed funds. He said he would like to do it in the "Coffee Shop" or the "Racquet Club." I do not care to discuss the subject in the "Racquet Club" or any other place outside of here on the floor.

Mr. President, unsued funds, as I understand them, are unexpended funds, funds that have been appropriated and unexpended. Lapsed funds just revert back to the General Fund because they have not been expended. It is just as simple as all that. What I was trying to do during the whole Session last year was to determine which departments had unexpended balances, unencumbered and no more use for them, so that they could revert back to the General Fund or be lapsed into the General Fund.

#### PERMISSION TO ADDRESS SENATE

Mr. WALKER asked and obtained unanimous consent to address the Senate.

Mr. WALKER. Mr. President, I might say to the gentleman from Northampton that it is my understanding that

an unused fund in an appropriation is simply a fund where the project is not as yet completed and where the money is being held to complete the project. A lapsed fund is a surplus in an appropriation over and beyond the needs that they actually found after the project had been completed. The surplusage is a lapsed fund. The unused portion of an appropriation for an incomplete project is an unused fund. I trust that is sufficiently confusing.

#### PERMISSION TO ADDRESS SENATE

Mr. MAHANY asked and obtained unanimous consent to address the Senate.

Mr. MAHANY. Mr. President, I hope that this discussion will result in expediting these reports and I hope that we do not try to use these reports as political footballs.

Mr. President, I think we are all definitely going to study these reports and definitely try to effect all economies recommended by them. We intend to debate the matter at full length; we intend to certainly effect all the economies which can be effected by the recommendations of this report. Of course, there are some of them that we cannot, because we are going to run into trouble with the public. We are going to give the public a chance to tell us what they think about the various recommendations, and then those that we can accept we certainly are going to put into effect.

Mr. President, I think for the purpose of this discussion we perhaps could go on until midnight, going back and forth. However, I think we probably have said everything that can be said about this at the present time.

#### PERMISSION TO ADDRESS SENATE

Mr. DENT asked and obtained unanimous consent to address the Senate.

Mr. DENT. Mr. President, I want to assure the gentleman that we, too, do not intend to use these reports as political footballs. I have studied the action of the Republican Minority in Washington and watched how they have handled reports that have come from committees. I have suggested to our boys that we follow them, because it was very successful and they knew how to handle them and they did not play politics any more or any less than what we intend to.

#### ADJOURNMENT

Mr. MAHANY. Mr. President, I move that the Senate do now adjourn until Tuesday, February 3, 1953, at 11:00 o'clock a. m., Eastern Standard Time.

Mr. HARE. Mr President, I second the motion

The motion was agreed to

The Senate adjourned at 5:25 o'clock p. m., Eastern Standard Time, until Tuesday, February 3, 1953, at 11:00 o'clock a. m., Eastern Standard Time.

## HOUSE OF REPRESENTATIVES

MONDAY, February 2, 1953.

The House met at 4:30 p. m.

The SPEAKER (Charles C. Smith) in the Chair.'

## PRAYER

The Chaplain, Reverend William Hugh Fryer, offered the following prayer:

Almighty God, we beseech Thee to look with favor upon our land and people. All undeserving Thou hast made us great among the nations of the earth. Let us not forget that this place and this power have come of Thee, and that we have them as a trust to use in thy service. Save us from pride and arrogance; make us quick to see the needs of those less fortunate than ourselves, and to be resolute in our purpose to promote goodwill and fellowship among all men; through Jesus Christ our Lord. Amen.

## JOURNAL NOT APPROVED

The SPEAKER. Are there any corrections to the Journal of Tuesday, January 27, 1953?

The Chair recognizes the gentleman from Cambria, Mr. Andrews. For what purpose does the gentleman from Cambria rise?

Mr. ANDREWS. To inquire whether the approval of the Journal is the next order of business, Mr. Speaker.

The SPEAKER. For the gentleman's information it is the next order of business.

Mr. ANDREWS. Mr. Speaker, I rise to object to the approval of the Journal until the Journal is in print, and so move.

The motion was agreed to.

## BILLS INTRODUCED AND REFERRED

By Mr. JOHNSON. HOUSE BILL No. 1.

An Act providing for a revision or amendment of the Constitution of Pennsylvania with certain limitations by a constitutional convention and a vote of electors; and providing for the nomination and election of delegates.

Referred to the Committee on State Government.

By Mr. BOWER. HOUSE BILL No. 2.

An Act to provide revenue by imposing an excise tax, payable by those herein defined as manufacturers and bottlers of bottled soft drinks, and syrups as herein defined, prepared, used, sold transported or delivered within the Commonwealth and by others; requiring persons as herein defined engaged in the manufacture, bottling, distribution, sale and transportation of syrup and bottled soft drinks to secure permits; prescribing the method and manner of evidencing the payment and collection of such tax or assessing the tax; conferring powers and imposing duties on the Department of Revenue and those manufacturing, bottling, distributing, selling and transporting syrup or bottled soft drinks and providing penalties.

Referred to the Committee on Ways and Means.

By Mr. BOWER. HOUSE BILL No. 3

An Act imposing a tax on telegraph, telephone, radio telephone, radio and television messages and upon leased wire, teletypewriter and talking circuit special service.

Referred to the Committee on Ways and Means.

By Mr. BOWER.

HOUSE BILL No. 4

An Act assessing and levying a State per capita tax upon certain residents of this Commonwealth, providing for discounts, penalties, and collection of the tax and for withholding of the tax by certain employers.

Referred to the Committee on Ways and Means.

By Mr. BOWER.

HOUSE BILL No. 5

An Act imposing a State tax, payable by those defined as publishers and distributors, on newspapers published or distributed and sold within this Commonwealth; prescribing the method and manner of collection and payment of such tax; conferring powers and imposing duties upon the Department of Revenue and those engaged in the publication or sale at wholesale and retail of newspapers; and prescribing penalties.

Referred to the Committee on Ways and Means.

By Mr. SCOTT.

HOUSE BILL No. 6.

An Act to amend sections 464 and 471 of the act, approved the twelfth day of April, one thousand nine hundred fifty-one (P. L. 90) entitled "An act relating to alcoholic liquors, alcohol and malt and brewed beverages, amending, revising, consolidating and changing the laws relating thereto, regulating and restricting the manufacture, purchase, sale, possession, consumption, importation, transportation, furnishing, holding in bond, holding in storage, traffic in and use of alcoholic liquors, alcohol and malt and brewed beverages and the persons engaged or employed therein; defining the powers and duties of the Pennsylvania Liquor Control Board; providing for the establishment and operation of State liquor stores, for the payment of certain license fees to the respective municipalities and townships, for the abatement of certain nuisances and in certain cases, for search and seizure without warrant; prescribing penalties and forfeitures; providing for local option, and repealing existing laws," by further defining the powers of courts on appeals.

Referred to the Committee on Liquor Control.

By Mr. ROYER.

HOUSE BILL No. 7.

An Act to further amend section two of the act, approved the twenty-ninth day of May, one thousand nine hundred forty-five (P. L. 1107), entitled "An act providing for the construction, erection and maintenance of roadside rests adjacent to State highway routes; providing for the acquisition of interests in land by gift, purchase or condemnation; granting powers to, and imposing duties upon, the Department of Highways, the Secretary of Highways, the Governor and the Department of Property and Supplies; authorizing rules and regulations; and providing penalties for violation thereof; and making an appropriation," by eliminating the maximum cost of any one roadside rest.

Referred to the Committee on Highways.

By Mr. BOLTON.

HOUSE BILL No. 8.

An Act to amend the title and Sections 1, 2, 5 and 6 of the act, approved the thirtieth day of June, one thousand nine hundred forty-seven (P. L. 1161), entitled "An act to provide for the prompt, peaceful and just settlement of labor disputes between public utility employers engaged in furnishing electric, gas, water and steam heat services to the public and their employees which cause or threaten to cause strikes, lockouts, slowdowns or similar work stoppages and consequent interruptions in the supply of a public utility service on which a community served is so dependent that severe hardship would be inflicted on a substantial number of persons by a cessation of such service; providing procedures for the adjustment and settlement of such disputes; declar-



ing that the public policy of the Commonwealth requires the continuation, without cessation, of such public utility services; and providing means, including regulations, affecting the rights, powers and privileges of employers and employees for the enforcement of such public policy, and providing penalties," by bringing within the provisions of this act public utility employers and employees engaged in furnishing urban passenger transportation to the public; making editorial corrections, and making the provisions thereof effective as to presently existing labor disputes and work stoppages.

Referred to the Committee on Labor Relations.

By Mr. TOMPKINS.

HOUSE BILL No. 9.

An Act to amend subsections (a) and (f) of Section 1307 of the act, approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1333), entitled "An act concerning elections, including general, municipal, special and primary elections, the nomination of candidates, primary and election expenses and election contests; creating and defining membership of county boards of elections; imposing duties upon the Secretary of the Commonwealth, courts, county boards of elections, county commissioners; imposing penalties for violation of the act, and codifying, revising and consolidating the laws relating thereto; and repealing certain acts and parts of acts relating to elections," by authorizing voting by qualified electors honorably discharged from the military service within thirty days prior to the last day for registration.

Referred to the Committee on Elections & Apportionment.

By Mr. GIBSON.

HOUSE BILL No. 10.

An Act to further amend the act, approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1333), entitled "An act concerning elections, including general, municipal, special and primary elections, the nomination of candidates, primary and election expenses and election contests; creating and defining membership of county boards of elections; imposing duties upon the Secretary of the Commonwealth, courts, county boards of elections, county commissioners; imposing penalties for violation of the act, and codifying, revising and consolidating the laws relating thereto; and repealing certain acts and parts of acts relating to elections," by permitting electors who have changed their residence from one election district to another, during a certain period, to vote in the election district in which they are registered.

Referred to the Committee on Elections & Apportionment.

By Mr. RAGOT.

HOUSE BILL No. 11.

An Act to amend Section 1362 of the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto" by requiring public liability insurance premiums on private school buses used in transportation of pupils to be paid from school district funds.

Referred to the Committee on Education.

By Messrs. GREENWOOD and RAGOT.

HOUSE BILL No. 12.

An Act to further amend section 222 of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing

for and re-organizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employees in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments, boards and commissions shall be determined," by further providing for annual sick leave and vacation leave for State employees and making sick leave cumulative under certain circumstances.

Referred to the Committee on State Government.

By Messrs. RAGOT and IDE.

HOUSE BILL No. 13.

An Act to further amend the act, approved the twenty-third day of June, one thousand nine hundred thirty-one (P. L. 932), entitled "An act relating to cities of the third class; and amending, revising, and consolidating the law relating thereto," by changing the poll tax to a capitation tax.

Referred to the Committee on Cities—Third Class.

By Mr. KOHL.

HOUSE BILL No. 14.

An Act to repeat the act, approved the fifteenth day of July, one thousand nine hundred thirty-five (P. L. 1006), entitled "An act authorizing the Department of Property and Supplies, with the approval of the Governor, to sell and convey three contiguous parcels of land."

Referred to the Committee on State Government.

By Mr. RAGOT.

HOUSE BILL No. 15.

An Act to add Sections 14.1 and 14.2 to the act approved the twenty-seventh day of June, one thousand nine hundred twenty-three (P. L. 858), entitled "An act establishing a State employees' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing State employees, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon the heads of departments in which State employees serve; excepting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties," by changing the provisions thereof as to contributors who are qualified for retirement but who die before retirement.

Referred to the Committee on State Government.

By Messrs. RAGOT and GREENWOOD.

HOUSE BILL No. 16.

A Joint Resolution proposing an amendment to article eight of the Constitution of the Commonwealth of Pennsylvania enabling the Legislature to enact legislation providing for absentee voting.

Referred to the Committee on Elections and Apportionment.



By Messrs. READINGER and RAGOT.

HOUSE BILL No. 17.

An Act to amend subsection (a) of section 461 of the act approved the twelfth day of April, one thousand nine hundred fifty-one (P. L. 90), entitled "An act relating to alcoholic liquors, alcohol and malt and brewed beverages; amending, revising, consolidating and changing the laws relating thereto: regulating and restricting the manufacture, purchase, sale, possession, consumption, importation, furnishing, holding in bond, holding in storage, traffic in and use of alcoholic liquors, alcohol and malt and brewed beverages and the persons engaged or employed therein; defining the powers and duties of the Pennsylvania Liquor Control Board; providing for the establishment and operation of State liquor stores, for the payment of certain license fees to the respective municipalities and townships, for the abatement of certain nuisances and in certain cases, for search and seizure without warrant; prescribing penalties and forfeitures; providing for local option, and repealing existing laws," by removing clubs from the limitation upon the number of licenses which may be granted.

Referred to the Committee on Liquor Control.

By Messrs. RAGOT and PEIFLY. HOUSE BILL No. 18.

An Act to further amend Subsection (b) of Section 1012 of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by requiring and approved mechanical or electrical signal device on all vehicles.

Referred to the Committee on Motor Vehicles.

By Messrs. RAGOT and PEIFLY. HOUSE BILL No. 19.

An Act to amend Section 815 of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages

caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by requiring all motor vehicles to be equipped with rear view mirrors.

Referred to the Committee on Motor Vehicles.

By Messrs. RAGOT and PEIFLY. HOUSE BILL No. 20.

An Act to further amend Section 610 of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by requiring the birth date of operator on operator's license card.

Referred to the Committee on Motor Vehicles.

By Messrs. RAGOT and IDE. HOUSE BILL No. 21.

An Act to further amend clause (b) of Section 620 of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon the payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees and miscellaneous receipts; making an appropriation and providing for refunds," by making it a violation for any person to lend or permit the use of an operator's license or learner's permit not issued to him.

Referred to the Committee on Motor Vehicles.

By Mr. WILBUR H. HAMILTON. HOUSE BILL No. 22.

An Act, to amend clause (9) of Section 6 of the act, approved the eleventh day of May, one thousand nine hundred forty-nine (P. L. 1210), entitled "An act relating to group life insurance; describing permitted policies and restrictions thereon, the premium basis thereof and rights thereunder; limiting the amount of such insurance; pre-



scribing standard policy provisions; and requiring notice of conversion privileges," by providing for issuance of term life insurance policies to certain persons upon termination of group policies.

Referred to the Committee on Insurance.

By Mr. WILBUR H. HAMILTON. HOUSE BILL No. 23.

An Act, to further amend paragraph (i) of clause (8) of Section 6 of the act, approved the eleventh day of May, one thousand nine hundred forty-nine (P. L. 1210), entitled "An act relating to group life insurance; describing permitted policies and restrictions thereon, the premium basis thereof and rights thereunder; limiting the amount of such insurance; prescribing standard policy provisions; and requiring notice of conversion privileges," by authorizing conversion to individual policies of term life insurance.

Referred to the Committee on Insurance.

By Mr. AUKER. HOUSE BILL No. 24.

An Act, relating to narcotic drugs as therein defined; regulating the production, manufacture, compounding, sale, possession, control, dealing in, supplying, giving away, delivery, dispensing, administering, prescribing and use thereof; requiring keeping of records thereof; providing for the revocation or suspension of licenses to practice professions or carry on business; regulating prosecutions; conferring powers and imposing duties on State and county officers and employees and on peace officers; prescribing penalties, and making uniform the law relating thereto.

Referred to the Committee on Public Health and Sanitation.

By Mr. MOODY. HOUSE BILL No. 25.

An Act to further amend Section 505 of the act, approved the twenty-first day of May, one thousand nine hundred forty-three (P. L. 571), entitled as amended "An act relating to assessment for taxation in counties of the fourth, fifth, sixth, seventh and eighth classes; designating the subjects, property and persons subject to and exempt from taxation for county, borough, town, township, school, except in cities and county institution district purposes; and providing for and regulating the assessment and valuation thereof for such purposes; creating in each such county a board for the assessment and revision of taxes; defining the powers and duties of such boards; providing for the acceptance of this act by cities; regulating the office of ward, borough, town and township assessors; abolishing the office of assistant triennial assessor in townships of the first class; providing for the appointment of a chief assessor, assistant assessors and other employees; providing for their compensation payable by such counties; prescribing certain duties of and certain fees to be collected by the recorder of deeds and municipal officers who issue building permits; imposing duties on taxables making improvements on land and grantees of land; prescribing penalties; and eliminating the triennial assessment," by increasing the compensation of assessors.

Referred to the Committee on Counties.

By Mr. SCHMIDT. HOUSE BILL No. 26.

An Act providing that certain appeals to any court of common pleas sitting in banc shall operate as a supersedeas if the appellant gives bond, or makes a cash deposit in lieu of bond.

Referred to the Committee on Judiciary.

By Mr. SCHMIDT. HOUSE BILL No. 27.

An Act to amend section 2 of the act approved the first day of June, one thousand nine hundred forty-five

(P. L. 1340), entitled "An act relating to the financial responsibility of operators and owners of motor vehicles; and to make uniform the law with reference thereto; requiring owners and operators in certain cases to furnish proof of financial responsibility; providing for the suspension of operator's licenses and motor vehicle registration certificates in certain cases; regulating insurance policies which may be accepted as proof of financial responsibility; imposing duties upon the Secretary of Revenue, the State Treasurer and prothonotaries; and prescribing penalties," by extending the time within which certain appeals may be taken and providing that such appeals may be taken to the court of common pleas of the county in which the aggrieved person resides.

Referred to the Committee on Motor Vehicles.

By Messrs. MIKULA and STANK. HOUSE BILL No. 28.

An Act to further amend subsection (c) of section 432 and section 472 of the act, approved the twelfth day of April, one thousand nine hundred fifty-one (P. L. 90) entitled "An act relating to alcoholic liquors, alcohol and malt and brewed beverages; amending, revising, consolidating and changing the laws relating thereto; regulating and restricting the manufacture, purchase, sale, possession, consumption, importation, transportation, furnishing, holding in bond, holding in storage, traffic in and use of alcoholic liquors, alcohol and malt and brewed beverages and the persons engaged or employed therein; defining the powers and duties of the Pennsylvania Liquor Control Board; providing for the establishment and operation of State liquor stores, for the payment of certain license fees to the respective municipalities and townships, for the abatement of certain nuisances and in certain cases, for search and seizure without warrant; prescribing penalties and forfeitures; providing for local option, and repealing existing laws," by removing club licenses from the provisions thereof and providing for the granting of club licenses in municipalities where such granting has heretofore been prohibited.

Referred to the Committee on Liquor Control.

By Mr. HELM. HOUSE BILL No. 29.

An Act to further amend Section 717.1 of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal calims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties, providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by increasing the fee for inspection certificates.

Referred to the Committee on Motor Vehicles.

By Mr. QUISENBERRY. HOUSE BILL No. 30.

An Act to amend section 464 of the act, approved the twelfth day of April, one thousand nine hundred fifty-one (P. L. 90), entitled "An act relating to alcoholic liquors, alcohol and malt and brewed beverages, amending, revis-



ing, consolidating and changing the laws relating thereto, regulating and restricting the manufacture, purchase, sale, possession, consumption, importation, transportation, furnishing, holding in bond, holding in storage, traffic in and use of alcoholic liquors, alcohol and malt and brewed beverages and the persons engaged or employed therein; defining the powers and duties of the Pennsylvania Liquor Control Board; providing for the establishment and operation of State liquor stores, for the payment of certain license fees to the respective municipalities and townships, for the abatement of certain nuisances and in certain cases, for search and seizure without warrant; prescribing penalties and forfeitures; providing for local option, and repealing existing laws," by further regulating appeals and providing for appeals from the Superior Court to the Supreme Court.

Referred to the Committee on Liquor Control.

By Mr. BLAIR.

HOUSE BILL No. 31.

An Act to further amend Section 1317 of the act, approved the fourth day of May, one thousand nine hundred twenty-seven (P. L. 519), entitled "An act concerning boroughs, and revising, amending, and consolidating the law relating to boroughs," by increasing the permitted amount of borough contracts with its officials.

Referred to the Committee on Boroughs.

By Mr. GREENWOOD.

HOUSE BILL No. 32.

An Act to further amend the act approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by further providing for the suspension of resident licenses and operating privileges on the basis of a point system.

Referred to the Committee on Motor Vehicles.

By Mr. GREENWOOD.

HOUSE BILL No. 33.

An Act, providing group hospitalization contracts and benefits for State employes, the costs thereof to be divided between the Commonwealth and such employes, and requiring the Executive Board to enter into the necessary contracts for such purpose.

Referred to the Committee on State Government.

By Mr. GREENWOOD.

HOUSE BILL No. 34.

An Act, to further amend subsection (d) of section 401 and to add section 706.1 to the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals

upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof; upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts, making an appropriation and providing for refunds," by prescribing annual registration fee for trailers and semi-trailers used in the occupation of farming.

Referred to the Committee on Motor Vehicles.

By Messrs. MAHAN and STEVENSON.

HOUSE BILL No. 35.

An Act, giving the consent of the Commonwealth of Pennsylvania to the acquisition by the United States of America of approximately one hundred and thirty-four acres of land in the County of Butler, Commonwealth of Pennsylvania, known as the Veterans Administration Hospital, and ceding jurisdiction to the United States.

Referred to the Committee on State Government.

By Mr. GREENWOOD.

HOUSE BILL No. 36.

An Act providing for the payment to the respective counties of a portion of moneys derived from the sale of timber on State owned land in the county.

Referred to the Committee on Game and Forestry.

By Mr. KELLER.

HOUSE BILL No. 37.

An Act authorizing the Department of Property and Supplies to sell and convey a tract of land situate in the Township of North Union, Fayette County, Pennsylvania, with the approval of the Governor.

Referred to the Committee on State Government.

By Mr. WEIDNER.

HOUSE BILL No. 38.

An Act to further amend Section 12 of the act, approved the eleventh day of July, one thousand nine hundred seventeen (P. L. 758) entitled "An act for the protection of the public health by regulating the possession, control, dealing in, giving away, delivery, dispensing, administering, prescribing and use of certain drugs, and keeping records thereof; by regulating the use of drugs in the treatment of the drug habit; by providing for the revocation and suspension of licenses of physicians, dentists, veterinarians, pharmacists, druggists, and registered nurses for certain causes, and by providing for the enforcement of this act, and penalties," by changing the penalties for illegal sale, dispensing or giving away of drugs.

Referred to the Committee on Public Health and Sanitation.

By Mr. DUNN.

HOUSE BILL No. 39.

An Act requiring casualty insurance companies to investigate, appraise damages, deny liability or offer settlement for damages within ten days after occurrence of accidents involving their assureds; and prescribing penalties.

Referred to the Committee on Insurance.



By Mr. SCOTT.

HOUSE BILL No. 40.

An Act to further amend section seven of the act, approved the sixth day of August, one thousand nine hundred forty-one (P. L. 861), entitled "An act to create a uniform and exclusive system for the administration of parole in this Commonwealth; establishing the 'Pennsylvania Board of Parole'; conferring and defining its jurisdiction, duties, powers and functions, including the supervision of persons placed upon probation in certain designated cases; providing for the method of appointment of its members; regulating the appointment, removal and discharge of its officers, clerks and employees, dividing the Commonwealth into administrative districts for purposes of parole; fixing the salaries of members of the board and of certain other officers and employees thereof; making violations of certain provisions of this act misdemeanors; providing penalties therefor; and for other cognate purposes, and making an appropriation," by increasing the salary of the secretary and changing the title of said position.

Referred to the Committee on State Government.

By Mr. DUNN.

HOUSE BILL No. 41.

An Act to further amend Section 3 of the act approved the twenty-fourth day of June, one thousand nine hundred thirty-seven (P. L. 2045) entitled, as amended, "An act relating to the support of indigent persons; providing for the support of such persons by certain relatives, and for the recovery of public moneys expended for care and assistance from the property and estates of certain persons; providing for guardians of the person and property of such persons; providing for the arrest and seizure and sale of the property of deserters; and providing procedure," by authorizing the collection of support orders from the employer.

Referred to the Committee on Welfare.

By Mr. STONER.

HOUSE BILL No. 42.

An Act to further amend the act approved the thirteenth day of May, one thousand nine hundred twenty-five, (P. L. 644), entitled "An act relating to and regulating the solicitation of moneys and property for charitable, religious, benevolent, humane, and patriotic purposes," by exempting therefrom national service clubs raising funds for child welfare projects.

Referred to the Committee on Law and Order.

By Mr. DUNN.

HOUSE BILL No. 43.

An Act to further amend Section 1016 of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the power of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by in-

creasing the penalty for failure to stop at certain intersections.

Referred to the Committee on Motor Vehicles.

By Messrs. PAUL F. JONES, HOGGARD, PETTIGREW, GRANVILLE E. JONES, Mrs. VARALLO, Mrs. MONROE, Messrs. HARRIS, FLOYD, GLICK, SCHWARTZ, BAZIN, SCHMIDT, BUCCHIN, POLTENSTEIN, ALEXANDER, WILLIAM B. SMITH, STONE. HOUSE BILL No. 44.

An Act prohibiting certain practices of discrimination by employers, employment agencies, labor organizations, and others as herein defined, because of race, color, religious creed, ancestry or national origin; creating the Pennsylvania Fair Employment Practice Commission; defining its functions, powers and duties; providing for the procedure and enforcement; providing for formulation of an educational program to prevent prejudice; providing for judicial review and enforcement; imposing penalties, and making an appropriation. "

Referred to the Committee on Labor Relations.

By Mr. RAGOT.

HOUSE BILL No. 45.

An Act appropriating certain moneys in the Motor License Fund to cities, boroughs, towns and townships of the Commonwealth for certain purposes and for a limited time; conferring powers and imposing duties on the officials of such political subdivisions and on the Department of Highways.

Referred to the Committee on Highways.

By Messrs. RAGOT and IDE.

HOUSE BILL No. 46.

An Act to add Section 402.1 to the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees and miscellaneous receipts; making an appropriation and providing for refunds," by providing for the application, issuance, renewal and surrender of temporary registration and plates for motor vehicles, trailers and semi-trailers.

Referred to the Committee on Motor Vehicles.

## RESOLUTIONS INTRODUCED AND REFERRED

By Mr. KORNICK.

RESOLUTION No. 1.

In the House of Representatives, January 27, 1953.

Whereas, Recent riots and threatened riots at State Penitentiaries indicate serious faults in the operation and administration of these institutions, calling for prompt remedial measures; therefore be it

Resolved, That the Speaker of the House of Representatives appoint a special committee of seven members to make an immediate inspection and investigation of all the



Commonwealth's penal institutions, with a view to determining the causes of the unrest among the inmates and how further outbreaks can be prevented. The committee shall have the power to subpoena all persons and require the production of all books, papers and records it deems necessary in connection with the carrying out of its functions. The committee shall make a report of its findings and recommendations to the House as soon as possible during the current session of the General Assembly.

Referred to the Committee on Rules.

By Mr. VARNER. RESOLUTION No. 2.

In the House of Representatives, January 27, 1953.

Whereas, The football team of Clarion State Teachers College recently completed its eight game regular season unbeaten and untied, and in addition emerged victorious over a worthy opponent, East Carolina State, in the Lions Bowl game at Salisbury, North Carolina, on December 13, 1952; and

Whereas, The members of the football team of Clarion State Teachers College have shown a high competitive spirit, through team work, great sportsmanship and expertness and sagacity in the execution of the various skills necessary to the development of an unbeaten team of outstanding calibre; and

Whereas, The basketball team of Clarion State Teachers College was undefeated in seventeen regular season games, and was accorded the high honor of representing Pennsylvania in the National Invitational Basketball Tournament for small colleges at Kansas City, Missouri, after winning two Pennsylvania playoff games; and

Whereas, Clarion State Teachers College has set an example to other colleges and universities of this Commonwealth in the accomplishment of this "double eagle" in the field of competitive sports, by the stressing of physical adeptness in conjunction with mental accomplishments and alertness; therefore be it

Resolved, That the members of this House of Representatives hereby extend their hearty and sincere congratulations to the members of the great football and basketball teams of Clarion State Teachers College, to the coaches of those teams, and to the administration faculty and student body of this excellent school for their fine accomplishments in the development of magnificent unbeaten teams in two separate phases in the field of competitive sports.

Referred to the Committee on Rules.

By Messrs. ERB, LIGHT and McCULLOUGH. RESOLUTION No. 3.

In the House of Representatives, January 27, 1953.

Economy in Government is a noble end to be pursued in any age or time. But such a purpose is essential in our time, if our heritage of freedom is to survive.

The catastrophe of world war with its attendant world economic collapse has settled upon the American people a financial burden unparalleled in the history of man. The troubled nations of the world, unable to protect themselves from communist tyranny, have turned to America as their sole hope for salvation. America's answer has been magnificent but the cost is tremendous.

With so much of America's tax money being invested in the cause of freedom, all other governmental functions must be limited to those which are essential to our way of life, and operated at the lowest possible cost compatible with efficiency; therefore be it

Resolved, That the members of the House of Representatives dedicate themselves to the cause of economy in Government, and direct all of their official acts, as guardians of the public purse, to this end; and be it further

Resolved, That the members of the House of Representatives admonish all those entrusted with the machinery of government at Federal, State and local levels,

to strive with all the energy they possess to search out and eliminate every extravagance and waste of any size, wherever found in any cost of government, and dedicate themselves, as do these members, to the continuance of an economically sound nation, in which every American may enjoy the full fruits of his labor.

Referred to the Committee on Rules.

By Mr. VAN SANT, Mrs. MARKLEY and Mr. STIMMEL. RESOLUTION No. 4.

In the House of Representatives, January 27, 1953.

Whereas, The Art in Industry program inaugurated in 1950, by the Lehigh Art Alliance, has done much to coordinate the efforts of industry at its best with art in its finest form in portraying industry at work through fine media of esthetic interpretation; and

Whereas, The latest effort of the members of the Lehigh Valley Art Alliance was presented as a "Portrait of the Dairy Industry," and consisted of 289 paintings, ceramics and sculpture by 119 area artists; and

Whereas, The permanent collection, known as the "Lehigh Valley Dairy," is comprised of 40 art forms, in 7 media, and represents the work of 29 artists, and is part of the original collection known as "Portrait of the Dairy Industry;" and

Whereas, The permanent collection, known as the "Lehigh Valley Dairy" is currently on exhibition at the State Museum Building; therefore be it

Resolved, That this House of Representatives hereby extends its sincere congratulations to the Lehigh Art Alliance for its entire Art in Industry program, and to the Lehigh Valley Cooperative Farmers, Allentown, Pennsylvania, for its presentation of its permanent collection "Portrait of the Dairy Industry," from the work of the Lehigh Art Alliance.

Referred to the Committee on Rules.

By RAGOT. RESOLUTION No. 5.

In the House of Representatives, January 27, 1953.

Governor Fine's handling of the four-day mutiny at Rockview Penitentiary at Bellefonte as well as at Western State Penitentiary was very impressive and worthy of commendation.

His refusal to negotiate with the rebel convicts who had seized three cell blocks and held six guards as hostages at Rockview, causing them to unconditionally surrender contrasts strikingly with the appeasement of revolting convicts in other prisons throughout the country last year.

In one of these cases the authorities did the surrendering, the convicts having won all their demands, plus a lavish steak and ice cream dinner given them as a reward for their condescension in settling their "strike".

The forceful, no-compromise way of handling prison riots, as shown by Governor Fine, is the only solution to this problem, therefore be it

Resolved, (if the Senate concur), That the General Assembly of the Commonwealth of Pennsylvania offer its congratulations and commendations to his Excellency, John S. Fine, Governor of the Commonwealth of Pennsylvania, for his impressive handling of the prison riots at Rockview Penitentiary at Bellefonte and at Western State Penitentiary, and for his instituting an investigation to identify the ring leaders in the rioting and to meet proper punishment; and be it further

Resolved, That a certified copy of this resolution be transmitted to John S. Fine, Governor of this Commonwealth.

Referred to the Committee on Rules.

By Mr. ANDREWS. RESOLUTION No. 6.

In the House of Representatives, January 27, 1953.

Resolved, That the Speaker of the House of Repre-



sentatives appoint a committee of five members to inquire into the advisability of creating a full time staff to be attached to the House Standing Committee on Appropriations, and to work with the Budget Bureau, for the purpose of obtaining information on the subject of requests for funds, and analysis thereof, for the use of the Committee on Appropriations and the House; and be it further

Resolved, That the said committee of five members make a report thereon to the House within twelve legislative days of the date of adoption of this resolution.

Referred to the Committee on Rules.

By Mr. ANDREWS.

RESOLUTION No. 7.

In the House of Representatives, January 27, 1953.

Whereas, as a result of recent riots staged at the Western State and Rockview Penitentiaries, public attention has been centered upon the problems which the Commonwealth's penal system presents, and

Whereas, His Excellency the Governor has appointed a committee instructed to inspect the Commonwealth's penal institutions and "inquire and examine into their methods of instruction, discipline, detention, imprisonment, care and treatment of prisoners and the government or management of prisoners," and

Whereas, this inquiry is a matter of proper concern to the Members of this House, therefore be it

Resolved, that the Speaker of this House appoint a committee of five Members of this House; three from the Majority Party membership and two from the Minority Party membership, whose business it shall be to sit as observers, (without vote or authority to interrogate) with the Members of the committee appointed by His Excellency the Governor, and

Be It Further Resolved, that this committee, as a result of its observations, be instructed to report its conclusions to the Members of this House and that in addition it survey the findings and recommendations of commissions or committees operating for and on behalf of the Commonwealth during recent years, and

Be It Further Resolved, that this committee report to this House not later than April 15, 1953.

Referred to the Committee on Rules.

## COMMUNICATIONS

### OPPOSING METROPOLITAN PLAN FOR ALLEGHENY COUNTY

The SPEAKER laid before the House the following communications and resolutions opposing the creation of a Metropolitan Plan for Allegheny County:

Board of Commissioners of Ross Township  
Borough of East Pittsburgh  
Borough of Oakdale

Referred to the Committee on Cities-Counties First—Second and Second Class A.

### REPORT OF THE ATLANTIC STATES MARINE FISHERIES COMMISSION

The SPEAKER laid before the House the Eleventh Annual Report of the Atlantic States Marine Fisheries Commission to the Congress of the United States and to the Governors and Legislators of the Fifteen Compacting States.

(For Report see Appendix)

### CALIFORNIA SENATE RESOLUTION NO. 32 THANKING MICHIGAN SENATE FOR ITS RESOLUTION NO. 8

The SPEAKER laid before the House California State

Senate Resolution No. 32 expressing thanks to the Michigan State Senate for its Senate Resolution No. 8 in re water rights of certain citizens of California.

Referred to Committee on Rules.

### MICHIGAN LEGISLATURE HOUSE CONCURRENT RESOLUTION NO. 31 RELATIVE TO ST. LAWRENCE SEAWAY PROJECT

The SPEAKER laid before the House Michigan Legislature House Concurrent Resolution No. 31 relative to the St. Lawrence Seaway Project.

Referred to Committee on Rules.

## LEAVES OF ABSENCE

By consent of the House leave of absence was granted as follows:

Mr. Vaughan for Mr. BELL because of illness for the week.

Mr. Granville E. Jones for Mr. PETTIGREW for today's session.

## PERMISSION TO ADDRESS HOUSE

Mr. GOODLING asked and obtained unanimous consent to address the House.

Mr. Speaker, as a tiller of the soil, I think I would be remiss in my duty if I did not call to the attention of this House the serious condition in which Pennsylvania farmers find themselves.

I can probably give you a cross-section of my own life and it would be exactly what I might want to say, but I think one Daniel Krainov, who, according to this article, is the special correspondent to the United States for Pravda, has stated the case quite clearly, even better than I could, so I ask your permission to read this article.

I hope you people from the cities especially will pay strict attention to this so that you might know the real condition of the Pennsylvania farmers. It seems that Mr. Krainov was taking a motor tour through Pennsylvania, and this is what he had to say:

We had been traveling for more than two hours along the narrow country roads of Pennsylvania, meeting almost no one. The few houses we passed looked deserted. From time to time we noticed abandoned farms. The cottages stared at the road through windows with broken panes. All around was absolute quiet.

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When I asked my companion, a New Yorker by the name of Harrison, who knew these parts and the condition of the farmers, where all the owners were, he said they had gone to the city to escape starvation!

I expressed surprise, so there was nothing to do but get out. Yes, the farmers could not even feed themselves, my companion asserted, when I repeated my question.

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Some time later we turned off the road and stopped the car at what seemed to be an inhabited farm.

There I made the acquaintance of the owner, Haley, and his wife, as well as a neighboring farmer, Lessing, with his wife. They were making a call at the time.

We started talking and I discovered that both farmers were heavily in debt. Haley said he felt that neither the farm nor the land was his. Lessing added with a gesture of hopelessness that they could scarcely make ends meet. He was nearly 60. He had been

working here for almost 40 years. He had started life in debt and would probably die in debt.

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These words were followed by silence. The farmers seemed lost in gloomy thought. Then Haley made the remark that they were commonly called independent farmers, but actually they were laborers of the banks which had paid for the farm, laborers of the company that was supplying them. He would be paying back his debt to the bank for another 26 years, he said.

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I learned from Harrison that when once an American farmer mortgages his farm, he is as much a free man as the serf of the middle ages. The chains of his enslavement are not always evident, but they are strong enough to keep several generations of a family in serfdom.

The American farmer is not master of his destiny. His farm can be sold and is often sold right out from under him. I asked Haley and Lessing if there were any hope of getting out of the chains. No, they said, they did not even hope to pay off their debts on time and keep hold of the farms.

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En route back to New York, I asked Harrison if there were many farmers in America like Haley and Lessing, with no hope of escaping bankruptcy. He thought a moment and said, "about 4,000,000."

And that's the end of the sad story. It should bring a chuckle and a snort of indignation from Pennsylvania's farmers. Its purpose is obvious.

I wish to call this to the attention of the House for several reasons. In the first place, I know that in this session any bill desiring to help these poor farmers will have the serious consideration of this House, and with your permission, Mr. Speaker, I should also like to ask that those of us who are tillers of the soil be allowed to line the corridors from time to time with a tin cup in one hand and a sign in the other.

### PERMISSION TO ADDRESS HOUSE

Mr. ANDREWS asked and obtained unanimous consent to address the House.

Mr. Speaker, the trouble with the observer from Russia, Pravda's correspondent, was that he did not travel in York or Adams, or Lancaster County. He was lost in the wilds of Cameron County.

"But that, Mr. Speaker, was not what I originally had in mind to say when I asked permission to address the House.

I wish, first of all, to call the attention of the Rules Committee, and of the Members of the House, that there is pending before the Rules Committee a resolution which would empower the Speaker to appoint a committee of five, three members of the majority party, two members of the minority party, to sit as observers with the members of the group the Governor has appointed to investigate conditions at the Western Penitentiary and our other penal institutions.

This resolution specifically states that the members of this committee if named, would not have any power to vote, and would not be authorized to interrogate any witnesses. They would simply serve as observers for and on behalf of the House; be a listening post for us, and comprise a group that could advise us as, if, and when, the committee appointed by His Excellency, the Governor reports. I think that the Members of this House should

have some knowledge of their own concerning the conditions that have prevailed in our penal institutions.

Unfortunately, were I to offer a resolution providing for an investigation by the Members of the House, it would be charged that it was tainted with a political slant. The issues which our penal institutions present are in no sense political to my mind, and I do believe that we should have the opportunity to sit in with our observers at the meeting held by the committee which the Governor has appointed, and I call that resolution to the attention of the Rules Committee.

I wish to say a word about another resolution which I shall present at the proper time. I believe that the Members of this House desire to acquaint themselves with the financial problems that confront the various departments and bureaus of our state government. They would like to have some notion concerning the structure of those departments. They would like to have some idea of what those departments are supposed to do. They would like to have some notion as to how many men and women are employed by the various bureaus. They would like to have some idea as to the amount of money that was allocated during the present biennium for a particular bureau as compared with the amount of money that it is ask for the next biennium. And so, the resolution which I shall offer provides that the Chair would request every department head to supply every individual Member of this House with the following information:

First, an organization chart for each department of our State Government. Very easily done.

Second, an analysis of the functions which the various bureaus which comprise our State Government performs.

I have been here a long time, and I could not sit down and tell you the functions which the various bureaus of our various departments are supposed to perform. And I do not believe there are very many Members of the House that could sit down and analyze our departments and bureaus and tell us what they are to do.

Third, a statement showing the number of persons employed by each bureau one year after it was organized, and the number that are presently employed.

Fourth, a statement showing the amount allocated for the functioning of each bureau for the biennium ending May 31, 1953, together with the amount of the appropriation requested for the use of each bureau for the biennium ending May 31, 1955.

Fifth, a statement showing estimated department deficits or surpluses at the end of the current biennium.

I believe, Mr. Speaker, that all of that is information that should not simply be at the disposal of the Ways and Means Committee, or the Appropriations Committee, but should actually be at the disposal of every Member of this House, so that we can intelligently pass upon the reorganization plans that may be presented, and upon the requests for money that will inevitably face us.

### PERMISSION TO ADDRESS HOUSE

Mr. JOHNSON asked and obtained unanimous consent to address the House.

I have listened, Mr. Speaker, with great interest to what the Minority Leader has to say about the resolution that he has already submitted. It has been referred to



the Committee on Rules and will be given consideration in due time.

I want to say to the House that Governor Fine has done a very sensible thing in appointing a five man board to begin a probe of the prison system in Pennsylvania. I understand that they met today in the Governor's office at 2:30; they elected General Devers as the President.

Governor Fine, after they had organized, issued a statement to them wherein he charged them with the big job of investigating our prison system, told them to let the chips fall where they might, to not pull any punches, to make it a good, thorough investigation. Therefore I feel that with the very able men who are on the Committee, such men as John C. Burke, who is the Warden of the Wisconsin State prison of Wisconsin, Joseph E. Reagen the Warden of the Stateville Penitentiary at Joliet, Illinois, Judge Burton R. Laub of the Erie County Common Pleas Court in our own state, and William P. Witherow a Pittsburgh industrialist, besides Chairman Devers.

I think that this non-political, non-partisan group will make a thorough study of the prison situation as it exists today. They will call witnesses, take testimony and will file, I am sure, a very able report which will let all of us in the House, when the report is filed, determine for ourselves what the situation is in the prison system in Pennsylvania.

Prison riots had to happen to all states it seems. As you know during the last campaign Governor Stevenson was greatly embarrassed by the prison riot in the great State of Illinois.

Governor Williams had it on his hands in Michigan. It seems to be happening all over. It seems to be the order of business, the business of the day.

It would be interesting to all of us to receive this report from this very able board that Governor Fine has appointed who, as I say, will impartially tell us just what they think is wrong, if anything, with our prison system in Pennsylvania.

#### ANNOUNCEMENT BY SPEAKER

The SPEAKER. The first term Republican and Democratic House Members are requested to meet with the Parliamentarian in the New House Caucus Room on the first floor of this building, tomorrow, Tuesday, February 3rd, at 9:30 a. m. The meeting will begin promptly at 9:30.

I would suggest to the Members that they be present on time, because there will not be time to review anything they missed.

#### PERMISSION GRANTED COMMITTEES TO MEET DURING SESSION

Mr. ROYER asked and obtained permission for the Committee on Highways to meet during the session of the House.

Mr. GREENWOOD asked and obtained permission for the Committee on Aeronautics to meet during the session of the House.

Mr. GUTHRIE asked and obtained permission for the Committee on Motor Vehicles to meet during the session of the House.

Mr. HALL asked and obtained permission for the Committee on Ways and Means to meet during the session of the House for the purpose of organization.

Mr. WATKINS asked and obtained permission for the

Committee on State Government to meet during the session of the House.

#### PERMISSION TO ADD ADDITIONAL SPONSORS

Mr. STIMMEL asked and obtained unanimous consent to add additional sponsors to a bill to be introduced by him.

#### SENATE MESSAGE

#### TIME OF NEXT MEETING

The Clerk of the Senate being introduced presented an extract from the Journal of the Senate, which was read as follows:

In the Senate, February 2, 1953.

Resolved, (if the House of Representatives concur), That when the Senate adjourns this week it reconvene on Monday, February 9, 1953, at four o'clock p. m., E. S. T., and when the House of Representatives adjourns this week it reconvene on Monday, February 9, 1953, at four-thirty o'clock p. m., E. S. T.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

On the question,

Will the House concur in the resolution of the Senate?

It was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

#### REPORTS FROM COMMITTEES

Mr. TAYLOR from the Committee on Highways, reported as committed, House Bill No. 7, entitled:

An Act to further amend section two of the act, approved the twenty-ninth day of May, one thousand nine hundred forty-five (P. L. 1107), entitled "An act providing for the construction, erection and maintenance of roadside rests adjacent to State highway routes; providing for the acquisition of interests in land by gift, purchase or condemnation; granting powers to, and imposing duties upon, the Department of Highways, the Secretary of Highways, the Governor and the Department of Property and Supplies; authorizing rules and regulations; and providing penalties for violations thereof; and making an appropriation," by eliminating the maximum cost of any one roadside rest.

Mr. AMARANDO from the Committee on State Government, reported as committed, House Bill No. 14, entitled:

An Act to repeal the act, approved the fifteenth day of July, one thousand nine hundred thirty-five (P. L. 1006), entitled "An act authorizing the Department of Property and Supplies, with the approval of the Governor, to sell and convey three contiguous parcels of land."

Mr. GUTENDORF from the Committee on Motor Vehicles, reported as committed, House Bill No. 29, entitled:

An Act to further amend section 717.1 of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records

are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by increasing the fee for inspection certificates.

Mr. ERB from the Committee on State Government, reported as committed, House Bill No. 35, entitled:

An Act giving the consent of the Commonwealth of Pennsylvania to the acquisition by the United States of America of approximately one hundred and thirty-four acres of land in the County of Butler, Commonwealth of Pennsylvania, known as the Veterans Administration Hospital, and ceding jurisdiction to the United States.

#### PERMISSION TO INTERROGATE MAJORITY LEADER

Mr. ANDREWS asked and obtained unanimous consent to interrogate the Majority Leader.

The SPEAKER. Will the Majority Leader permit himself to be interrogated?

Mr. JOHNSON. I shall, Mr. Speaker.

Mr. ANDREWS. Mr. Speaker, I would like to know, if the Majority Leader cares to inform the House, why we have been denied the privilege of voting upon an FEPC bill when we reconvene next week.

Mr. JOHNSON. Would you repeat the question, Mr. Andrews the very last part of it?

Mr. ANDREWS. I said I would like to know, if you care to inform the House, why we have been denied the privilege of voting upon an FEPC bill when we reconvene next week.

Mr. JOHNSON. Mr. Speaker, in answer to that question I believe on interrogation last week I said there would be an administration FEPC bill. Governor Fine in his message at the opening of the Legislature made it very plain that he strongly approved an FEPC bill and that one would be introduced. The bill is just about ready, and will be introduced next Monday in this House.

Mr. ANDREWS. I thank the gentleman.

#### ANNOUNCEMENT

##### DEMOCRATIC CAUCUS

There will be a caucus of the Philadelphia Democratic delegation in the old House Caucus Room Tuesday, February 3, 1953 one-half hour before the House convenes.

#### ADJOURNMENT

Mr. ASHTON. Mr. Speaker, I move that this House do now adjourn until Tuesday, February 3, 1953 at 11:00 a. m.

The motion was agreed to, and (at 5:58 p. m.) the House adjourned.





# Legislative Journal.

Session 1953.

140th of the General Assembly.

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HARRISBURG, PA., TUESDAY, FEBRUARY 3, 1953.

No. 5.

## SENATE

TUESDAY, February 3, 1953.

The Senate met at 11:00 o'clock a.m., Eastern Standard Time.

The PRESIDENT (Lieutenant-Governor Lloyd H. Wood) in the Chair.

### PRAYER

The Chaplain, Rev. HARWOOD C. BOWMAN, JR., Rector of St. Paul's Episcopal Church, Kittanning, offered the following prayer:

In the Name of the Father, and of the Son and of the Holy Ghost, Amen. Let us pray.

Most gracious God, we humbly beseech Thee as for the people of this State in general, so especially for their Senate now assembled, that Thou wouldst be pleased to direct and counsel its consultations to the advancement of Thy glory, the safety, honor and welfare of Thy people, that all things may be so ordered and settled by their endeavors upon the best and surest foundations, that peace and happiness, truth and justice, religion and piety may be established among us for all generations.

These, and all other things of necessity for them, we ask in the Name of Jesus Christ, Thy most blessed Son, our Lord, Amen.

### JOURNAL APPROVED

The PRESIDENT. A quorum of the Senate being present, the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. MAHANY and Mr. HARE, further reading was dispensed with, and the Journal was approved.

### LEAVE OF ABSENCE

Mr. Hare asked and obtained leave of absence for Mr. SNOWDEN, due to illness.

### NOMINATION BY THE GOVERNOR

#### REFERRED TO COMMITTEE

The Secretary to the Governor being introduced, presented communication in writing from His Excellency, the Governor of the Commonwealth, which was read as follows, and referred to the Committee on Executive Nominations.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, February 3, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Hon. David M. Walker, Secretary of Labor and Industry, 842 South 56th Street, Philadelphia, for appointment as a member of the State Planning Board, to serve until the third Tuesday of January 1955, and until his successor shall have been appointed and qualified.

JOHN S. FINE.

## HOUSE MESSAGE

### HOUSE CONCURS IN SENATE CONCURRENT RESOLUTION

#### TIME OF NEXT MEETING

The Clerk of the House of Representatives being introduced, informed the Senate that the House has concurred in resolution from the Senate as follows:

In the Senate, February 2, 1953.

Resolved, (if the House of Representatives concur), That when the Senate adjourns this week it reconvene on Monday, February 9, 1953 at four o'clock p. m., E. S. T., and when the House of Representatives adjourns this week it reconvene on Monday, February 9, 1953, at four-thirty o'clock p. m., E. S. T.

## REPORTS FROM COMMITTEES

Mr. PEELOR, from the Committee on Judiciary General, reported as committed, Senate Bill No. 7, entitled:

An Act to amend Sections 3 and 4 of the act, approved the eighteenth day of May, one thousand nine hundred forty-nine (P. L. 1440) entitled "An act concerning notaries public and amending, revising, consolidating and changing the law relating thereto," by requiring notaries to be qualified electors.

He also from the Committee on Judiciary General, reported as committed, Senate Bill No. 12, entitled:

An Act relating to certain commercial transactions in or regarding personal property and contracts and other documents concerning them, including sales, commercial paper, bank deposits and collections, documentary letters of credit, bulk transfers, warehouse receipts, bills of lading, other documents of title, investment securities, and secured transactions, including certain sales of accounts, chattel paper, and contract rights; providing for public notice to third parties in certain circumstances; regulating procedure, evidence and damages in certain court actions involving such transactions, contracts or documents, and to make uniform the law with respect thereto.

Mr. FLEMING, from the Committee on Elections, reported as committed Senate Bill No. 5, entitled:



An Act to amend the act approved the twenty-fifth day of May, one thousand nine hundred thirty-seven (P. L. 814) entitled "An act to provide for the permanent personal registration of electors in cities of the second class as a condition of their right to vote at elections and primaries, and their enrollment as members of political parties as a further condition of their right to vote at primaries; prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors; and prescribing the powers and duties of citizens, parties, political bodies, registration commissions, commissioners, registrars, inspectors of registration and other appointees of registration commissions, county election boards, election officers, municipal officers, departments and bureaus, police officers, courts judges, prothonotaries, sheriffs, county commissioners, peace officers, county treasurers, county controllers, registrars of vital statistics, certain public utility corporations, real estate brokers, rental agents, and boards of school directors; and imposing penalties," by further providing for the composition of the registration commission; imposing duties on the county commissioners and ending the terms of the present commissioners.

### BILLS INTRODUCED AND REFERRED

Mr. WATSON read in his place and presented to the Chair Senate Bill No. 74, entitled:

An Act making an appropriation to the Department of Agriculture for the establishment and maintenance at the National Agricultural College at Doylestown, of a diagnostic laboratory for the study of poultry diseases of economic concern to the poultry raisers of the Commonwealth.

Which was committed to the Committee on Appropriations.

He also read in his place and presented to the Chair Senate Bill No. 75, entitled:

An Act to further amend Section 14 of the act, approved the twenty-seventh day of June, one thousand nine hundred twenty-three (P. L. 858), entitled "An act establishing a State employees' retirement system, and creating a retirement board for the administration thereof, establishing certain funds from contribution by the Commonwealth and contributing State employees, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon the heads of departments in which State employees serve; excepting annuities, allowances, returns benefits, and rights from taxation and judicial process; and providing penalties," by providing for the election of benefits by surviving spouses or dependents of State employees who died in State service.

Which was committed to the Committee on State Government.

Mr. WATKINS read in his place and presented to the Chair Senate Bill No. 76, entitled:

A Joint Resolution proposing an amendment to section one, article fourteen of the Constitution of the Commonwealth of Pennsylvania, permitting county treasurers to hold successive terms.

Which was committed to the Committee on Constitutional Changes and Federal Relations.

Mr. WALKER read in his place and presented to the Chair Senate Bill No. 77, entitled:

An Act to add Section 321.1 to the act, approved the second day of May, one thousand nine hundred twenty-nine (P. L. 1278) entitled, "An act relating to counties

of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto" by authorizing employees of counties of the second class who entered or shall enter military service, in time of war or national emergency, to reinstatement as members upon payment of certain amounts into the retirement fund; and providing that in such cases the county employees shall be given credit as to benefits for time, in military service.

Which was committed to the Committee on Local Government

Mr. McCREESH read in his place and presented to the Chair Senate Bill No. 78, entitled:

An Act making an appropriation to the Department of Welfare for the maintenance of the American Oncologic Hospital, Philadelphia, Pennsylvania.

Which was committed to the Committee on Appropriations.

He also read in his place and presented to the Chair Senate Bill No. 79, entitled:

An Act making an appropriation to the Department of Welfare for the maintenance of the Home for Veterans of the G. A. R. and Wives, Philadelphia, Pennsylvania.

Which was committed to the Committee on Appropriations.

He also read in his place and presented to the Chair Senate Bill No. 80, entitled:

An Act making an appropriation to the Department of Welfare for the maintenance of the Wynnefield Hospital, Philadelphia, Pennsylvania.

Which was committed to the Committee on Appropriations.

### PERMISSION TO ADDRESS SENATE

Mr. HOLLAND asked and obtained unanimous consent to address the Senate.

Mr. HOLLAND. Mr. President, for the last three Sessions I have introduced a bill to abolish the Pennsylvania Milk Control Commission and each year that it has been presented it died in committee, even though the Democrats tried in the last Session to discharge the committee from further consideration of the bill.

Mr. President, I am very pleased to note that the "Blue Ribbon Committee" appointed by the Governor has made recommendations stating that this is one commission that should be done away with. When it first started out in 1935, Mr. President it was supposed to be self-sustaining, and it was a creation of the depression days. In 1935 and in 1937, they did not require any appropriation from the State. They used the fees that they collected to conduct the business of the Milk Control Commission, but it seemed that just as soon as Governor James came into power, Governor Martin and Governor Duff, the Commission was made a place for good jobs and large payrolls. The result of this is that it kept increasing their appropriation, and using the appropriation from the State each Session until this year they have asked for an appropriation of \$531,500. Taking the receipts they have received from the different milk companies, they will expend \$825,000 in the next biennium, so they say, to control the price of milk which has steadily risen since 1939, since the Commission has had a very fine payroll.

Now, Mr. President, I believe that the time has come when the milk industry of Pennsylvania should stand on their own, because with full employment there is no lack of buyers for milk. There is plenty of money in circulation, due to the twenty years of the Democratic role, which I hope will continue under the Eisenhower role. There has been plenty of money in circulation to buy milk. The worker's family is not being deprived of milk, because the head of the family has been making a decent wage in the steel mills and the industries of Pennsylvania. Therefore, I feel that the continued existence of the Commission is useless, and this baby of the depression should now be forgotten—those turbulent depression days of Hoover are gone—and take its stand in the free enterprise system that we are all trying to work and which has proven very successful.

So, Mr. President, I am very pleased to know that I have the endorsement of the Chesterman Committee for the abolishment of the Milk Control Commission, and I hope that the committee which considers this bill will meet very soon and report it out, and start on the first steps toward the economy which the Republican Party has talked so much about but has done so little about.

### BILL INTRODUCED AND REFERRED

Messrs. HOLLAND and FLEMING read in place and presented to the Chair Senate Bill No. 81, entitled:

An Act to abolish the Pennsylvania Milk Control Commission, and to repeal the act by which it was created.

Which was committed to the Committee on Agriculture.

### PETITIONS AND REMONSTRANCES

#### PERMISSION TO ADDRESS SENATE

Mr. HOLLAND asked and obtained unanimous consent to address the Senate.

Mr. HOLLAND. Mr. President, each year of the Session we appropriate considerable money to get out the Legislative Record. We now find that the amount of money we have appropriated is not sufficient to get it out on time, and it seems very foolish to send the Legislative Record to the people who are interested in legislative months after the legislation is passed.

Mr. President, I firmly believe that something should be done. I think that the group of workers who are working on the Legislative Record here in the Capitol have given it all the effort that they can. They work late at night, but we ought to have a better system or else discontinue it, because it is silly to go to all this expense of mailing it out and when the people get it, it is all old news and it goes in the wastepaper basket. I have received letters from practically everyone who is on my mailing list stating, "Why don't we get it on time? It is no use to get it after the Session is closed."

Mr. President, I also find that we today do not have the Legislative Record of last Session in any position so that we can use it in this Session. There is no way we can look back on the last Session and find out what took place, because it is still in the printer's hands. Now, in the Congress of the United States, the Congressional Record is mailed out every night. That is done by having a corps of secretaries or reporters who take the notes, and as they get one batch of notes done they go im-

mediately to the recording room and record their notes and prepare it for the record, so that when the Session is over all of the material to go into the Congressional Record is ready to go to the printer. It is printed that night and in the mail by one o'clock in the morning.

Mr. President, there is no reason why we cannot do the same thing here. If we do not want to do the same thing here, then I think we should discontinue our lists of sending out the Legislative Record and save that money, because it is money wasted. I urge the Republican Majority to do something about it, because as it now stands it is just a foolish gesture that does not mean anything to the people of Pennsylvania.

#### PERMISSION TO ADDRESS SENATE

Mr. MAHANY asked and obtained unanimous consent to address the Senate.

Mr. MAHANY. Mr. President, I thoroughly agree with Senator Holland and will try to see that something is done this week about that.

Mr. President, I would also like to ask the Members to check their mailing list. As you know, we get a blank form from the Secretary's office each year before we go into Session, saying that we are entitled to send out so many of these each week and I think sometimes we scramble for names to put down there. I notice that some use up the whole thirty of their names and others only have one or two. A lot of your people that you put on that mailing list evidently, and probably, just throw the thing in the wastepaper basket when they get it. So, if you would, you could save the Commonwealth a lot of money in mailing and sending these Journals out if you will go over your list and check with those that you are sending them to, and ask them if they read them and if they really need them. If they do, keep them on the list; if they don't, of course, it would save, as I say, a lot of money if you would just strike those names off your list. Just because you are entitled to send out thirty does not mean that you have to send out that many, and between now and next week I will see what we can do about speeding up this printing of the Journal.

#### PERMISSION TO ADDRESS SENATE

Mr. YOSKO asked and obtained unanimous consent to address the Senate.

Mr. YOSKO. Mr. President, while we are on the question of lists and mailing records relative to the Legislature, it might be a good idea, too, for somebody to look into the matter of printing the Pamphlet Laws. You know we adjourned, I think, on December 23, 1951, and we did not get the Pamphlet Laws until about one year later. It certainly should not take a whole year to print the Pamphlet Laws and get them ready for distribution.

### SENATE RESOLUTION

#### EXTENDING BIRTHDAY FELICITATIONS TO SENATOR JOHN CARL MILLER

Mr. KOPRIVER, JR. offered the following resolution which was twice read, considered and agreed to:

In the Senate, February 3, 1953.

In the past years many distinguished men have served as Members of the Pennsylvania State Senate. In the course of events, we, as members of the Pennsylvania



State Senate, are occasionally privileged to welcome new members to our legislative body. It is with a feeling of joy that we welcome the Honorable John Carl Miller, a new member to our midst, and rejoice with him upon the anniversary of his birthday.

Senator Miller, though young in years, has actively pursued and attained many goals in a relatively short span of time. The son of Dr. and Mrs. John L. Miller, he is well known in Western Pennsylvania for his numerous activities as a civic leader.

A veteran of World War II, he served our State and Country faithfully, and through his pleasant personality has acquired a tremendous following that transcends political, racial and religious lines.

Before coming to the Senate, he served as a member of the House of Representatives. Because of rendering the type of service his people desire, he set new records for vote-getting in his district. The fact that he is the first Republican State Senator in his district in the past twenty years, clearly indicates he must be well received by his people; therefore be it

Resolved, That the Senate of Pennsylvania hereby congratulates the Honorable John Carl Miller on the celebration of his thirty-third birthday, and extends its best wishes for abundant health and happiness in the years ahead.

#### SENATE CONCURRENT RESOLUTION

#### MEMORIALIZING CONGRESS TO AMEND FEDERAL SOCIAL SECURITY ACT

Mr. CROWE offered the following resolution which was twice read and referred to the Committee on State Government:

In the Senate, February 3, 1953.

Whereas, The present status of the Federal Social Security Act, prohibits employes of the State or its political subdivisions from availing themselves of the benefits of Federal Social Security, when the State or its political subdivision has an existing pension or retirement system therefore be it

Resolved, (if the House of Representatives concur), That the Congress of the United States be memorialized as follows: That the Congress amend the Federal Social Security Act to permit employes of the State or its political subdivisions to avail themselves of the benefits of the Federal Social Security Act, notwithstanding the existence of a pension or retirement system in the State or its political subdivision.

#### SENATE CONCURRENT RESOLUTION

#### URGING DEPARTMENT OF HIGHWAYS TO CONSTRUCT OVERPASS OVER ROUTE 30

Messrs. DENT and WALKER offered the following resolution which was twice read and referred to the Committee on Highways:

In the Senate, February 3, 1953.

Whereas, The crossing of Route 30, better known as the Lincoln Highway, between Circleville and Jacktown, in Westmoreland County, is hazardous to children and adults who must cross the said highway in passenger cars and school buses; and

Whereas, The promotion of highway safety has long been an established policy in the Commonwealth of Pennsylvania; therefore be it

Resolved (if the House of Representatives concur) That the General Assembly of the Commonwealth of Pennsylvania hereby urges the Department of Highways to construct an overpass over Route 30, known as the Lincoln Highway, at a point between Circleville and Jacktown, in Westmoreland County, for the purpose of avoiding danger to highway users crossing the Lincoln Highway between the aforementioned municipalities.

#### BILL INTRODUCED AND REFERRED

Mr. LANE. Mr. President, I ask unanimous consent to introduce a bill at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. LANE read in place and presented to the Chair Senate Bill No. 82, entitled:

An Act to further amend the act, approved the first day of June, one thousand nine hundred thirty-three (P. L. 1172), entitled "An act establishing certain streets in boroughs and incorporated towns as State Highways, and providing for their construction and maintenance at the expense of the Commonwealth," by adding a new route in Washington County.

Which was committed to the Committee on Highways.

#### PERMISSION TO ADDRESS SENATE

Mr. DENT asked and obtained unanimous consent to address the Senate.

Mr. DENT. Mr. President and Members of the Senate, I am not going to take too much time. I only want to call the attention of the Senate to something that I think is very important.

Mr. President, yesterday, if you remember, we discussed at length the proposition of receiving the so-called "Little Hoover Reports"; while we are waiting for the final report we can receive the interim reports. Now, of recent date, the so-called "Little Hoover Commission," or the Chesterman Committee in the public print stated that it would recommend a constitutional change abolishing the so-called Department of Internal Affairs. Now, I have been told by reliable sources that the so-called task force that does the actual field work for the "Little Hoover Commission," in studying the Department of Internal Affairs, recommended the directly opposite and does not recommend the abolishment of the Department of Internal Affairs.

Mr. President, how can this Senate, or the Legislature as a whole, act intelligently unless we receive not only the Chesterman Final Report of its recommendations, but respectfully solicit the Majority Floor Leader to petition that we receive, at the same time, the report of the task force or the investigating committees that are working for the Chesterman Committee. I think that it is important, because if we have such a divergence of views on this one particular item in their report, how can we know whether their report is based upon what they want us to do or what the task force found to be the right thing to do?

Therefore, Mr. President, I request that the Majority Leader, before he leaves today, ask that we receive both the Chesterman Reports and the substantiating material.

#### PERMISSION TO ADDRESS SENATE

Mr. MAHANY asked and obtained unanimous consent to address the Senate.

Mr. MAHANY. Mr. President, I am just as anxious to see these work sheets as Senator Dent or any other Member of the Senate. We will do everything we can to see that all material in connection with this report is made available to each and every one of us.

## BILLS ON FIRST READING

Mr. MAHANY. Mr. President, I move that the Senate do now proceed to the first reading of all bills reported from committees for the first time at today's session.

Mr. TAYLOR. Mr. President, I second the motion.  
The motion was agreed to.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 5, entitled:

An Act to amend the act approved the twenty-fifth day of May, one thousand nine hundred thirty-seven (P. L. 814) entitled "An act to provide for the permanent personal registration of electors in cities of the second class as a condition of their right to vote at elections and primaries, and their enrollment as members of political parties as a further condition of their right to vote at primaries; prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors; and prescribing the powers and duties of citizens, parties, political bodies, registration commissions, commissioners, registrars, inspectors of registration and other appointees of registration commissions, county election boards, election officers, municipal officers, departments and bureaus, police officers, courts, judges, prothonotaries, sheriffs, county commissioners, peace officers, county treasurers, county controllers, registrars of vital statistics, certain public utility corporations, real estate brokers, rental agents, and boards of school directors; and imposing penalties," by further providing for the composition of the registration commission; imposing duties on the county commissioners and ending the terms of the present commissioners.

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 7, entitled:

An Act to amend Sections 3 and 4 of the act, approved the eighteenth day of May, one thousand nine hundred forty-nine (P. L. 1440) entitled "An act concerning notaries public and amending, revising, consolidating and changing the law relating thereto," by requiring notaries to be qualified electors.

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 12, entitled:

An Act relating to certain commercial transactions in or regarding personal property and contracts and other documents concerning them, including sales, commercial paper, bank deposits and collections, documentary letters of credit, bulk transfers, warehouse receipts, bills of lading, other documents of title, investment securities, and secured transactions, including certain sales of accounts, chattel paper, and contract rights; providing for public notice to third parties in certain circumstances; regulating procedure, evidence and damages in certain court actions involving such transactions, contracts or documents, and to make uniform the law with respect thereto.

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

## POINT OF INFORMATION

Mr. HOLLAND. Mr. President, I rise to a point of information.

The PRESIDENT. The gentleman from Allegheny, Mr. Holland, will state his point of information.

Mr. HOLLAND. For the information of the Senators, Mr. President, will next week be a two-day week or a three-day week?

The PRESIDENT. The Chair would be pleased to advise the Senator, if he knew. Perhaps the Majority Floor Leader could answer your question.

Mr. MAHANY. I think, Mr. President that we will have two-day sessions until such time as I advise you otherwise.

## INTERROGATION

Mr. HOLLAND. Mr. President, I desire to interrogate the Chairman of the Judiciary General Committee, Senator Walker.

The PRESIDENT. Will the gentleman from Allegheny, Mr. Walker, permit himself to be interrogated?

Mr. WALKER. I will, Mr. President.

Mr. HOLLAND. Mr. Walker, a very important bill was introduced the first day of the Session, and it is imperative that it be passed and made a law in the early part of this Session so it can be used in the present Session of the Legislature.

Senator Walker, this bill, Senate Bill No. 22, governing lobbyists, is in your committee. I see that you had a meeting today and I would like to know if you considered Senate Bill No. 22.

Mr. WALKER. Mr. President, we did not.

Mr. HOLLAND. Mr. President, I would like to further interrogate the gentleman from Allegheny, Senator Walker.

The PRESIDENT. Will the gentleman from Allegheny, Mr. Walker, permit himself to be further interrogated?

Mr. WALKER. I will, Mr. President.

Mr. HOLLAND. Mr. Chairman, do you intend to have a meeting next week?

Mr. WALKER. We do, Mr. President.

Mr. HOLLAND. Will you consider Senate Bill No. 22 next week at this meeting?

Mr. WALKER. I certainly cannot answer that question at this time, Mr. President. It depends entirely upon the ability of the committee to discharge the responsibilities that are upon them, and the bill will be considered by the committee in due course of time.

## POINT OF INFORMATION

Mr. HOLLAND. Mr. President, I rise to a point of information.

The PRESIDENT. The gentleman from Allegheny, Mr. Holland, will state his point of information.

Mr. HOLLAND. Mr. President, maybe you can give me this information. I think it is very important that I get it.

Mr. President, I would like to know who the lobbyists are that decide what bills shall be passed. I also would like to know which lobbyists has Senate Bill No. 22, so that over the week end I could lobby him to get my bill out of committee.

## PERMISSION TO ADDRESS SENATE

Mr. WALKER asked and obtained unanimous consent to address the Senate.

Mr. WALKER. Mr. President, may I say to the gentle-



man from Allegheny that if he is suggesting that any lobbyist, including the gentleman from Allegheny, Senator Holland, has the ability to keep a bill in or get it out of the Judiciary General Committee, he has been misinformed. I herewith invite the gentleman from Allegheny, Senator Holland, even though he is not a member of the committee, to come down any time we are holding a meeting and we will be happy to have him and the benefit of his sage counsel.

#### PERMISSION TO ADDRESS SENATE

Mr. HOLLAND asked and obtained unanimous consent to address the Senate.

Mr. HOLLAND. Mr. President, I thank the gentleman from Allegheny for inviting me to a meeting of the committee, and I promise him that I will be at every meeting the Judiciary General Committee has for the rest of the Session, or until my bill comes out.

#### PERMISSION TO ADDRESS SENATE

Mr. WALKER asked and obtained unanimous consent to address the Senate.

Mr. WALKER. Mr. President, I want to advise the gentleman, if he happens to be there, that under the Senate Rules he will be present but not voting.

#### PERMISSION TO ADDRESS SENATE

Mr. HOLLAND asked and obtained unanimous consent to address the Senate.

Mr. HOLLAND. Mr. President, I thought there was some catch to the invitation.

#### ADJOURNMENT

Mr. MAHANY. Mr. President, I move that the Senate do now adjourn until Monday, February 9, 1953, at 4:00 o'clock p. m., Eastern Standard Time.

Mr. TAYLOR. Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 11:49 o'clock a. m., Eastern Standard Time, until Monday, February 9, 1953, at 4:00 o'clock p. m., Eastern Standard Time.

### HOUSE OF REPRESENTATIVES

TUESDAY, February 3, 1953

The House met at 11:00 a. m.

The SPEAKER (Charles C. Smith) in the Chair.

#### PRAYER

The Chaplain, Reverend William Hugh Fryer, offered the following prayer:

O Lord, we beseech Thee mercifully to receive the prayers of Thy people who call upon Thee; and grant that they may both perceive and know what things they ought to do, and also may have grace and power faithfully to fulfill the same; through Jesus Christ our Lord. Amen.

#### JOURNAL OF FEBRUARY 2, NOT APPROVED

The SPEAKER. Are there any corrections to the Journal of Monday, February 2, 1953?

Mr. HELM. Mr. Speaker, I move that the approval of the Journal for yesterday February 2, be postponed since the Journal is not in print.

The motion was agreed to.

#### JOURNAL OF JANUARY 27 APPROVED

Mr. HELM. Mr. Speaker, since the Journal is now on the Members' desks for Tuesday, January 27th, I move that the Journal for that date be approved.

The motion was agreed to.

#### BILLS INTRODUCED AND REFERRED

By Mr. TOMPKINS.

HOUSE BILL No. 47.

An Act authorizing fiduciaries to receive compensation from trust principal before the end of their service and before the end of their trusts and providing for allowances of compensation to fiduciaries out of trust income or trust principal or both either during the continuance or at the end of their trusts.

Referred to the Committee on Judiciary.

By Mr. BOMBERGER.

HOUSE BILL No. 48.

A Joint Resolution proposing an amendment to article eight, section eighteen of the Constitution of the Commonwealth of Pennsylvania by providing for absentee voting.

Referred to the Committee on Elections and Apportionment.

By Mr. QUISENBERRY.

HOUSE BILL No. 49.

An Act to amend the act approved the twelfth day of April, one thousand nine hundred fifty-one (P. L. 90), entitled "An act relating to alcoholic liquors, alcohol and malt and brewed beverages; amending, revising, consolidating and changing the laws relating thereto; regulating and restricting the manufacture, purchase, sale, possession, consumption, importation, transportation, furnishing, holding in bond, holding in storage, traffic in and use of alcoholic liquors, alcohol and malt and brewed beverages and the persons engaged or employed therein; defining the powers and duties of the Pennsylvania Liquor Control Board; providing for the establishment and operation of State liquor stores, for the payment of certain license fees to the respective municipalities and townships, for the abatement of certain nuisances and in certain cases for search and seizure without warrant; prescribing penalties and forfeitures; providing for local option, and repealing existing laws," by adding definitions revising the definition of clubs and removing certain clubs from the limitation upon the number of licenses which may be granted.

Referred to the Committee on Liquor Control.

By Mr. BOIES.

HOUSE BILL No. 50.

An Act to amend subsection (a) of Section 461 of the act, approved the twelfth day of April, one thousand nine hundred fifty-one (P. L. 90) entitled "An act relating to alcoholic liquors, alcohol and malt and brewed beverages; amending, revising, consolidating and changing the laws relating thereto; regulating and restricting the manufacture, purchase, sale, possession, consumption, importation, transportation, furnishing, holding in bond, holding in storage, traffic in and use of alcoholic liquors, alcohol and malt and brewed beverages and the persons engaged or employed therein; defining the powers and duties of the Pennsylvania Liquor Control Board; providing for the establishment and operation of State liquor stores, for the payment of certain license fees to the respective municipalities and townships, for the abatement

of certain nuisances and, in certain cases, for search and seizure without warrant; prescribing penalties and forfeitures; providing for local option, and repealing existing laws" by limiting clubs which are exempted from the quota limitations of said act.

Referred to the Committee on Liquor Control.

By Mr. BOWER. HOUSE BILL No. 51.

An Act making a deficiency appropriation to the Department of Mines for the purpose of administering the provisions of "The Coal Mine Sealing Act of 1947."

Referred to the Committee on Appropriations.

By Mr. BOMBERGER. HOUSE BILL No. 52.

An Act to further amend the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by further regulating the use of registration plates, warning devices and flags, and clarifying the designation of "No Passing Zone."

Referred to the Committee on Motor Vehicles.

By Mr. LOVETT. HOUSE BILL No. 53.

An Act to amend the title and to further amend clause (h) of subsection B of Section 4 of the act, approved the second day of May, one thousand nine hundred forty-five (P. L. 382), entitled "An act providing for the incorporation as bodies corporate and politic of 'Authorities' for municipalities, counties and townships; prescribing the rights, powers and duties of such Authorities heretofore or hereafter incorporated; authorizing such Authorities to acquire, construct, improve, maintain and operate projects, and to borrow money and issue bonds therefor; providing for the payment of such bonds, and prescribing the rights of the holders thereof; conferring the right of eminent domain on such Authorities; authorizing such Authorities to enter into contracts with and to accept grants from the Federal Government or any agency thereof; and conferring exclusive jurisdiction on certain courts over rates," by providing that the Pennsylvania Public Utility Commission shall have power to regulate and fix the rates for public utility service furnished by Authorities, or by an operating agency of any such Authority beyond the corporate limits of the municipality incorporating or municipalities which are members of such Authority, and requiring such Authorities or any operating agencies thereof to obtain the approval of the Pennsylvania Public Utility Commission before acquiring, constructing or beginning to operate any plant equipment or other facilities for furnishing public utility service beyond such corporate limits.

Referred to the Committee on Public Utilities.

By Mr. BEAR.

HOUSE BILL No. 54.

An Act to amend the act approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto," by further regulating reimbursement by the Commonwealth to certain school districts on account of pupil transportation.

Referred to the Committee on Education.

By Mr. VARNER.

HOUSE BILL No. 55.

An Act declaring and adopting the poem "Pennsylvania" by Gerall G. Dovenspike as the State poem.

Referred to the Committee on State Government.

By Mr. DUNN.

HOUSE BILL No. 56.

An Act to amend the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by prohibiting the use of high-beam road lighting equipment.

Referred to the Committee on Motor Vehicles.

By Mr. ZIEGLER.

HOUSE BILL No. 57.

An Act to add Section 709 to the act approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto," by authorizing school districts to lease unused and unnecessary lands and buildings.

Referred to the Committee on Education.

By Mr. DUNN.

HOUSE BILL No. 58.

An Act to amend Sections 651 and 699.4 of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-nine (P. L. 872) entitled "An act to consolidate, amend and revise the penal laws of the Commonwealth," by permitting the operation of bowling and tenpin alleys after two o'clock post meridian Sunday.

Referred to the Committee on Law and Order.

By Mr. DUNN.

HOUSE BILL No. 59.

An Act to add Section 816.4 to the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the



operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon the owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by prohibiting minors from carrying intoxicating beverages in motor vehicles.

Referred to the Committee on Motor Vehicles.

By Mr. TOMPKINS.

HOUSE BILL No. 60.

An Act to amend the act, approved the tenth day of May, one thousand nine hundred fifty-one (P. L. 279), entitled "An act to improve and extend by reciprocal legislation the enforcement of duties of support and to make uniform the law with respect thereto," by designating the applicable support law; providing a rebuttal presumption of the obligors presence; authorizing states and political subdivisions thereof to obtain orders for continuing support; detailing the duties of courts when acting as initiating or responding state; providing for the maintenance of an information agency by the Secretary of Public Assistance; regulating procedure; authorizing more informative complaints; providing arrest in certain cases; providing for the assessment of costs to the county in certain cases; stating the effect of a Pennsylvania order as responding state on order of initiating state; providing that participation in proceedings under this act shall not give the court jurisdiction over any party in other proceedings; conferring powers and imposing duties on district attorneys and the Secretary of Public Assistance.

Referred to the Committee on Judiciary.

By Messrs. MORAN and JOHN J. MURRAY.

HOUSE BILL No. 61.

An Act to amend Section 308 of the act, approved the twenty-eighth day of May, one thousand nine hundred thirty-seven (P. L. 1053), entitled "An act relating to the regulation of public utilities; defining as public utilities certain corporations, companies, associations, and persons; providing for the regulation of public utilities, including, to a limited extent, municipalities engaging in public utility business, by prescribing, defining, and limiting their duties, powers, and liabilities, and regulating the exercise, surrender, or abandonment of their powers, privileges, and franchises; defining and regulating contract carriers by motor vehicle and brokers in order to regulate effectively common carriers by motor vehicle; conferring upon the Pennsylvania Public Utility Commission the power and duty of supervising and regulating persons, associations, companies, and corporations, including, to a limited extent, municipal corporations subject to this act, and administering the provisions of this act; authorizing the commission to fix temporary rates; placing the burden of proof on public utilities to sustain their rates and certain other matters; authorizing a permissive or mandatory sliding scale method of regulating rates; providing for the supervision of financial and contractual relations between public utilities and affiliated interests, and supervision and regulation of accounts and securities or obligations

issued, assumed or kept by persons, associations, companies, corporations, or municipal corporations subject to this act; conferring upon the commission power to vary, reform, or revise certain contracts; conferring upon the commission the exclusive power to regulate or order the construction, alteration, relocation, protection, or abolition of crossings of facilities of public utilities, and of such facilities by or over public highways, to appropriate property for the construction or improvement of such crossings, and to award or apportion resultant costs and damages; authorizing owners of such property to sue the Commonwealth for such damages; providing for ejectment proceedings in connection with the appropriation of property for crossings; conferring upon the commission power to control and regulate budgets of public utilities; imposing upon persons, associations, companies and corporations (except municipal corporations) subject to regulation, the cost of administering this act; prescribing and regulating practice and procedure before the commission and procedure for review by the courts of commission action; giving the court of common pleas of Dauphin County exclusive original jurisdiction over certain proceedings; prescribing penalties, fines, and imprisonment for violations of the provisions of this act and regulations and orders of the commission, and the procedure for enforcing such fines and penalties; and repealing legislation supplied and superseded by or inconsistent with this act," by prohibiting increases in rates by public utilities without public hearing.

Referred to the Committee on Public Utilities.

By Mr. DUNN.

HOUSE BILL No. 62.

An Act to add Section 1224 to the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of, prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees and miscellaneous receipts; making an appropriation and providing for refunds "by prohibiting the operation of vehicles when condensation of moisture on windows impair normal visibility.

Referred to the Committee on Motor Vehicles.

By Mr. DUNN.

HOUSE BILL No. 63.

An Act granting fire apparatus and ambulances free passage over toll bridges and turnpikes.

Referred to the Committee on Highways.

By Mr. MORAN (by request).

HOUSE BILL No. 64.

An Act to amend Article II of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools or Teachers



Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employees in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments, boards and commissions shall be determined," by designating the days on which State employees shall be paid and repealing inconsistent legislation.

Referred to the Committee on State Government.

By Messrs. MORAN and WILLIAM B. SMITH.

HOUSE BILL No. 65.

An Act prohibiting the sale, transfer, purchase, ownership, possession, and use of tear and noxious gas and tear gas guns; providing for certain exemptions and providing penalties.

Referred to the Committee on Law and Order.

By Messrs. MORAN and JENKINS.

HOUSE BILL No. 66.

An Act exempting from real estate taxation residences of certain persons sixty-five years of age or older whose income does not exceed a certain amount.

Referred to the Committee on Municipal Corporations.

By Mr. MORAN.

HOUSE BILL No. 67.

An Act to further amend the act, approved the fifth day of December, one thousand nine hundred thirty-six (1937, P. L. 2897), entitled "An act establishing a system of unemployment compensation to be administered by the Department of Labor and Industry and its existing and newly created agencies with personnel (with certain exceptions) selected on a civil service basis; requiring employers to keep records and make reports, and certain employers to pay contributions based on payrolls to provide moneys for the payment of compensation to certain unemployed persons; providing procedure and administrative details for the determination, payment and collection of such contributions and the payment of such compensation; providing for cooperation with the Federal Government and its agencies; creating certain special funds in the custody of the State Treasurer; and prescribing penalties," by further defining "unemployed" as to members of the General Assembly.

Referred to the Committee on Workmen's Compensation.

By Mr. MORAN.

HOUSE BILL No. 68.

An Act requiring congressional candidates to reside in district in which they seek election.

Referred to the Committee on Elections and Apportionment.

By Mr. BUCCHIN.

HOUSE BILL No. 69.

An Act validating and confirming certain contracts heretofore entered into by boards of school directors where there is no evidence of fraud or conspiracy, and authorizing or ratifying payments on such contracts by the school district.

Referred to the Committee on Education.

By Messrs. RAGOT and IDE. HOUSE BILL No. 70.

An Act to further amend the act, approved the twenty-fifth day of June, one thousand nine hundred forty-seven (P. L. 947), entitled "An act relating to the annual salaries of certain county officers of counties of the fourth class," by fixing the salary of the first deputy prothonotary.

Referred to the Committee on Counties.

By Mr. RAGOT.

HOUSE BILL No. 71.

An Act to further amend Section 1208 of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by changing jurisdiction of magistrates, aldermen and justices of the peace in civil actions arising from use of vehicles.

Referred to the Committee on Motor Vehicles.

By Mr. RAGOT.

HOUSE BILL No. 72.

An Act to amend Section 1 of the act approved the seventh day of July, one thousand eight hundred seventy-nine (P. L. 194), entitled "An act to enlarge the jurisdiction of justices of peace, and regulating the fees of constables making sales under this act," by enlarging the jurisdiction of aldermen, magistrates and justices of the peace.

Referred to the Committee on Judiciary.

By Messrs. RAGOT and IDE.

HOUSE BILL No. 73.

An Act to further amend the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, alderman, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by further providing



for the suspension of licenses and operating privileges; requiring financial responsibility in certain cases and imposing penalties.

Referred to the Committee on Motor Vehicles.

By Messrs. RAGOT and PEIFLY. HOUSE BILL No. 74.

An Act to further amend Section 711 of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employees in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments, boards and commissions shall be determined," by regulating the stationing and assignment of members of the State Police.

Referred to the Committee on State Government.

By Messrs. RAGOT and PEIFLY.

HOUSE BILL No. 75.

An Act to amend the act, approved the twelfth day of April, one thousand nine hundred fifty-one (P. L. 90), entitled "An act relating to alcoholic liquors, alcohol and malt and brewed beverages; amending, revising, consolidating and changing the laws relating thereto; regulating and restricting the manufacture, purchase, sale, possession, consumption, importation, transportation, furnishing, holding in bond, holding in storage, traffic in and use of alcoholic liquors, alcohol and malt and brewed beverages and the persons engaged or employed therein; defining the powers and duties of the Pennsylvania Liquor Control Board; providing for the establishment and operation of State liquor stores, for the payment of certain license fees to the respective municipalities and townships, for the abatement of certain nuisances and, in certain cases, for search and seizure without warrant; prescribing penalties and forfeitures; providing for local option, and repealing existing laws," by providing local option to permit sales by licensees until two o'clock antemeridian on Sundays.

Referred to the Committee on Liquor Control.

By Mr. WORLEY.

HOUSE BILL No. 76.

An Act to further amend Section 17 of the act, approved the twenty-first day of May, one thousand nine hundred thirty-one (P. L. 149), entitled as amended, "An act imposing a State tax, payable by those herein defined as distributors, on liquid fuels used or sold and delivered within the Commonwealth, which are practical, and commercially suitable for use in internal combustion engines for the generation of power; providing for the collection and lien of the tax, and the distribution and use of the proceeds thereof; requiring such distributors to secure permits, to file corporate surety bonds and reports, and to retain certain records; imposing duties on retail dealers, common carriers, county commissioners and such distributors; providing for rewards; imposing certain costs on counties; conferring powers and imposing duties on certain State officers and departments; providing for refunds; imposing penalties; and making an

appropriation," by providing for reimbursement of taxes paid on liquid fuels consumed in certain non-highway uses.

Referred to the Committee on Ways and Means.

By Mr. WORLEY.

HOUSE BILL No. 77.

An Act to amend Section 324 of the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto," by authorizing the payment of expenses to school directors attending board meetings.

Referred to the Committee on Education.

By Mr. WORLEY.

HOUSE BILL No. 78.

An Act to further amend the first paragraph of subsection (c) of Section 501 of the act approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1225), entitled "An act concerning game and other wild birds and wild animals; and amending, revising, consolidating, and changing the law relating thereto," by closing season for antlerless deer for a period of three years.

Referred to the Committee on Game and Forestry.

By Mr. WORLEY.

HOUSE BILL No. 79.

An Act to further amend Section 20 of the act, approved the second day of May, one thousand nine hundred twenty-five (P. L. 448), entitled "An act relating to fish; and amending, revising, consolidating, and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth," by authorizing fishing in streams not stocked with trout.

Referred to the Committee on Fisheries.

By Mr. KENT.

HOUSE BILL No. 80.

An Act to further amend subsection (1) of Section 4 of the act, approved the eighteenth day of April, one thousand nine hundred forty-nine (P. L. 604), entitled "An act to promote the welfare of the people of the Commonwealth; creating a State Highway and Bridge Authority as a body corporate and politic with power to construct, reconstruct, improve, maintain, equip, furnish and operate highway and bridge projects, and roadside rests, and to lease the same, and to fix and collect fees, rentals, and charges for the use thereof; authorizing and regulating the issuance of bonds by said Authority, and providing for the payment of such bonds, and the rights of the holders thereof; and to enter into agreements with the Government of the United States or any Federal agency; and authorizing the Department of Highways to grant, assign, convey or lease to the Authority lands, easements, or rights of way of the Commonwealth and interests therein, and to acquire lands therefor; authorizing said Authority and the Department of Highways to enter into agreements providing for mutual cooperation in furtherance of the construction of any project hereby authorized; granting the right of eminent domain; empowering said Authority to sell and convey projects and property to the Commonwealth; and providing that no debt of the Commonwealth or any of its political subdivisions shall be incurred in the exercise of any of the powers granted by this act; and making an appropriation," by increasing the power of the Authority to borrow money and issue evidences of indebtedness therefor.

Referred to the Committee on Highways.

By Mr. FROST.

HOUSE BILL No. 81.

An Act making it unlawful for a minor to purchase, attempt to purchase, induce another to purchase for him



or to consume any alcoholic beverage on licensed premises or for any person to misrepresent his age or the age of any minor for the purpose of purchasing alcoholic beverages or causing the same to be purchased or served and providing penalties, including sole and exclusive penalty or remedy, criminal or civil, on or against licensees, and their employees.

Referred to the Committee on Liquor Control.

By Mr. KRATZ.

HOUSE BILL No. 82.

An Act to further amend section 7 of the act, approved the second day of May, one thousand nine hundred forty-five (P. L. 401), entitled, as amended, "An act defining and providing for the licensing and regulations of private trade schools and classes; conferring powers and imposing duties on the State Board of Private Trade Schools; and prescribing penalties," by providing a refund to licensees in certain instances; and making an appropriation.

Referred to the Committee on Appropriations.

By Messrs. BANKER and THOMPkins.

HOUSE BILL No. 83.

An Act to add Section 13.2 to the act approved the twenty-seventh day of June, one thousand nine hundred twenty-three (P. L. 858) entitled "An act establishing a State employees' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing State employees, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon the heads of departments in which State employees serve; excepting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties," by providing minimum allowances for certain beneficiaries and appropriations for the payment of the costs thereof.

Referred to the Committee on Game and Forestry.

By Messrs. BANKER and BAUMUNK.

HOUSE BILL No. 84.

An Act to further amend the act, approved the first day of May, one thousand nine hundred seven (P. L. 135), entitled "An act relating to the appointment of stenographers and assistant stenographers to report proceedings in the several courts of common pleas, and orphans' courts, courts of oyer and terminer and general jail delivery, and courts of quarter sessions of the peace, of this Commonwealth, as well as before commissioners, masters, and special masters in chancery, referees, examiners, auditors, and other officers; prescribing their powers and duties, and when such reports shall be evidence of the facts reported; prescribing their compensation and allowances for expenses, when the same shall be paid by the county wherein such stenographers or assistant stenographers are employed, and when by the parties to such proceedings; and repealing an act, entitled 'An act directing the appointment of official stenographers in the several civil courts of this Commonwealth; authorizing the appointment of stenographers by examiners, masters, referees, commissioners; and auditors; authorizing the appointment of assistant stenographers; repealing "An act to authorize the appointment of stenographers in the several courts of this Commonwealth, prescribing duties and fixing the compensation," approved May fifteenth, one thousand eight hundred and seventy-four; repealing "An act to authorize the appointment of stenographers in the several courts of this Commonwealth, prescribing their duties and fixing their compensation," approved May eighth, one thousand eight hundred and seventy-six, and repealing "An act defining the duty of court stenographers in the several counties in this State," approved June tenth, one thou-

sand eight hundred and eighty-one, approved the twenty-fourth day of May, one thousand eight hundred and eighty-seven; but such repeal not to revive any law repealed by the said act of twenty-fourth of May, one thousand eight hundred and eighty-seven," by authorizing the recording of court proceedings with electronic or electrically operated recording devices.

Referred to the Committee on Judiciary.

By Mr. GOODLING.

HOUSE BILL No. 85.

An Act to further amend Section 2518 of the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto," by extending the date within which teachers with emergency certificates may be employed without penalty to school district.

Referred to the Committee on Education.

By Mr. GOODLING.

HOUSE BILL No. 86.

An Act to amend the act, approved the second day of May, one thousand nine hundred forty-five (P. L. 382), entitled "An act providing for the incorporation as bodies corporate and politic of "Authorities" for municipalities, counties and townships; prescribing the rights, powers and duties of such Authorities heretofore or hereafter incorporated; authorizing such Authorities to acquire, construct, improve, maintain and operate projects, and to borrow money and issue bonds therefor; providing for the payment of such bonds and prescribing the rights of the holders thereof; conferring the right of eminent domain on such Authorities; authorizing such Authorities to enter into contracts with and to accept grants from the Federal Government or any agency thereof; and conferring exclusive jurisdiction on certain courts over rates," by requiring bonds of an Authority established by a school district to be offered for sale after solicitation or advertisement of bids.

Referred to the Committee on Education.

By Messrs. ERB and LIGHT.

HOUSE BILL No. 87.

A Joint Resolution proposing an amendment to article eight, section eighteen of the Constitution of the Commonwealth of Pennsylvania by providing for absentee voting of persons physically unable to attend at their proper polling places.

Referred to the Committee on Elections and Apportionment.

By Messrs. MORAN and THOMAS. HOUSE BILL No. 88

A Joint Resolution proposing an amendment to article eight, section one of the Constitution of the Commonwealth of Pennsylvania, giving citizens eighteen years of age the right to vote.

Referred to the Committee on Elections and Apportionment.

By Mr. STIMMEL, Mrs. MARKLEY and Mr. VANSANT.

HOUSE BILL No. 89.

An Act to add subsection (d) to Section 1013 of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of



certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by requiring vehicles, street cars and trackless trolley omnibuses to yield the right of way after stopping at an intersection marked with an official "Stop" sign.

Referred to the Committee on Motor Vehicles.

By Mr. BOLTON. HOUSE BILL No. 90.

An Act to amend Section 1017.1 of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances and legal claims; registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by further regulating the passing of school buses.

Referred to the Committee on Motor Vehicles.

By Mr. BOLTON. HOUSE BILL No. 91.

An Act to amend subsection (b) of Section 1 and Sections 2 and 4 of the act, approved the seventh day of July, one thousand nine hundred forty-seven (P. L. 1401), entitled "An act prohibiting discrimination in rate of pay because of sex; conferring powers and imposing duties upon the Department of Labor and Industry; and prescribing penalties," by further defining employer, providing for a penalty and deleting certain provisions relative to wage rates and collection of unpaid wages.

Referred to the Committee on Labor Relations.

By Mr. BOLTON. HOUSE BILL No. 92.

An Act to abolish the Pennsylvania Milk Control Commission and to repeal the act by which it was created.

Referred to the Committee on Agriculture and Dairy Industries.

By Mr. LOVETT. HOUSE BILL No. 93.

An Act to amend the act approved the second day of June, one thousand nine hundred fifteen (P. L. 762)

entitled "An act providing for the creation and administration of a State Fund for the insurance of compensation for injuries to employees of subscribers thereto; declaring false oaths by the subscribers to be misdemeanors; and providing penalties for the violation thereof," by providing for insurance in said fund of all employers liable to pay workmen's compensation, eliminating provisions relating to insurance corporations or associations and workmen's compensation insurance covering officers and employees of the Board.

Referred to the Committee on Workmen's Compensation.

By Mr. LOVETT. HOUSE BILL No. 94.

An Act providing for the creation, and administration of a State Fund, for the insurance of the liability of employers for injuries to employees sustained in their course of employment; declaring false oaths by the subscribers to be misdemeanors; providing penalties for the violation thereof and making an appropriation.

Referred to the Committee on Workmen's Compensation.

By Mr. LOVETT. HOUSE BILL No. 95.

An Act to further amend Section 305 of the act approved the second day of June, one thousand nine hundred fifteen (P. L. 736) entitled, as amended, "An act defining the liability of an employer to pay damages for injuries received by an employee in the course of employment; establishing an elective schedule of compensation; providing procedure for the determination of liability and compensation thereunder, and prescribing penalties," by providing that the State Workmen's Insurance Fund shall be the sole agency in which the payment of compensation may be insured, providing for the termination of existing workmen's compensation insurance contracts issued by other agencies and eliminating provisions relating to self-insurance.

Referred to the Committee on Workmen's Compensation.

By Mr. WORLEY. HOUSE BILL No. 96.

An Act to add clause (d) to Section 1105 of the act approved the first day of May, one thousand nine hundred twenty-nine, (P. L. 905) entitled "An Act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by requiring the Secretary of Highways to erect signs showing number of persons killed at various dangerous points.

Referred to the Committee on Motor Vehicles.

By Messrs. BANKER and KERLIN.

HOUSE BILL No. 97.

An Act to add clause (4) to Section 701 and to amend subsection (d) of Section 1210 of the act approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1333) entitled "An act concerning elections, including general, municipal, special and primary election, the nomination of candidates, primary and election expenses and election contests; creating and defining membership of county boards of elections; imposing duties upon the Secretary of the Commonwealth, courts, county boards of elections, county commissioners; imposing penalties for violation of the act, and codifying, revising and consolidating the laws relating thereto; and repealing certain acts and parts of acts relating to elections," by permitting electors to vote in their new election district if they have failed to file notice of removal upon taking affidavit and requiring judge of election to file duplicate affidavit.

Referred to the Committee on Elections and Apportionment.

By Messrs. MORAN and JENKINS.

HOUSE BILL No. 98.

A Joint Resolution proposing an amendment to section three, article four of the Constitution of the Commonwealth of Pennsylvania, permitting the Governor to succeed himself.

Referred to the Committee on State Government.

By Messrs. FROST and TOMPKINS.

HOUSE BILL No. 99.

An Act to further amend Section 2 of the act, approved the twenty-second day of July, one thousand nine hundred thirteen (P. L. 912) entitled "An act providing for the payment of the costs incurred in the trial of convicts and prisoners escaping, or attempting to escape, from the several penitentiaries and reformatories of the Commonwealth of Pennsylvania, by the respective counties from whose courts the said escaping convicts or prisoners have been committed; and providing for the maintenance of such convicts under sentence for escape, et cetera," by extending the provisions of such act to fix responsibility for the costs incurred in proceedings and appeals on habeas corpus, coram nobis and other writs arising out of escapes or crimes and trials therefor.

Referred to the Committee on Judiciary.

By Messrs. SCOTT and STIMMEL.

HOUSE BILL No. 100.

An Act to amend Section 2505 of the act approved the tenth day of March, one thousand nine hundred forty-nine, (P. L. 30), entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto," by changing the basis for payments on account of school nurses.

Referred to the Committee on Education.

By Mr. MORAN.

HOUSE BILL No. 101.

An Act to further amend Section 201 of the act, approved the twenty-second day of May, one thousand nine hundred thirty-three (P. L. 853) entitled "An act relating to taxation; designating the subjects, property and persons subject to and exempt from taxation for all local purposes; providing for and regulating the assessment and valuation of persons, property and subjects of taxation for county purposes, and for the use of those municipal and quasi-municipal corporations which levy their taxes on county assessments and valuations; amend-

ing, revising and consolidating the law relating thereto; and repealing existing laws," by making the real estate of public service companies subject to taxation and providing certain exceptions.

Referred to the Committee on Public Utilities.

By Messrs. MORAN and JENKINS.

HOUSE BILL No. 102.

An Act to further amend the act, approved the thirty-first day of March, one thousand nine hundred thirty-seven (P. L. 160), entitled "An act creating a commission to be known as the Pennsylvania Public Utility Commission; defining in part the powers and duties of such commission; abolishing The Public Service Commission of the Commonwealth of Pennsylvania, terminating the terms of the members thereof, and transferring to the Pennsylvania Public Utility Commission the records, employes, property, and equipment of The Public Service Commission of the Commonwealth of Pennsylvania; authorizing the Pennsylvania Public Utility Commission to appear in and complete all pending proceedings, legal or otherwise, instituted before, by or against The Public Service Commission of the Commonwealth of Pennsylvania; providing that all certificates of public convenience, contracts, orders, and rules and regulations of the latter commission shall remain effective until repealed, changed or modified by the Pennsylvania Public Utility Commission, and transferring and appropriating to the Pennsylvania Public Utility Commission any unexpended balance of any existing appropriation to The Public Service Commission of the Commonwealth of Pennsylvania," by providing for the election of members of Pennsylvania Public Utility Commission, for filling of vacancies, and for the selection and term of its chairman.

Referred to the Committee on Public Utilities.

By Messrs. MORAN and JOHN J. MURRAY.

HOUSE BILL No. 103.

An Act to further amend Section 303 of the act, approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1225), entitled "An act concerning game and other wild birds and wild animals; and amending, revising, consolidating, and changing the law relating thereto," by providing that a nonresident's hunting license shall be invalid for hunting during the first week of any deer season.

Referred to the Committee on Game and Forestry.

By Messrs. MORAN and THOMAS.

HOUSE BILL No. 104.

An Act requiring owners and operators of tourist camps having heated cabins, to provide adequate chimneys or escape vents for harmful gases and imposing penalties.

Referred to the Committee on Public Health and Sanitation.

By Mr. GUTENDORF.

HOUSE BILL No. 105.

An Act to amend Section 1222 of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers.



mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by increasing secretary's fee for supplying certain information.

Referred to the Committee on Motor Vehicles.

By Mr. GUTHIE. HOUSE BILL No. 106.

An Act to amend the act approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto," by increasing the maximum per capita tax rate.

Referred to the Committee on Education.

By Mr. WORLEY. HOUSE BILL No. 107.

An Act prohibiting discriminatory employment practices and policies based upon race, color, creed, national origin or ancestry; creating the Pennsylvania Fair Employment Practice Commission; defining its functions, powers and duties; providing for formulation of an educational program to prevent prejudices; providing for judicial review and enforcement, imposing penalties and making an appropriation.

Referred to the Committee on Labor Relations.

By Mr. BUCCHIN. HOUSE BILL No. 108.

An Act providing for and legalizing a State monopoly for the regulation of horse racing with wagering on the results thereof, subject to a State tax and under the mutual or pari-mutuel system; creating the Pennsylvania Racing Commission as an independent administrative commission and defining the powers and duties of the commission providing for the establishment and operation of State racing plants, subject to local option by the commission and for their construction by the General State Authority; disposing of all moneys received by the commission; making an appropriation; and providing penalties.

Referred to the Committee on Law and Order.

By Mr. GLEASON. HOUSE BILL No. 109.

An Act providing for the levy and execution upon wages, debts, earnings, salary, income from trust funds or profits due and owing to a judgment debtor and the effect thereof; and imposing duties upon garnishees.

Referred to the Committee on Judiciary.

## RESOLUTION INTRODUCED AND REFERRED

By Mr. ANDREWS. RESOLUTION No. 8.

In the House of Representatives, February 3, 1953.

Whereas, various groups are studying the structure and activities of the departments and bureaus through which our state government functions, and

Whereas fragmentary reports recorded in the public prints indicate that a regrouping of departmental and bureau activities might promote economy and efficiency, and

Whereas it is desirable that the Members of this House be accorded the opportunity to acquaint themselves with our Commonwealth's governmental structure,

Therefore Be It Resolved that this House request the Speaker to inform the heads of the various departments of our state government that this House desires each of its individual Members be furnished with the following information:

1. An organization chart of each department of our state government.
2. An analysis of the functions which the various bureaus which comprise each department perform.
3. A statement showing the number of persons employed by each bureau one year after it was organized, and the number presently employed.
4. A statement showing the amount allocated for the functioning of each bureau for the biennium ending May 31, 1953, together with the amount of the appropriation requested for the use of each bureau during the biennium ending May 31, 1955.
5. A statement showing estimated departmental deficits or surpluses at the end of the current biennium.

Signed:

H. G. ANDREWS

Referred to the Committee on Rules.

## REPORT OF JOINT STATE GOVERNMENT COMMISSION

### VETERINARY MEDICINE IN PENNSYLVANIA

Mr. ROYER presented the following communication and report from the Joint State Government Commission:

February 3, 1953.

To the Honorable, the House of Representatives of the General Assembly of the Commonwealth of Pennsylvania:

On behalf of the Joint State Government Commission, I have the honor to transmit herewith A Report of the Joint State Government Commission, Session of 1953, dealing with "Veterinary Medicine in Pennsylvania: Training Facilities and Practice."

A copy of this report was mailed to each member of the House of Representatives on December 18, 1952.

Respectfully submitted,

Baker Royer  
Chairman

(For Report see Appendix)

## BILLS ON FIRST READING

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 7, entitled:

An Act to further amend section two of the act approved the twenty-ninth day of May one thousand nine hundred forty-five (P. L. 1107) entitled "An act providing for the construction erection and maintenance of roadside rests adjacent to State highway routes providing for the acquisition of interests in land by gifts purchase or condemnation granting powers to and imposing duties upon the Department of Highways the Secretary of Highways the Governor and the Department of Property and Supplies authorizing rules and regulations and providing penalties for violations thereof and making an appropriation" by eliminating the maximum cost of any one roadside rest.

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 14, entitled:

An Act to repeat the act approved the fifteenth day of July one thousand nine hundred thirty-five (P. L. 1006) entitled "An act authorizing the Department of Property and Supplies with the approval of the Governor to sell and convey three contiguous parcels of land."

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 29, entitled:

An Act to further amend Section 717.1 of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by increasing the fee for inspection certificates.

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 35, entitled:

An Act giving the consent of the Commonwealth of Pennsylvania to the acquisition by the United States of America of approximately one hundred and thirty-four acres of land in the County of Butler Commonwealth of Pennsylvania known as the Veterans Administration Hospital and ceding jurisdiction to the United States.

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

### PERMISSION TO ADDRESS HOUSE

Mr. BRETH asked and obtained unaimous consent to address the House.

Mr. Speaker, I want to call the attention of the Members of this House to one item in the Governor's budget regarding deer seasons in the state of Pennsylvania.

Like a great many other Members I am a deer hunter and I prefer to hunt buck. Now there is nothing wrong about hunting antlerless deer, I will assure you, and at times it is necessary for the Pennsylvania Game Commission to open a season on antlerless deer. But to my mind it is the prime responsibility of the Game Commission to manage the deer herd all over the state in an effort to produce the maximum number of bucks for buck hunting.

In the past four or five years we have had repeated antlerless deer seasons declared by the Game Commission.

For example, in 1947 a single doe day was declared, and on that one day more than 63,500 antlerless deer were killed and taken out of the woods. There was no doe season in 1948, but the Game Commission declared an antlerless deer season—another doe day—in 1949, with the result that 84,000 antlerless deer were killed and taken out of the woods.

You buck hunters know also that in 1950, 1951 and 1952 the Game Commission continued its antlerless deer season. The result was that in the regular buck season there was a total of between 400,000 and 500,000 deer taken out of the deer herd in the state of Pennsylvania in the past four or five years.

Practically every experienced deer hunter who has been hunting every year has noticed the effect of this decrease of the deer herd, and last year during the buck season there were hundreds of deer hunters who not only failed to see a buck with antlers, but they noticed that all deer were conspicuous by their absence. In fact, in the opinion of many buck hunters, and a great many Members of this House, the buck season of 1952 was the worst for buck it has ever been. The bucks just were not around to be seen.

The reason for this is obvious. A baby buck is born in May or June. It grows tiny buttons its first Fall. The next year it has long spikes, and one of those spikes may get a little fuller. However in its third year it really becomes a legal buck and may have six or more points.

However, unrelenting antlerless deer seasons the past four years has meant that thousands of little button bucks have been killed, and the percentage of buck fawns left to continue to grow to their third year has been steadily decreasing, and that is why buck hunters failed to find bucks in the woods last fall.

The point to my remarks today is this: as it is now, the buck crop for this coming fall season will be very small, perhaps even smaller than it was last year. And buck hunters can expect fewer bucks for the next three years, because most of the button buck fawns that would have been legal buck, have been taken out of the woods in the past three buck seasons.

It is simply out of the question to expect a normal supply of buck deer when four antlerless deer seasons in a row in the past four years have removed thousands of button bucks in the 400,000 deer taken in those years.

Buck hunters are well aware of this. And while they know that the deer herd might have needed thinning, it did not need to be knocked completely to its knees. Among others, after four doe season in a row I expected that the remaining deer in the state would be given a respite from antlerless deer killing, and that at least for the next year or two the annual crop of button bucks would be permitted to survive in order to provide at least normal buck hunting in the future.

Mr. Speaker, I am disturbed by an item that I discovered in the Governor's budget for this next biennium, and I would like to interrogate the Majority Leader about it.

The SPEAKER. Will the Majority Leader permit himself to be interrogated?

Mr. JOHNSON. I shall, Mr. Speaker.

Mr. BRETH. Mr. Speaker, is the gentleman familiar with the item in the Game Fund account on Page 56



where it shows the total money received by the Game Commission for special antlerless deer licenses in the last two years 1951 and 1952 amounted to \$444,000?

Mr. JOHNSON. Mr. Speaker, I am familiar with that particular fund in the budget but I would like to yield to the Representative from York, Mr. Goodling, who is Chairman of the Committee on Game and Forestry in the House, who I am sure is better posted on game matters than I am. So I would like to yield to Mr. Goodling.

The SPEAKER. Will the gentleman from York, Mr. Goodling, permit himself to be interrogated?

Mr. GOODLING. I shall, Mr. Speaker.

Mr. BRETH. Mr. Speaker, in directing my interrogation to the Chairman of the Game Committee, I want to say that he has proved himself to be a very efficient Chairman and interested always in the betterment of hunting in the state of Pennsylvania.

However, has the gentleman noticed that in the estimated revenue for the next two years in the budget I mentioned for 1953 and 1954 the sum of \$400,000 is included in the Game Fund to be raised from the sale of special antlerless deer licenses?

Mr. GOODLING. I have, Mr. Speaker.

Mr. BRETH. Mr. Speaker, does this mean that this estimated \$400,000 that the Pennsylvania Game Commission has in its announced Game Fund Budget, that the Game Commission has made up its mind to declare two more statewide antlerless deer seasons?

Mr. GOODLING. Mr. Speaker, I think the gentleman from Clearfield already knows how I feel on the antlerless deer seasons that we have had in the past. But in fairness to the Game Commission in this particular matter, I must inform him that these budgets have to be submitted well in advance of the time we meet here. As I recall all departments on the hill must submit budgets in September and October, I think or no later than November. And that budget, as we well know, was submitted before we had the last antlerless doe season. I wish I were in a position to be able to tell him that they are not anticipating an antlerless doe season during the next two years; but I am sorry to say that I cannot do that.

Mr. BRETH. Mr. Speaker, if the Game Commission did submit this \$400,000 item as revenue from antlerless deer licenses in the next two years last October, would it mean that they had made up their mind to have those seasons?

Mr. GOODLING. No, Mr. Speaker, I would not say that they had made up their minds.

Mr. BRETH. Is the gentleman aware that the Game Commission has already announced its regular game seasons for this year? And while a regular buck season was declared—no antlerless deer season was?

Mr. GOODLING. I am familiar with that, yes.

Mr. BRETH. Mr. Speaker, the gentleman then has no specific information as to exactly how that \$400,000 item was included in the budget?

Mr. GOODLING. No, I do not.

Mr. BRETH. As Chairman of the Game Committee of the House, would the gentleman be willing to find out how this item was included, and also if it is a fact that

the Game Commission has decided to hold two more antlerless deer seasons this Fall or next year?

Mr. GOODLING. Mr. Speaker, for my own information and for the information of the House and the gentleman from Clearfield I shall make an effort to find that out.

Mr. BRETH. I thank the gentleman.

Mr. Speaker, for one, and I know there are many other buck hunters on both sides of the House here, I am going to be greatly interested in learning more about the intentions of the Game Commission in setting future antlerless deer seasons, particularly because I am a member of the Game Committee of the House.

It was announced by the Commission a few weeks ago that it was going to conduct an aerial survey of the state deer woods to determine whether or not an antlerless deer season was necessary. I believe that if the Game Commission had consulted a great many average deer hunters who hunted last fall in their own fields there would have been sufficient information about the number of deer left that it would have decided that the deer herd was low enough and it would have given it a chance to come back.

The Pennsylvania deer herd is very definitely at a very low point in many sections and I want to say this, if it is the intention of the Game Commission to try to have to two more antlerless deer seasons this year and next year, as it appears to be in the budget, I am prepared to introduce legislation immediately to restrict antlerless deer season in this state to one antlerless deer season every three years as a maximum in order to give at least a few of our annual crop of bucks a chance to grow into legal bucks.

### PERMISSION TO ADDRESS HOUSE

Mr. WATERHOUSE asked and obtained unanimous consent to address the House.

Mr. Speaker, I would just like to go along with a lot of the remarks that Mr. Breth made in reference to the way our deer situation has been handled. I do not think I am going to be quite as easy on the Pennsylvania Game Commission as the gentleman from Clearfield has been.

Quite some time ago I made a statement in which I referred to them as incompetent, inefficient, high and mighty, and I meant every word of it. Two years ago we gave the Game Commission the opportunity of establishing the fact as to whether or not we needed an antlerless season. If they did, the county had no means of abrogating that season.

The Game Commission, could have very easily by questioning the fellows who really knew, found out whether or not we needed an antlerless season throughout the state. But they did not do that. They made it just a wide blanket. If they had a lot of deer that was swell. If they did not have them, why, that was swell too.

I believe I am safe in saying that our deer herd is probably not over 25 per cent of what it was six to eight years ago. They say we have seven hundred thousand deer. I think if they would say we had two hundred thousand they would be nearer to it. They now claim that they can take an airplane, one plane, and they can tell you how many deer we have in the state.

What I do not know about flying would fill a book, but

I have been a pilot for about twenty years and I am satisfied that there is no pilot, not only in Pennsylvania but in the United States, that can fly over our mountain areas and tell us how many deer are in those many canyons and ridges.

Up at Kinzna I happen to know that they took a few fellows and went over a ridge, each man reported how many deer he had seen. They figured that if there were so many in that one area then there would be so many in the State, not thinking that probably all these men may have seen the same deer.

They claim we do not have feed. That is not true. We have plenty of browse; there is plenty of feed. In most sections there may be some places we do not have it but in most places we do have it. They refer to the farm areas, that many deer are being killed by cars. That may be true, but there are still is just a scarcity of deer in the places that they should be.

I certainly can agree with Mr. Breth that if we have two more years of shooting of the antlerless deer—which turn out to be about 60 per cent button bucks—if you want to see a deer you will go to the Zoo to see it. So I think there is only one answer to it, that we will have to reenact the bill which allows the counties to say whether or not they will have an antlerless season.

When I refer to the Pennsylvania Game Commission I am referring to the Chairman of that Commission, because I think he writes most of the tickets. I do not know; I have checked back for many years and found that he has served in many of the different departments. But I certainly do not think that he qualifies to say whether we need an antlerless season or whether we do not. I certainly would like to see every sportman in this state who hunted deer to fill out a questionnaire and say whether he thinks we need one or not. I think if that were true you would find that 90 per cent would say that we do not.

Mr. ANDREWS. Mr. Speaker, I missed some of the remarks of the gentleman from Erie, Mr. Waterhouse, and I would like to interrogate him to the extent of one question.

The SPEAKER. Will the gentleman from Erie permit himself to be interrogated?

Mr. WATERHOUSE. I shall, Mr. Speaker.

Mr. ANDREWS. Mr. Speaker, I failed to hear just exactly what the gentleman said while he was speaking.

and there was one question: do I gather that the gentleman wants to shoot the deer or does he want to shoot the Game Commission?

Mr. WATERHOUSE. If I just had one shell, I do not think I would waste it on a deer.

Mr. ANDREWS. I thank the gentleman.

#### PERMISSION TO ADDRESS HOUSE AND READ NON-PRIVILEGED RESOLUTION

Mr. ANDREWS asked and obtained unanimous consent to address the House and to read a non-privileged resolution.

Whereas, during the last thirty years there has been much talk about "taking the farmers out of the mud" insofar as "home to market highways" were concerned, and

Whereas, farmers and other rural residents have constantly expressed a lively desire to get out of the mud, and

Whereas, Pennsylvania's Governors and Highway Department executives have constantly pointed to Pennsylvania's highway system as probably the best system in the universe, and

Whereas, there are apparently no reliable figures available showing how many Pennsylvanians are still living on dirt roads, therefore be it

Resolved, that the Highway Department be requested to furnish this House with figures indicating how many Pennsylvania people reside along dirt roads and are still in the mud as far as our highway construction program is concerned.

The SPEAKER. The resolution will be filed with the Clerk under the Rules.

#### PERMISSION TO ADD ADDITIONAL SPONSORS

Mr. THOMAS H. W. JONES asked and obtained unanimous consent to add additional sponsors to a bill to be introduced by him.

Mr. KOHL asked and obtained unanimous consent to add additional sponsors to a bill to be introduced by him.

#### ADJOURNMENT

Mr. PHILLIPS. Mr. Speaker, I move that this House do now adjourn until Monday, February 9, 1953 at 4:30 p. m.

The motion was agreed to, and (at 11:47 a. m.) the House adjourned.





# Legislative Journal.

Session 1953.

140th of the General Assembly.

Vol. 33.

HARRISBURG, PA., MONDAY, FEBRUARY 9, 1953.

No. 6.

## SENATE

MONDAY, February 9, 1953.

The Senate met at 4:00 o'clock p. m., Eastern Standard Time.

The PRESIDENT (Lieutenant-Governor Lloyd H. Wood) in the Chair.

## PRAYER

The Chaplain, Rev. HARWOOD C. BOWMAN, JR., Rector of St. Paul's Episcopal Church, Kittanning, offered the following prayer:

In the Name of the Father, and of the Son and of the Holy Ghost, Amen. Let us pray.

Almighty God, by Whom the just are governed, and from Whom alone cometh the wisdom and understanding we seek, we, Thy servants here assembled in Thy Name, do most humbly beseech Thee to send down Thy Heavenly wisdom from above to guide Thy servants who now sit as representatives of all Pennsylvania in this Senate. Grant, we beseech Thee, that, having Thy judgment always before their eyes and laying aside all private interests and prejudices, the result of that which they do may be to the advancement of this Commonwealth and the welfare of all persons within the same, through Jesus Christ, our Lord, Amen.

## JOURNAL APPROVED

The PRESIDENT. A quorum of the Senate being present, the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. MAHANY and Mr. HARE, further reading was dispensed with, and the Journal was approved.

## NOMINATIONS BY THE GOVERNOR

### REFERRED TO COMMITTEE

The Secretary to the Governor being introduced, presented communications in writing from His Excellency, the Governor of the Commonwealth, which were read as follows, and referred to the Committee on Executive Nominations:

### ALDERMAN AND JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, February 3, 1953.  
To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to

nominate for the advice and consent of the Senate the following:

William Dear, 1913 Farrell Terrace, Farrell, Mercer County, for appointment as Alderman in and for the Second Ward of the City of Farrell, Mercer County, to serve until the first Monday of January 1954, vice Saverio Grande, resigned.

Howard A. Kamerer, North High Street Extension, Route No. 2, Greenville, Mercer County, for appointment as Justice of the Peace in and for the Township of West Salem, Mercer County, to serve until the first Monday of January 1954, to fill a vacancy.

JOHN S. FINE.

### ALDERMAN AND JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, February 9, 1953.  
To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following:

William H. Henson, 710 Merchant Street, Coatesville, Chester County, for appointment as Alderman in and for the Fifth Ward of the City of Coatesville, Chester County, to serve until the first Monday of January 1954, vice James A. Thompson, deceased.

Raymond W. Patridge, 538 East Lincoln Avenue, Myers-town, Lebanon County, for appointment as Justice of the Peace in and for the Township of Jackson, Lebanon County, to serve until the first Monday of January 1954, to fill a vacancy.

J. M. Cook, R. D. No. 4, Punxsutawney, Jefferson County, for appointment as Justice of the Peace in and for the Township of Perry, Jefferson County, to serve until the first Monday of January 1954, to fill a vacancy.

JOHN S. FINE.

### MEMBER OF BOARD OF TRUSTEES OF SELINS-GROVE STATE COLONY FOR EPILEPTICS

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, February 9, 1953.  
To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Paul V. Leitzel, Richfield, Juniata County, for appointment as a member of the Board of Trustees of Selinsgrove State Colony for Epileptics, for the term of four years and until his successor is qualified, vice Charles W. Bashor, McAlisterville, whose term expired.

JOHN S. FINE.

### MEMBER OF PENNSYLVANIA AERONAUTICS COMMISSION

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, February 2, 1953.



To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Hon. Albert R. Pechan, Ford City, Armstrong County, for reappointment as a member of the Pennsylvania Aeronautics Commission, to serve until December 1, 1956, and until his successor shall be duly appointed and shall have qualified, unless not reelected for the next succeeding term.

JOHN S. FINE.

## NOMINATIONS BY THE GOVERNOR

### NOTARIES PUBLIC

He also presented in writing from His Excellency, the Governor of the Commonwealth, nominations for appointment as Notaries Public.

### CONSIDERATION OF NOTARIES PUBLIC

Mr. WATSON. Mr. President, I move that the Senate do now proceed to the consideration of nominations for appointment as Notaries Public, sent to the Senate, by His Excellency, the Governor of the Commonwealth, on February 9, 1953.

Mr. WATKINS. Mr. President, I second the motion.

The motion was agreed to.

The nominations were read as follows:

Commonwealth of Pennsylvania,

Governor's Office, Harrisburg, Febury 9, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Notaries Public, for terms of four years to compute from the dates shown:

To compute from date of confirmation

### ALLEGHENY COUNTY

Robert A. Fullerton, Pittsburgh, 140 Stanwix St.  
Miss Ruth C. Hochberg, Pittsburgh, 530 Fourth Ave.  
Mrs. Ada Cassol King, Pittsburgh, 1224 Frick Bldg.  
Mrs. Alexandria C. Koolaga, Braddock.  
Miss Ann R. Reilly, Pittsburgh, 3700 Butler St.  
Miss Florence Schmidt, Pittsburgh, 915 Park Bldg.  
Sister Miriam Teresa, Pittsburgh, 1635 Bedford Ave.

### BEAVER COUNTY

Miss Mary M. Beley, Ambridge.

### BERKS COUNTY

Forrest K. Bortz, Reading.

### BLAIR COUNTY

Charles A. Musselman, Altoona.

### BRADFORD COUNTY

A. Leigh Crawford, Sayre.

### BUCKS COUNTY

Vernon D. Platt, Lower Southampton Twp., Feasterville.

### CAMBRIA COUNTY

Miss Lola Elliott, Adams Twp., Salix.

### CENTRE COUNTY

Miss Sara A. Widmann, Spring Twp., Bellefonte.

### CHESTER COUNTY

Miss Frances B. Morgan, West Chester.  
Wm. E. Perry, Malvern.

### CLARION COUNTY

Charles W. Coon, Clarion Twp., Corsica.

### DAUPHIN COUNTY

Miss Vera G. Franklin, Harrisburg.  
Albert M. Krieg, Harrisburg.  
Miss Anna Wipperman, Harrisburg.

### DELAWARE COUNTY

Nicholas F. Catania, Ridley Twp., Woodlyn.  
Joseph T. Straub, Haverford Twp., Havertown.

### ELK COUNTY

Salvatore Guaglianone, Johnsonburg.  
Miss J. C. Muroski, Johnsonburg.

### ERIE COUNTY

Mrs. Vera U. Laughlin, Girard.

### LACKAWANNA COUNTY

Miss Mary Louise Taffers, Old Forge.

### LUZERNE COUNTY

Miss E. M. Mishkin, Hazleton.  
Michael Sedor, Hazle Twp., Hazleton.

### MERCER COUNTY

Mrs. Marilyn J. Dunkerley, Grove City.

### MONROE COUNTY

Robert E. Heller, Stroudsburg.

### MONTGOMERY COUNTY

Mrs. Anna Mae Cameron, Lower Merion Twp., Ardmore.  
John H. Longnaker, Pottstown.

### NORTHAMPTON COUNTY

Mrs. Helen M. Albert, Easton.  
Miss Sarah C. McCabe, Easton.  
Silas W. Snyder, Walnutport.  
E. E. Walk, Bethlehem.

### PHILADELPHIA COUNTY

Miss Martha Jane Aaronson, 2121 Locust St. (3).  
Mrs. Lillian S. Angstadt, Liberty Title & Trust Co. (7).  
Mrs. Emma M. Becker, Rm. 625 Public Ledger Bldg.  
Theodore H. Friedenberg, 717 Pine St. (6).  
John J. Geraghty, N.E. Cor. 4th & Tabor Rd. (20).  
William I. Greenfield, 1315 Walnut St.  
Mrs. Anne F. Guerin, 1916 S. 6th St. (48).  
Mrs. Helena Hirsh, 6600 N. Broad St. (26).  
Francis J. Hunt, 2121 Locust St. (3).  
John A. F. Kalmbach, 1528 Walnut St. (2).  
Zachary Kaplan, 1845 S. 4th St. (48).  
Miss Mary Kirkwood, 1401 Walnut St. (2).  
Mrs. Isabell R. Lamb, 2979 Frankford Ave. (34).  
A. G. McKeown, 4615 Walnut St. (39).  
Joseph A. Montagno, 1615 Jackson St. (45).  
Mrs. Jane Horrocks Patton, 915 N. Delaware Ave. (23).  
Miss Esther M. Pomerantz, 2960 Richmond St. (34).  
Samuel Pressman, 1302 Widener Bldg. (7).  
Harold E. Seeger, 1701 Pennsylvania Bldg. (2).  
Carson M. Simon, 328 Chestnut St. (6).  
Joseph Van Haute, 1622 Chestnut St. (3).  
Miss Ruth Weinman, 624 Snyder Ave. (48).  
R. J. Zellers, Rm. 1800, 121 S. Broad St.

## SCHUYLKILL COUNTY

Miss Loretta D. Kenney, Pottsville.

## SOMERSET COUNTY

Mrs. Mary R. Walker, Berlin.

## WARREN COUNTY

F. L. August, Warren.

## WESTMORELAND COUNTY

Miss Katharine O. Mahady, Latrobe.

Mrs. Elizabeth B. Marshall, Greensburg.

Mrs. Susan G. Rogers, North Huntingdon Twp., Irwin.

## YORK COUNTY

James E. Hileman, Hallam.

Mrs. Chloe M. Smith, West York, York.

To compute from the dates set opposite their names

## ALLEGHENY COUNTY

Mrs. Agnes M. Keelan, Pittsburgh, 6399 Penn Ave. (6), 2-10-53.

## PHILADELPHIA COUNTY

John U. Senior, 56th & Allegheny Ave., 2-13-53.

Miss Gertrude Taylor, Rm. 642, City Hall, 2-13-53.

Philoty A. Tenaglia, 1700 Mifflin St. (45), 2-13-53.

Miss Blanche Hackman, 23 S. 52d St. (39), 2-14-53.

## BEDFORD COUNTY

Chas. E. Williams, Saxton, 2-16-53.

## ALLEGHENY COUNTY

Miss Anna C. Bauman, Pittsburgh, 7520 Penn Ave. (8), 2-17-53.

## PHILADELPHIA COUNTY

Charles J. Falcone, 401 N. 63rd St. (31), 2-17-53.

## SCHUYLKILL COUNTY

Mrs. Ann T. Fasold, Pottsville, 2-19-53.

## CHESTER COUNTY

Everett G. Henderson, Downingtown, 2-31-53.

## MERCER COUNTY

M. L. McBride, Grove City, 2-23-53.

## ALLEGHENY COUNTY

Miss Anne E. King, Pittsburgh, 804 Stabbarb Life Bldg. 2-25-53.

Mrs. Estella B. Schorr, Shaler Twp., 603 Mt. Royal Blvd., Pgh., 2-28-53.

## PHILADELPHIA COUNTY

Isadore Martin, 15 N. 40th St. (4), 2-28-53.

Gerald B. Baldino, 901 S. 12th St. (47), 3-1-53.

## ALLEGHENY COUNTY

Franklin Blackstone, Ross Twp., Box 224, Pittsburgh (30), 3-2-53.

Charles D. Gray, Pittsburgh, Rm. 3006 Gulf Bldg. (30), 3-2-53.

Milton L. McLain, Wilkinsburg, 3-2-53.

Miss R. R. Telford, Pittsburgh, 6108 Center Ave. (6), 3-2-53.

Wm. B. Watson, Pittsburgh, 14 Wood St., 3-2-53.

## DELAWARE COUNTY

Miss Pearl Bell, Chester, 3-2-53.

John E. DeYoung, Jr., Media, 3-2-53.

## ERIE COUNTY

J. B. Held, Erie, 3-2-53.

## GREENE COUNTY

Miss Beatrice C. Dole, Waynesburg, 3-2-53.

## LUZERNE COUNTY

M. M. Glahn, Forty Fort, 3-2-53.

## PHILADELPHIA COUNTY

Milton L. Biehn, 3713 Germantown Ave., 3-2-53.

Warren T. Edwards, 771 Suburban Station Bldg. (3), 3-2-53.

Miss Henrietta M. Wittmann, 12 S. 12th St. (7), 3-2-53.

## BEDFORD COUNTY

D. Cress Reiley, Bedford, 3-4-53.

## CHESTER COUNTY

Mrs. S. Elizabeth Walton, Oxford, 3-5-53.

## PHILADELPHIA COUNTY

M. S. Bonneville, N.W. Cor. 56th & Baltimore Ave. (43), 3-5-53.

Miss Agnes M. Hamilton, 1035 Land Title Bldg., 3-5-53.

Eric Ruegenberg, 1026 Filbert St. (7), 3-5-53.

Frank D. Toy, 55 N. 10th St. (7), 3-6-53.

## ALLEGHENY COUNTY

Miss Grace H. Buck, Pittsburgh, 535 Smithfield St. (22), 3-7-53.

Walter F. Campbell, Pittsburgh, 449 4th Ave., 3-7-53.

G. A. Cunningham, Pittsburgh, 3212 Smallman St. (1), 3-7-53.

## MONTGOMERY COUNTY

Miss Jennie W. Famous, Norristown, 3-7-53.

## LUZERNE COUNTY

Albert J. Catnes, Nanticoke, 3-9-53.

## PHILADELPHIA COUNTY

Stanley K. Brunner, 112 E. Allegheny Ave., 3-9-53.

## LEBANON COUNTY

Miss Jane E. Wolfe, Lebanon, 3-10-53.

## PERRY COUNTY

Mrs. Emma E. Hain, Marysville, 3-10-53.

## PHILADELPHIA COUNTY

Miss Margaret M. Heffernan, 4001 Gilham St. (35), 3-10-53.

## ALLEGHENY COUNTY

Miss Bertha B. Prichard, Pittsburgh, 351 5th Ave. 3-11-53.

## CHESTER COUNTY

Miss Myrtle E. Hall, Tredyffrin Twp., Paoli, 3-12-53.

## SCHUYLKILL COUNTY

Gametro Kapitula, McAdoo, 3-12-53.

Walter Stauffer, North Union Twp., Nuremberg, 3-12-53.

## ALLEGHENY COUNTY

Philip Huss, Pittsburgh, 5972 Baum Blvd. (6), 3-13-53.

## FAYETTE COUNTY

Miss Gerda A. Carlson, Uniontown, 3-13-53.

## PHILADELPHIA COUNTY

Miss Katherine Caldwell, 5306 Knox St. (44), 3-13-53.

William A. Coughlin, 1009 Arch St. (7), 3-13-53.



John Montone, P.M.F. Motors, Inc., 23d & Passyunk Ave., 3-13-53.

Mrs. Lillian Beby Rorison, 4406 Tyson St. (35), 3-13-53.

#### WASHINGTON COUNTY

G. M. Challener, Canonsburg, 3-13-53.

#### ALLEGHENY COUNTY

J. A. Shatum, Pittsburgh, 213 Penn Ave: (21), 3-14-53.

#### DELAWARE COUNTY

John Lacusch, Chester, 3-14-53.

Miss Margaret M. Mahoney, Chester, 3-14-53.

#### PHILADELPHIA COUNTY

Louis S. Rubin, 531 Vine St. (6), 3-14-53.

#### SOMERSET COUNTY

Mrs. Bessie E. Kornis, Lincoln Twp., Sipesville, 3-14-53.

#### JOHN S. FINE.

Commonwealth of Pennsylvania,

Governor's Office, Harrisburg, February 9, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Notaries Public, for terms of four years to compute from the dates shown:

To compute from date of confirmation

#### ALLEGHENY COUNTY

Mrs. Yola M. Allen, Pittsburgh, 1825 Bedford Avenue (19).

Ernest M. Denholm, Pittsburgh, 535 Smithfield Street (22).

Lloyd C. English, Ingram.

James A. Flinn, Pittsburgh, 420 Boulevard of the Allies (19).

Joseph Merola, Wilkinsburg.

Miss Betty O. Prehoda, Turtle Creek

Miss Emma C. Rehorst, Pittsburgh, 200 Koppers Building (19).

Joseph Tuminella, Oakmont, Verona.

#### BEAVER COUNTY

Mrs. Anna R. Weinman, Monaca.

#### BERKS COUNTY

Miss Ruth L. Davis, West Reading, Reading.

#### CAMBRIA COUNTY

Anthony L. Sabella, Barr Twp., Barnesboro.

#### CLEARFIELD COUNTY

L. R. Korman, Osceola, Osceola Mills.

#### CUMBERLAND COUNTY

Robert L. Brackbill, Mechanicsburg.

George D. Gephart, Mount Holly Springs.

Jacob J. Hays, Carlisle.

#### DAUPHIN COUNTY

Mrs. Mary L. Brightbill, Hummelstown.

Wm. J. Laughlin, Harrisburg.

Joseph S. McCord, Jr., Harrisburg.

Mrs. Mildred M. Weaver, Millersburg.

#### DELAWARE COUNTY

Miss Araxie R. Balian, Radnor Twp., Wayne.

Matthew B. Weinstein, Radnor Twp., Bryn Mawr.

#### ERIE COUNTY

Leland A. Frank, Harborscreek Twp., Erie.

#### FOREST COUNTY

Mrs. Beulah M. Crider, Hickory Twp., East Hickory.

#### LACKAWANNA COUNTY

David Feldman, Scranton.

Clifford J. Manns, Ransom Twp., Ransom.

#### LANCASTER COUNTY

Jere J. Bremmer, Lancaster.

Charles Foltz Herr, Lancaster.

Mrs. Harriet L. Rhen, Lancaster.

Harry J. Williams, Manheim Twp., Lancaster.

Edward G. Wilson, Manheim Twp., Lancaster.

#### LEBANON COUNTY

Robert A. Bentz, South Lebanon Twp., Lebanon.

#### LEHIGH COUNTY

Mrs. Mary Y. Butz, Allentown.

Mrs. Alyce S. Koons, Catasauqua.

George W. Lilly, Allentown.

Mrs. Lillian M. Rohrbach, Allentown.

#### MONTGOMERY COUNTY

Jules Pearlstone, Lansdale.

#### NORTHAMPTON COUNTY

Miss Lorraine A. Junkin, North Catasauqua, Catasauqua.

Ambrose L. Lambert, Bethlehem.

Robert H. Reimer, Upper Mount Bethel Twp., Bangor.

Mrs. Birdie R. Scheetz, Upper Nazareth Twp., Nazareth.

#### NORTHUMBERLAND COUNTY

John Shandor, Ralpho Twp., Elysburg.

#### PHILADELPHIA COUNTY

Miss Eugenie C. Appel, Rm. 702, 1518 Walnut St.

John W. Becher, 6158 Limekiln Pike (41).

Max Goldstein, 2439 S. 4th St. (48).

George E. Hentschel, Jr., 220 S. Broad St. (2).

Harry Levin, 1035 Bainbridge St. (47).

Mrs. Helen M. McCormick, 20 S. 15th St. (31).

Robert F. X. McRae, 73rd St. & Woodland Ave. (42).

Samuel Malamed, 1221 Filbert St. (7).

Mrs. Kathryn Matt, 3330 N. Broad St. (40).

Stanley S. Medley, 3855 N. Sydenham St. (40).

August P. Schulz, 94 W. Champlost Ave. (20).

Benjamin Walder, 635 Snyder Ave. (48).

Lynford S. Walters, Jr., 515 W. Allegheny Ave. (33).

Martin W. Wolf, 4839 "A" St. (20).

#### SCHUYLKILL COUNTY

Mrs. Jane K. Owens, Mahanoy City.

#### WARREN COUNTY

Thomas R. Hamilton, Warren.

Robert S. Swanson, Glade Twp., Warren.

#### WASHINGTON COUNTY

Miss Margaret J. Carter, Washington.

John W. Wharton, Canton Twp., Washington.

#### WESTMORELAND COUNTY

Frank W. Kaminski, East Vandergrift.

Mrs. Dorothy L. Miller, Derry Twp., New Derry.

#### YORK COUNTY

George M. Logeman, York.

To compute from the dates set opposite their names

#### ALLEGHENY COUNTY

Anthony A. Gugala, McKeesport, 2-10-53.

#### PHILADELPHIA COUNTY

Mahlon Ranck, 3259 Longshore Ave., 2-11-53.

#### MONTGOMERY COUNTY

Samuel H. High, Jr., Norristown, 2-16-53.

#### PHILADELPHIA COUNTY

Jacob H. Rementer, 4612 Princeton Ave., 2-17-53.

Philip Shane, 681 N. 15th St. (30), 2-19-53.

#### ALLEGHENY COUNTY

Harry S. Cheffins, Pittsburgh, 414 Grant St. (19), 2-21-53.

#### MONTGOMERY COUNTY

Miss Mildred D. Coulston, Conshohocken, 2-23-53.

#### PHILADELPHIA COUNTY

Miss Margaret D. Greenlee, 139 S. 3rd St. (6), 2-23-53.

#### LYCOMING COUNTY

Mrs. Nellie C. Ettla, Williamsport, 2-25-53.

#### MONTGOMERY COUNTY

Thomas A. Zendt, Telford, 2-28-53.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, February 9, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Notaries Public, for terms of four years to compute from the dates shown:

To compute from date of confirmation

#### ALLEGHENY COUNTY

Samuel L. Abernathay, Sr., Pittsburgh, Rm. 101, County Court House (19).

Joseph C. Dance, Pittsburgh, 3400 Grant Bldg.

Mrs. LaRue W. Frederick, Braddock.

Mrs. Marilyn S. Hathaway, Pittsburgh, 7627 Penn Ave. William H. Langer, West View.

Mrs. Irene H. Lloyd, Pittsburgh, 517 Bessemer Bldg.

Harry Nevergold, Pittsburgh, 568 North Homewood Ave. (8).

Mrs. J. A. Rapp, Pittsburgh, 119 40th St. (1).

#### BEAVER COUNTY

Mrs. Sophie T. Karakitsos, Ambridge.  
Nick Polovina, Aliquippa.

#### CAMBRIA COUNTY

Mrs. Marion E. Girard, Johnstown.

#### CARBON COUNTY

Harry J. Canter, Lansford.  
Garfield B. Roberts, Palmerton.

#### DELAWARE COUNTY

Mrs. Annette S. Calvert, Swarthmore.  
Charles F. Schwartz, Upper Darby Twp., Upper Darby.

#### FAYETTE COUNTY

S. R. Semsey, Uniontown.

#### LACKAWANNA COUNTY

Miss Eleanor Klodzinski, Scranton.  
Mrs. Margie S. Wright, Scranton.

#### LAWRENCE COUNTY

Charles E. Phipps, New Castle.

#### LEBANON COUNTY

Miss Gladys F. Barry, Richland.  
Mrs. Virginia P. Gingrich, Palmyra.  
Mrs. Mary Holahan, Lebanon.

#### LUZERNE COUNTY

Frank J. Andes, Wilkes-Barre.  
Miss Margaret M. Kaye, Wilkes-Barre.  
Mrs. Emily K. Latsko, Wilkes-Barre.  
Boris H. Levitsky, Wilkes-Barre.  
S. Idris Ley, Wilkes-Barre.  
James J. Lydon, Pittston.  
Miss Catherine Mulhern, Wilkes-Barre.  
Mrs. Clementine M. Najaka, Newport Twp., Glen Lyon.  
Miss Doris Walsh, Wilkes-Barre.  
Miss Kathleen Youngblood, Wilkes-Barre.

#### MERCER COUNTY

Edward J. Hochadel, Sharon.

#### NORTHAMPTON COUNTY

Miss Lee T. Geraci, Easton.

#### PHILADELPHIA COUNTY

Robert W. Carroll, 130 East Duval St. (44).  
John R. Chambers, 2044 E. Ontario Street (34).  
Mrs. Charlotte T. Downey, Allegheny Ave. & Howard St.  
H. Edward Eissler, 3322 N. Broad St. (40).  
Edward W. Holland, 3823 Lancaster Avenue (4).  
Miss Betty Patricia Komp, 5950 North Broad St. (41).  
Miss Janet L. Lewis, 747 W. Allegheny Ave. (33).  
Harry M. McPike, 829 Land Title Bldg. (10).  
J. Earl Martin, 5244 Pennway Ave. (24).  
Alfred Suarez Jr., 2034 S. Alden Street (43).  
Cassel Wechter, 2113 South 13th St. (48).

#### POTTER COUNTY

Mrs. Eleanor Tarabori, Pike Twp., Galetton.

#### SCHUYLKILL COUNTY

James P. Jennings, Pottsville.

#### SOMERSET COUNTY

Amos I. Mock, Somerset.

#### TIOGA COUNTY

Thos. F. Bell, Blossburg.

#### VENANGO COUNTY

Miss M. Irene McDowell, Franklin.  
-Miss Beulah V. Saye, Franklin.

#### WESTMORELAND COUNTY

Joseph S. Marzullo, New Kensington.  
Miss Clara L. Smith, Hempfield Twp., Grapeville.  
Miss Birdella M. Steiner, Greensburg.

#### YORK COUNTY

Jas. J. Logan, York.  
Charles A. Stein, Jr., Springettsbury Twp., York.

To compute from the dates set opposite their names

#### PHILADELPHIA COUNTY

Harry Muchnick, 7 North 40th St., 2-15-53.



## LYCOMING COUNTY

Mrs. Julia Brown, Jersey Shore, 2-19-53.

## PHILADELPHIA COUNTY

Geo. Kornblatt, 6208 Larchwood Ave., 2-19-53.

## BEAVER COUNTY

Frank J. Keppel, Ambridge, 2-21-53.

## LACKAWANNA COUNTY

Miss Mary E. Gallagher, Scranton, 2-23-53.

## PHILADELPHIA COUNTY

Harry Keiser, 5425 Euclid Ave., 2-23-53.

## LUZERNE COUNTY

Mrs. Margaret S. Trembath, Wilkes-Barre, 2-26-53.

## McKEAN COUNTY

Alfonso Marini, Bradford, 2-26-53.

## MONTGOMERY COUNTY

Miss L. B. Calvert, Abington Twp., Jenkintown, 2-28-53.

## WASHINGTON COUNTY

Richard S. Holt, Smith Twp., Langeloth, 2-28-53.

## FAYETTE COUNTY

Homer F. King, Uniontown, 3-1-53.

## ALLEGHENY COUNTY

Leo J. Aaron, Pittsburgh, 1101 Jones Law Bldg., 3-2-53.

Miss Ruth E. Beyer, McKees Rocks, 3-2-53.

Jos. J. Cunningham, Carnegie, 3-2-53.

Miss Pearl V. Douglass, Pittsburgh, 210 E. Park Way, 3-2-53.

Morris M. Freed, Pittsburgh, 1204 Plaza Bldg., 3-2-53.

Miss Ethel I. Geltz, Pittsburgh, 730 Oliver Bldg., 3-2-53.

Miss Myrtle M. Kupp, Oakmont, 3-2-53.

Mrs. Sadie J. Lash, Pittsburgh, 120 Shiloh Street, 3-2-53.

Elmer E. McCormick, Pittsburgh, 435 Sixth Ave., 3-2-53.

F. E. McGillick, Jr., Pittsburgh, 524 Highland Bldg., 3-2-53.

Edgar A. McMillin, O'Hara Twp., Box 7824, Pittsburgh, 3-2-53.

Harry J. Reick, Pittsburgh, 5989 Centre Ave., 3-2-53.

S. M. Richmond, Sewickley, 3-2-53.

E. C. Weger, Pittsburgh, 312 Berger Bldg., 3-2-53.

Edward Zimmerman, Wilkesburg, 3-2-53.

## BEDFORD COUNTY

Fred L. Hershberger, Everett, 3-2-53.

## BERKS COUNTY

Robert W. Haag, Reading, 3-2-53.

Mrs. Minnie H. LePage, Reading, 3-2-53.

## BERKS COUNTY

Wm. H. Reifsnnyder, Jr., Boyertown, 3-2-53.

## BLAIR COUNTY

Ashton Gardner, Hollidaysburg, 3-2-53.

## BRADFORD COUNTY

Budd M. Clark, Wysox Twp., Wysox, 3-2-53.

Miss Henrietta Pierce, Troy, 3-2-53.

## BUCKS COUNTY

Chas. J. Happ, Doylestown, 3-2-53.

## CAMBRIA COUNTY

Daniel L. Baretincic, Johnstown, 3-2-53.

## CHESTER COUNTY

Joseph A. Gormley, West Grove, 3-2-53.

Miss Myrtle A. Harvey, Coatesville, 3-2-53.

Miss Hanna Stringer, Coatesville, 3-2-53.

## DAUPHIN COUNTY

Mrs. Anna I. Adams, Gratz, 3-2-53.

Miss Vernie Brinton, Harrisburg, 3-2-53.

Vincent Orsini, Harrisburg, 3-2-53.

## DELAWARE COUNTY

Miss Anna A. Lalley, Chester, 3-2-53.

Miss Katherine Scheuerle, Upper Darby Twp., Upper Darby, 3-2-53.

## ELK COUNTY

Frank G. Dahlquist, Ridgway, 3-2-53.

## FAYETTE COUNTY

Ernest E. Coffman, Monallen Twp., New Salem, 3-2-53.

Searight R. McCormick, Uniontown, 3-2-53.

## FRANKLIN COUNTY

Roy E. Friedly, Waynesboro, 3-2-53.

## GREENE COUNTY

D. Herman Roberts, Waynesburg, 3-2-53.

## INDIANA COUNTY

Wilfred E. Helwig, Indiana, 3-2-53.

John F. Johnston, Saltsburg, 3-2-53.

## LACKAWANNA COUNTY

Edison Dippel, Archbald, 3-2-53.

Mrs. M. R. Von Storch, Scranton, 3-2-53.

## LANCASTER COUNTY

Miss M. C. Dinkelberg, Lancaster, 3-2-53.

## LEHIGH COUNTY

Miss Margaret E. Hauser, Allentown, 3-2-53.

Walter C. Ruthhart, Bethlehem, 3-2-53.

## LUZERNE COUNTY

G. John Bruger, Freeland, 3-2-53.

Miss Anna L. McLaughlin, Wilkes-Barre, 3-2-53.

## LYCOMING COUNTY

Miss Edna Melhuish, Picture Rocks, 3-2-53.

## MERCER COUNTY

Wm. R. Pool, Sharon, 3-2-53.

## MONTGOMERY COUNTY

J. George Black, Lower Merion Twp., Haverford, 3-2-53.

Miss Teresa C. Garramone, Jenkintown, 3-2-53.

Austin E. Hartzell, Narberth, 3-2-53.

Laurence R. Stevenson, Lower Moreland Twp., Bethayres, 3-2-53.

## NORTHAMPTON COUNTY

Allen L. Buskirk, Wind Gap, 3-2-53.

Mrs. Helen G. Conover, Easton, 3-2-53.

Miss Fannie M. Gernet, Easton, 3-2-53.

Miss Claire G. LaVelle, Easton, 3-2-53.

James B. Reilly, Easton, 3-2-53.

## NORTHUMBERLAND COUNTY

Russell E. Hawk, Milton, 3-2-53.  
Earl M. Roush, Sunbury, 3-2-53.

## PHILADELPHIA COUNTY

Samuel A. Baron, 157 W. Girard Ave., 3-2-53.  
Mrs. Viola W. Beach, 2801 W. Lehigh Ave., 3-2-53.  
Samuel Blaustein, 1342 Market Street, 3-2-53.  
James J. Byrne, 28th Flr., Girard Trust Bldg. (2), 3-2-53.  
Hyman Carp, 2533 South Broad St., 3-2-53.  
Frank J. Clarke, 6909 Torresdale Ave., 3-2-53.  
Edward H. DeBaecke, 702 Commercial Trust Bldg., 3-2-53.  
Samuel P. Eckert, S. E. Cor. 5th & Pine Streets, 3-2-53.  
M. F. Gormley, 6000 Alma Street, 3-2-53.  
Miss Clara Louise Hake, 1804 Lincoln-Liberty Building, 3-2-53.  
Wm. C. Hall, 917 Noble St., 3-2-53.  
C. Harry Heinz, 1621 Sellers St., 3-2-53.  
T. D. Hendricks, Pennsylvania Hospital, 8th & Spruce Sts., 3-2-53.  
Mrs. Louise E. Kamp, 902 Market St. Nat'l. Bank Bldg., 3-2-53.  
Mrs. Regina F. Kilimnik, 318 South 15th St., 3-2-53.  
William A. Klaus, 852 South 55th St., 3-2-53.  
John H. Lebeck, 6001 Castor Ave., 3-2-53.  
Jean B. Lutz, 240 North 17th St., 3-2-53.  
F. Warren McDowell, 1007 Finance Bldg., 3-2-53.  
G. C. Mellon, 28 South 40th St., 3-2-53.  
John G. Miller, 221 W. Sparks St., 3-2-53.  
Joseph Moore, 6524 North 17th St., 3-2-53.  
Clement C. O'Rourke, 4th Flr., Packard Bldg., 3-2-53.  
Harry A. Palmer, 2324 Market St., 3-2-53.  
F. Earl Reed, 6522 Woodland Ave., 3-2-53.  
Miss D. Freda Riess, 1135 N. Front St., 3-2-53.  
Louis Silverman, 345 South 13th St., 3-2-53.  
Mrs. Elizabeth J. Sniffen, 5925 Baynton St., 3-2-53.  
Rudolph C. Sternelle, 949 Arrott St., 3-2-53.  
Miss Alberta Thompson, 702 Commercial Trust Bldg., 3-2-53.  
Meyer M. Weissman, 1015 W. Lehigh Ave., 3-2-53.  
Walter R. Winterbottom, 4932 Hawthorne St., 3-2-53.

## SCHUYLKILL COUNTY

John P. Jones, Ashland, 3-2-53.

## VENANGO COUNTY

Miss V. V. Brecht, Franklin, 3-2-53.  
F. G. Zimmermann, Oil City, 3-2-53.

## WARREN COUNTY

Miss Lottie R. Smith, Warren, 3-2-53.

## WASHINGTON COUNTY

George W. Wood, California, 3-2-53.  
Miss Eva A. Zimmerman, Washington, 3-2-53.

## WESTMORELAND COUNTY

Paul H. Hugus, Latrobe, 3-2-53.  
Peter Edward Moran, New Kensington, 3-2-53.

## ALLEGHENY COUNTY

Edward B. Hamburg, West View, 3-3-53.

## DELAWARE COUNTY

William F. Stock, Chester, 3-3-53.

## LACKAWANNA COUNTY

Mrs. Elizabeth Kelly, Scranton, 3-3-53.

## LUZERNE COUNTY

John J. Kozloski, Wilkes-Barre, 3-3-53.

## MONTGOMERY COUNTY

Mrs. Helen L. Weand, Norristown, 3-3-53.

## PHILADELPHIA COUNTY

Harold Colbeck, 42 East Durham St. (19), 3-3-53.  
Charles G. Gartling, 1214 Girard Trust Bldg., 3-3-53.

## WASHINGTON COUNTY

Miss Lillian E. Wolf, Washington, 3-3-53.

## PHILADELPHIA COUNTY

Solis Sidney Stoloff, 3112 W. Huntingdon St., 3-4-53.

## ADAMS COUNTY

Miss Rhoda Breighner, Gettysburg, 3-5-53.  
Mrs. Mary Ramer Eberhart, Gettysburg, 3-5-53.

## ALLEGHENY COUNTY

Loyal W. Baker, Clairton, 3-5-53.  
Frederick H. Becker, Pittsburgh, 421 7th Ave., 3-5-53.  
Frank A. DeLallo, Bethel, 3-5-53.  
Philip A. Doeblin, Dormont, 3-5-53.  
P. W. Grubbs, Oakmont, 3-5-53.  
C. J. Hoffman, Jr., Pittsburgh, 4716 Liberty Ave. (24), 3-5-53.  
James V. Kline, East Pittsburgh, 3-5-53.  
P. W. McAllister, McKeesport, 3-5-53.  
H. H. McQuiston, Pittsburgh, Brady and Sidney Sts. S.S. (3), 3-5-53.  
Marcus C. Noonan, Pittsburgh, 3540 2d Ave. 3-5-53.  
Charles W. Over, Pittsburgh, 239 Oliver Bldg. (22), 3-5-53.  
Frank J. Shermer, Pittsburgh, 1121 Frick Bldg. (19), 3-5-53.  
J. C. Shupe, Pittsburgh, 205 Marshall Ave. (14), 3-5-53.  
Julius N. Sopoliga, Pittsburgh, 510 Berger Bldg. (19), 3-5-53.  
Geo. L. Speed, Carnegie, 3-5-53.  
Mrs. Elizabeth Terney, Pittsburgh, 1100 Peoples Bank Bldg. (22), 3-5-53.  
Miss K. M. Wells, Pittsburgh, 339 6th Ave., 3-5-53.

## BEAVER COUNTY

Miss Maude F. McBrier, Beaver, 3-5-53.

## BERKS COUNTY

David V. Detweiler, Reading, 3-5-53.  
Mrs. Anna M. Forcier, Reading, 3-5-53.  
Harold F. Rudisill, Reading, 3-5-53.  
Mrs. Margaret M. Snyder, Reading, 3-5-53.

## BLAIR COUNTY

W. H. Cree, Altoona, 3-5-53.  
Walter C. Renner, Altoona, 3-5-53.

## BUCKS COUNTY

Clarence F. Hawk, Doylestown, 3-5-53.  
J. Freeman Loux, Quakertown, 3-5-53.  
A. Paul Townsend, Jr., Langhorne, 3-5-53.

## BUTLER COUNTY

Miss Adellah McClimans, Butler, 3-5-53.

## CENTRE COUNTY

Miss Geraldine E. Craft, Philipsburg, 3-5-53.

## CLINTON COUNTY

Howard C. Casselberry, Lock Haven, 3-5-53.  
Miss Ethel M. Westbrook, Lock Haven, 3-5-53.

## DAUPHIN COUNTY

Henry S. Fisher, Harrisburg, 3-5-53.  
F. L. Taylor, Harrisburg, 3-5-53.



## DELAWARE COUNTY

John E. Burt, Upper Darby Twp., Upper Darby, 3-5-53.  
Miss Helen M. Maag, Media, 3-5-53.  
Matthew Rankin, Chester, 3-5-53.  
Thomas W. Stratton, Upper Darby Twp., Drexel Hill, 3-5-53.

## ELK COUNTY

Mrs. Nellie G. Zurfluh, Ridgway, 3-5-53.

## ERIE COUNTY

Ralph S. Fuller, Erie, 3-5-53.  
Mrs. F. M. O'Brien, Erie, 3-5-53.  
Miss Marion E. Taylor, North Girard, 3-5-53.

## FAYETTE COUNTY

Berwyn S. Detweiler, Uniontown, 3-5-53.

## FRANKLIN COUNTY

George L. Pensinger, Chambersburg, 3-5-53.

## HUNTINGDON COUNTY

Charles E. Gienger, Huntingdon, 3-5-53.  
A. N. Kerling, Three Springs, 3-5-53.

## LACKAWANNA COUNTY

John Ryczak, Mayfield, 3-5-53.

## LANCASTER COUNTY

William S. Bixler, Manheim Twp., Lancaster, 3-5-53.  
Fred S. Eshleman, Lancaster, 3-5-53.  
Mrs. Irene W. Fackler, Elizabethtown, 3-5-53.

## LEBANON COUNTY

W. John Moyer, Lebanon, 3-5-53.

## LEHIGH COUNTY

Earl F. Ritter, Allentown, 3-5-53.

## LUZERNE COUNTY

Mrs. Mary M. Morris, Exeter, Pittston, 3-5-53.

## McKEAN COUNTY

Miss Virginia F. Hubbard, Bradford, 3-5-53.

## MERCER COUNTY

Miss Elda E. Hodil, Grove City, 3-5-53.

## MONTGOMERY COUNTY

Charles E. Bean, North Wales, 3-5-53.  
Miss Belle Berman, Upper Hanover Twp., Pennsburg, 3-5-53.  
Frank H. Bove, Norristown, 3-5-53.  
Mrs. Verna W. Detwiler, Norristown, 3-5-53.  
Nelson P. Fegley, Norristown, 3-5-53.  
Paul Gehman, Souderton, 3-5-53.  
Paul S. Gerhart, Telford, 3-5-53.  
Harry J. Ginther, Pottstown, 3-5-53.  
George B. Hallowell, Lower Moreland Twp., Huntingdon Valley, 3-5-53.  
Henry C. Swartley, Lansdale, 3-5-53.  
Joseph R. Whitacre, Pottstown, 3-5-53.  
William F. Xander, Pennsburg, 3-5-53.

## NORTHAMPTON COUNTY

Raymond C. Hughes, Pen Argyl, 3-5-53.  
Albert J. Sturgis, Nazareth, 3-5-53.

## NORTHUMBERLAND COUNTY

Fred F. Adams, Shamokin Twp., Paxinos, 3-5-53.

## PHILADELPHIA COUNTY

Harry J. Beard, 5752 N. Virginian Rd., 3-5-53.  
Joseph E. Becker, 2236 Lewis Tower Bldg. (2), 3-5-53.  
Mrs. Ellen M. Bell, 1201 Ridge Ave. (23), 3-5-53.  
Miss Elizabeth M. J. Campbell, 1803-10 Chestnut St., 3-5-53.  
Miss Rose Cohan, 2201 Penna. Ave. (30), 3-5-53.  
Miss Margaret M. Doyle, 1100 Morris Bldg., 3-5-53.  
Parker W. Failor, 5339 North 5th St., 3-5-53.  
Mrs. E. R. Hackett, Packard Bldg. (1), 3-5-53.  
Miss Mary Huffington, 1600 Widener Bldg., 3-5-53.  
Miss Dorothea M. Keenan, Rm. 362, City Hall, 3-5-53.  
Miss Mary F. Kerns, 1513 Packard Bldg., 3-5-53.  
William P. Kitzmiller, 530 Walnut St., 3-5-53.  
Louis C. Lowenstein, 1331 N. Broad St., 3-5-53.  
George M. Metter, 2010 Packard Bldg., 3-5-53.  
George V. Mitchell, 1712 Summer St. (3), 3-5-53.  
Anthony Moreschi, 5837 Baynton St. (44), 3-5-53.  
Mrs. Mary M. Morrow, 54th St. & Cedar Ave., 3-5-53.  
Miss Elizabeth Park, 4601 Market St. (39), 3-5-53.  
W. L. Paul, Rm. 101, 15 N. 32nd St., 3-5-53.  
Miss Edith Reeves, Rm. 1420, Phila. Saving Fund Bldg. (7), 3-5-53.  
Miss Rose A. Rubin, 706 Widener Bldg. (7), 3-5-53.  
Miss Margaret M. Toland, 5023 W. Broad St. (41), 3-5-53.  
Miss A. F. Walsh, Rm. 502, Abbott Bldg., 3-5-53.  
Elwood F. Walter, 6637 Germantown Ave., 3-5-53.  
Walter N. White, 23 S. 23d Street (3), 3-5-53.  
Charles Wildermuth, 6051 N. 5th St. (20), 3-5-53.

## SCHUYLKILL COUNTY

Miss Evadora Buehler, Pottsville, 3-5-53.  
Elmer R. Freeman, Tremont, 3-5-53.  
Elmer E. Johnson, Jr., Pottsville, 3-5-53.

## SOMERSET COUNTY

Roy H. Shaulis, Somerset, 3-5-53.

## UNION COUNTY

Mrs. Miriam B. Snyder, Mifflinburg, 3-5-53.

## WARREN COUNTY

Miss Beulah Dunkle, Warren, 3-5-53.

## WASHINGTON COUNTY

Miss Edna Loughman, Washington, 3-5-53.

## WAYNE COUNTY

Warren P. Murphy, Hawley, 3-5-53.

## WESTMORELAND COUNTY

Robert B. Mitinger, Greensburg, 3-5-53.  
D. C. Shiarella, New Kensington, 3-5-53.

## YORK COUNTY

O. S. Bell, Stewartstown, 3-5-53.  
Miss Ella M. Gemmill, Red Lion, 3-5-53.  
Fred J. Mumma, York, 3-5-53.

## ALLEGHENY COUNTY

Wm. J. Graham, Pittsburgh, 620 Frick Bldg. (19), 3-6-53.

## ARMSTRONG COUNTY

Miss Myra R. Hubbard, Kittanning, 3-6-53.

## BEAVER COUNTY

John L. Urda, Ambridge, 3-6-53.

## BERKS COUNTY

William E. Beidler, Reading, 3-6-53.  
Samuel Cohen, Reading, 3-6-53.  
Mrs. Marian M. Haggerty, Reading, 3-6-53.  
Edmund Levan, Reading, 3-6-53.

## CAMBRIA COUNTY

Mrs. Katherine M. Hall, Johnstown, 3-6-53.

## CARBON COUNTY

Martin Kopunek, Lansford, 3-6-53.

## CRAWFORD COUNTY

Geo. A. Smith, Meadville, 3-6-53.

## FAYETTE COUNTY

James V. Connell, Connellsville, 3-6-53.

## LANCASTER COUNTY

J. Andrew Frantz, Lancaster, 3-6-53.

## LEBANON COUNTY

Mrs. Hilda I. Heisey, Lebanon, 3-6-53.

## LUZERNE COUNTY

Mrs. Anna M. Danko Welsko, Freeland, 3-6-53.

## McKEAN COUNTY

Miss Lucille Henretty, Bradford, 3-6-53.

## MONTGOMERY COUNTY

Walter A. Knerr, Norristown, 3-6-53.  
John Ralph Kohl, Norristown, 3-6-53.

## NORTHAMPTON COUNTY

R. Kenneth Ace, Banger, 3-6-53.

## NORTHUMBERLAND COUNTY

W. H. Yoder, Mount Carmel, 3-6-53.

## PHILADELPHIA COUNTY

Carl M. Bickert, N. W. Cor. Cedar and Ann Streets, 3-6-53.

Meyer Gerber, 3121 W. Cumberland Street (32), 3-6-53.

Isaac Gold, 2028 South 5th St., 3-6-53.

Miss Evelyn L. Jacot, 507 Public Ledger Bldg (6), 3-6-53.

C. Holmes Martin, West Wyoming Avenue (40), 3-6-53.

Miss C. E. Milligan, 1306 Land Title Bldg., 3-6-53.

Wesley S. Reed, 1151 South 60th St., 3-6-53.

Paul A. Riedel, 220 South 4th St., 3-6-53.

## SCHUYLKILL COUNTY

Earl B. Albright, Orwigsburg, 3-6-53.

Miss Betty A. Buck, Pottsville, 3-6-53.

## ALLEGHENY COUNTY

D. Edwin Austen, Etna, 3-7-53.

Miss Stella M. Baker, Pittsburgh, 450 Fourth Ave., 3-7-53.

Wilmer Bruckman, Pittsburgh, 604 Brushton Ave., 3-7-53.

Charles W. Clark, Bellevue, 3-7-53.

Thomas A. Clifford, Swissvale, 3-7-53.

Charlie B. Davis, Clairton, 3-7-53.

Harold C. Dunn, Pittsburgh, 2719 Preble Ave., 3-7-53.

Miss Fronia Enscoe, Pittsburgh, 307 Fourth Ave., 3-7-53.

Otis S. Goode, Pittsburgh, 1808 Union Bank Bldg., 3-7-53.

Wm. F. Hueston, Coraopolis, 3-7-53.

C. F. Kiefer, Pittsburgh, 330 Grant Street, 3-7-53.

C. Elrod Lenhart, McKeesport, 3-7-53.

J. B. McMillan, Braddock, 3-7-53.

Henry G. Meyer, Pittsburgh, 2602 Grant Bldg., 3-7-53.

S. A. Michalski, Pittsburgh, 1103 E. Carson St., 3-7-53.

Miss Mabel Monheim, Pittsburgh, 327 5th Ave., 3-7-53.

Mrs. A. M. Richards, Pittsburgh, 493 Union Trust Bldg., 3-7-53.

Miss Jessie A. Robertson, Pittsburgh, Mellon National Bank & Trust Co., 3-7-53.

Miss J. Mildred Wallace, Pittsburgh, 514 Smithfield St., 3-7-53.

C. L. Weddell, Pittsburgh, 535 Smithfield St., 3-7-53.

## BEAVER COUNTY

Miss Winifred Chandley, Beaver Falls, 3-7-53.

Thomas R. Supe, Ambridge, 3-7-53.

## BERKS COUNTY

Miss Catherine E. Haughton, Reading, 3-7-53.

## BLAIR COUNTY

Edward A. Seidel, Altoona, 3-7-53.

## BUCKS COUNTY

David R. Bond, Newtown, 3-7-53.

William A. Rossiter, Jr., Langhorne, 3-7-53.

## BUTLER COUNTY

Mrs. J. E. Potts, Butler, 3-7-53.

## CAMBRIA COUNTY

Miss Ruby G. Williams, West Carroll Twp., Elmora, 3-7-53.

## CHESTER COUNTY

Mrs. Ida M. Peirce, East Marlborough Twp., Unionville, 3-7-53.

## DAUPHIN COUNTY

Mrs. Mildred K. Miller, Harrisburg, 3-7-53.

## DELAWARE COUNTY

W. J. Baldwin, Chester, 3-7-53.

John T. McCoy, Upper Darby Twp., Drexel Hill, 3-7-53.

## FAYETTE COUNTY

Paul G. Wagoner, Connellsville, 3-7-53.

## GREENE COUNTY

Thomas D. Simmons, Waynesburg, 3-7-53.

## HUNTINGDON COUNTY

Miss Edna E. Cantner, Huntingdon, 3-7-53.

## INDIANA COUNTY

Emidio Frattura, Blairsville, 3-7-53.

## LACKAWANNA COUNTY

Mrs. Rena F. Bell, Scranton, 3-7-53.

A. S. Magor, Scranton, 3-7-53.

Laurence D. Savige, Scranton, 3-7-53.

## LANCASTER COUNTY

Samuel Clerico, Lancaster 3-7-53.

Wayne S. Martin, East Earl Twp., Goodville, 3-7-53.

Jerre P. Trout, Bart Twp., Quarryville, 3-7-53.

## LEHIGH COUNTY

Miss Mabel E. Moyer, Slatington, 3-7-53.

Miss Elizabeth G. Parry, Allentown, 3-7-53.

Clinton T. Snyder, Catasauqua, 3-7-53.

## LUZERNE COUNTY

Mrs. Alice Blake Ritchie, Wilkes-Barre, 3-7-53.

## LYCOMING COUNTY

J. E. Stephens, Williamsport, 3-7-53.

## McKEAN COUNTY

John A. Fitzgibbon, Bradford, 3-7-53.



## MONTGOMERY COUNTY

Clarence G. Land, Norristown, 3-7-53.  
 Elgin H. Lenhardt, Norristown, 3-7-53.  
 Mrs. Arlene C. Smith, Hatboro, 3-7-53.

## NORTHAMPTON COUNTY

Arthur W. Trach, Easton, 3-7-53.

## PHILADELPHIA COUNTY

Henry Beck, 2862 Germantown Ave., 3-7-53.  
 James G. Berkheimer, 4215 Roosevelt Blvd., 3-7-53.  
 George R. M. Burket, 1616 Walnut St., 3-7-53.  
 Edward E. Davis Jr., 3338 North Broad St., 3-7-53.  
 William T. Dickson, 1210 Land Title Bldg., 3-7-53.  
 Mrs. Miriam Eilberg, 711 Poplar Street, 3-7-53.  
 Ferdinand W. Erbe, 421 Chestnut St., 3-7-53.  
 David Freedman, 716 Walnut St., 3-7-53.  
 Wacław Frysztański, 214 Fairmount Ave., 3-7-53.  
 Miss Mary Josephine Gallagher, 1781 South 65th St., 3-7-53.  
 Louis Goodman, 324 South 59th St., 3-7-53.  
 George M. Gradel, 416 W. Duncannon Ave., 3-7-53.  
 Harry Hecht, 5745 N. Camac St., 3-7-53.  
 George S. Hogeland, 1820 Fulmer St., 3-7-53.  
 John H. Hosking, 1414 Commonwealth Building, 3-7-53.  
 Charles W. Kaelber, 425 W. Lehigh Ave., 3-7-53.  
 Albert W. Kauderer, 100 S. Broad St., 3-7-53.  
 Henry W. Koons, 1203-06 Harrison Bldg. (2), 3-7-53.  
 Theodore M. Mammele, 3931 Lancaster Ave., 3-7-53.  
 Irwin I. Margolis, 730 Sansom St. (6), 3-7-53.  
 Edward H. Meyer, 1531 Orthodox St. (24), 3-7-53.  
 Alex L. Rovine, 151 South 4th St. (6), 3-7-53.  
 William B. Stocum, 1411 Chestnut St. (2), 3-7-53.  
 James F. Swartz, 632 Commercial Trust Building (2), 3-7-53.  
 William Trost Jr., 1233 W. Girard Ave. (23), 3-7-53.  
 William Ussler, 35 Maplewood Ave. (44), 3-7-53.  
 Joseph J. Voss, 264 Diamond St. (22), 3-7-53.  
 Miss H. Mae Watson, 541 Walnut Lane (28), 3-7-53.  
 George G. Ziegler Jr., 816 Victory Bldg. (7), 3-7-53.

## SCHUYLKILL COUNTY

Michael V. Wolfe, Tamaqua, 3-7-53.

## SUSQUEHANNA COUNTY

Mrs. Rena J. VanScoten, Montrose, 3-7-53.

## WESTMORELAND COUNTY

Anthony J. Parente, Monessen, 3-7-53.

## YORK COUNTY

Roy L. Geesey, York, 3-7-53.  
 Mrs. Marie Mummert, Hanover, 3-7-53.  
 Miss Erma G. Wolf, York, 3-7-53.

## ADAMS COUNTY

Miss Nina G. Storrick, Gettysburg, 3-8-53.

## ALLEGHENY COUNTY

R. E. Blankenbuehler, Elizabeth, 3-8-53.  
 Sam Frankel, Pittsburgh, 1121 Frick Building (19), 3-8-53.  
 Mrs. Rosalie K. McMinn, Pittsburgh, 907 Arrott Bldg. (22), 3-8-53.  
 Miss Anna R. Spiegle, Pittsburgh, 320-Fourth Avenue (22), 3-8-53.

## BERKS COUNTY

Paul O. Wolf, Reading, 3-8-53.

## LACKAWANNA COUNTY

Mrs. Helen R. Dworcak, Scranton, 3-8-53.  
 Miss Ida H. Nape, Scranton, 3-8-53.

## LANCASTER COUNTY

Frank X. Schaller, Lancaster, 3-8-53.

## PHILADELPHIA COUNTY

Mark Abrahams, Rm. 402, Morton Bldg., 3-8-53.  
 Stanley Abrahams, Rm. 402, Morton Bldg., 3-8-53.  
 Domenico Aversa, 1900 S. 10th St. (48), 3-8-53.  
 George Blatz, Rm. 1101 Western Saving Fund Bldg. (17), 3-8-53.  
 Miss Ruth P. Empfield, Rm. 2730, Fidelity-Phila. Trust Bldg. (9), 3-8-53.  
 Miss Margaret M. Sher, 1419 S. 53d St. (43), 3-8-53.

## UNION COUNTY

John A. Beard, Mifflinburg, 3-8-53.

## WASHINGTON COUNTY

Oliver M. Frye, Bentleyville, 3-8-53.  
 R. E. Plunkett, Houston, 3-8-53.

## WESTMORELAND COUNTY

Cecil T. W. Enlow, Youngwood, 3-8-53.  
 Frank E. Pikulski, Jeannette, 3-8-53.

## YORK COUNTY

J. H. Markle, West Manheim Twp., Hanover, 3-8-53.

## ALLEGHENY COUNTY

Hayden Cohen, East Pittsburgh, 3-9-53.

## CAMBRIA COUNTY

M. P. Westrick, Carrolltown, 3-9-53.

## CLEARFIELD COUNTY

P. J. Swift, DuBois, 3-9-53.

## CUMBERLAND COUNTY

Mrs. Myrtle V. Milleisen, Mechanicsburg, 3-9-53.

## DAUPHIN COUNTY

C. Sylvester Jackson, Harrisburg, 3-9-53.

## LANCASTER COUNTY

Harry H. Esbenshade, Lancaster, 3-9-53.

## PHILADELPHIA COUNTY

Owen J. Green, 1510 Walnut St. (2), 3-9-53.

## WESTMORELAND COUNTY

Miss Madeline DeBone, Greensburg, 3-9-53.  
 George K. Mentzer, Monessen, 3-9-53.

## ALLEGHENY COUNTY

D. L. Creighton, Coraopolis, 3-10-53.  
 Harry J. Davis, Pittsburgh, 711 Forbes Street, 3-10-53.  
 John E. Dunn, Pittsburgh, 4712 Stanton Ave., 3-10-53.  
 Miss Louise Finelli, Pittsburgh, Peoples First National Bank & Trust, 3-10-53.  
 R. D. Jenkinson, Bellevue, 3-10-53.  
 Miss Christina M. Pollock, Pittsburgh, 1013 Penn Ave., 3-10-53.

## ARMSTRONG COUNTY

Miss Mary Josephine Rhodes, Kittanning, 3-10-53.

## DELAWARE COUNTY

Mrs. Clementina Macrone, Radnor Twp., Rosemont, 3-10-53.

## ERIE COUNTY

Miss V. E. Manley, Erie, 3-10-53.  
 Miss Kathryn Young, Erie, 3-10-53.

## LACKAWANNA COUNTY

Max F. Henkelman, Scranton, 3-10-53.

## MONTGOMERY COUNTY

I. H. Derck, Abington Twp., Abington, 3-10-53.

## NORTHUMBERLAND COUNTY

A. G. Shoener, Zerbe Twp., Trevorton, 3-10-53.  
William J. Wiest, Shamokin, 3-10-53.

## PHILADELPHIA COUNTY

Miss Fay Levy, 1635 Nedro Ave., 3-10-53.  
Miss Anne C. McDonald, 929 Land Title Bldg., 3-10-53.  
Giocondo Marcolongo, 3914 W. Girard Ave., 3-10-53.

## ALLEGHENY COUNTY

Miss Vera Skelley, Pittsburgh, 2610 Grant Bldg., 3-11-53.

## BERKS COUNTY

Miss Mabel L. Hafer, Reading, 3-11-53.

## CAMBRIA COUNTY

Mrs. Jennie B. Koontz, Johnstown, 3-11-53.

## CLEARFIELD COUNTY

G. C. Olson, Curwensville, 3-11-53.

## LACKAWANNA COUNTY

James F. McCabe, Carbondale, 3-11-53.

## PHILADELPHIA COUNTY

Mrs. Freda Schaefer Bopp, 333 E. Cheltenham Avenue (20), 3-11-53.  
Elmer Miller, 228 W. Mt. Pleasant Avenue, 3-11-53.

## POTTER COUNTY

Chas. C. Van De Boe, Shinglehouse, 3-11-53.

## ALLEGHENY COUNTY

F. H. Apel, Dormont, 3-12-53.  
Edward S. Hackett, Pittsburgh, 1003 Union Trust Bldg., 3-12-53.  
Miss C. Moll, Pittsburgh, 6901 Lynn Way, 3-12-53.

## BUCKS COUNTY

W. Aubrey Merrick, Newtown, 3-12-53.

## CENTRE COUNTY

John R. Doty, State College, 3-12-53.

## PHILADELPHIA COUNTY

Dorsey F. Boston, 1400 Lincoln-Liberty Building, 3-12-53.  
Mrs. Marjorie G. McMaster, 14 W. Evergreen Ave., 3-12-53.  
Arthur Robinson, 854 N. Broad St., 3-12-53.

## LANCASTER COUNTY

Mrs. Mary S. Reisinger, Columbia, 3-12-53.

## PHILADELPHIA COUNTY

Fred W. Cassidy, Jr., 1633 Orthodox St., 3-12-53.  
Miss Elizabeth C. Sailer, 27-29 S. 40th St., 3-12-53.  
Alfred J. Snyder, 1144 Fidelity-Phila. Building, 3-12-53.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, February 3, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the

following persons for appointment as Notaries Public, for terms of four years to compute from the dates shown:

To compute from date of confirmation

## ALLEGHENY COUNTY

William R. Chaney, Pittsburgh, Bigelow Blvd. at Tunnel St. (19).  
Miss Phyllis Davis, Pittsburgh, Box 145, Hotel William Penn (30).  
John Fazio, Jr., Pittsburgh, 203 Saw Mill Run Blvd. (26).  
Harry W. Giesecke, Pittsburgh, 6th Fl., Lane Bryant Bldg. (22).  
Joseph H. Grills, Robinson Twp., Moon Run.  
Walter O. Howarth, Pittsburgh, 7th Fl., McCrady-Rodgers Bldg. (19).  
Miss Ida M. Jeffries, Pittsburgh, 420 Duquesne Way.  
Miss Alma M. Johnson, Pittsburgh, 2 Grant Bldg.  
Mrs. Ada M. Jones, Clairton.  
Albert M. Kairys, McKees Rocks.  
A. A. Merlin, Elizabeth.  
William L. Nagy, Castle Shannon.  
Hamlin I. Postlethwaite, Blawnox.  
William J. Ruano, Pittsburgh, 1350 Park Bldg.  
C. A. Schillinger, Pittsburgh, 1701 Law and Finance Bldg. (19).

## BERKS COUNTY

Miss Beatrice L. Genner, Reading.  
Oliver J. Hettinger, Reading.  
R. L. Reinhart, Reading.

## BRADFORD COUNTY

Floyd Jerzak, Canton.

## BUTLER COUNTY

Miss Martha M. Logan, Butler.  
Mrs. Marion Snyder, Butler.

## CAMERON COUNTY

Patrick C. Rowan, Emporium.

## CLARION COUNTY

John L. Hoover, Rimersburg.

## CLINTON COUNTY

Miss Kathryn O'Connell, Mill Hall.

## DAUPHIN COUNTY

Mrs. Gertrude S. Shelenbarger, Lower Paxton Twp., Harrisburg.

## DELAWARE COUNTY

Joseph W. Bibby, Clifton Heights.  
Walter J. Lewicki, Chester.  
H. F. A. Sessions, Eddystone.

## INDIANA COUNTY

Mrs. Dorothy N. Medora, Clymer.

## JEFFERSON COUNTY

Clarence F. Whitesell, Punxsutawney.

## LACKAWANNA COUNTY

Frank Mastronardi, Scranton.  
Mrs. Sara Morris, Dunmore.

## LANCASTER COUNTY

John C. Emsing, Denver.  
Mrs. Romaine H. Fasnacht, Ephrata.  
Miss Ruth S. Haldeman, Ephrata.  
Howard W. Myers, East Hempfield Twp., Landisville.  
Mrs. Rhoda S. Shirk, Manheim Twp., Lancaster.  
Mrs. Katherine C. Thieme, Manheim.



## LEBANON COUNTY

Mrs. Joan M. Barcynski, Lebanon.  
Mrs. Mildred M. Quarry, Lebanon.

## LEHIGH COUNTY

Miss Kathryn M. Green, Allentown.

## LANCASTER COUNTY

J. K. Miller, Manheim.

## LEBANON COUNTY

Miss E. J. Light, Lebanon.

## LUZERNE COUNTY

Mrs. Alice Carpenter, Wyoming.

## LYCOMING COUNTY

Miss G. Dorothy Wesner, Williamsport.

## MONTGOMERY COUNTY

Jules Hertz, Abington Twp., Glenside.  
William G. Krewson, Abington Twp., Glenside.

## NORTHUMBERLAND COUNTY

Mrs. Ruth B. Slifer, Milton.  
Mrs. Mary N. Starinshak, Coal Twp., Ranshaw.

## PHILADELPHIA COUNTY

Richard F. Anderson, 1336 W. Olney Avenue.  
Joseph C. Bahr, 1947 N. Howard Street (22).  
William F. Bengel, 34 South 18th Street (3).  
Miss Catharine M. Carroll, 5944 Ellsworth Street (43).  
Miss Helen A. Culen, 456 Bourse Bldg (6).  
Miss Mary T. Derham, 1405 Locust Street (2).  
H. R. Erwin, Bustleton Pike & Welsh Rd.  
Ashley W. Hagey, 166 E. Duval Street (44).  
Miss Ruth I. Kurzeknabe, Ridge Ave. at 35th St. (32).  
Paul J. Melchiorre, 4838 Chestnut St. (39).  
Miss Theresa L. Reed, 1302 W. Erie Ave. (40).  
Miss Dolores E. Schaller, 18 W. Cheltenham Ave. (44).  
Chris Schauer, 715 S. Broad St. (47).  
Miss Roslyn Zahn, 20 South 15th Street (2).

## SCHUYLKILL COUNTY

Joseph Boruch, Minersville.

## SUSQUEHANNA COUNTY

Miss M. Ann Green, Montrose.

## WESTMORELAND COUNTY

Miss Marian E. Koehler, New Kensington.  
Miss Mary Owens, Trafford.

## YORK COUNTY

Henry G. Heller, York.  
K. W. Maxell, York.  
Paul G. Peters, Spring Garden Twp., York.  
Miss Helen N. Stein, Red Lion.

To compute from the dates set opposite their names

## SCHUYLKILL COUNTY

George P. Koval, Mahanoy City, 2-9-53.

## LANCASTER COUNTY

Mrs. F. Blanche Young, Manheim, 2-10-53.

## PHILADELPHIA COUNTY

Jos. C. Langer, 5th & Luzerne Sts., 2-10-53.

## YORK COUNTY

Paul E. Stephens, York, 2-12-53.

## BLAIR COUNTY

Mrs. Margaret L. Kurtz, Altoona, 2-13-53.

## YORK COUNTY

J. Hampton Holley, Spring Garden Twp., York, 2-13-53.

## LANCASTER COUNTY

Miss Catherine J. Falvey, Lancaster, 2-14-53.

## WESTMORELAND COUNTY

William F. Snyder, Arnold, 2-15-53.

## ALLEGHENY COUNTY

Mrs. Gerta M. Beach, Pittsburgh, Civic Bldg., 200 Ross St., 2-21-53.

## LANCASTER COUNTY

Henry L. Gise, Elizabethtown, 2-23-53.

## PHILADELPHIA COUNTY

Frank Ursomarso, 2001 South 12th St., 2-25-53.

## ALLEGHENY COUNTY

Mrs. Helen Smoley, Munhall, 2-26-53.

## MONTGOMERY COUNTY

Miss Eleanor M. Ivers, Lower Merion Twp., Ardmore, 2-27-53.

## YORK COUNTY

Leon M. Kline, York, 2-28-53.

JOHN S. FINE.

A motion was made by Mr. WATSON and Mr. WATKINS,

That the Senate do advise and consent to said nominations.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

## YEAS—50.

Bane,	Hare,	McCreesh,	Stevenson,
Barr,	Harney,	McCusker,	Stiefel,
Berger,	Holland,	McGinnis,	Taylor,
Blass,	Kephart,	McMenamin,	Toole,
Camel,	Kessler,	McPherson, Jr.	Wade,
Chapman,	Koprivier, Jr.	Miller,	Wagner,
Crowe,	Lane,	Pechan,	Walker,
Dent,	Leader,	Peelor,	Watkins,
Diehm,	Letzler,	Propert,	Watson,
DiSilvestro,	Madigan,	Ruth,	Weiner,
Fleming,	Mahany,	Silvert,	Wolfe,
Freed,	Mallery,	Snowden,	Wood,
Haluska.			Yosko,

## NAYS—0.

Two-thirds of all the Senators having voted, "aye" the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

## RECESS

Mr. MAHANY. Mr. President, I move that the Senate do now take a recess for five minutes.

Mr. HARE. Mr. President, I second the motion.

The motion was agreed to.

## AFTER RECESS

The PRESIDENT. The time of recess having elapsed, the Senate will be in order.

## REPORT FROM COMMITTEE

Mr. FLEMING, from the Committee on Local Government, reported as committed, Senate Bill No. 52, entitled:

An Act to amend clause XV, of section 1202 of the act, approved the fourth day of May, one thousand nine hundred twenty-seven (P. L. 519), entitled "An act concerning boroughs, and revising, amending, and consolidating the law relating to boroughs," by further defining the powers of boroughs with regard to garbage, rubbish, sludge and other waste treatment and disposal, acting separately or jointly with other political subdivisions.

## REPORT FROM THE JOINT STATE GOVERNMENT COMMISSION

## DEALING WITH "VETERINARY MEDICINE IN PENNSYLVANIA: TRAINING FACILITIES AND PRACTICE"

Mr. WADE, on behalf of the Joint State Government Commission, submitted the following report which was read by the Clerk as follows:

Commonwealth of Pennsylvania

## JOINT STATE GOVERNMENT COMMISSION OF THE GENERAL ASSEMBLY

P. O. Box 61

Room 450—Capitol Building

Harrisburg

February 3, 1953.

To the Honorable, the Senate of the General Assembly of the Commonwealth of Pennsylvania:

On behalf of the Joint State Government Commission, I have the honor to transmit herewith A Report of the Joint State Government Commission, Session of 1953, dealing with "Veterinary Medicine in Pennsylvania: Training Facilities and Practice."

A copy of this report was mailed to each member of the Senate on December 18, 1952.

Respectfully submitted,

(s) Baker Royer  
BAKER ROYER, Chairman.

The PRESIDENT. The communication will be spread upon the Journal, and the report will be printed in full in the Appendix.

## REPORT FROM COMMITTEE ON EXECUTIVE NOMINATIONS

Mr. WATSON, from the Committee on Executive Nominations, reported with a favorable recommendation the following nominations, made by His Excellency, the Governor of the Commonwealth:

Commonwealth of Pennsylvania,

Governor's Office, Harrisburg, Pa., January 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following:

## MEMBER OF THE PENNSYLVANIA LIQUOR CONTROL BOARD

Frank D. Armstrong, Paxtang, Harrisburg, from March 3, 1952, until November 29, 1957, and until his successor shall have been appointed and qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with the law, I have the honor hereby to nominate for the advice and consent of the Senate the following:

## MEMBER OF THE PENNSYLVANIA PUBLIC UTILITY COMMISSION

Thomas C. Egan, Philadelphia, from January 3, 1953, for the residue of the term ending April 1, 1955.

JOHN S. FINE.

Commonwealth of Pennsylvania,

Governor's Office, Harrisburg, Pa., January 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following:

## MEMBER OF THE PENNSYLVANIA PUBLIC UTILITY COMMISSION

Leon Schwartz, Nanticoke, from March 4, 1952, for the residue of the term ending April 1, 1961.

JOHN S. FINE.

Commonwealth of Pennsylvania,

Governor's Office, Harrisburg, Pa., January 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following:

## MEMBER OF THE PENNSYLVANIA PUBLIC UTILITY COMMISSION

P. Stephen Stahlnecker, Philadelphia, from January 2, 1953, for the residue of the term ending April 1, 1957.

JOHN S. FINE.

## REPORTS FROM COMMITTEES

Mr. CHAPMAN, from the Committee on Appropriations, reported as committed Senate Bill No. 44, entitled:

An Act to amend Section 1 of the Act approved the fourteenth day of January, one thousand nine hundred fifty-two, (Appropriation Acts 70), entitled, "An act making an appropriation to the Elwyn Training School at Elwyn, in the County of Delaware, Commonwealth of Pennsylvania, and prescribing certain conditions upon which the appropriation will be available to the school," by increasing the per capita annual maintenance rate of wards of the Commonwealth.

Mr. WOLFE, from the Committee on Military Affairs and Aeronautics, reported as committed Senate Bill No. 8, entitled:

An Act authorizing contact representatives of Veterans Administration hospitals to take affidavits and acknowledgments of persons undergoing treatment therein; and providing for the effect thereof.

## REPORT FROM THE JOINT STATE GOVERNMENT COMMISSION

## DEALING WITH "STATE LICENSE FEES, EXCEPT THOSE PROVIDED FOR BY THE VEHICLE CODES"

Mr. LETZLER. Mr. President, I have the honor to transmit herewith a Report of the Joint State Government Commission, Session of 1953, dealing with "State License Fees, Except Those Provided For by the Vehicle Codes." I would like to inform the Members of the Sen-



ate that there is a copy of this report on each of their desks.

The following report was read by the Clerk as follows:

Commonwealth of Pennsylvania  
JOINT STATE GOVERNMENT COMMISSION OF THE  
GENERAL ASSEMBLY

P. O. Box 61  
Room 450—Capitol Building  
Harrisburg

February 9, 1953.

To the Honorable, the Senate of the General Assembly of the Commonwealth of Pennsylvania:

On behalf of the Joint State Government Commission, I have the honor to transmit herewith A Report of the Joint State Government Commission, Session of 1953, dealing with "State License Fees, Except Those Provided For by the Vehicle Codes."

Copies of this report for distribution to the members of the Senate have been delivered to the office of the President Pro Tempore of the Senate.

Respectfully submitted,

(s) Baker Royer,  
BAKER ROYER, Chairman.

The PRESIDENT. The communication will be spread upon the Journal, and the report will be printed in full in the Appendix.

#### BILLS INTRODUCED AND REFERRED

Mr. HARE read in his place and presented to the Chair Senate Bill No. 83, entitled:

An Act authorizing the Department of Property and Supplies to sell and convey the Executive Mansion in Harrisburg, Dauphin County, Pennsylvania, with the approval of the Governor.

Which was committed to the Committee on State Government.

Messrs. FLEMING and McGINNIS read in place and presented to the Chair Senate Bill No. 84, entitled:

An Act to further amend clause XXVII of Section 1502 of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-one (P. L. 1206) entitled "An act, concerning townships of the first class; amending, revising, consolidating, and changing the law relating thereto," by further defining the powers of townships of the first class with regard to garbage, rubbish, sludge, and other waste treatment and disposal, acting separately or jointly with other political subdivisions.

Which was committed to the Committee on Local Government.

Mr. TAYLOR read in his place and presented to the Chair Senate Bill No. 85, entitled:

An Act to amend the act approved the twenty-first day of January, one thousand nine hundred fifty-two (Appropriation Acts page 87) entitled "An act to provide for the ordinary expenses of the Executive, Legislative and Judicial Department of the Commonwealth, interest on the public debt, and the support of the public schools for two years beginning June first, one thousand nine hundred fifty-one, and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first, one thousand nine hundred fifty-one," by changing the conditions for expending appropriation for incidental expenses of the Senate.

Which was committed to the Committee on State Government.

Mr. WATKINS read in his place and presented to the Chair Senate Bill No. 86, entitled:

An Act to further amend Section 4 of the act, approved the second day of May, one thousand nine hundred forty-five (P. L. 382), entitled "An act providing for the incorporation as bodies corporate and politic of 'Authorities' for municipalities, counties and townships; prescribing the rights, powers and duties of such Authorities heretofore or hereafter incorporated; authorizing such Authorities to acquire, construct, improve, maintain and operate projects, and to borrow money and issue bonds therefor; providing for the payment of such bonds, and prescribing the rights of the holders thereof; conferring the right of eminent domain on such Authorities; authorizing such Authorities to enter into contracts with and to accept grants from the Federal Government or any agency thereof; and conferring exclusive jurisdiction on certain courts over rates," by extending the purposes and powers of Authorities to include housing projects and authorizing the leasing and fixing of rentals in the operation thereof.

Which was committed to the Committee on Local Government.

Mr. KEPHART read in his place and presented to the Chair Senate Bill No. 87, entitled:

An Act to reenact subsection A of section 1012 of the act, approved the fifteenth day of May, one thousand nine hundred thirty-three (P. L. 624) entitled, as amended, "An act relating to the business of banking, and to the exercise of fiduciary powers by corporations; providing for the organization of corporations with fiduciary powers, and of banking corporations, with or without fiduciary powers, including the conversion of National banks into State banks, and for the licensing of private bankers, and employes mutual banking associations; defining the rights, powers, duties, liabilities, and immunities of such corporations, of existent corporations authorized to engage in a banking business, with or without fiduciary powers, of private bankers and employes' mutual banking associations, and of the officers, directors, trustees, shareholders, attorneys, and other employes of all such corporations, employes' mutual banking associations or private bankers, or of affiliated corporations, associations or persons; restricting the exercise of banking powers by and other corporation, association or person and of fiduciary powers by any other corporation; conferring powers and imposing duties upon the courts, prothonotaries, recorders of deeds, and certain State departments, commissions, and officers; imposing penalties; and repealing certain acts and parts of acts," by making further provision concerning the powers and limitations on powers of banks and trust companies.

Which was committed to the Committee on Banking.

Mr. PEELOR read in place and presented to the Chair Senate Bill No. 88, entitled:

An Act to amend the act, approved the twenty-seventh day of December, one thousand nine hundred fifty-one (P. L. 1742), entitled "An act to provide revenue by imposing a State tax relating to certain documents; prescribing and regulating the method and manner of evidencing the payment of such tax; conferring powers and imposing duties upon certain persons, partnerships, associations, and corporations, recorders of deeds, and the Department of Revenue; saving certain local taxes and authorizing amendments, extensions and supplements to the ordinances and resolutions relating thereto; and providing penalties," by exempting certain documents from said tax, fixing the value of certain land for tax purposes, exempting persons accepting any document from payment

of the tax, changing effect of failure to pay the tax, and affix stamps, and validating certain documents to which insufficient stamps have been affixed.

Which was committed to the Committee on Judiciary General.

#### PERMISSION TO ADDRESS SENATE

Mr. CROWE asked and obtained unanimous consent to address the Senate.

Mr. CROWE. Mr. President, I am about to introduce two bills that have to do with a serious situation that now exists in this Commonwealth. During the early part of May, I was on a business tour in western Pennsylvania and learning of a fire that had occurred at the Indiana State Teachers' College, on the 15th of April 1952, I called on the President, Dr. Willis E. Pratt, to ascertain how such a loss was handled. It was the general understanding that there was an Insurance Fund to take care of a situation of this kind as the State does not carry fire insurance but has a fund, established in 1915, for this purpose.

Dr. Pratt informed me that when he went to Harrisburg to see about rebuilding, he found that there was \$450,000 in the Fund.

On the other hand, the loss to their classroom amounted to about \$1,000,000 for the building and \$167,000 for the equipment. It also developed that later on, around July 29th, 1952, they suffered a second fire in their Biology Building which amounted to a loss of \$7,800. Dr. Pratt was informed that in order to replace this property, he must get a grant from the General State Authority which is in the form of a debt, and in which connection the money must be returned in the form of rent paid over a period of years. So, instead of an actual reimbursement, an additional burden is placed on that Institution.

Upon my return to my home, Mr. President, I wrote on May 16, 1952 to Mr. Ray S. Melroy, Senior Real Estate Expert, Division of Real Estate and Insurance, Department of Property and Supplies, asking him the following questions:—

- (1.) Is an Insurance Fund in existence?
- (2.) If there is an Insurance Fund, how are the funds derived for this Fund?
- (3.) If there is an Insurance Fund, what is the present amount of this Fund?
- (4.) Is the Insurance Fund re-insured or a Catastrophe or Disaster Policy carried? If so, how much?

At the same time, I wrote to Honorable Artemas C. Leslie, Insurance Commissioner, asking him the same questions.

On May 19, 1952, Mr. Ray S. Melroy wrote me that he had referred my letter to May 16, 1952, regarding Fire Insurance, to Mr. Lloyd L. Dunkle, Secretary, Board of Public Grounds and Buildings, Department of Property and Supplies, for attention and reply.

Mr. President, on May 20, I received an answer from Insurance Commissioner Leslie in which he said:

"There is an 'Insurance Fund', which was created by the Act of May 14, 1915, P. L. 524, as amended by the Act of May 8, 1919, P. L. 157, by the Act of May 12, 1921, and by the Act of April 22, 1943, P. L. 64."

He further stated that the original appropriation in 1915 had been for \$300,000 and that the present fund

was approximately \$450,000. Also, that the Fund was not re-insured and that no catastrophe or disaster policies were carried.

On June 3, 1952, I again wrote to Mr. Ray S. Melroy stating that I had received no reply from Mr. Lloyd L. Dunkle.

On June 11, 1952, I wrote to Mr. Joseph W. Butler, Deputy Auditor General, asking him what information he could give me about a State Insurance Fund.

On June 16, 1952, practically a month after I had asked for the information, I received a reply from Mr. Lloyd L. Dunkle and I quote:

"The State Insurance Fund was created in 1915 and provided that all outside insurance be cancelled as of December 31, 1920. A further provision was that 2% of premiums issued by foreign insurance companies be deposited into said fund. In 1919, the provision of 2% premiums was repealed and money derived from 2% premiums was then payable to a fund to be expended to various volunteer fire companies throughout the State.

"Under the provisions of Act No. 33-A, approved April 26, 1929, there was appropriated to be paid into the State Insurance Fund, the sum of \$1,199,000.00 (In round figures.)

"The amount of money in the State Insurance Fund as of the close of business June 16, 1952, is \$142,024.69."

Mr. President, on June 17, 1952, I wrote to Mr. Dunkle stating that Insurance Commissioner Artemas C. Leslie had given me the amount of the Fund as \$450,000.00, and that I had received this same figure from the President of the State Teachers' College at Indiana.

On June 19, 1952, I received a letter from Mr. Ralph H. Alexander, Deputy Insurance Commissioner, in which he stated, and I quote:

"I was contacted today by Lloyd L. Dunkle, Department of Property and Supplies, in reference to our letter to you of May 20, 1952, in which we advised you that the amount of the 'Insurance Fund' was \$450,000.00.

"Mr. Skelton's long-hand notes on your original letter of May 16th clearly indicate that Mr. Dunkle at that time did mention the figure of \$450,000. Mr. Dunkle now admits that he had given no thought to the fact that some poor investment practices over a period of thirty years had had a bad effect on this Fund. He now gives us the figure, which I understand he has given you, \$142,024.69."

On June 19, 1952, I received a letter from Joseph W. Butler, Deputy Auditor General, in which he stated that the State Insurance Fund as of May 31, 1952 is \$541,408.00, and that the Act of 1915 limits the amount that shall be in the Fund at any one time to the sum of one million dollars. He further states that it is his personal opinion that the Act should be revised and modernized.

Mr. President, on June 19, 1952, I received a further letter from Mr. L. L. Dunkle in which he stated that the State Insurance Fund, as of the close of business June 16, 1952, was \$142,024.69 and that there were no invested funds. He further stated that his records, during the period of time June 1, 1932 through May 23, 1952, reflected expenditures allocated from the State Insurance Fund in the amount of not to exceed \$952,052.83.

On June 20, 1952, I again wrote to Mr. Dunkle asking him why there were figures of \$450,000, \$142,024.69, and \$541,408; also, what were the "poor investment practices" over a period of thirty years that he mentioned



to Deputy Insurance Commissioner Ralph H. Alexander.

On June 26, 1952, Mr. Dunkle replied, in another letter, that the amount of the State Insurance Fund as of May 31, 1952 was \$541,408.00, including an investment of \$400,000.00. He further stated that the State Insurance Fund is not re-insured nor are there Catastrophe or Disaster Policies carried.

On June 26, 1952, Mr. Dunkle wrote me to disregard his letters of June 16 and June 19, because the information contained therein, in part, was incorrect.

Mr. President, on the same day, Deputy Auditor General Joseph W. Butler wrote me, verifying the figure as of June 16, 1952 as being \$542,024.69. He further stated that on June 23, 1952, the Governor approved the expenditure of \$26,493.94 for furnishings and equipment for Indiana State Teachers' College, to be used in temporary buildings or rented quarters for the summer school of 1952 and 1952-53 college year.

In answer to the question as to how much the Commonwealth had spent for insurance, surety and fidelity bonds in the biennium ended May 31, 1952, Mr. Butler gave me a figure of \$1,894,744.65.

Since that time, the prison riots in the western penitentiary and Rockview have resulted in a further loss to the Commonwealth of six or seven hundred thousand. Mr. President, I want to say in making this investigation, there was no ulterior motive as my insurance concern or myself do not carry a nickel of State Insurance of any form or description. I have talked to officials of the Insurance Agents Association of Pennsylvania, and of the Insurance Federation of Pennsylvania as well as many insurance experts, company officials and others, who all feel that this serious situation should be reviewed and something constructive done.

From a bulletin of the "National Board of Fire Underwriters," I note that the Michigan State Office Building in Lansing burned, with a loss estimated at \$2,850,000 and that the prison riots caused damage of \$2,500,000 in that State. Here the Insurance Fund was completely wiped out and there was a big deficit. Also, there was no other insurance coverage on their property giving a more adequate form of protection than the Fund.

Mr. President, I have communicated with many States to ascertain what is done in such cases. I find that in New Jersey, West Virginia and Delaware they cover important buildings with insurance. Other States have an adequate fund that is constantly being built up to take care of these hazards. Still other States carry Catastrophe or Excess Insurance to protect their funds in case of disaster.

Mr. President, our own Fund was started with a tax on foreign or insurance companies that have their main offices outside the State. This money was diverted to the Volunteer Firemen at a later date, thus leaving only the interest of this Fund to go into the Insurance Fund. This is not nearly adequate when you consider buildings such as the Capitol, which is worth approximately ten to twelve million dollars. The Finance Building is six million and the Education Building is eight million. On top of this there are many large-sized buildings scattered throughout the Commonwealth without insurance.

One of the bills which I am introducing calls for the State carrying in excess of \$500,000 on its properties. The other appoints the Insurance Committee of the Senate

and House to investigate the State insurance situation and to report, within ninety (90) days, to the General Assembly, together with their recommendations. A small appropriation is carried in this same bill which I believe will be sufficient as I am confident that such good Pennsylvania Companies as The Insurance Company of North America Fire Association of Philadelphia, National Union of Pittsburgh, The Farmers of York, Pennsylvania Lumbermen's Mutual, Merchants and Businessmens' Mutual, Pennsylvania Thresherman and Farmers' Mutual and many others, will be glad to furnish experts to cooperate with this Committee. I also feel that the Insurance Agents Association, as well as the Pennsylvania Insurance Federation, will likewise be glad to furnish experts to make the proper survey.

With an expenditure of \$1,894,744.65 for insurance, surety and fidelity bonds in the biennium ended May 31, 1951, surely there must be some change in program that can be made to adequately use some of this money for proper protection.

Mr. President, it has been reported to me that the reason that the present Fund is so low was due to the investment of the Funds in the bonds of some water company about twenty-five (25) years ago. This company later got into financial difficulty and defaulted on its payment and thus the Commonwealth took a serious loss. This matter should also be investigated.

### BILLS INTRODUCED AND REFERRED

Mr. CROWE read in his place and presented to the Chair Senate Bill No. 89, entitled:

An Act requiring a joint examination of the Insurance program of this Commonwealth and reporting of their findings and recommendations to the General Assembly by the Insurance Committees of the Senate and the House of Representatives; and making an appropriation.

Which was committed to the Committee on Insurance.

He also read in his place and presented to the Chair Senate Bill No. 90, entitled:

An Act to further amend Section 7 of the act, approved the fourteenth day of May, one thousand nine hundred fifteen (P. L. 524), entitled "An act creating a fund for the purpose of rebuilding, restoring, and replacing buildings, structures, equipment, or other property of the Commonwealth of Pennsylvania, damaged or destroyed by fire or other casualty, and regulating the placing of insurance thereon, and providing penalties for any violation of the provisions of this act," by authorizing the Department of Property and Supplies to purchase insurance on property owned by the Commonwealth against loss or damage by fire or other casualty exceeding five hundred thousand dollars (\$500,000) and resulting from a single occurrence.

Which was committed to the Committee on Insurance.

### THE HONORABLE JOHN C. BELL, JR., PRESENTED TO SENATE

The PRESIDENT. The Chair has the pleasure at this time to present to the Senate a distinguished former Lieutenant-Governor and Governor of the Commonwealth, and presently a member of the Supreme Court of the Commonwealth. The Chair requests the Honorable John C. Bell, Jr., of Montgomery County, to take a bow.

## PERMISSION TO ADDRESS SENATE

Mr. DENT asked and obtained unanimous consent to address the Senate.

Mr. DENT. Mr. President, I noted the titles of the bills that were introduced by the gentleman. After the discussion that he gave us I am just wondering whether or not he has in mind, Mr. President, a complete investigation of the disappearing funds; whether or not there has been any malfeasance or misfeasance in the handling of these funds; whether or not there has been any what we might call, corruption in government that we heard so much about recently; and whether or not the funds might have been used at one time or another to purchase a few mink coats and some deepfreeze units.

Mr. President, I think it is just as important for the people of Pennsylvania to know that. For years they have worked under the assumption, we in the Legislature have worked under the assumption, that this fund was a growing fund, and one that was accumulating over the years. Here when we have need of the money, we go to the cupboard and the cupboard is bare.

Mr. President, I think it is just as important to have honesty in the administration of government here as it is in Washington. We have all agreed, now that the new broom is sweeping clean in Washington, that we may need the same type of broom here, but unless you have in mind the introduction of a resolution calling for an investigation of the administration of this fund, and the department under whose jurisdiction it comes, I do not see how the mere introduction of legislation would correct that which has gone on in the past.

## PERMISSION TO ADDRESS SENATE

Mr. CROWE asked and obtained unanimous consent to address the Senate.

Mr. CROWE. The second bill which I introduced, Mr. President, calls for this committee to investigate the entire insurance situation. I do not say that either one of these bills are perfect; they are just something to start the ball rolling. I feel sure that this committee, when they do this investigating, can also take on this fund by amending the bill. If not, we can introduce a separate resolution.

Mr. President, I just learned of the shortness in money, because of this bad investment policy, at the last moment, and I did not have a chance to check on it. In fact, it was difficult and for that reason I did not have a resolution drawn up separately to investigate the shortage of funds.

## INTERROGATION

Mr. DENT. Mr. President, I desire to interrogate the gentleman from Monroe, Mr. Crowe.

The PRESIDENT. Will the gentleman from Monroe, Mr. Crowe, permit himself to be interrogated?

Mr. CROWE. I will, Mr. President.

Mr. DENT. Senator Crowe, it is your intention then, as I understand it, to delve more deeply into this situation and find out whether or not all the gold is in Fort Knox.

Mr. CROWE. Mr. President, I certainly am.

Mr. DENT. Thank you, Mr. President.

## BILLS INTRODUCED AND REFERRED

Mr. FLEMING read in his place and presented to the Chair Senate Bill No. 91, entitled:

An Act to further amend Section 5 of the act, approved the thirty-first day of May, one thousand nine hundred forty-five (P. L. 1198), entitled "An act providing for the conservation and improvement of land affected in connection with the mining of bituminous coal by the open pit mining method; regulating such mining and providing penalties," by further regulating backfilling and operation reports.

Which was committed to the Committee on Mines and Mining.

Mr. KESSLER read in his place and presented to the Chair Senate Bill No. 92, entitled:

An Act to amend Section 406 of the act, approved the twelfth day of April, one thousand nine hundred fifty-one (P. L. 90), entitled "An act relating to alcoholic liquors, alcohol and malt and brewed beverages, amending, revising, consolidating and changing the laws relating thereto, regulating and restricting the manufacture, purchase, sale, possession, consumption, importation, transportation, furnishing, holding in bond, holding in storage, traffic in, and use of alcoholic liquors, alcohol and malt and brewed beverages, and the persons engaged or employed therein; defining the powers and duties of the Pennsylvania Liquor Control Board; providing for the establishment and operation of State liquor stores, for the payment of certain license fees to the respective municipalities and townships for the abatement of certain nuisances and in certain cases for search and seizure without warrant; prescribing penalties and forfeitures; providing for local option and repealing existing laws," by authorizing licensed establishments to sell until two o'clock antemeridian on Sundays.

Which was committed to the Committee on Law and Order.

Mr. WAGNER read in his place and presented to the Chair Senate Bill No. 93, entitled:

An Act to further amend section eleven of the act approved the thirteenth day of May, one thousand nine hundred twenty-five (P. L. 644), entitled "An act relating to and the regulating the solicitation of moneys and property for charitable, religious, benevolent, humane and patriotic purposes," by exempting Young Men's and Young Womens Christian Associations.

Which was committed to the Committee on Education.

Mr. PECHAN read in his place and presented to the Chair Senate Bill No. 94, entitled:

An Act requiring employes of the Commonwealth or its agencies or political subdivisions to testify relating to government affairs or conduct of officers or employes of the Commonwealth or its agencies or political subdivisions, and to waive certain immunities.

Which was committed to the Committee on State Government.

## PERMISSION TO ADDRESS SENATE

Mr. SILVERT asked and obtained unanimous consent to address the Senate.

Mr. SILVERT. Mr. President, at the last Session of the Legislature, the House, by a substantial majority, passed a Fair Employment Practice Bill. This bill, as all know, died in committee in the Senate. Notwithstanding that,



both Parties in the 1950 campaign pledged themselves to the passage of a Fair Employment Practice Bill.

Mr. President, I, therefore, on behalf of my colleagues, Senator Stiefel, Senator Weiner, Senator Camiel, Senator McCreesh, Senator Barr, Senator Holland, Senator DiSilvestro, Senator Leader and myself, present this bill to prohibit discrimination because of race, color, religious creed or national origin by employers, employment agencies, labor organizations and others.

### BILLS INTRODUCED AND REFERRED

Messrs. SILVERT, LEADER, STIEFEL, WEINER, CAMIEL, MCCREESH, BARR, HOLLAND and DISILVESTRO read in place and presented to the Chair Senate Bill No. 95, entitled:

An Act prohibiting certain practices of discrimination because of race, color, religious creed, ancestry or national origin, by employers, employment agencies, labor organizations and others, as herein defined; creating the Pennsylvania Fair Employment Practice Commission in the Department of Labor and Industry; defining its functions, powers, and duties; providing for procedure and enforcement; providing for formulation of an educational program to prevent prejudice; providing for judicial review and enforcement and imposing penalties.

Which was committed to the Committee on Judiciary General.

Mr. HARNEY read in his place and presented to the Chair Senate Bill No. 96, entitled:

An Act to amend the act, approved the second day of May, one thousand nine hundred twenty-five (P. L. 448), entitled "An act relating to fish; and amending, revising, consolidating and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth," by providing for farm fish pond licenses; regulating the use of such ponds and the terms of such licenses, and prescribing penalties.

Which was committed to the Committee on Forests and Waters, Game and Fish.

He also read in his place, and presented to the Chair Senate Bill No. 97, entitled:

An Act to prohibit acquisition of property and property rights by condemnation until payment into court of damages admittedly due owners.

Which was committed to the Committee on Judiciary General.

Mr. YOSKO (By request) read in his place and presented to the Chair Senate Bill No. 98, entitled:

An Act to further amend Section 1 of the act, approved the twenty-third day of June, one thousand eight hundred eighty-five (P. L. 146), entitled "An act relating to marriage licenses, providing for officers herein indicated to issue licenses for parties to marry," by clarifying provisions relating to marriages solemnized by clergymen.

Which was committed to the Committee on Judiciary General.

He also (By request) read in his place and presented to the Chair Senate Bill No. 99, entitled:

An Act to amend Section 56 of the act, approved the second day of May, one thousand nine hundred twenty-

nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto," by requiring coroners to keep their offices and public records and papers at the county seat in offices furnished by the county commissioners.

Which was committed to the Committee on Local Government.

Mr. RUTH read in his place and presented to the Chair Senate Bill No. 100, entitled:

An Act to amend the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto," by providing for the election of school directors in school districts of the second, third, and fourth classes by nonpartisan ballots at special elections, subject to local option.

Which was committed to the Committee on Education.

He also read in his place and presented to the Chair Senate Bill No. 101, entitled:

A Joint Resolution proposing an amendment to Section 25, Article 5, of the Constitution of the Commonwealth of Pennsylvania establishing a method for the selection of judges of the appellate courts and the courts of record of First and Fifth Judicial Districts and the adoption of the same method for other courts of record upon approval of the electors.

Which was committed to the Committee on Constitutional Changes and Federal Relations.

Messrs. LANE, BARR, HALUSKA and DENT read in place and presented to the Chair Senate Bill No. 102, entitled:

An Act to further amend Section 614 and clause 2 of Subsection (b) of Section 615 of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by making further provisions for the revocation and suspension of operator's licenses and learner's permits.

Which was committed to the Committee on Highways.

Messrs. LANE, BARR, BANE and HALUSKA read in place and presented to the Chair Senate Bill No. 103, entitled:

A Joint Resolution proposing an amendment to article two, section four of the Constitution of the Commonwealth of Pennsylvania by providing for annual sessions of the General Assembly.

Which was committed to the Committee on Constitutional Changes and Federal Relations.

Messrs. LANE, HALUSKA and BARR read in place and presented to the Chair Senate Bill No. 104, entitled:

An Act to amend Section 7 of the act, approved the first day of May, one thousand nine hundred seven (P. L. 135), entitled "An act relating to the appointment of stenographers and assistant stenographers to report proceedings in the several courts of common pleas, and orphans' court, courts of oyer and terminer and general jail delivery, and courts of quarter sessions of the peace, of this Commonwealth, as well as before commissioners, masters, and special masters in chancery, referees, examiners, auditors, and other officers; prescribing their powers and duties, and when such reports shall be evidence of the facts reported; prescribing their compensation and allowances for expenses, when the same shall be paid by the county wherein such stenographers or assistant stenographers are employed, and when by the parties to such proceedings; and repealing an act, entitled 'An act directing the appointment of official stenographers in the several civil courts of this Commonwealth; authorizing the appointment of stenographers by examiners, masters, referees, commissioners, and auditors; authorizing the appointment of assistant stenographers; repealing 'An act to authorize the appointment of stenographers in the several courts of this Commonwealth, prescribing their duties and fixing their compensation,' approved May fifteenth, one thousand eight hundred and seventy-four; repealing 'An act to authorize the appointment of stenographers in the several courts of this Commonwealth, prescribing their duties and fixing their compensation,' approved May eighth, one thousand eight hundred and seventy-six, and repealing 'An act defining the duty of court stenographers in the several counties in this State,' approved June tenth, one thousand eight hundred and eighty-one,' approved the twenty-fourth day of May, one thousand eight hundred and eighty-seven; but such repeal not to revive any law repealed by the said act of twenty-fourth of May, one thousand eight hundred and eighty-seven," by placing the costs of certain stenographic services upon appellants.

Which was committed to the Committee on Judiciary General.

Messrs. LANE, BARR, BANE and HALUSKA read in place and presented to the Chair Senate Bill No. 105, entitled:

An Act providing for the preparation of a new Constitution of the Commonwealth by a convention appointment of delegates, adoption or rejection by the people and making an appropriation.

Which was committed to the Committee on Constitutional Changes and Federal Relations.

Messrs. LANE, HALUSKA, BARR, BANE and DENT read in place and presented to the Chair Senate Bill No. 106, entitled:

An Act providing for examination by the Workmen's Compensation Board of persons prior to appointment or reappointment as reappointment as workmen's compensation referees.

Which was committed to the Committee on Labor and Industry.

Messrs. LANE, BARR, HALUSKA and DENT read in place and presented to the Chair Senate Bill No. 107, entitled:

A Joint Resolution proposing an amendment to article eight of the Constitution of the Commonwealth of Pennsylvania by adding thereto, section nineteen providing for absentee voting.

Which was committed to the Committee on Constitutional Changes and Federal Relations.

Mr. LANE read in his place and presented to the Chair Senate Bill No. 108, entitled:

An Act to further amend the act, approved the twenty-second day of June, one thousand nine hundred thirty-one (P. L. 594) entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligation of the Commonwealth in the construction of certain structures located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations, and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act," by changing a route and adding three new routes in Washington County.

Which was committed to the Committee on Highways.

He also read in his place and presented to the Chair Senate Bill No. 109, entitled:

An Act to further amend the act, approved the twenty-second day of June, one thousand nine hundred thirty-one (P. L. 594), entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligation of the Commonwealth in the construction of certain structures located on such highways; conferring certain powers upon the Department of Highways and local authorities; persons, associations and corporations for sharing the cost of the maintenance and construction of such highways, and making an appropriation to carry out the provisions of said act," by adding two new routes in Washington County.

Which was committed to the Committee on Highways.

Messrs. SILVERT and KEPHART read in place and presented to the Chair Senate Bill No. 110, entitled:

An Act making an appropriation to the Women's Medical College of Pennsylvania East Falls, Philadelphia, Pennsylvania.

Which was committed to the Committee on Appropriations.

Messrs. SILVERT, DiSILVESTRO and STIEFEL read in place and presented to the Chair Senate Bill No. 111, entitled:

An Act making an appropriation to the Department of Welfare for the maintenance of the Albert Einstein Medical Center, Philadelphia, Pennsylvania.

Which was committed to the Committee on Appropriations.

Messrs. BARR and WALKER read in place and presented to the Chair Senate Bill No. 112, entitled:

An Act to further amend Section 1 of the act, approved the third day of May, one thousand nine hundred fifteen (P. L. 226), entitled "An act to establish and regulate



the fees to be received and charged by the prothonotary of the courts of common pleas of this Commonwealth, in counties having over eight hundred thousand, and less than one million five hundred thousand, inhabitants, according to the last preceding United States census," by changing and further fixing the fees to be charged by the prothonotary.

Which was committed to the Committee on Judiciary General.

Mr. BARR read in his place and presented to the Chair Senate Bill No. 113, entitled:

An Act to further amend Sections 4 and 8 of the act approved the sixteenth day of May, one thousand nine hundred twenty-three (P. L. 207), entitled "An act providing when, how, upon what property, and to what extent, liens shall be allowed for taxes and for municipal improvements, for the removal of nuisances, and for water rents or rates, sewer rates, and lighting rates; for the procedure upon claims filed therefor; the methods for preserving such liens and enforcing payment of such claims; the effect of judicial sales of the properties liened; the distribution of the proceeds of such sales, and the redemption of the property therefrom; for the lien and collection of certain taxes heretofore assessed, and of claims for municipal improvements made and nuisances removed, within six months before the passage of this act; and for the procedure on tax and municipal claims filed under other and prior acts of Assembly," by authorizing the assignment by municipal authorities organized by cities of the second class of their municipal claims and liens to and the purchase thereof by cities, boroughs and townships in which the property subject to such municipal claims or liens is located.

Which was committed to the Committee on Local Government.

He also read in his place and presented to the Chair Senate Bill No. 114, entitled:

An Act to further amend the title and Section 2.1 of the act, approved the eighteenth day of July, one thousand nine hundred thirty-five (P. L. 1286), entitled as amended "An act empowering counties of the second class, cities, boroughs, incorporated towns, and townships to charge and collect from owners of and water users in property served thereby, annual rentals, rates or charges for the use of certain sewers, sewerage systems and sewage treatment works, including charges for operation, inspection, maintenance, repair, depreciation, and the amortization of indebtedness and interest thereon; empowering counties of the second class, cities, boroughs, incorporated towns and townships to contract with authorities, incorporated towns and townships to contract with authorities organized by counties of the second class or by cities of the third class for sewer, sewerage and sewage treatment services; to grant, convey, lease, transfer, encumber, mortgage and pledge to such authorities, their sewers, sewerage systems and sewage treatment works; to assign and pledge to such authorities rentals, rates and charges charged and collected by them for the use thereof, and to assign to such authorities their power to charge and collect the same; and validating all such contracts, grants, conveyances, leases, transfers, assignments, encumbrances, mortgages and pledges heretofore made," by extending to authorities organized by cities of the second class the provisions therein affecting authorities organized by counties of the second class or by cities of the third class.

Which was committed to the Committee on Local Government.

He also read in his place and presented to the Chair Senate Bill No. 115, entitled:

An Act to reenact and amend the title and Sections 1, 2, 3, 4, and 5 of the act, approved the fourteenth day of April, one thousand nine hundred forty-nine (P. L. 482), entitled as amended "An act authorizing and requiring cities, boroughs, townships and municipal authorities engaged in the supplying of water, to shut off the supply of water for nonpayment of sewer, sewerage, or sewage treatment rentals, rates, or charges imposed by municipal authorities organized by counties of the second class or by cities of the third class; authorizing and requiring them to supply to such authorities lists of metered water readings and flat-rate water bills and other data; authorizing them to act as billing and collecting agents for such authorities; and conferring certain powers upon the Pennsylvania Public Utility Commission in connection therewith," by extending to authorities organized by cities of the second class the powers granted therein and imposing upon public utility companies the obligations imposed therein upon cities, boroughs, townships and municipal authorities engaged in the supply of water.

Which was committed to the Committee on Local Government.

#### SENATE CONCURRENT RESOLUTIONS

##### JOINT COMMITTEE TO INVESTIGATE SAFETY MEASURES ON THE PENNSYLVANIA TURNPIKE

Messrs. MAHANY and DENT offered the following concurrent resolution which was twice read as follows:

In the Senate, February 9, 1953.

Whereas, The Pennsylvania Turnpike is world famous as the greatest toll highway ever constructed; and

Whereas, It has brought to our Commonwealth an ever increasing flow of tourists from all the States of the Union and serves as a working model for future highway development; and

Whereas, Much information and misinformation has appeared from time to time, concerning its safety factor for vehicular traffic; therefore be it

Resolved (if the House of Representatives concur), That the President Pro Tempore of the Senate appoint a committee of five Senators to act jointly with a similar committee of five House Members, to be appointed by the Speaker of the House of Representatives, and the said committee be empowered to investigate the subject of Turnpike safeguards and safety regulations; and

Be It Further Resolved, That this committee shall make a report of their findings and recommendations to the General Assembly as soon as possible.

#### RULE 39 SUSPENDED

Mr. MAHANY. Mr. President, I ask unanimous consent that Rule 39, which requires resolutions be referred to an appropriate committee, be suspended and the Senate do now proceed to the consideration of the resolution just read.

The PRESIDENT. Is there objection?

The Chair hears none.

On the question,

Will the Senate agree to the resolution?

It was agreed to.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

##### COMMENDING RESERVE OFFICERS ASSOCIATION FOR ITS LEADERSHIP IN ESTABLISHING NATIONAL DEFENSE WEEK OBSERVANCE, AND MAKING CERTAIN RECOMMENDATIONS

Messrs. PECHAN, HARE and HOLLAND offered the following concurrent resolution which was twice read as follows:



In the Senate, February 9, 1953.

Whereas, the Pennsylvania Department of the Reserve Officers Association of the United States is again taking the lead in consideration, by all our citizens, of the state of our nation's strength through its traditional observance of National Defense Week, a period sought by the ROA and proclaimed by the President of the United States, the Governor of our State, and the Mayors of our various cities, and

Whereas, misinformed or apathetic public opinion concerning our military affairs constitutes in itself a serious breach in our national defense, and

Whereas, international jealousies, distrusts, selfish interests and conflicting ideologies tend to loose upon the public a flood of rumors, distortions of truths and biased statements, it is more important now than ever before that each citizen be kept informed throughout the entire year of the true status of our national defense and be made aware of the importance of his role in the defense of our freedom and traditions.

Therefore Be It Resolved, by the House and the Senate of the General Assembly of the Commonwealth of Pennsylvania that we commend the Reserve Officers Association for its leadership in establishing this National Defense Week observance; that we pledge to the ROA and the many organizations assisting in this observance our fullest cooperation; and that we urge all of our fellow citizens to join together in this all-important observance; and finally, that we recommend to the Governor of the Commonwealth of Pennsylvania that he appoint a member of the Reserve Officers Association to his staff (without compensation) to advise and assist him on those matters pertaining to Reserve activities.

#### RULE 39 SUSPENDED

Mr. PECHAN. Mr. President, I ask unanimous consent that Rule 39, which requires resolutions be referred to an appropriate committee, be suspended and the Senate do now proceed to the consideration of the resolution just read.

The PRESIDENT. Is there objection?

The Chair hears none.

On the question,

Will the Senate agree to the resolution?

It was agreed to.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

#### TIME OF NEXT MEETING

Mr. MADIGAN offered the following concurrent resolution, which was twice read, considered and agreed to:

In the Senate, February 9, 1953.

Resolved (if the House of Representatives concur) That when the Senate adjourns this week it reconvene on Monday, February 16, 1953, at four o'clock p. m., E. S. T.; and when the House of Representatives adjourns this week it reconvene on Monday, February 16, 1953, at four-thirty o'clock p. m., E. S. T.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

#### ESTABLISHING SCHOOL OF VETERINARY MEDICINE AT PENNSYLVANIA STATE COLLEGE

Messrs. LANE, BARR, BANE, DENT, HALUSKA and LEADER offered the following concurrent resolution which was twice read and referred to the Committee on Agriculture:

In the Senate, February 9, 1953.

Whereas, There are now on Pennsylvania farms dairy

animals, poultry and general livestock, worth in the aggregate more than \$412,000,000, producing approximately 75 per cent of the total annual income of Pennsylvania agriculture or in monetary terms about \$575,000,000 a year; and

Whereas, The greatest economic losses to the dairy, poultry and general livestock industry, are occasioned by the inroads of animal diseases and parasites; and

Whereas, Existing facilities for training persons, qualified for the practice of veterinary medicine within the Commonwealth of Pennsylvania, are inadequate to meet the existing and still growing need for doctors of veterinary medicine; and

Whereas, The Pennsylvania State College, by virtue of its scientific personnel, its resources for research, its close working relationship with dairy, poultry and general livestock raisers, throughout the State, and its physical location is the appropriate institution to develop the needed facilities; therefore be it

Resolved, (if the House concur), That the members of the General Assembly hereby request the Board of Trustees of the Pennsylvania State College, to authorize the establishment of a school of Veterinary Medicine at the Pennsylvania State College, and at the earliest possible time to erect such buildings, employ such personnel, and establish such programs of research and instruction, as in their judgment are requisite to the proper maintenance and operation of such a school of veterinary medicine; and be it further

Resolved, That the members of the General Assembly hereby pledge their support in obtaining the funds required to construct and to equip essential research, instructional, clinical and administrative buildings, for a school of Veterinary Medicine at the Pennsylvania State College, and for the operation and maintenance of the proposed School of Veterinary Medicine, it being understood, however, that funds cannot be appropriated for such buildings and their maintenance at the 1953 Session of the General Assembly; and be it further

Resolved, That it is the understanding and intention of the members of the General Assembly, that funds ultimately appropriated for the construction and equipment of such buildings and for the operation and maintenance of such a School of Veterinary Medicine, shall be in addition to the amount appropriated at that time for the general operation and maintenance of the Pennsylvania State College as then constituted; and be it further

Resolved, That the trustees of the Pennsylvania State College be requested to prepare and to present to the members of the 1955 Session of the General Assembly specific and detailed information concerning the nature and estimated cost of requisite buildings and equipment, and also an estimate of the annual expense involved in the operation and maintenance of a School of Veterinary Medicine at the Pennsylvania State College, under conditions which, in the judgment of the said trustees, would best meet the reasonable needs of the Commonwealth and its citizens for such veterinary medicine service; and be it further

Resolved, That a copy of this resolution be transmitted to the Board of Trustees of the Pennsylvania State College.

#### PERMISSION TO ADDRESS SENATE

Mr. DENT asked and obtained unanimous consent to address the Senate.

Mr. DENT. Mr. President, I am going to present a concurrent resolution. I will leave it up to the judgment of the Majority Party as to whether or not it should be immediately considered. I think it deals with a very serious situation.

Mr. President, in the past week there have been a series of articles appearing in a newspaper of wide circulation. I believe that I have been instructed to say that it is of general circulation, but I think all of you know that



I am getting to be allergic to generals. This newspaper has sent a reputable reporter into the field, and the charges that he makes in the public press call for immediate action on the part of this Senate and Legislature. It is too serious to let go by the board without some action. In fact, Mr. President, it is common talk, though I do not subscribe to the gist of the common talk, but it is common talk among the guards at Rockview and Western Penitentiary that a whitewash is being planned by the Governor's Committee. I do not think it is quite fair to the Committee to say that that is true, but I do believe, in the face of the seriousness of the charges made, that this Senate ought to immediately constitute a committee to operate independently of the Governor's Commission, because the charges made herein are so serious that they require and demand some action.

Mr. President, in order that you may have some understanding of what is happening, I am going to call your attention to some of the charges that have been made; namely, the debauchery at the prisons, the perverted morals, the charges of thievery, the disappearance of seven carloads, for instance, of valuable steer without any trace, the disappearance of untold amounts of food and building materials from the premises, not of recent date but over the years, the serious charges made against the superintendents of these institutions, the charge that these conditions are the direct cause of the riots and the unrest in these institutions, the danger that the same conditions are prevailing in other institutions in the Commonwealth.

Mr. President, the Governor's Committee is studying the immediate problem of the riots. I understand they met for two days and now are making their report, or preparing it. This question is one that goes further than into the study of the riots. It must delve into the management of these institutions, and the programs that are in effect in these institutions. The entire picture must be analyzed by the men and women who have to pass the legislation.

Mr. President, I am directly opposed to any commission being set up in Pennsylvania to make any study without participation of the General Assembly, because in the end we are not any better off when we are asked to vote for legislation recommended by these commissions than we were before the commissions were created. I say to the Membership of this Senate, I leave it entirely upon the conscience of the Members of the Majority Party whether or not this resolution should have immediate action, where there has been evident mismanagement, where there has been evident misappropriation of public goods, where there has been evidence submitted of a degeneration of the morals of the inmates of the institution, and, in instances including the official families of the institutions, where charges have been made that the superintendent lives with utter disregard to the rights of the taxpayers or the laws of decency, living in a sphere over and above anything ever intended by the Legislature when it created the position of superintendent.

Mr. President, I believe that these things are serious, and I warn the Republican Members of the Senate that to disregard these matters at this time may bring down upon their heads the same wrath that you generated of recent months against another central government of this great Nation of ours. You cannot talk out of both sides of your mouth at one time. If you meant to clean up what

you called the mess in Washington, then it is your duty to clean up uncovered messes in the State of Pennsylvania.

Mr. President, I call your attention to the headlines of one of the articles, "Rockview Mess Bared By The Doctor." The doctor, who was in attendance in this institution, decried the conditions and told in detail some facts, some incidents that go beyond the imagination of a normal person to comprehend.

Mr. President and Members of the Majority Party, I say to you we have not the votes to pass this resolution. We urge you, on behalf of the people of the Commonwealth, on behalf of the taxpayers of the Commonwealth and in the name of decency to pass this resolution at this time. I leave it in your hands.

#### PERMISSION TO ADDRESS SENATE

Mr. BARR asked and obtained unanimous consent to address the Senate.

Mr. BARR. Mr. President, before the resolution is read, I would also like to call to the attention of the Members of the Senate some information that has come to me in this regard.

Mr. President, I understand that the Director of Prisons is in Mercy Hospital, in Pittsburgh, suffering from a heart attack brought on by demands of certain people in the administration to put people to work whom he considered inadequate and not capable. It has also been brought to my attention that a Doctor Jones, I am almost positive of the name, has been fired due to the fact that he would not play politics with a certain group within the department. He is a Doctor of Penology, and resides in the city of Johnstown.

#### SENATE CONCURRENT RESOLUTION

##### COMMITTEE TO INVESTIGATE CONDITIONS AT ROCKVIEW STATE PENITENTIARY

Messrs. DENT and HOLLAND offered the following concurrent resolution which was twice read as follows:

Whereas, the daily newspapers of this Commonwealth, upon their own investigations have uncovered fraudulency, misconduct, extravagance and waste in the administration of more than one State Penitentiary, and

Whereas, the following statement was made in the Pittsburgh Sun Telegraph, as of Saturday, February 7th—

"Warden J. W. Claudy lives in all, the comfort and luxury of a millionaire and at the taxpayers expense. He has a town house and a country house; a staff of servants to run both establishments; all the food he and his guests can eat; he does not pay rent \* \* \*," and

Whereas, the same newspaper, as of Friday, February 6th, made the following statement:

"Rockview is a dissension-riddled prison without adequate supervision and fraught with sex perversion \* \* \*"

They also verified reports that meat, lumber and other prison supplies have been vanishing over the years."

Whereas, the lurid and unrefined tales of moral misconduct denote a degeneration beyond comprehension and that these conditions are charged to be in existence at Rockview and Western Penitentiary and that on the scene testimony appears to incriminate officials in the widespread debauchery which may have been the underlying causes for the grave disturbances that endangered the

lives of not only officials and guards but also of nearby residents, and

Whereas, the following five specific charges have been set forth in documented and a signed series of articles from a reputable newspaper correspondent—

- (1) Petty and grand larceny have been going on at the prison for years.
- (2) Guards were fired for stealing but were never prosecuted.
- (3) Sexual perversion is common among inmates and Warden J. W. Claudy has made no real effort to stop it by segregating known sex offenders.
- (4) That Claudy placed Gerald Evey, a favorite, in charge of the prison farm and it has been costing more money to operate, although the books are juggled to present a better picture in Harrisburg.
- (5) There also was a report that meat shipped to Western Penitentiary had found its way to the black market during the war and that money had been sent to a storekeeper in State College, Pa.

Whereas, the Governor has named a committee to make a study of so-called prison conditions, and

Whereas, the Legislature is not, and has not been, represented on a Board of Inquiry on this serious matter, and believing that representative participation in this inquiry is of utmost importance and a matter of serious consequence to the people and the general welfare of the Commonwealth of Pennsylvania, therefore be it

Resolved, if the House concurs, that a committee of ten members—five from the Senate, five from the House, not more than three to be of any one political affiliation from either House—the said committee be appointed by the President Pro Tempore and the Speaker of the House, respectively, and further be it

Resolved, that this committee be authorized and empowered to employ counsel, investigators, stenographic assistance, have the right of subpoena and to hear witnesses under oath, so as to determine responsibility to the end that necessary legislation may be introduced so that such conditions can no longer exist, and be it further

Resolved, that such investigation be held forthwith and a report of its findings be made immediately to the Governor of the Commonwealth and to the members of the Senate and House of Representatives, and be it further

Resolved, that any necessary funds that be required by this committee be drawn from the General Fund of the Commonwealth.

Mr. MAHANY. Mr. President, I feel that a resolution like this should be referred to committee. There are some things in there, no doubt, that are controversial, and I think, in line with our past policy, we always referred such resolutions to the proper committee.

I feel, too, Mr. President, in answer to Senator Dent's discussion about the Governor's Committee, that we should at least wait until they make a report before we move in. In the event that this committee does not give us a full and adequate report, then, perhaps, we can decide whether or not we should make our own investigation. However, I think, in deference to that good committee which has been appointed by the Governor, that we should at least give them the opportunity of making a report before we do anything further. I, therefore, ask that the resolution be referred to the proper committee.

The PRESIDENT. The resolution is referred to the Committee on State Government.

#### CONSIDERATION OF EXECUTIVE NOMINATIONS

Mr. WATSON asked and obtained unanimous consent

for immediate consideration of the nominations reported at today's Session.

#### EXECUTIVE SESSION

A motion was made by Mr. WATSON and Mr. WATKINS,

That the Senate do now resolve itself into Executive Session, for the purpose of acting upon the nominations reported at today's session.

Which was agreed to.

The nominations were read as follows:

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, Penna., January 6, 1953.  
To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the Honor to nominate for the advice and consent of the Senate the following:

#### MEMBER OF THE PENNSYLVANIA LIQUOR CONTROL BOARD

Frank D. Armstrong, Paxtang, Harrisburg, from March 3, 1952, until November 29, 1957, and until his successor shall have been appointed and qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, Penna., January 6, 1953.  
To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with the law, I have the honor hereby to nominate for the advice and consent of the Senate the following:

#### MEMBER OF THE PENNSYLVANIA PUBLIC UTILITY COMMISSION

Thomas C. Egan, Philadelphia, from January 3, 1953, for the residue of the term ending April 1, 1955.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, Penna., January 6, 1953.  
To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following:

#### MEMBER OF THE PENNSYLVANIA PUBLIC UTILITY COMMISSION

Leon Schwartz, Nanticoke, from March 4, 1952, for the residue of the term ending April 1, 1961.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, Penna., January 6, 1953.  
To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following:

#### MEMBER OF THE PENNSYLVANIA PUBLIC UTILITY COMMISSION

P. Stephen Stahlnecker, Philadelphia, from January 2, 1953, for the residue of the term ending April 1, 1957.

JOHN S. FINE.

A motion was made by Mr. WATSON and Mr. WATKINS,



That the Senate do advise and consent to said nominations.

On the question,

Will the Senate agree to the motion?

Mr. BARR. Mr. President, before voting on these nominations, I would like to make a short statement. Mr. President, at the recess this afternoon, a number of us had the opportunity to meet with what now will be the Majority Members of the Public Utility Commission. I would like to report that this meeting was more than satisfactory, and they have given to us their full intentions of issuing a public statement in a short time which I think will be most beneficial to all of the utility users in the Commonwealth of Pennsylvania.

And the question recurring,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

#### YEAS—50

Bane,	Hare,	McCusker,	Stiefel,
Barr,	Harney,	McGinnis,	Taylor,
Berger,	Holland,	McMenamin,	Toole,
Blass,	Kephart,	McPherson, Jr.	Wade,
Camel,	Kessler,	Miller,	Wagner,
Chapman,	Koprivier, Jr.	Pechan,	Walker,
Crowe,	Lane,	Peelor,	Watkins,
Dent,	Leader,	Propert,	Watson,
Diehm,	Letzler,	Ruth,	Weiner,
DiSilvestro,	Madigan,	Silver,	Wolfe,
Fleming,	Mahany,	Snowden,	Wood,
Freed,	Mallery,	Stevenson,	Yosko,
Haluska,	McCreesh,		

#### NAYS—0

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

#### EXECUTIVE SESSION RISES

Mr. WATSON. Mr. President, I move that the Executive Session do now rise.

Mr. WATKINS. Mr. President, I second the motion.

The motion was agreed to.

#### CALENDAR

##### SECOND READING CALENDAR

##### BILLS OVER IN ORDER

Mr. MAHANY. Mr. President, I ask unanimous consent that Senate Bill No. 5, on second reading, entitled:

An Act to amend the act approved the twenty-fifth day of May, one thousand nine hundred thirty-seven (P. L. 814) entitled "An act to provide for the permanent personal registration of electors in cities of the second class as a condition of their right to vote at elections and primaries, and their enrollment as members of political parties as a further condition of their right to vote at primaries; prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors; and prescribing the powers and duties of citizens, parties, political bodies, registration commissions, commissioners, registrars, inspectors of registration and other appointees of registration commissions, county election boards, election officers, municipal officers, departments and bureaus, police officers, courts judges, prothonotaries, sheriffs, county commissioners, peace officers, county treasurers, county controllers, registrars of vital statistics, certain public utility corporations, real estate brokers, rental agents, and

boards of school directors; and imposing penalties," by further providing for the composition of the registration commission; imposing duties on the county commissioners and ending the terms of the present commissioners.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. MAHANY. Mr. President, I ask unanimous consent that Senate Bill No. 7, on second reading, entitled:

An Act to amend Sections 3 and 4 of the act, approved the eighteenth day of May, one thousand nine hundred forty-nine (P. L. 1440) entitled "An act concerning notaries public and amending, revising, consolidating and changing the law relating thereto," by requiring notaries to be qualified electors.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. MAHANY. Mr. President, I ask unanimous consent that Senate Bill No. 12, on second reading, entitled:

An Act relating to certain commercial transactions in or regarding personal property and contracts and other documents concerning them, including sales, commercial paper, bank deposits and collections, documentary letters of credit, bulk transfers, warehouse receipts, bills of lading, other documents of title, investment securities, and secured transactions, including certain sales of accounts, chattel paper, and contract rights; providing for public notice to third parties in certain circumstances; regulating procedure, evidence and damages in certain court actions involving such transactions, contracts or documents, and to make uniform the law with respect thereto.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

#### BILLS ON FIRST READING

Mr. MAHANY. Mrs. President, I move that the Senate do now proceed to the first reading of all bills reported from committees for the first time at today's session.

Mr. TAYLOR. Mr. President, I second the motion.

The motion was agreed to.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 8, entitled:

An Act authorizing contact representatives of Veterans Administration hospitals to take affidavits and acknowledgements of persons undergoing treatment therein; and providing for the effect thereof.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 44, entitled:

An Act to amend Section 1 of the Act approved the fourteenth day of January, one thousand nine hundred fifty-two, (Appropriation Acts 70), entitled, "An act making an appropriation to the Elwyn Training School at Elwyn, in the County of Delaware, Commonwealth of Pennsylvania, and prescribing certain conditions upon which the appropriation will be available to the school," by increasing the per capita annual maintenance rate of wards of the Commonwealth.

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 52, entitled:

An Act to amend clause XV of section 1202 of the act, approved the fourth day of May, one thousand nine hundred twenty-seven (P. L. 519), entitled "An act concerning boroughs, and revising, amending, and consolidating the law relating to boroughs," by further defining the powers of boroughs with regard to garbage, rubbish, sludge and other waste treatment and disposal, acting separately or jointly with other political subdivisions.

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

### ADJOURNMENT

Mr. MAHANY. Mr. President, I move that the Senate do now adjourn until Tuesday, February 10, 1953, at 11:00 o'clock a. m., Eastern Standard Time.

Mr. TAYLOR. Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 7:15 o'clock p. m., Eastern Standard Time, until Tuesday, February 10, 1953, at 11:00 o'clock a. m., Eastern Standard Time.

## HOUSE OF REPRESENTATIVES

MONDAY, February 9, 1953

The House met at 4:30 p. m.

The SPEAKER (Charles C. Smith) in the Chair.

### PRAYER

The Chaplain, Reverend William Hugh Fryer, offered the following prayer:

O God, we thank Thee for this day. Open our eyes that we may let none of its wonders pass unseen. Give us a courageous, positive interest in everything that happens around us. Help us to lay hold upon every opportunity to be of use this day and then take from our hearts all vain regrets and all empty dreams of the future that we may follow Him who went about day by day doing the good of that day, Jesus Christ our Lord. Amen.

### JOURNALS APPROVED

The SPEAKER. Are there any corrections to the Journal of Monday, February 2, 1953? If not, and without objection, the Journal is approved.

The SPEAKER. Are there any corrections to the Journal of Tuesday, February 3, 1953? If not, and without objection, the Journal is approved.

## BILLS INTRODUCED AND REFERRED

By Mr. WEIDNER.

HOUSE BILL No. 110.

An Act to further amend the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles, imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees and miscellaneous receipts; making an appropriation and providing for refunds," by further fixing fees for annual registration and chassis and maximum gross weights of certain commercial vehicles.

Referred to the Committee on Motor Vehicles.

By Mr. EWING, Mrs. MARKLEY, Messrs. PRICE,  
WATERHOUSE, THOMPSON and HAUDEN-  
SHIELD. HOUSE BILL No. 111.

An Act to continue the imposition of the tax on gross premiums, premium deposits and assessments received from business transacted within this Commonwealth by foreign insurance companies, associations and exchanges.

Referred to the Committee on Ways and Means.

By Messrs. EWING, VAUGHAN, HAUDENSHIELD  
and RICHTER. HOUSE BILL No. 112.

An Act to further amend Section 1 of the act, approved the thirtieth day of March, one thousand nine hundred fifteen (P. L. 34), entitled "An act to promote the health and efficiency of firemen, in cities of the second class, by providing for a two-platoon system for firemen in the department of public safety of such cities," by further regulating the hours of duty of firemen in cities of the second class.

Referred to the Committee on Cities—Counties—First—Second and Second Class A.

By Messrs. SCHMIDT and THOMAS H. W. JONES.  
HOUSE BILL No. 113.

An Act to add section 14.1 to the act, approved the twenty-seventh day of June, one thousand nine hundred twenty-three (P. L. 858) entitled "An act establishing a State employees' retirement system, and creating a retirement board for the administration thereof, establishing certain funds from contributions by the Commonwealth and contributing State employees, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon the heads of departments in which State employees serve; excepting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing



penalties," by authorizing the election of options by certain contributors at any time prior to retirement or death.

Referred to the Committee on State Government.

By Mr. THOMAS H. W. JONES. HOUSE BILL No. 114

An Act imposing regulations and restrictions on the use of certain areas, adjacent to roadside rests and State Parks; prescribing the rights, obligations and liabilities of owners and users of property within such areas; providing for enforcement thereof; imposing duties on the Department of Highways and prescribing penalties.

Referred to the Committee on Highways.

By Mr. STIMMEL. HOUSE BILL No. 115

An Act to further amend section two hundred five of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," increasing the maximum aggregate number of officers and men in the State Police Force.

Referred to the Committee on State Government.

By Mr. STIMMEL. HOUSE BILL No. 116

An Act to further amend section seven hundred eleven of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teacher Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," by regulating the dismissal, suspension, demotion, reenlistment and retirement of enlisted members of the Pennsylvania State Police.

Referred to the Committee on State Government.

By Mr. STIMMEL. HOUSE BILL No. 117

An Act to further amend Section 9 of the act, approved the thirtieth day of March, one thousand nine hundred seventeen (P. L. 21), entitled "An act defining optometry; and relating to the right to practice optometry in the

Commonwealth of Pennsylvania, and making certain exceptions; and providing a Board of Optometrical Education, Examination, and Licensure, and means and methods whereby the right to practice optometry may be obtained; and providing for the means to carry out the provisions of this act; and providing for revocation or suspension of licenses given by said board, and providing penalties for violations thereof; and repealing all acts or parts of acts inconsistent therewith," by specifying further reasons for the refusal, cancellation, revocation or suspension of licenses by the Board of Optometrical Education, Examination and Licensure and providing for the making, adopting and enforcing of rules by the State Board of Optometrical Examiners.

Referred to the Committee on Professional Licensure.

By Messrs. STIMMEL and VANSANT.

HOUSE BILL No. 118.

An Act to amend Section 3, of the act, approved the twenty-fourth day of May, one thousand nine hundred forty-five (P. L. 967) entitled "An act making it unlawful for any individual or individuals to carry on any business under an assumed or fictitious name, style or designation, unless upon advertisement and the filing of an application to that effect in the office of the Secretary of the Commonwealth and of the prothonotary; requiring nonresident applicants to have a resident agent; prescribing the effect of failure to file such application; providing that certificates of the Secretary of the Commonwealth shall be admitted in evidence; requiring county commissioners, at the expense of the county, to provide books or other means of reproduction for the entry of such applications; requiring the cancellation of such application or withdrawal from the business; providing methods therefor, fixing the fees of the Secretary of the Commonwealth and prothonotary; and providing penalties," by restricting publication in newspapers of notice to register.

Referred to the Committee on Judiciary.

By THOMAS H. W. JONES. HOUSE BILL No. 119.

An Act to further amend Section 2 of the act, approved the fifth day of May, one thousand nine hundred twenty-seven (P. L. 817), entitled as amended "An act authorizing and regulating the growth, sale, and distribution of forest tree seedlings, transplants, shrubs and vines by the Department of Forests and Waters; regulating the use of such forest tree seedlings, transplants, shrubs and vines and imposing duties upon the Department of Agriculture with regard to the enforcement of this act," by further regulating use, sale and reports by the purchaser; changing penalties.

Referred to Committee on Game & Forestry.

By WILBUR H. HAMILTON. HOUSE BILL No. 120.

An Act to reenact and amend the Title and Section 1 of the act, approved the twenty-eighth day of June, one thousand nine hundred thirty-five (P. L. 477), entitled, as amended "An act providing for the payment of the salary, medical and hospital expenses of policemen, firemen and park guards by counties, cities, boroughs, towns and townships who are injured in the performance of their duty; and providing that absence during such injury shall not reduce any usual sick leave period," by extending its provisions to cover some cases of diseases of the heart or tuberculosis or the respiratory system; and providing for payment in the case of total permanent disability, and for employment at other duties in the case of continuing partial disability.

Referred to the Committee on Municipal Corporations.

By Mr. THOMAS H. W. JONES. HOUSE BILL No. 121.

An Act imposing regulations and restrictions on the



use of certain areas adjacent to a part of the "Blue Star Drive;" prescribing the rights, obligations and liabilities of owners and users of property within such areas; providing for enforcement thereof; imposing duties on the Department of Highways and prescribing penalties.

Referred to the Committee on Highways.

By Mr. THOMAS H. W. JONES. HOUSE BILL No. 122

An Act imposing regulations and restrictions on the use of certain areas extending along roads and highways herein defined as limited access highways; prescribing the rights, obligations and liabilities of owners and users of property within such areas; providing for enforcement thereof; imposing duties on the Department of Highways, and prescribing penalties.

Referred to the Committee on Highways.

By Mr. THOMAS H. W. JONES. HOUSE BILL No. 123.

An Act to amend Section 64 of the act, approved the thirty-first day of March, one thousand eight hundred sixty (P. L. 427), entitled "An act to consolidate, revise and amend the laws of this Commonwealth, relating to penal proceedings and pleadings," by providing upon acquittal of a person charged with felony for payment by the county of fees and mileage of defendant's witnesses.

Referred to the Committee on Judiciary.

By Messrs. WILT and GEER. HOUSE BILL No. 124.

An Act to further amend the act approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commission; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employees in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments, boards and commissions shall be determined," by providing for a board of trustees for Dixmont State Hospital in the Department of Welfare, defining its powers and duties.

Referred to the Committee on State Government.

By Messrs. MIKULA and DUNN.

HOUSE BILL No. 125.

An Act to further amend section 2103 of the act, approved the twenty-third day of June, one thousand nine hundred thirty-one (P. L. 932), entitled "An act relating to cities of the third class; and amending, revising, and consolidating the law relating thereto," by permitting sick leaves of firemen to be accumulated.

Referred to the Committee on Cities—Third Class.

By Messrs. GEER and VARNER.

HOUSE BILL No. 126.

An Act to amend the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-seven (P. L. 2051), entitled "An act relating to public assist-

ance; providing for and regulating assistance to certain classes of persons designated and defined as dependent children, aged persons, blind persons and other persons requiring relief; providing for the administration of this act by the Department of Public Assistance and county boards of assistance hereby created for this purpose; authorizing the Department of Public Assistance to cooperate with, and to accept and disburse moneys received from, the United States Government for assistance to such persons; providing for the liquidation of the State Emergency Relief Board, Boards of Trustees of the Mothers' Assistance Fund, and Boards of Trustees of Pension Fund for the Blind; and repealing laws relating to mothers' assistance, pensions for the blind, old age assistance, and the State Emergency Relief Board," by providing for accounting by persons receiving general assistance and temporary reductions in allotments in certain cases; conferring powers and imposing duties upon the Department of Public Assistance and county boards of assistance.

Referred to the Committee on Welfare.

By Messrs. GEER and SCHMIDT.

HOUSE BILL No. 127.

An Act validating building and zoning ordinances and codes or amendments thereto of political subdivisions not filed in the office of the recorder of deeds when prescribed by law under certain conditions.

Referred to the Committee on Municipal Corporations.

By Mr. DUNN.

HOUSE BILL No. 128.

An Act to add Section 831 to the act approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justice of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by prohibiting knobs on steering wheels.

Referred to the Committee on Motor Vehicles.

By Messrs. MIKULA and DUNN.

HOUSE BILL No. 129.

An Act to further amend sections 4406 and 4408 of the act, approved the twenty-third day of June, one thousand nine hundred thirty-one (P. L. 932), entitled "An act relating to cities of the third class; and amending, revising, and consolidating the law relating thereto," by providing for examination for promotions in the police department and limiting and providing the procedure for the demotion of certain police officers.

Referred to the Committee on Cities—Third Class.

By Mr. DUNN.

HOUSE BILL No. 130.

An Act to further amend subsection (a) of Section 722



of the act approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by further providing for exemptions from fees of war amputees' vehicles.

Referred to the Committee on Motor Vehicles.

By Mr. DUNN. HOUSE BILL No. 131.

An Act to further amend clause (a) of Section 40 of the act approved the second day of May, one thousand nine hundred twenty-five (P. L. 448) entitled "An act relating to fish; and amending, revising, consolidating, and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth," by changing the daily limit for trout.

Referred to the Committee on Fisheries.

By Mr. DUNN. HOUSE BILL No. 132.

An Act to amend Section 1017.1 of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by further providing for passing school buses.

Referred to the Committee on Motor Vehicles.

By Mr. VAUGHAN. HOUSE BILL No. 133.

An Act to further amend section 14 of the act, approved the twenty-second day of May, one thousand nine hundred thirty-five (P. L. 233) entitled "An act creating and establishing a fund for the care, maintenance, and relief of aged, retired, and disabled employes of the Bureau of Police in cities of the second class; providing a pension fund for said employees; and providing for the payment of certain dues, fees, assessments, fines and appropriations thereto; regulating membership therein; creating a

board for the management thereof; providing the amount, mode, and manner of payment to beneficiaries thereof, and for the care and disposition of said fund; providing for the payment into this fund by cities of the second class of all monies heretofore payable into any other funds, organizations, corporations, or associations having the same or similar purposes, and of such additional monies as may be necessary to carry out the provisions of this act," by fixing and changing the amount of pension payment to beneficiaries.

Referred to the Committee on Cities-Counties—First-Second and Second Class A.

By Mr. WORLEY. HOUSE BILL No. 134.

An Act to amend Section 701 of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-nine (P. L. 872), entitled "An act to consolidate, amend and revise the penal laws of the Commonwealth," by abolishing capital punishment in the case of murder in the first degree and imposing limitations as to pardons in such cases.

Referred to Committee on Judiciary.

By Mr. WORLEY. HOUSE BILL No. 135.

An Act to further amend Section 1204 of the act approved the first day of May, one thousand nine hundred twenty-nine, (P. L. 905) entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by giving defendant right to elect to be tried by jury.

Referred to Committee on Motor Vehicles.

By Mr. AMARANDO. HOUSE BILL No. 136.

An Act to further amend Section 1 of the act, approved the second day of June, one thousand nine hundred thirty-seven (P. L. 1184), entitled "An act authorizing cities of the first and second class and second class A incorporated town to make appropriations to organizations of ex-service men to aid in defraying the expenses of Memorial Day and Armistice Day," by including the Italian-American World War Veterans of the United States Incorporated among the veterans' organizations to which appropriations may be made.

Referred to Committee on Cities-Counties—First-second and second class A.

By Mr. AMARANDO. HOUSE BILL No. 137.

An Act to further amend clause 34 of Section 2403 of the act, approved the twenty-third day of June, one thousand nine hundred thirty-one (P. L. 932), entitled "An act relating to cities of the third class; and amending, revising, and consolidating the law relating thereto," by including the Italian-American World War Veterans



of the United States Incorporated among the veterans' organizations for which certain appropriations may be made.

Referred to the Committee on Military Affairs.

By Mr. AMARANDO. HOUSE BILL No. 138.

An Act to amend Section 1 of the act approved the fifth day of May, one thousand nine hundred forty-five (P. L. 426), entitled "An act to authorize certain persons to take affidavits and acknowledgments in connection with the administration of the affairs of veterans and their dependents; making certain offenses punishable as perjury, and imposing penalties," by including the Italian-American World War Veterans of the United States Incorporated within provisions of act.

Referred to the Committee on Military Affairs.

By Mr. AMARANDO. HOUSE BILL No. 139.

An Act to further amend Section 431 and Subsection (c) of Section 439 of the act approved the second day of May, one thousand nine hundred twenty-nine (P. L. 1278) entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes and revising, amending and consolidating the laws relating thereto" by including the Italian-American World War Veterans of the United States Incorporated among the veterans' organizations for which certain appropriations may be made and authorizing said organization to collect certain data relative to location of burial places of deceased service persons.

Referred to the Committee on Military Affairs.

By Messrs. BANKER and DuBOIS.  
HOUSE BILL No. 140.

An Act to further amend the act, approved the twenty-ninth day of April, one thousand nine hundred thirty-seven (P. L. 487), entitled "An act to provide for the permanent personal registration of electors in boroughs, towns, and townships as a condition of their right to vote at elections and primaries, and their enrollment as members of political parties as a further condition of their right to vote at primaries; prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors; requiring the county commissioners of the various counties to act as a registration commission therefor; and prescribing the powers and duties of citizens, parties, political bodies, registration commissions, commissioners, registrars, inspectors of registration and other appointees of registration commissions, county election boards, election officers, municipal officers, departments and bureaus, police officers, courts, judges, prothonotaries, sheriffs, county commissioners, peace officers, county treasurers, county controllers, registrars of vital statistics, certain public utility corporations, real estate brokers, rental agents, and boards of school directors; and imposing penalties," by eliminating the provisions for the cancellation of registration of electors failing to vote during a two year period.

Referred to the Committee on Elections and Apportionment.

By Messrs. THOMAS H. W. JONES, LIPPINCOTT, BOLTON, CONNELLY, BULLEN, WILLAREDT, KRATZ, LAFORE, LEISEY, ASHTON, BROWN, KELLER and YEAKEL.  
HOUSE BILL No. 141.

An Act to amend Section 1 of the act, approved the fifth day of August, one thousand nine hundred thirty-two (P. L. 45), entitled "An act empowering cities of the first and second classes to levy, assess and collect, or to provide for the levying, assessment and collection of, certain additional taxes for general revenue purposes; authorizing the establishment of bureaus, and the ap-

pointment and compensation of officers and employes to assess and collect such taxes; and permitting penalties to be imposed and enforced," by prohibiting the imposition of wage, income or occupation taxes on non-residents and abolishing such taxes heretofore imposed.

Referred to the Committee on Municipal Corporations.

By Mr. WILBUR H. HAMILTON. HOUSE BILL No. 142.

An Act making a deficiency appropriation to the Department of Welfare to reimburse State-aided hospitals and the Philadelphia General Hospital for part of the cost of training student nurses in approved schools of nursing.

Referred to the Committee on Appropriations.

By Mr. AMARANDO. HOUSE BILL No. 143.

An Act to further amend Section 10 of the act approved the eleventh day of June, one thousand nine hundred thirty-five (P. L. 326) entitled "An act relating to counties of the first class; defining deceased service persons; providing for contributions by the county to the funeral expenses for such persons and their widows; providing for the erection and care of markers, headstones, and flags, and for compilation of war records," by authorizing the Italian-American World War Veterans of the United States Incorporated to collect certain data relative to location of burial places of deceased service persons.

Referred to the Committee on Military Affairs.

By Messrs. PETROSKY and CAPANO.  
HOUSE BILL No. 144.

An Act to further amend the act approved the second day of June, one thousand nine hundred fifteen (P. L. 736), entitled, as amended, "An act defining the liability of an employer to pay damages for injuries received by an employe in the course of employment; establishing an elective schedule of compensation; providing procedure for the determination of liability and compensation thereunder; and prescribing penalties," by changing the maximum rate of compensation and eliminating limitations upon total compensation and medical and surgical services.

Referred to the Committee on Workmen's Compensation.

By Mr. AMARANDO. HOUSE BILL No. 145.

An Act to further amend Section 1 of the act approved the third day of May, one thousand nine hundred twenty-three, (P. L. 134), entitled "An act making the proceedings of the conventions of the Departments of Pennsylvania of the Grand Army of the Republic and the United Spanish War Veterans a part of the public records of the State; and providing for their publication and distribution," by including the Italian-American World War Veterans of the United States, Incorporated, among the veterans' organizations entitled to the printing of convention reports.

- Referred to Committee on Military Affairs.

By Mr. AMARANDO. HOUSE BILL No. 146.

An Act to further amend subsection (a) of Section 722 of the act approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter



of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds" by exempting certain vehicles owned by and used exclusively by the Italian-American World War Veterans of the United States Incorporated from the payment of registration fees.

Referred to Committee on Motor Vehicles.

By Mr. AMARANDO. HOUSE BILL No. 147.

An Act to further amend the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-nine (P. L. 872), entitled "An act to consolidate, amend and revise the penal laws of the Commonwealth," by prohibiting the unauthorized wearing of insignia of the Italian-American World War Veterans of the United States Incorporated, including such organization among those whose members may wear military uniforms for certain purposes and making certain corrections.

Referred to Committee on Military Affairs.

By Mr. PETA. HOUSE BILL No. 148.

An Act to amend Section 401 of the act approved the sixth day of April, one thousand nine hundred fifty-one, (P. L. 69), entitled "An act relating to the rights, obligations and liabilities of landlord and tenant and of parties dealing with them and amending, revising, changing and consolidating the law relating thereto," by increasing amount of exemption, and prohibiting the waiver thereof.

Referred to the Committee on Judiciary.

By Mr. PETA. HOUSE BILL No. 149.

An Act providing for the construction and equipping of the Pennsylvania Institute for Rehabilitation of Alcoholics; providing for the acquisition of land; providing for the care, maintenance and control of alcoholic patients; imposing duties and conferring powers on the Department of Health and the Department of Property and Supplies.

Referred to the Committee on Welfare.

By Mr. MORAN. HOUSE BILL No. 150

An Act authorizing cities, boroughs, towns and townships to construct, acquire, own, operate, control, sell and lease facilities for the production, generation, transmission, distribution or furnishing of natural or artificial gas, electricity, steam or water, or the collection, disposition or treatment of sewage; and to furnish or render such services to the public within or beyond their corporate limits or both, conferring the power of eminent domain; conferring certain powers, and imposing certain duties on such municipalities, and the controller or auditors thereof; providing for and authorizing the incorporation and election of a board of directors to operate and manage such works, and defining its powers and duties; conferring certain powers and imposing certain duties on the Pennsylvania Public Utility Commission, and prescribing penalties.

Referred to the Committee on Public Utilities.

By Messrs. KOHL and BLAIR. HOUSE BILL No. 151.

An Act providing for the establishment of police pension funds in boroughs, towns, and townships and the

regulation and maintenance thereof, providing for continuance of existing funds or transfer thereof to funds herein established, prescribing rights of beneficiaries, and repealing certain acts.

Referred to the Committee on Municipal Corporations.

By Messrs. JUMP, KOHL and GUTENDORF.

HOUSE BILL No. 152.

An Act to further amend the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by providing for restricted operators' licenses and learners' permits for minors under eighteen years of age.

Referred to the Committee on Motor Vehicles.

By Messrs. PETROSKY and CAPANO.

HOUSE BILL No. 153.

An Act to further amend the act approved the twenty-first day of June, one thousand nine hundred thirty-nine (P. L. 566) entitled "An act defining the liability of an employer to pay damages for occupational disease contracted by an employee arising out of and in the course of employment; establishing an elective schedule of compensation; providing procedure for the determination of liability and compensation thereunder; imposing duties on the Department of Labor and Industry, the Workmen's Compensation Board, Workmen's Compensation Referees, and deans of medical schools; creating a medical board to determine controverted medical issues; establishing an Occupational Disease Fund in custody of the State Workmen's Insurance Board; imposing upon the Commonwealth a part of the compensation payable for certain occupational diseases; making an appropriation; and prescribing penalties," by changing the maximum rate of compensation and eliminating limitations upon total compensation and medical and surgical services.

Referred to the Committee on Workmen's Compensation.

By Messrs. PETROSKY and CAPANO.

HOUSE BILL No. 154.

An Act to further amend the act, approved the twenty-first day of June, one thousand nine hundred thirty-nine (P. L. 566), entitled "An act defining the liability of an employer to pay damages for occupational diseases contracted by an employee arising out of and in the course of employment; establishing an elective schedule of compensation; providing procedure for the determination of liability and compensation thereunder; imposing duties on the Department of Labor and Industry, the Workmen's Compensation Board, Workmen's Compensation Referees, and deans of medical schools; creating a medical board to determine controverted medical issues;

establishing an Occupational Disease Fund in custody of the State Workmen's Insurance Board; imposing upon the Commonwealth a part of the compensation payable for certain occupational diseases; making an appropriation; and prescribing penalties," by extending the provisions thereof to additional cases.

Referred to the Committee on Workmen's Compensation.

## RESOLUTION INTRODUCED AND REFERRED

By Mr. ANDREWS.

RESOLUTION No. 9.

In the House of Representatives, February 3, 1953.

Whereas, during the last thirty years there has been much talk about "taking the farmers out of the mud" insofar as "home to market highways" were concerned, and

Whereas, farmers and other rural residents have constantly expressed a lively desire to get out of the mud, and

Whereas, Pennsylvania's Governors and Highway Department executives have constantly pointed to Pennsylvania's highway system as probably the best system in the universe, and

Whereas, there are apparently no reliable figures available showing how many Pennsylvanians are still living on dirt roads, therefore be it

Resolved, that the Highway Department be requested to furnish this House with figures indicating how many Pennsylvania people reside along dirt roads and are still in the mud as far as our highway construction program is concerned

Referred to the Committee on Rules.

## PERMISSION GRANTED COMMITTEE TO MEET DURING SESSION

Mr. WATKINS asked and obtained permission for the Committee on State Government to meet during the session of the House.

## COMMUNICATION

### REPORT OF ARBITRATORS—ERIE POLICEMEN

The SPEAKER laid before the House a communication and the Report of the arbitrators in re Erie Policemen, dated January 23rd 1953.

Referred to the Committee on Labor.

### REPORT OF PENNSYLVANIA STATE ASSOCIATION OF COUNTY FAIRS

The SPEAKER laid before the House a communication, resolution and Report of the Secretary of the Pennsylvania State Association of County Fairs.

Referred to the Committee on Law and Order.

### REPORT OF DOLLAR SAVINGS BANK

The SPEAKER laid before the House the 195th Semi-Annual Report of the Dollar Savings Bank of Pittsburgh, dated December 1, 1952.

(For Report see appendix)

## LEAVE OF ABSENCE

By consent of the House leave of absence was granted as follows:

Mr. Vaughan for Mr. BELL because of illness.

## BILLS ON SECOND READING

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 7, entitled

An Act to further amend section two of the act approved the twenty-ninth day of May one thousand nine hundred forty-five (P. L. 1107) entitled "An act providing for the construction erection and maintenance of roadside rests adjacent to State highway routes providing for the acquisition of interests in land by gift purchase or condemnation granting powers to and imposing duties upon the Department of Highways the Secretary of Highways the Governor and the Department of Property and Supplies authorizing rules and regulations and providing penalties for violations thereof and making an appropriation" by eliminating the maximum cost of any one roadside rest

The first section was read.

On the question,

Will the House agree to the section?

Mr. ROYER offered the following amendments:

Amend Sec. 1, page 2, line 9, by inserting after the word "appropriation," the following: "as amended by the act, approved the thirty-first day of May, one thousand nine hundred forty-seven (Pamphlet Laws 345.)"

Amend Section 1 page 2 line 15 by striking out the bracket between the words "rests" and "The."

Amend Page 2 line 16 by inserting a bracket [ between the words "exceed" and "thirty-five."

Amend Page 2 line 16 by inserting after the end of said line the following "seventy-five hundred dollars."

Amend Page 3 line 1 by inserting after the numerals "[ \$3500 ]" the following "\$7,500."

They were agreed to.

The section was agreed to as amended.

The second section was read and agreed to.

The title was read.

On the question,

Will the House agree to the title?

Mr. ROYER offered the following amendment:

Amend Title Page 2 first line by striking out the word "eliminating" and inserting in lieu thereof the word "increasing."

It was agreed to.

The title was agreed to as amended.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 14, entitled

An Act to repeal the act, approved the fifteenth day of July, one thousand nine hundred thirty-five (P. L. 1006), entitled "An act authorizing the Department of Property and Supplies, with the approval of the Governor, to sell and convey three contiguous parcels of land."

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 29, entitled

An Act to further amend Section 717.1 of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protec-



tion of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by increasing the fee for inspection certificates.

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 35, entitled

An Act giving the consent of the Commonwealth of Pennsylvania to the acquisition by the United States of America of approximately one hundred and thirty-four acres of land in the County of Butler Commonwealth of Pennsylvania known as the Veterans Administration Hospital and ceding jurisdiction to the United States.

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

#### FORMER MEMBER WELCOMED

The SPEAKER. The Chair welcomes to the Hall of the House a former Member who served in the sessions of 1935 and 1937, the gentleman from Beaver County, Honorable Peter Reising.

#### STUDENT TEACHERS FROM PENNSYLVANIA STATE COLLEGE WELCOMED

The SPEAKER. The Chair welcomes to the Hall of the House student teachers from the Pennsylvania State College. They are the guests of the gentleman from Cameron, Mr. Tompkins.

#### REPORT OF JOINT STATE GOVERNMENT COMMISSION

##### STATE LICENSE FEES EXCEPT THOSE PROVIDED FOR BY THE VEHICLE CODES

Mr. HALL presented a communication and report of the Joint State Government Commission dealing with State License Fees, Except Those Provided For By The Vehicle Codes.

The communication was read by the Clerk as follows:

February 9, 1953.

To the Honorable, the House of Representatives of the General Assembly of the Commonwealth of Pennsylvania:

On behalf of the Joint State Government Commission,

I have the honor to transmit herewith A Report of the Joint State Government Commission, Session of 1953, dealing with "State License Fees, Except Those Provided For By The Vehicle Codes."

Copies of this report for distribution to the members of the House of Representatives have been delivered to the office of the Chief Clerk of the House.

Respectfully submitted,

BAKER ROYER, CHAIRMAN.

(For Report see Appendix).

#### PERMISSION TO ADD ADDITIONAL SPONSORS

Mr. John J. MURRAY asked and obtained unanimous consent to add additional sponsors to a bill to be introduced by him.

#### REPORTS FROM COMMITTEE

Mr. STIMMEL from the Committee on State Government, reported as committed, House Bill No. 1, entitled:

An Act providing for a revision or amendment of the Constitution of Pennsylvania with certain limitations by a constitutional convention and a vote of electors; and providing for the nomination and election of delegates.

Mr. TOMPKINS from the Committee on State Government, reported as committed, House Bill No. 37, entitled:

An Act authorizing the Department of Property and Supplies to sell and convey a tract of land situate in the Township of North Union, Fayette County, Pennsylvania, with the approval of the Governor.

#### BILL ON FIRST READING

Mr. STIMMEL asked and obtained unanimous consent for House Bill No. 1 to be read for the first time.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1, entitled:

An Act providing for a revision or amendment of the Constitution of Pennsylvania with certain limitations by a constitutional convention and a vote of electors; and providing for the nomination and election of delegates.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

#### COMMITTEE MEETINGS

Mines and Mining, Mr. Hewitt Chairman, Tuesday, February 10, 1953 at 11 a. m.

Joint meeting of House and Senate Appropriation Committee in Senate Caucus Room, Tuesday, February 10, 1953 at 9:30 a. m. to hear the Department of Public Assistance

There will be a meeting of the Legislative Service Club Breakfast group Tuesday morning February 10, 1953 at 8:30 in Cafeteria, to organize for the Session of 1953.

#### ADJOURNMENT

Mr. CONNELLY. Mr. Speaker, I move that this House do now adjourn until Tuesday, February 10, 1953 at 11:00 a. m.

The motion was agreed to, and (at 5:19 p. m.) the House adjourned.

# Legislative Journal.

Session 1953.

140th of the General Assembly.

Vol. 33.

HARRISBURG, PA., TUESDAY, FEBRUARY 10, 1953.

No. 7.

## SENATE

TUESDAY, February 10, 1953.

The Senate met at 11:00 o'clock a. m., Eastern Standard Time.

The PRESIDENT (Lieutenant-Governor Lloyd H. Wood) in the Chair.

## PRAYER

The Chaplain, Rev. HARWOOD C. BOWMAN, JR., Rector of St. Paul's Episcopal Church, Kittanning, offered the following prayer:

In the Name of the Father, and of the Son and of the Holy Ghost, Amen. **Let us pray.**

Almighty God, Who has given us this good State for our heritage, we humbly beseech Thee that we may always prove ourselves a people mindful of Thy favor and glad to do Thy will.

Bless our State with honorable industry, sound learning and pure manners. Save us from violence, discord and confusion, from pride and arrogancy, and from every evil way. Defend our liberties and fashion into one united people the multitudes brought hither out of many kindreds. Imbue with the spirit of wisdom those to whom, in Thy Name, we entrust the authority of government. In the time of prosperity, fill our hearts with thankfulness and in the day of trouble, suffer not our trust in Thee to fail, all of which we ask through Jesus Christ, our Lord, Amend.

## JOURNAL APPROVED

The PRESIDENT. A quorum of the Senate being present, the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. MAHANY and Mr. WALKER, further reading was dispensed with, and the Journal was approved.

## NOMINATIONS BY THE GOVERNOR

### NOTARIES PUBLIC

The Secretary to the Governor being introduced, presented in writing from His Excellency, the Governor of the Commonwealth, nominations for appointment as Notaries Public.

### CONSIDERATION OF NOTARIES PUBLIC

Mr. WATSON. Mr. President, I move that the Senate do now proceed to the consideration of nomination for ap-

pointment as Notaries Public, sent to the Senate, by His Excellency, the Governor of the Commonwealth, on February 10, 1953.

Mr. WALKER. Mr. President, I second the motion.

The motion was agreed to.

The nominations were read as follows:

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, February 10, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Notaries Public, for terms of four years to compute from the dates shown:

To compute from date of confirmation.

### ALLEGHENY COUNTY

Miss Gladys C. Auld, Hampton Twp., Allison Park.  
William Jennings Bryan, Munhall.  
Hugh C. Johnston, Pittsburgh, 906 First Nat'l Bank Bldg.  
Gerald A. Krebs, Pittsburgh, 1200 Galveston Ave. (33)  
Mrs. Jean E. Marsh, Mount Lebanon Twp., 151 Vernon Drive, Pittsburgh (28)  
Mrs. Rose Marie Miller, Pittsburgh, 267 Baldwin Rd.  
W. H. Moore, Robinson Twp., Coraopolis.

### BEAVER COUNTY

Mrs. Ethel H. Vaughn, Beaver.

### CLARION COUNTY

Mrs. Kathryn Y. Shumaker, New Bethlehem.

### COLUMBIA COUNTY

Robert Lonsdale, Millville.

### CLEARFIELD COUNTY

Mrs. Kathryn A. Smith, Curwensville

### DELAWARE COUNTY

-Robert S. Bird, Swarthmore.  
Miss Theresa M. Curran, Upper Darby Twp., Upper Darby.  
Miss Mary M. Mac Indoe, Chester.

### JEFFERSON COUNTY

Mrs. Helen G. Rhines, Sykesville.

### LACKAWANNA COUNTY

Miss Jane E. Clark, Scranton.  
Miss Stella Venturiello, Moosic.

### LAWRENCE COUNTY

Mrs. Louise Oberleitner, New Castle.



## LUZERNE COUNTY

Miss Ethel Feldman, Wilkes-Barre.  
W. C. Wint, Hanover Twp., Wilkes-Barre.

## NORTHAMPTON COUNTY

Mrs. Jean K. Haupt, Nazareth.  
Miss Katrina M. Stolp, Bethlehem.

## PHILADELPHIA COUNTY

W. Bruce Beaton, 11 N. Juniper St. (7)  
Mrs. Hannah Elizabeth Byrd, 2345 St. Albans Place (46)  
Andrew N. Carrigan, 363 North 60th Street (39)  
Mrs. F. Adele Denston, 8046 Frankford Ave. (36)  
W. T. Evans, 17th and Cambria Sts. (32)  
Miss Ida E. Fenstermacher, 1220 Buttonwood St. (23)  
Miss Helen K. Green, 1525 Chestnut St. (2)  
Eugene E. Lerner, 5619 Upland Way (31)  
Paul Thomas Smith, 1000 Walnut St (7)  
Mrs. Estelle Speller, 2617 W. Columbia Ave. (21)  
Charles Wadowsky, 997 N. Sixth St.  
Howard R. Wilkey, 4137 Frankford Ave. (24)

## SCHUYLKILL COUNTY

John Paulshock, Jr., Pottsville.

## SOMERSET COUNTY

Earl M. Younkin, Somerset.

## WARREN COUNTY

Mrs. Francis E. Mein, Warren.

## WASHINGTON COUNTY

Octavius A. Cicero, Washington.

## WAYNE COUNTY

Mrs. Della Rickard, Honesdale.

To compute from the dates set opposite their names.

## PHILADELPHIA COUNTY

Miss Marie A. O'Connor, 1507 Packard Bldg., 2-15-53.  
Miss Irene Sword, 1810 S. 24th St., 2-22-53.  
Miss Mary M. Tierney, 2202 S. 15th St., 2-22-53.  
Francis X. Daly, 1039-40 Western Saving Fund Bldg., 2-25-53.

## TIOGA COUNTY

E. A. Butler, Lawrenceville, 2-26-53.

## ELK COUNTY

Theodore H. Wilhelm, Johnsonburg, 2-28-53.

## WARREN COUNTY

E. H. Beshlin, Warren, 2-28-53.

JOHN S. FINE.

A motion was made by Mr. WATSON and Mr. WALKER,

That the Senate do advise and consent to said nominations.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

## YEAS—50

Bahe,	Hare,	McCusker,	Stiefel,
Barr,	Harney,	McGinnis,	Taylor,
Berger,	Holland,	McMenamin,	Toole,
Blass,	Kephart,	McPherson, Jr.	Wade,
Camiel,	Kessler,	Miller,	Wagner,

Chapman,	Koprivier, Jr.	Pechan,	Walker,
Crowe,	Lane,	Peelor,	Watkins,
Dent,	Leader,	Proper,	Watson,
Diehm,	Letzler,	Ruth,	Weiner,
DiSilvestro,	Madigan,	Silvert,	Wolfe,
Fleming,	Mahany,	Snowden,	Wood,
Freed,	Mallery,	Stevenson,	Yosko,
Halusha,	McCreesh,		

## NAYS—0

Two-thirds of all the Senators having voted, "aye" the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

## NOMINATIONS BY THE GOVERNOR

## REFERRED TO COMMITTEE

He also presented communications in writing from His Excellency, the Governor of the Commonwealth, which were read as follows, and referred to the Committee on Executive Nominations:

MEMBER OF BOARD OF TRUSTEES,  
SLIPPERY ROCK STATE TEACHERS' COLLEGE

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, February 10, 1953.  
To the Honorable, the Senate of the Commonwealth of Pennsylvania

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Charles F. Storer, Elizabeth, Allegheny County, for appointment as a member of the Board of Trustees of Slippery Rock State Teachers' College, to serve until the third Tuesday of January 1957, and until his successor shall have been appointed and qualified, vice John Evans Rose, Edgeworth, resigned.

JOHN S. FINE.

MEMBER OF BOARD OF TRUSTEES,  
KUTZTOWN STATE TEACHERS' COLLEGE

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, February 10, 1953.  
To the Honorable, the Senate of the Commonwealth of Pennsylvania

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Herrwood E. Hobbs, 2300 West Norwegian Street, Pottsville, Schuylkill County, for appointment as a member of the Board of Trustees of Kutztown State Teachers' College, to serve until the third Tuesday of January 1959, and until his successor shall have been appointed and qualified, vice C. Fred Beck, Cressona, whose term expired.

JOHN S. FINE.

## REPORTS FROM COMMITTEES

Mr. MALLERY, from the Committee on Judiciary General reported as committed, Senate Bill No. 88, entitled:

An Act to amend the act, approved the twenty-seventh day of December, one thousand nine hundred fifty-one (P. L. 1742), entitled "An act to provide revenue by imposing a State tax relating to certain documents; prescribing and regulating the method and manner of evidencing the payment of such tax; conferring powers and imposing duties upon certain persons, partnerships, associations, and corporations, recorders of deeds, and the Department of Revenue; saving certain local taxes and authorizing amendments, extensions and supplements to the ordinances and resolutions relating thereto; and providing penalties," by exempting certain documents from said tax, fixing the value of certain land for tax purposes, exempting persons accepting any document from

payment of the tax, changing effect of failure to pay the tax, and affix stamps, and validating certain documents to which insufficient stamps have been affixed.

Mr. McGINNIS, from the Committee on Judiciary General, reported as amended Senate Bill No. 27, entitled:

An Act to further amend Section 1 of the act, approved the twelfth day of June, one thousand nine hundred nineteen (P. L. 476), entitled as amended "An act to regulate and establish the fees, to be charged and collected by the recorder of deeds in counties of the second class," by further increasing, regulating and changing such fees.

He also, from the Committee on Judiciary General reported as committed Senate Bill No. 18, entitled:

An Act to further amend Section 3 of the act approved the twenty-fourth day of June one thousand nine hundred thirty-seven (P. L. 2045) entitled as amended "An act relating to the support of indigent persons; providing for the support of such persons by certain relatives, and for the recovery of public moneys expended for care and assistance from the property and estates of certain persons; providing for guardians of the person and property of such persons; providing for the arrest and seizure and sale of the property of deserters; and providing procedure," by providing that the petition for support in certain cases shall be prepared by the executive director of the assistance board of the county where the relative liable and financially able to support resides; imposing duty on district attorneys to file such petitions and further modifying such procedure.

He also, from the Committee on Judiciary General reported as committed Senate Bill No. 112, entitled:

An Act to further amend Section 1 of the act, approved the third day of May, one thousand nine hundred fifteen (P. L. 226), entitled "An act to establish and regulate the fees to be received and charged by the prothonotary of the courts of common pleas of this Commonwealth, in counties having over eight hundred thousand, and less than one million five hundred thousand, inhabitants, according to the last preceding United States census," by changing and further fixing the fees to be charged by the prothonotary.

Mr. BANE, from the Committee on Judiciary General, reported as committed Senate Bill No. 16, entitled:

An Act to amend Sections 31 and 32 of the act, approved the thirty-first day of March, one thousand eight hundred sixty (P. L. 427), entitled "An act to Consolidate, Revise and Amend the Laws of this Commonwealth relating to Penal Proceedings and Pleadings," by permitting the trial of cases of involuntary manslaughter in quarter sessions courts.

## BILLS INTRODUCED AND REFERRED

Mr. MAHANY read in his place and presented to the Chair Senate Bill No. 116, entitled:

An Act to further amend Section 4 of the act, approved the thirteenth day of May, one thousand nine hundred twenty-seven (P. L. 988), entitled "An act providing for and regulating the State registration of nurses and licensed attendants, the annual recording of registration certificates; and regulating the profession of nursing; and repealing certain existing laws," by lowering the age requirements and changing citizenship requirements for licensed attendants.

Which was committed to the Committee on Education.

He also read in his place and presented to the Chair Senate Bill No. 117, entitled:

An Act to amend section 608.1 of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof; owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties, imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by further providing for physical examinations and certificates signifying passage thereof by school bus drivers.

Which was committed to the Committee on Highways

Mr. SNOWDEN read in his place and presented to the Chair Senate Bill No. 118, entitled:

An Act to further amend Section 612 of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 1005), entitled as amended "An act relating to and regulating tractors and their operation; providing for their registration by the Department of Revenue upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of tractors; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, and townships, within the Commonwealth, liability for damages caused by the negligent operation of tractors; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees and miscellaneous receipts; making an appropriation; and providing for refunds," by further regulating the weight of tractors on bridges; changing penalties.

Which was committed to the Committee on Highways.

He also read in his place and presented to the Chair Senate Bill No. 119, entitled:

An Act to amend subsection (c) of section 1115 of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships,



within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by empowering the secretary to regulate the size, form, design of placards and markings required on motor vehicles transporting dangerous articles.

Which was committed to the Committee on Highways.

Mr. WADE read in his place and presented to the Chair Senate Bill No. 120, entitled:

An Act to amend the act approved the tenth day of May, one thousand nine hundred twenty-one (P. L. 455), entitled "An act to fix the number of Representatives in the General Assembly of the State, and to apportion the State into representative districts as provided by the Constitution," by increasing the number of Representatives in the General Assembly and from the county of Cumberland.

Which was committed to the Committee on Reapportionment.

#### PERMISSION TO ADDRESS SENATE

Mr. MALLERY. Mr. President, I ask unanimous consent to make a brief statement before introducing this bill.

The PRESIDENT. The gentleman will proceed.

Mr. MALLERY. Mr. President, I appreciate very much the privilege which has been accorded me in being authorized to introduce this bill.

Mr. President, this bill increases the maximum aggregate number of officers and men in the State Police Force from 1,800 to 2,000 persons, subject to the Governor's approval. This increase was recommended in the Governor's Message

Now, Mr. President, it is a fact that in our cities, principally in our large cities of the Commonwealth, in Philadelphia and in Pittsburgh, the statistics definitely show that there are fewer accidents in those cities than in the rural areas. I think we all know and have had the experience of riding with people who are on the lookout for police cars. When they see a police car in sight, they slow down and when they think there are no policemen in sight, they tramp on the gas and jeopardize their own lives, the lives of those who are riding with them and others who are using the highways and complying with the law.

This bill, Mr. President, in my opinion, will do a great deal to promote safety on the highways of Pennsylvania.

#### BILLS INTRODUCED AND REFERRED

Mr. MALLERY read in his place and presented to the Chair Senate Bill No. 121, entitled:

An Act to further amend section two hundred five of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fix-

ing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employees in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments, boards and commissions shall be determined," increasing the maximum aggregate number of officers and men in the State Police Force.

Which was committed to the Committee on State Government.

Mr. PECHAN read in his place and presented to the Chair Senate Bill No. 122, entitled:

An Act to reenact and amend subsection C of section two hundred twenty-one of the act, approved the second day of May, one thousand nine hundred twenty-five (P. L. 448), entitled "An act relating to fish; and amending, revising, consolidating, and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth," by exempting certain members of the armed forces from the payment of a fee to the Commonwealth for non-resident fishing licenses.

Which was committed to the Committee on Forests and Waters, Game and Fish.

Mr. McCreesh read in his place and presented to the Chair Senate Bill No. 123, entitled:

An Act making an appropriation to the Trustees of the University of Pennsylvania for the School of Medicine.

Which was committed to the Committee on Appropriations.

He also read in his place and presented to the Chair Senate Bill No. 124, entitled:

An Act making an appropriation to the Trustees of the University of Pennsylvania for the University Museum.

Which was committed to the Committee on Appropriations.

He also read in his place and presented to the Chair Senate Bill No. 125, entitled:

An Act making an appropriation to the Trustees of the University of Pennsylvania for the School of Veterinary Medicine.

Which was committed to the Committee on Appropriations.

He also read in his place and presented to the Chair Senate Bill No. 126, entitled:

An Act making an appropriation to the Trustees of the University of Pennsylvania.

Which was committed to the Committee on Appropriations.

He also read in his place and presented to the Chair Senate Bill No. 127, entitled:

An Act permitting charitable, religious, patriotic, or civic organizations to conduct the playing of the game of bingo when the proceeds thereof are used exclusively for charitable, religious, patriotic or civic purposes.

Which was committed to the Committee on Law and Order.

Messrs. LANE and DENT read in place and presented to the Chair Senate Bill No. 128, entitled:

An Act to amend the act, approved the twelfth day of April, one thousand nine hundred fifty-one (P. L. 90), entitled "An act relating to alcoholic liquors, alcohol and malt and brewed beverages; amending, revising, consolidating and changing the laws relating thereto, regulating and restricting the manufacture, purchase, sale, possession, consumption, importation, transportation, furnishing, holding in bond, holding in storage, traffic in and use of alcoholic liquors, alcohol and malt and brewed beverages and the persons engaged or employed therein; defining the powers and duties of the Pennsylvania Liquor Control Board; providing for the establishment and operation of State liquor stores, for the payment of certain license fees to the respective municipalities and townships, for the abatement of certain nuisances and in certain cases, for search and seizure without warrant; prescribing penalties and forfeitures; providing for local option, and repealing existing laws," by providing for minority representation on the Pennsylvania Liquor Control Board.

Which was committed to the Committee on Law and Order.

They also read in place and presented to the Chair Senate Bill No. 129, entitled:

An Act to reenact and further amend section 17 of the act, approved the twenty-first day of May, one thousand nine hundred thirty-one (P. L. 149), entitled as amended "An act imposing a State tax, payable by those herein defined as distributors, on liquid fuels used or sold and delivered within the Commonwealth, which are practically, and commercially suitable for use in internal combustion engines for the generation of power; providing for the collection and lien of the tax, and the distribution and use of the proceeds thereof; requiring such distributors to secure permits, to file corporate surety bonds and reports, and to retain certain records; imposing duties on retail dealers, common carriers, county commissioners, and such distributors; providing for rewards, imposing certain costs on counties; conferring powers and imposing duties on certain State officers and departments; providing for refunds; imposing penalties; and making an appropriation," by providing for reimbursement of taxes to farmers using tractors and powered farm machinery, on claims to the Board of Finance and Revenue; providing penalties and making appropriations for the payment of such reimbursements and expenses in connection therewith.

Which was committed to the Committee on Highways.

Mr. RUTH read in his place and presented to the Chair Senate Bill No. 130, entitled:

A Joint Resolution proposing an amendment to Section 8, Article IV, and to add an additional section to Article X of the Constitution of the Commonwealth of Pennsylvania; decreasing appointing power of Governor as to Superintendent of Public Instruction; creating a State Council of Education and prescribing its powers and duties.

Which was committed to the Committee on Constitutional Changes and Federal Relations.

Mr. TOOLE read in his place and presented to the Chair Senate Bill No. 131, entitled:

An Act to amend the act, approved the twelfth day of April, one thousand nine hundred fifty-one (P. L. 90), entitled "An act relating to alcoholic liquors, alcohol and malt and brewed beverages; amending, revising, consolidating and changing the laws relating thereto, regulating and restricting the manufacture, purchase, sale, possession, consumption, importation, transportation, furnishing, hold-

ing in bond, holding in storage, traffic in and use of alcoholic liquors, alcohol and malt and brewed beverages and the persons engaged or employed therein; defining the powers and duties of the Pennsylvania Liquor Control Board; providing for the establishment and operation of State liquor stores, for the payment of certain license fees to the respective municipalities and townships, for the abatement of certain nuisances and in certain cases, for search and seizure without warrant; prescribing penalties and forfeitures; providing for local option, and repealing existing laws," by making the serving of food optional with certain licensees and changing certain requirements relating to the serving of food.

Which was committed to the Committee on Law and Order.

He also read in his place and presented to the Chair Senate Bill No. 132, entitled:

An Act to amend section 406 of the act, approved the twelfth day of April, one thousand nine hundred fifty-one (P. L. 90) entitled "An act relating to alcoholic liquors, alcohol and malt and brewed beverages, amending, revising, consolidating and changing the laws relating thereto, regulating and restricting the manufacture, purchase, sale, possession, consumption, importation, transportation, furnishing, holding in bond, holding in storage, traffic in, and use of alcoholic liquors, alcohol and malt and brewed beverages, and the persons engaged or employed therein; defining the powers and duties of the Pennsylvania Liquor Control Board; providing for the establishment and operation of State liquor stores, for the payment of certain license fees to the respective municipalities and townships for the abatement of certain nuisances and in certain cases for search and seizure without warrant; prescribing penalties and forfeitures; providing for local option and repealing existing laws," by authorizing licensed establishments to sell between certain hours, on Sundays.

Which was committed to the Committee on Law and Order.

He also read in his place and presented to the Chair Senate Bill No. 133, entitled:

An Act to amend section 406 of the act, approved the twelfth day of April, one thousand nine hundred fifty-one (P. L. 90) entitled "An act relating to alcoholic liquors, alcohol and malt and brewed beverages, amending, revising, consolidating and changing the laws relating thereto, regulating and restricting the manufacture, purchase, sale, possession, consumption, importation, transportation, furnishing, holding in bond, holding in storage, traffic in, and use of alcoholic liquors, alcohol and malt and brewed beverages, and the persons engaged or employed therein; defining the powers and duties of the Pennsylvania Liquor Control Board; providing for the establishment and operation of State liquor stores, for the payment of certain license fees to the respective municipalities and townships for the abatement of certain nuisances and in certain cases for search and seizure without warrant; prescribing penalties and forfeitures; providing for local option and repealing existing laws," by authorizing licensed establishments to sell until two O'clock antemeridian on Sundays.

Which was committed to the Committee on Law and Order.

He also read in his place and presented to the Chair Senate Bill No. 134, entitled:

An Act to amend sections 401 and 406 of the act, approved the twelfth day of April, one thousand nine hundred fifty-one (P. L. 90), entitled "An act relating to alcoholic liquors, alcohol and malt and brewed beverages



ages, amending, revising, consolidating and changing the laws relating thereto, regulating and restricting the manufacture, purchase, sale, possession, consumption, importation, transportation, furnishing, holding in bond, holding in storage, traffic in, and use of alcoholic liquors, alcohol and malt and brewed beverages, and the persons engaged or employed therein; defining the powers and duties of the Pennsylvania Liquor Control Board; providing for the establishment and operation of State liquor stores, for the payment of certain license fees to the respective municipalities and townships for the abatement of certain nuisances and in certain cases for search and seizure without warrant; prescribing penalties and forfeitures; providing for local option and repealing existing laws," by authorizing licensees at certain times to sell bottled liquor for consumption off the premises.

Which was committed to the Committee on Law and Order.

He also read in his place and presented to the Chair Senate Bill No. 135, entitled:

An Act to amend the act, approved the seventeenth day of May, one thousand nine hundred thirty-nine (P. L. 157), entitled "An act regulating the selection, drawing, and summoning of all jurors and talesmen, in counties of the third class, and defining their qualifications in such counties; creating a jury board and defining its powers and procedure; providing for the appointment of a clerk to the jury board and fixing his maximum salary; providing for the custody of the jury wheel, and the filing and custody of jury lists; providing for the public drawing of jurors and the methods thereof; giving the trial judge the right to excuse jurors; prescribing the time of challenging jurors or the array, regulating the procedure if array is quashed; providing for the drawing of names of jurors from wheels heretofore filled; and repealing inconsistent acts," by abolishing the jury board and transferring its powers and duties to the jury commissioners.

Which was committed to the Committee on Judiciary General.

#### POINT OF INFORMATION

Mr. HOLLAND. Mr. President, I rise to a point of information.

The PRESIDENT. The gentleman from Allegheny, Mr. Holland, will state his point of information.

Mr. HOLLAND. Mr. President, have you had any word that the Liquor Board is going to sell eggnog, milk eggnogs, from now on?

The PRESIDENT. Which board, Senator?

Mr. HOLLAND. Mr. President, the Liquor Control Board.

The PRESIDENT. Is going to sell eggnog?

Mr. HOLLAND. Yes.

The PRESIDENT. I regret to advise that I have not been let in on that.

Mr. HOLLAND. Well, Mr. President, I was surprised to find out that the Senate okayed Mr. Armstrong on the Milk Control Board.

The PRESIDENT. Is he an exponent of eggnog?

Mr. HOLLAND. Well, Mr. President, he must be because we thought we confirmed his appointment to the Liquor Board, but we find that he is on the Milk Board.

The PRESIDENT. Well, it seems as though we have adopted the Chesterman Report in consolidation already.

Mr. HOLLAND. Further, Mr. President, I want to inform the gentleman from Allegheny, Mr. Walker, that no church groups sent me fifty dollars. I have been asked

by a number of the Members of the Senate whether or not I received a donation from the church groups, because in the Morning Patriot there is a heading that says, "Church Sends \$50 to Holland." I am not doing any lobbying for Reverend Forney.

#### PERMISSION TO ADDRESS SENATE

Mr. WALKER asked and obtained unanimous consent to address the Senate.

Mr. WALKER. Mr. President, may I say to my colleague from Allegheny County that it would not hurt him occasionally to do some lobbying for Reverend Forney.

#### PETITIONS AND REMONSTRANCES

Mr. YOSKO. Mr. President, for the past several months the Chesterman Committee, which is conducting a survey of the operations of the State Government for the purpose of recommending economies and improving efficiency, has released a series of its preliminary reports in the form of press releases. Frankly, I have had considerable difficulty in gathering together one complete set, although I requested a set from the Executive Director, Mr. O'Neil, who is acting for the survey committee, and he told me he was out of them. For that reason, I had to dig up individual copies until I got a set together.

I think these reports, Mr. President, are very important to the Members of this Senate and to the Members of the Legislature, as well as to the public generally. For that reason, it is my opinion, and I am sure the opinion of all of the Members on the Democratic side and I am sure on the Republican side, that these reports should be made a part of the record.

Mr. President, I noted a news item in the paper last night indicating that of the reports released thus far, a saving of \$78,143,185 was recommended by the Chesterman Committee, and that recommendation does not include, I think it is, four additional reports which will be forthcoming in the near future.

I, therefore, Mr. President, request unanimous consent to incorporate these reports in the record, which will, of course, save me the trouble of reading them. If there is objection to my request, I will begin to read the first report, and my colleagues will join me in reading the rest of them so that we can get them into the record. I now present these reports, and request that they be made a part of the record of today's proceedings.

The PRESIDENT. Will the gentleman from Northampton, Mr. Yosko, yield for just a moment?

Mr. YOSKO. I will, Mr. President.

(The Senate was at ease.)

The PRESIDENT. The Senate will be in order. The Senator will resume.

Mr. YOSKO. Mr. President, I present the following reports, which are in the form of newspaper releases, from the Government Survey Committee headed by Mr. Chesterman. They are Releases No. 2, No. 3, No. 4, No. 5, No. 6, No. 7, No. 8, No. 9, No. 10, No. 11, No. 12, No. 13, No. 14, No. 15, No. 16, No. 17, No. 18, No. 19 and No. 20. I request that they be made a part of the record of today's proceedings.

The PRESIDENT. Senator Yosko transmits Reports of the Chesterman Committee, and requests that they be spread upon the Journal of today's Session. The reports will be spread upon the Journal.

"From:

"State Government Survey Committee  
Room 455, Education Building  
Harrisburg, Pennsylvania

"NEWSPAPER INFORMATION  
FOR RELEASE

A. M., Thursday, December 4, 1952

"Release No. 2

"Public Education

"The State Government Survey Committee today expressed belief that many millions of dollars can be trimmed from Pennsylvania's rocketing public education budget without the slightest impairment of educational values.

To back up its assertion, the Committee put forth five specific recommendations which alone would save the Commonwealth approximately \$15,000,000 a biennium.

"The Committee's survey of the field of public education was one of thirty studies undertaken following its appointment by Governor John S. Fine last March to recommend means of promoting efficiency and economy in the transaction of State business.

"It is obvious that in the comparatively brief time available for the study of such a complex subject we should have to confine ourselves to a general appraisal of conditions and needs," Francis J. Chesterman, Philadelphia, Chairman of the Committee, explained.

"However, we are convinced that an invaluable service could be rendered to the cause of public education through a truly comprehensive survey pursuing further the matters briefly covered by our report."

"The Committee's recommendations dealt principally with:

"1. The organization of the Department of Public Instruction, which the Committee found 'not organized properly to administer its great responsibilities.'

"2. The operation and policies of the Pennsylvania State College and State teachers' colleges.

"3. Defects in the present formula for distribution of State subsidies to local school districts.

"The present plan of organization in the Department of Public Instruction is outmoded, confused, and allows little delegation of authority," the Committee noted. "As a result, the Commonwealth lacks leadership, program and administrative organization for its almost half-billion dollars a biennium expenditure for public education."

"In this connection, the Committee offered a six-point program aimed at putting the department on a sounder administrative basis:

"1. Responsibility for administration of public education should be vested in a State Board of Education, comprised of lay members, with overlapping terms, appointed by the Governor. Such a Board would supplant the present State Council of Education, which has advisory status only.

"2. The Superintendent of Public Instruction should be appointed by the State Board for a term of 7 years without regard to his place of residence or his political affiliation. Pennsylvania, the Committee noted, is one of only five states in which the Superintendent of Public Instruction is a direct appointee of the Governor.

"3. All professional personnel of the Department should be appointed by the State Board, but only on the recommendation of the Superintendent.

"4. Pending the statutory and constitutional adjustments necessary to the preceding changes, there should be a radical revision in the organization of the Department, aimed at more efficient operation.

"5. Professional licensing, the administration of the Solicitation Act, and the Board of Motion Picture Censors should be transferred to a more appropriate department.

"6. The Department's school plant division should be more adequately staffed to give school districts necessary advice on their building programs.

"The Committee expressed concern over 'the expansion of the Pennsylvania State College—an expansion de-

scribed as 'expensive to the State and detrimental to the State's privately supported liberal arts colleges, and which requires most of its students to live away from home while at college.'

"The State should create additional opportunities for higher education through cooperation with private universities and colleges throughout the State, as has been done successfully and economically in other states such as New York and New Jersey," the Committee declared.

"On the subject of teacher training, the Committee found that the State teachers' colleges 'are not fulfilling their original purpose, which is the training of teachers.'

"During the ten-year period from 1941 through 1951," it was pointed out, 'only 14,114 teachers' college graduates out of a total of 20,000 entered the teaching profession in the State. This despite the fact that the State subsidizes 30 to 50 percent of total expenses for teachers' college training.

"In other words, the State in that period helped pay for the teacher college training of approximately 6000 men and women who, at least as far as Pennsylvania schools are concerned, never became teachers.'

"To help correct this situation, the Committee recommended that students at teachers' colleges be required to teach within the Commonwealth for a certain minimum period or reimburse the State for the cost of their education.

"Limiting the enrollment at teachers' colleges to prospective teachers would allow the closing of half of the present 14 teachers' colleges.'

"Such a step, it was estimated, would save the State at least \$5,000,000 a biennium.

"Any possibility that a reduction in the number of teachers' colleges would aggravate the teacher shortage was dispelled by the Committee with the declaration that privately supported institutions 'can and will supply sufficient numbers of teachers at no cost to the State if they are given the cooperation and encouragement that is needed.'

"Despite the fact that there is a continuous shortage of teachers," the Committee explained, 'the Department of Public Instruction does not actively encourage the liberal arts schools to participate in teacher training.'

"The professional courses now required for teacher certification are so numerous that many graduates highly qualified in particular fields—graduates who are fully qualified to teach in surrounding States—are prevented from teaching in Pennsylvania.'

"The Committee also offered numerous recommendations for more equitable and efficient distribution of State subsidies, noting that the amount granted by the State to local school districts during the 1951-53 biennium is four times what it was ten years earlier, and that under existing law the Commonwealth will be obligated to increase its grants from the present \$286,000,000 a biennium to an estimated \$488,000,000 in 1959-61.

"Such a rapid increase in the State obligation for public education makes it imperative that defects in the formula for the distribution of subsidies be corrected as promptly as possible," the Committee observed.

"Four examples were given to show the possibilities for huge savings in this regard:

"1. More than 100 school districts in 1950-51 made a practice of using one teacher for two different kindergarten groups per day and received reimbursement for two teaching units. Limiting reimbursement for kindergarten teachers to the actual number employed would save the Commonwealth \$4,000,000 a biennium.

"2. More than 400 districts in the fiscal year 1950-51 received in subsidies for instruction \$2,169,000 in excess of what they actually spent for instruction. Limiting reimbursement in all cases to an amount not greater than the cost of instruction would save the Commonwealth at least \$4,000,000 a biennium.

"Items included under the cost of instruction, the Committee explained, are the salaries of teachers, supervisors, principals and clerks, expenditures for textbooks and library books, all instructional supplies, the cost of



teachers' institutes, and the expense of school commencement.

"3. In 1950-51 a total of 334 one-room schools were reimbursed as teaching units in spite of the fact that they had less than the designated number of pupils. Strict application of the reimbursement formula would save at least \$450,000 a biennium.

"4. The law provides two exceptions to the uniform application of the subsidy formula, stipulating that no district shall receive less than \$1000 per teaching unit, and in no event less than it received in 1949-50. Elimination of these two exceptions would save at least \$1,000,000 in a biennium.

"Pointing out that grants to financially distressed school districts amounted to \$29,000,000 during the period from 1931 to 1952, the Committee recommended that more attention be paid to curing the cause of insolvency instead of perpetuating insolvency through repeated grants.

"The Committee also called attention to the possibilities for savings in the program for vocational education, for which \$2,865,000 was appropriated in the 1951-53 biennium—an increase of 258 percent over 1937-39.

"The Committee reported it had found increasing evidence of abuses in the vocational program, particularly in regard to extension recreational activities and recommended stricter supervision of such activities, along with the elimination of unnecessary classes.

"In the development of an adequate and aggressive teacher training program—including a definite course of instruction for privately supported colleges to follow—the Committee suggested that teachers' colleges might profitably concentrate their efforts on the training of elementary teachers, leaving the training of high school teachers to liberal arts colleges, with the universities providing the graduate work."

"From:

"State Government Survey Committee  
Room 455, Education Building  
Harrisburg, Pennsylvania

"NEWSPAPER INFORMATION  
FOR RELEASE  
Sunday, December 7, 1952

"Release No. 3

"More than \$5 million per biennium can be saved in the dietary expense of State institutions with no sacrifice in food quality or nutritional value, the State Government Survey Committee reported today.

"Actually, the question is not so much one of economizing as it is of achieving good food management and dietary competence," the bipartisan committee, headed by Francis J. Chesterman, of Philadelphia, pointed out.

"The Committee's report, one of many which will be completed in the next few weeks, was based on the findings of a subcommittee, or 'task force,' led by H. J. Heinz, II, president of the H. J. Heinz Company, which spent months studying the problem of institutional feeding.

"As in the case of nearly thirty other task forces drafted by the Survey Committee, the Heinz subcommittee made its study at no expense to the Commonwealth. Members donated their time, paid their own expenses, and secured whatever clerical and stenographic help they required.

"Included in the report were specific suggestions for saving \$2,520,000 per biennium—mostly through standardization of purchasing practices—and recommendations for a thorough overhauling of food management procedure which the Committee estimated should save at least \$2,500,000 more.

"The Survey Committee was appointed by Governor Fine early this year to study the structure of the State Government with a view toward more efficient and economical operation. Chairman Chesterman, retired President of the Bell Telephone Company, had served previously as State Chairman of the Citizens' Committee for the Hoover Report.

"Other members of the Committee are Herbert P. Sorg, former Speaker of the House of Representatives; Ralph Kelly of Philadelphia, former President of the Baldwin Locomotive Works; Common Pleas Judge W. C. Sheely, Gettysburg; Hugh C. Boyle, President Judge, Orphans' Court, Allegheny County, Pittsburgh; Mark W. Cresap, Jr., Vice President, Westinghouse Electric Corporation, Pittsburgh and Mark Witmer, Vice President, Eastern Farmers Exchange, Dalmatia.

"The report disclosed that the total dietary expense in the 61 institutions owned and operated by the State is more than \$37,000,000 in a biennium, or 27 percent of their operating cost. More than 60,000 persons in the institutions are served three meals daily. Approximately 15,000 employees are served some or all of their meals.

"With an estimated 76,000,000 meals served annually," it was noted, "a reduction of only one cent on each meal through better management would result in a saving of \$1,520,000 in a biennium."

"Highlights of the Committee's findings:

"1. There is a lack of uniformity in local purchasing practices. Some institutions are buying U. S. Prime, Choice or Good beef while others use the more economical grades. Some use butter almost entirely; in others, oleomargarine is used almost exclusively. Some are buying white eggs, when brown or mixed colors are cheaper.

"2. A lack of standards appears in every phase of dietary operations, including specifications, control of local purchases, inspection, standard portions, number and classification of dietary employees, purchase of kitchen equipment, and design for kitchens and dining rooms.

"3. Cost accounts and records maintained by the institutions are not uniform. No recognized food accounting reports are prepared. As a result, departmental cost accounting is meaningless.

"Much of the responsibility for the inefficiency of the institutional feeding program was placed on a system which vests much of the authority for operation of institutions in nearly autonomous local administrative boards, leaving the secretary of the department virtually powerless to effect changes.

"The Committee recommended that such administrative boards function in an advisory capacity only, and that full authority and responsibility for the operation of institutions be given to the department secretary concerned.

"The inescapable conclusion from the analysis of the institutional feeding problem," the report observed, "is the need for definite centralized responsibility and control at the department level."

"On the subject of meat buying, the Committee noted that good quality restaurants generally serve U. S. Commercial grade meats, and that it is primarily the method of preparation which determines the palatability of the portion.

"If all institutions were to use the more economical grades of beef, lamb and veal in place of choice cuts," the Committee concluded, "the saving would be approximately \$600,000 a biennium on this one item alone, with no sacrifice in the quality of food."

"There were numerous other suggestions for saving on purchasing, including more thorough inspection of products as they are received, better timing of canned goods buying, the use of dried milk instead of fresh milk for cooking, and the elimination of the practice of purchasing three or four varieties of items such as mustard and cranberry sauce.

"The Committee's detailed proposals for improving the efficiency of other phases of the institutional feeding program, such as administration, record keeping, meal planning, preparation and service, were predicated upon three main recommendations:

"1. The secretary of each department involved (Health, Welfare and Public Instruction) should be given complete authority to appoint and control all administrative positions in his department, inasmuch as the present system of primary control by local administrative boards



leads to a lack of uniformity in every phase of dietary operation.

"2. A single dietary staff should be established to serve all state-owned institutions, regardless of departmental jurisdiction, and should be given the responsibility to develop standard practices and procedures and investigate and minimize deviations.

"3. A food accountant should be employed to set up an adequate uniform cost accounting system so that accurate dietary costs can be determined for all institutions.

"The Committee urged that recommendations of the dietary staff and the food accountant be enforced by the secretary of the department having jurisdiction through the management of the institution, and proposed that there be a direct line of responsibility from the management of the institution to the head of the dietary staff.

"Serving on the Institutional Feeding Task Force with Mr. Heinz were: A. L. Schiel, Retired Executive Vice President of the H. J. Heinz Company, Vice Chairman; Frank Davenport of Davenport Restaurants, Harrisburg; Sidney Bergman, Administrator of the Montefiore Hospital, Pittsburgh; Dr. Lucius R. Wilson, Director of the Episcopal Hospital, Philadelphia;

"Gurdon F. Flagg, Secretary and Treasurer of the Duquesne Club, Pittsburgh; Dr. Hilda Kroeger, Administrator of the Magee Hospital, Pittsburgh; James F. Hutton, Vice President of the Slater System, Inc., Philadelphia; Miss Irene Wilson, Head of the Dietetic Department of Shadyside Hospital, Pittsburgh; W. W. Butts, Manager of St. Luke's Hospital, Bethlehem; Miss Helen Druley, Dietitian at the Harrisburg Polyclinic Hospital, Harrisburg; Erwin J. Hainisch, Cafeteria Manager of the H. J. Heinz Company, Pittsburgh.

"The subcommittee was aided in its compilation of basic data by the staff of the Western Division of the Pennsylvania Economy League, Inc."

"From:

"State Government Survey Committee  
Room 455, Education Building  
Harrisburg, Pennsylvania

"NEWSPAPER INFORMATION  
FOR RELEASE

(Date) Tuesday, A.M., December 9, 1952

"Release No. 4

"The tremendous increase in retirement system costs to the State in recent years—from less than \$9 million in the 1941-43 biennium to more than \$50 million in 1951-53—calls for a thorough reappraisal of the entire retirement program, the State Government Survey Committee pointed out today.

"At the same time the Committee, headed by Mr. Francis J. Chesterman of Philadelphia, offered a five-point program for bringing retirement costs into line and urged that the various courses of action—most of which would require new legislation—be given 'full consideration':

"1. Establishment of a State Investment Council, similar to that set up by New Jersey in 1950, to aid retirement boards in obtaining the best possible investment of State funds.

"2. A reduction in the 4 percent State-guaranteed rate of interest for all withdrawals and refunds.

"3. The transfer of certain classes of employees to Federal Social Security.

"4. Investigation of the possibility of integrating the State system with Federal Social Security.

"5. Administrative improvements, particularly any which would capitalize on the similarities of the various retirement systems, such as a combined punch card installation.

"The report on retirement systems—the State Employees' Retirement System, including the State Police Retirement System, and the Public School Employees' Retirement System—marked the completion of the first of 30 separate studies undertaken by the Survey Com-

mittee since its appointment by Governor John S. Fine early this year.

"The Committee was given the job of studying the structure of the State Government with a view to recommending means of achieving more efficient and economical operation of governmental affairs. Chairman Chesterman, before taking on the Survey Committee assignment, had been State Chairman of the Citizens' Committee for the Hoover Report.

"The Survey Committee's report on retirement systems was based on a study made by L. H. Longley-Cook, Philadelphia, Actuary of the Insurance Company of North America, and a Fellow of the Institute of Actuaries.

"As in the case of nearly all of the other studies made for the Survey Committee, that on retirement systems was done without cost to the Commonwealth, the Insurance Company of North America donating Longley-Cook's services as a public service.

"The Public School Employees' Retirement System was set up in 1917. It has been revised and extended in its application from time to time and this year covered 87,991 employees with salaries of \$267,391,000. There are 9896 annuitants.

"The State Employees' Retirement System, set up in 1923, also has been revised and extended. This year it covered 44,952 employees with salaries of \$140,658,000, in addition to 2274 annuitants.

"Contributions to the teachers' system are made by the State, local school boards, and the employee. Contributions to the State Employees' system are made by the State and the employee. Total funds held by the two systems now amount to approximately \$500,000,000.

"The comparatively slow expansion in the cost of the two systems over the years 1933-43 is not surprising, the Committee observed, 'but the expansion since 1943, and especially since 1949, is a matter to which attention should be directed.

"It should be noted for example that appropriations for 1951-53—exclusive of administrative costs—are as much as 5½ times those for 1941-43 and nearly 2½ times those for 1947-49."

"The Survey Committee credited the rapid rise in costs to three major factors: liberalization of the systems through improvement of benefits and coverage of additional classes of employees; a sharp rise in remuneration; and a drop in the rate of interest earned on the funds.

"On the subject of interest return, the Committee noted that funds invested by the State Employees' system earned 2.95 percent interest in the year 1950-51 compared with 2.25 percent on funds of the Teachers' system, although the legal range of investments of the two funds is identical.

"If it had been possible to increase the yield of the teachers' fund, through the choice of more suitable investments, from the figure of 2.25 actually earned to the figure of 2.95 earned by the State Employees' Fund, the Committee explained 'the State would have saved over \$2,250,000 in that year alone, or \$4,500,000 per biennium.'

"The Committee expressed confidence that under the supervision of a State Investment Council, the funds of the two retirement systems could be invested to yield a rate of interest under current conditions of between 3 and 3¼ percent without any decrease in the financial security of the funds.

"For example, it was pointed out, investment policies should be liberalized to permit investments other than in bonds to the extent permitted by the laws governing investment of trust funds.

"The benefits of such reinvestment are obvious, the Committee added, for each increase in the yield of the funds of one-tenth of one percent there would be at the present time a saving to the State of approximately \$1 million per biennium.

"The total potential savings to the State, on the basis of the Committee's recommendations pertaining to investments, would be about \$10 million per biennium. While this saving could not be fully effected in the 1953-55



biennium, with enabling legislation a portion of it could be achieved in the second year, with progressive increases in each succeeding biennium as a result of investments with a higher yield than at present.

"On the subject of transferring certain classes of employees to Federal Social Security, or of integrating the retirement systems with Social Security, the Committee noted that in many cases the Federal Social Security benefit would be greater than that provided under the State systems.

"For example' it was pointed out, 'the State of Virginia in 1952 repealed its Teachers' Retirement plan so that all teachers could be brought under Federal Social Security' the funds in respect to employees not yet eligible for retirement being held so that they could be later withdrawn or applied to a new retirement system to be set up at a later date.

"It is believed that changes will be made shortly in the Federal Social Security legislation to allow State retirement systems to be integrated with Federal Social Security a less cumbersome manner. While such integration presents a number of problems, it would be most desirable for this idea to be fully explored in view of the possible savings which might result."

"Serving on the Survey Committee with Mr. Chesterman are: Herbert P. Sorg, former Speaker of the House of Representatives; Ralph Kelly of Philadelphia, former President, Baldwin Locomotive Works; Comon Pleas Judge W. C. Sheely, Gettysburg; Hugh C. Boyle, President Judge, Orphans' Court, Allegheny County, Pittsburgh; Mark W. Cresap, Jr., Vice President, Westinghouse Electric Corporation, Pittsburgh; and Mark Witmer, Vice President, Eastern States Farmers Exchange, Dalmatia.

"The executive director is John N. O'Neil, on leave of absence as Chairman of the State Tax Equalization Board."

"From:

"State Government Survey Committee  
Room 455, Education Building  
Harrisburg, Pennsylvania

#### "NEWSPAPER INFORMATION FOR RELEASE

Thursday, P.M., December 11, 1952

"Release No. 5

#### DEPARTMENT OF HIGHWAYS

"The State Government Survey Committee today coupled warm praise for the operation of the Pennsylvania Department of Highways with a warning that the Department is threatened with a sharp decline in administrative efficiency through depletion of its technical engineering force.

"Of the 303 engineers now employed by the Department,' Francis J. Chesterman, Philadelphia, Chairman of the Committee, pointed out, '200 are 50 years of age or older, and the number under 40 is alarmingly low.

"In another ten years the Department stands to lose well over half of its technical personnel with no large group of younger engineers and trainees to replace those dropping out or moving up."

"The Survey Committee, appointed by Governor John S. Fine to recommend means of promoting efficiency and economy in the operation of the State Government, found the Department of Highways—which spends more than \$300,000,000 a biennium—to be 'well administered and run in an economical and consistent manner.'

"Although a number of administrative and organizational changes were recommended, the Committee termed recruitment of younger technical engineering personnel as by far the most serious deficiency.

"The report on the Department of Highways was based on a survey conducted expressly for the Committee by the Pennsylvania Economy League, Inc., under the direction of Welles A. Gray, Vice-President, and Richard E. O'Daniel, of the State Division staff, with Sidney R. Collins, consulting engineer, of Lewisburg, serving as

technical consultant. The Economy League made its study without cost to the Commonwealth.

"Even when the Department is able to hire young graduates from engineering schools,' the Committee noted, 'most of them leave within 18 months—a normal period in which to gather practical experience and then depart elsewhere.

"The conclusions to be drawn are full of serious implications. Not only is the Department not getting the technical people it needs, but it is not keeping those it has, and in some cases it is losing men of some years' standing.

"The advancing age of the remaining engineers clearly shows that within a few years the available pool of technical talent will drop off at a rapid rate. This situation makes it even more imperative to have a younger group of trainees working up through the ranks."

"The shortage of staff engineers is being reflected already, the Committee found, in large outlays for contract engineering work.

"Since 1946,' it was pointed out, 'the Department has contracted with private engineers for surveys and plans of roads at a total cost of \$7,850,000. During the past year this work amounted to \$2,110,000.

"If the Department could have recruited an adequate engineering staff, their services would have been available on a full-time basis at lower cost. Such recruitment also would have provided valuable training for technical personnel, insuring continuity for replacements at higher levels."

"To help overcome the recruitment problem, the Committee recommended a review of pay scales in the light of the current demand and competition for engineering personnel, and suggested a closer tie-in with engineering colleges in the State.

"Other recommendations made by the Committee deal with the creation of an advisory board to aid the Secretary of Highways in the formulation of general highway programing, reassignment of responsibilities in a number of top Department jobs, more efficient assignment of equipment and handling of materials, and more economical road design.

"The Committee suggested that members of the Highway Planning Commission which undertook a study of Department operations several years ago would be an ideal group to constitute the new advisory board because of their familiarity with highway matters.

"At the present time,' the Committee observed, 'there is no responsible and official group upon which the Secretary of Highways can lean for continuous advice in the development of highway policy.'

"The Committee noted that the Department of Highways' is following to a great extent' the recommendations of the Highway Planning Commission in its 1950 report to the Governor and the General Assembly, and expressed the hope that further recommendations by the Commission for reclassification of road responsibilities between the State and local units will be enacted into law.

"To put Departmental organization on a more efficient basis, the Committee recommended the creation of a new post, Chief of Right-of-Way, 'in recognition of the enormous rise in right-of-way expenditures in recent years,' suggested that the Signs and Signal Unit report to the Chief Maintenance Engineer, the Materials Testing Laboratory be under control of the Chief Construction Engineer; and the Planning and Traffic Unit and the Architectural Unit report to the Chief Design Engineer.

"On the subject of new construction, the Committee found that the work of the Department meets' an acceptably high standard.' At the same time attention was called to two possibilities for more economical construction:

"1. There is a tendency toward over-design for rural roads carrying low volumes of traffic. Insistence on perfect alignment and grades on those roads frequently results in exorbitant property damage and right-of-way settlement. Simpler design of rural roads would cut construction and right-of-way costs and still be satisfactory.



"2. In the construction of multiple lane highways greater use should be made of the practice of separating opposing lanes, both in alignment and grade, to take advantage of the most suitable terrain. The saving in construction costs would more than offset the additional cost of the wider right-of-way."

"Also in connection with new construction, the Committee noted that 'urban or municipal extensions of State highways are often deficient in comparison with rural highways', adding:

"While more difficult to design and more costly to make, more emphasis should be placed on designing projects within urban areas since the major portion of highway tax revenues are derived from traffic in these more congested regions."

"Insofar as maintenance of the 41,000-mile State Highway System is concerned, the Committee reported that a check of 800 miles of all kinds of highway indicated that 'maintenance costs were satisfactory and performance generally commendable.'

"Here again, the Committee suggested two opportunities for savings:

"1. In 1952 the Department contracted with outside firms for the unloading, handling and application of 20,000,000 gallons of bituminous materials at a cost of \$428,000 or \$4.28 a ton. Purchase by the Department of the equipment needed to handle its own distribution of such materials would save approximately \$500,000 a biennium. A trial in one highway district was recommended.

"2. Maintenance equipment is distributed among highway districts without regard to type of manufacture. Assigning a district vehicles of the same manufacture as far as practical would simplify the stocking of spare parts and facilitate repairs."

"From:

"State Government Survey Committee  
Room 455, Education Building  
Harrisburg, Pennsylvania

"NEWSPAPER INFORMATION  
FOR RELEASE  
Sunday, December 14, 1952

"Release No. 6

"Liquor Control Board

"The State Government Survey Committee turned its attention to the Pennsylvania Liquor Control Board today with a plan for trimming several million dollars a biennium from warehousing and delivery costs.

"On the basis of conservative estimates,' Chairman Francis J. Chesterman, of Philadelphia, pointed out, 'the recommendations offered by the Committee should reduce the total direct operating budget of the Liquor Control Board by more than 6 percent, and make a saving of approximately \$2,033,185 a biennium available to the General Fund.'

"The report marked the completion of the fifth of thirty separate studies undertaken by the Survey Committee following its creation by Governor John S. Fine last March to recommend means of promoting greater efficiency in government.

"The Committee based its recommendations on a survey made through the cooperation of F. Carter Schaub, general manager of Sears Roebuck and Company, Philadelphia, who assigned D. S. Valentine and W. C. Yerg, of his company, to the project. As in the case of most of the other 'task forces' drafted by the Committee, the work of the Sears Roebuck team was given without cost to the Commonwealth.

"The Liquor Control Board study dealt with warehousing and delivery operations almost exclusively. The only other subject touched upon was retail store rentals.

"In this connection the Committee reported that it had checked store locations and rentals in Harrisburg and planned spot checks in other parts of the State.

"If the stores throughout the State average approxi-

mately the same as those analyzed in Harrisburg,' it was observed, 'it would appear that an excellent job of retail store leasing has been done.'

"By way of contrast, the Committee found that the Liquor Control Board is paying excessive rates for warehouse space and for delivery of stock to retail stores by contract carriers.

"The Liquor Control Board leases a total of 461,915 square feet of warehouse space in four cities—Philadelphia, Pittsburgh, Scranton and Erie—at a square foot cost varying from a high of \$1.72 to a low of \$1.17,' it was pointed out.

"These storage rates are much higher than those enjoyed by private enterprise, which vary from a high of 75 cents to a low of 50 cents a square foot.

"If the State's storage costs per square foot were brought down only to private enterprise maximum of 75 cents, a saving of \$743,516 a biennium would result."

"On the subject of deliveries to stores, the Committee estimated that the State could save \$1,289,669 a biennium through various economies, including the establishment of a new classification of clerk-receiver for liquor stores to eliminate the necessity for helpers on the trucks of contract carriers.

"Deliveries of liquor from the warehouses to the stores are made by contract carriers on a per case basis,' it was explained. 'Because of the requirement that the carrier place merchandise in the stores, trucks hauling for the Liquor Control Board carry one and sometimes two helpers who are productive only during the loading and unloading period.'

"As a result, the rates paid by the Liquor Control Board are approximately 50 percent higher than common carrier rates, which do not include this service.

"If there were combination clerk-receivers in each liquor store, the helper or helpers on trucks could be dispensed with, thereby reducing transportation expense as much as \$14 to \$30 per truck per day."

"Aside from the creation of the new clerk-receiver classification in stores, the Committee offered a number of other recommendations for improving the warehousing-delivery situation, including the establishment of two new warehouses, in Harrisburg and Altoona.

"By having warehouses in Harrisburg and Altoona,' it was explained, 'all stores within a radius of about 50 to 60 miles could be serviced from these two points, reducing the number of long runs presently being made from Philadelphia, Scranton, Pittsburgh and Erie.'

"The addition of two such warehouses would not result in any increase in overall inventory, since the inventory presently carried in the four warehouses could be reduced."

"The Committee also proposed that:

"1. Warehouse space be leased in suburban areas or on the outskirts of a city rather than in congested areas.

"2. Long-term leases be negotiated rather than the more expensive short-term leases.

"3. High ceilings and good cubic area be taken into consideration as well as modern materials handling equipment when warehouse space is being leased.

"4. Erection of one-floor warehouses with modern equipment either by the State or private interests be considered as another means of materially decreasing present costs.

"5. The Liquor Control Board manager in each warehouse be thoroughly trained in the importance of building up full loads, routing and other economical practices.

"6. Trucks be garaged at the warehouses in order to permit night loading at much cheaper rates than day loading.

"The Committee reported it had checked the rates charged the Liquor Control Board for the handling of liquor stocks within the warehouses, and found such rates to be 'comparable and in line.'

"In its check of retail store rentals in Harrisburg, the Committee reported that rentals ranged from one-half of one percent to 1½ percent of total store volume.



"As a matter of general information,' it was noted, 'Liquor Stores in other States can afford to pay between 6 and 10 percent of gross sales where privately owned and operated. Therefore, if the stores throughout the State average approximately the same as those analyzed in Harrisburg, it would appear that an excellent job of leasing has been done.'"

"From:

"State Government Survey Committee  
Room 455, Education Building  
Harrisburg, Pennsylvania

"NEWSPAPER INFORMATION  
FOR RELEASE

P. M. Tuesday, December 16, 1952

"Release No. 7

"Forests and Waters—Fish and Game Commissions

"The State Government Survey Committee today proposed the consolidation of the Department of Forests and Waters, the Fish and the Game Commission into one Department of Conservation—a move which Pennsylvania sportsmen were assured would result in improved hunting and fishing with no increase in license fee.

"By eliminating duplication of facilities, manpower and services, such a consolidation should result in savings of at least \$1,000,000 a biennium, the major portion of which would be available for additional fish and game propagation," Francis J. Chesterman, Philadelphia, Committee Chairman, pointed out.

"Chesterman, an ardent hunter and fisherman, as are other members of the Committee, made it clear that the proposed consolidation would guard the separate identities of the present fish and game programs and guarantee hunters and fishermen even more sport for their license fee dollars than they are receiving now.

"The separate funds of hunting and fishing license fees will not pose any problems,' he explained, 'because the costs of protection can be readily prorated to each division.'

"The recommendation for the creation of a Department of Conservation was the highlight of the sixth of a series of reports by the Survey Committee which was set up by Governor John S. Fine last March to recommend means of achieving greater efficiency in the affairs of the State government.

"The study on which the report was based was made for the Committee by a 'task force' from United Engineers and Constructors, Inc., of Philadelphia, consisting of William E. Steele, III, vice-president; Col. Frank E. Lamphere and Carl Schubert. As in the case of most of the other 'task forces' called upon by the Committee, the conservation study was made without cost to the Commonwealth.

"Establishment of a separate department for the control and direction of activities effecting conservation of natural resources is by no means an experimental undertaking, the Committee pointed out.

"Approximately 20 states have already set up consolidated departments of this type,' it was noted, 'and the results of their experiences offer convincing evidence that the plan has everything to recommend it.'

"The 1949-51 appropriation for the Department of Forests and Waters was \$21,615,000 (including \$17,000,000 for desilting Schuylkill River). The Pennsylvania Game Commission operates on its own funds made up of all the receipts from the sale of hunting licenses, which amounted to \$7,757,468 in the 1949-51 biennium. All receipts from the sale of fishing licenses accrue to the Fish fund which is used to pay all expenses of the Pennsylvania Fish Commission. In the 1949-51 biennium the receipts were \$3,007,953.

"As an example of the benefits of consolidation, the Committee pointed out that fish wardens and game wardens would be combined into one field force with common duties, and that there would be a reciprocal ar-

angement with Forest Wardens that would eliminate much of the need for temporary help.

"Such a field force would be able to serve the needs of the State's fishermen and hunters far more effectively and efficiently than is possible with separate forces at the present time,' it was noted.

"Such employes generally have the same duties to perform, but their services are restricted to the protection and public use of a particular section of the Commonwealth's natural resources, even though in many instances the field of their various activities is located in the same land area and their dealings with the general public involve the same persons. What is more, the peak activity of each of these groups occur at a different season of the year.'

"Under the consolidation plan, clerical and administrative duties common to the three organizations would also be merged—into one Bureau of Administration.

"The Committee also proposed consolidation and realignment of field offices, noting that the Department of Forests and Waters has 24 Forest Districts, 5 Regional Forest offices and 4 Regional Park offices; the Game Commission, 6 Wildlife Conservations Districts and 150 Field Districts; and the Fish Commission has 6 Field Divisions.

"Another recommendation of special significance to sportsmen is the creation of a Bureau of Research and Planning to develop long-range plans and conduct necessary research in all phases of conservation.

"The successful direction of resource conservation activities is dependent largely upon research and development of basic long-term programs,' it was explained.

"Establishment of a Bureau of Research and Planning would give the proper standing and permanence to this most important function, so essential to the proper handling of the Commonwealth's conservation problems.'

"In addition to the functions already charged to the Department of Forests and Waters, the Fish Commission and the Game Commission, the Committee recommended that the new Department of Conservation also be responsible for the conservation of other natural resources within the State, including gas, oil and minerals.

"The Committee also called attention to the numerous independent administrative boards and commissions which have responsibilities bearing upon the field of conservation, and urged that all such boards be made advisory in nature in the interests of an integrated conservation program

"The Water and Power Resources Board is an administrative board connected with the Department of Forests and Waters. The Sanitary Water Board is an administrative board connected with the Department of Health. The Brandywine Battlefield Park Commission is an independent administrative Board responsible directly to the Governor. Advisory commissions have been created for various other historical parks. The State Forest Commission, the Flood Control Commission and various other boards and commissions connected with the Department of Forests and Waters are already advisory with no administrative duties.

"In other recommendations the Survey Committee proposed:

"That an impartial study be conducted to determine the effectiveness of the propagation programs of both the Fish Commission and the Game Commission.

"That all legal work for the new Department be transferred to the office of the Attorney General.

"That the nursery now operated by the Department of Highways be transferred to the Bureau of Forests."

"From:

"State Government Survey Committee  
Room 455, Education Building  
Harrisburg, Pennsylvania

"NEWSPAPER INFORMATION  
FOR RELEASE

Sunday, December 21, 1952



"Release No. 8

# "Institutional Farms

"Pennsylvania's institutional farm program won the commendation of the State Government Survey Committee today.

"The over-all average efficiency of operation on State-owned farms appears to be high," Chairman Francis J. Chesterman, of Philadelphia, reported. "There are opportunities for substantial savings, to be sure, but that should not obscure the fact that in the main an excellent job of farming is being done."

"The State Government Survey Committee was appointed by Governor John S. Fine last March to recommend means of promoting increased efficiency in governmental affairs.

"Interest in its appraisal of State farm operations—the seventh of thirty specific studies now being brought to completion—was heightened by the fact that one professional farmer and two 'part-time farmers' are included in the Survey Committee's membership.

"Mark Witmer, of Dalmatia, Northumberland County, operates three farms and is one of the leading poultrymen of the State. He is vice-president of the Eastern States Farmers' Exchange.

"Chairman Chesterman and Attorney Herbert P. Sorg, former speaker of the House of Representatives, both are enthusiastic part-time farmers.

"The survey on which the Committee's report was based was made through the cooperation of Dr. Milton S. Eisenhower, president of the Pennsylvania State College, who assigned to the project Dr. L. F. Miller, professor of Farm Management, Department of Agricultural Economics and Rural Sociology, School of Agriculture.

"Evidence of the general efficiency of farm operations is to be found in the high rates of production of crops and livestock," the Committee reported, "and in the practices being followed in such important areas as disease and pest control in crops and livestock, use of the best adapted varieties, strip cropping and other soil conservation measures, the use of fertilizers and livestock breeding and management."

"At the same time the Committee noted a wide range between the productivity of the best one-third and the poorest one-third of the institutional farms, and suggested that the latter group 'seriously consider making changes to bring their production up closer to the present average.'"

"Specific dollar savings through this and other suggested improvements cannot be calculated," it was pointed out, "because of the incompleteness of present cost records, and the difficulty of comparing the institutional farms with those which are under private management."

"But it is interesting to note that if through better management the cost of producing milk on the highest-cost one-third could be reduced to the average, the saving in this one respect alone would be approximately \$120,000 a biennium."

"Altogether, the Committee offered five specific recommendations for the improvement of institutional farm practices:

"1. Only such farming enterprises as are of economically sound size should be undertaken on institutional farms. This would mean less diversification and larger units. A study should be made to determine what enterprises would be best suited to each farm.

"2. A system should be organized permitting efficient interchange of produce among state institutions.

"3. The proper use of inmate labor at these institutions should be studied with a view toward determining not only economical operation but also the therapeutic value of such activity.

"4. Purchasing practices should be improved in order not to hamper farm operations with impractical and antiquated standards.

"5. Better cost records should be maintained by the Department of Welfare to reflect adequate details of farm expenditures and results.

"In addition to pointing up opportunities for more

efficient over-all operation, the Committee's report served to fill in a picture of a little known phase of Pennsylvania farm activity.

"The Commonwealth operates 27 institutional farms—at 21 mental and 6 penal institutions. They comprise a total of 36,556 acres, of which 13,868 are tillable. Gross annual production was \$4,579,000 for 1952, or the equivalent of the output of 460 commercial Pennsylvania farms.

"The cost charged to farm operations by the Department of Welfare in 1952 was \$2,813,723.

"This would indicate that institutional farming is being carried on not only efficiently but profitably," the Committee observed. "However, costs cannot be compared with those of commercial farms for the most part, because they do not include such items as taxes, depreciation and insurance, and, in many instances, labor costs are not comparable."

"The average institutional farm has 1354 acres, of which 514 are tillable; 76 milk cows, 51 litters of pigs, and 1059 layers, and had a gross annual production for the year ending May 31, 1952, of \$169,594. Dairying brings in 36 percent of the gross receipts, general farm enterprises 31 percent, with truck garden and piggery enterprises each constituting 14 percent, and poultry 5 percent.

"The Committee found that the crop index for the 27 institutional farms was well above the ten-year county average of 100. For the highest one-third the group index was 224; for the lowest one-third of the farms it was 148.

"Milk production per cow was considerably above the average 7868 pounds for Central Pennsylvania farms," the report continued, "ranging from 13,444 in the highest one-third to 9980 in the lowest one-third. In fact, milk production per cow for all State-owned farms was as high as the highest 10 percent of the privately operated farms in Central Pennsylvania."

"In egg production per hen, two-thirds of the State farms had a production equivalent to, or higher than, the upper 10 percent of the privately operated farms. Production ranged from 254 eggs per hen in the upper third to 176 in the lowest third.

"It would be a mistake to suggest that every institutional farm should have a crop index of 2243, a production of 13,000 pounds of milk per cow and 254 eggs per hen. The cost of obtaining such high yields may exceed the returns. But it seems safe to conclude that those farms in the lower one-third could profitably strive to bring their production up at least to the current average for all institutional farms."

"In an effort to determine the efficiency of the production which institutional farms have achieved, the Committee considered total cost per unit of product as well as the value of the product obtained per \$100 expenditure for feed.

"The average value of milk produced in 1951 per \$100 of feed averaged \$226 for the institutional farms and \$229 for commercial dairymen who belonged to the Dairy Herd Improvement Association," it was observed.

"This suggests that the dairy enterprises on the institutional farms are of comparable efficiency with the better commercial dairymen. However, there are indications that the lowest one-third of the farms are losing money in hog and poultry production."

"Determination of total cost per unit of product was based on cash expenses only, plus the value of home grown feeds, and the Committee cautioned, therefore, against comparison with commercial farm costs which include items such as taxes, depreciation and insurance."

"The total cost per 100 pounds of milk for the best one-third of the farms was \$4.40; for the least efficient, \$7.20. The total cost per pound of pork for the best was 15 cents, for the least efficient, 35 cents; and the total cost per dozen eggs ranged from 34 to 77 cents.

"Feed costs represent approximately 70 percent of the total cost of producing milk and eggs on the institutional farms, and about 80 percent of the cost of producing pork," it was noted.

"Since these percentages were about the same for each of the three cost groups, this would indicate that the im-



portant variations in total cost among these farms are due largely to differences in the efficiency of utilizing feed.

"As in any business," the Committee observed, "the degree of success depends to a considerable extent on the quality of management. The wide variations noted in production are in part a reflection of the differences in management ability of the farm manager and of the interest of the head of the institution.

"It is difficult to overestimate the importance of this factor, because the average institutional farm involves a much larger volume of business than the average private farm, and there are great potentialities for making substantial savings with a relatively small improvement in efficiency.

"The Department of Welfare is fully aware of the basic importance of management. It has a program of apprenticeship for young men who are interested in becoming farm managers, and has an in-service training program for present managers."

"Other subjects on which the Committee commented were:

#### 1. Labor

"The problem of obtaining and keeping farm help is one of the most serious. Workers in industry get consistently high cash wages although farm wages may be supplemented by additional prerequisites which are not always appreciated in their true light. Likewise, ward attendants receive higher wages than farm labor, thus creating a feeling of discrimination. There is a great variation in practice and evaluation of the problem of inmate or patient labor."

#### "2. Diversification of Enterprises.

"Institutional farms have a more diversified system of enterprises and smaller units than experience has proven profitable on commercial farms. This leads to management problems and results in activities that cannot utilize labor and machinery in an efficient manner.

"For example, a poultry flock of a thousand layers is not adequate to justify the hiring of a trained poultryman. Yet without a trained worker, costs will be high and production low.

"The principal reason for diversification is providing food for the institution. If the farm concentrated on what it could produce economically and transferred the surplus to other state institutions, better and more economical management could be achieved."

#### "3. Purchasing Policies.

"The purchase of feed and fertilizer on the basis of chemical analysis at competitive bidding has limitations. Present purchasing specifications are outmoded. For feeding, chemical analysis is not a reliable measure for it does not take into consideration such factors as palatability and quality of the mix, and for fertilizers it does not give much indication whether it can be spread satisfactorily by machine. In the purchase of farm machinery, the wide variety of manufacture has led to an excess of spare parts and costly breakdowns."

#### "4. Farm Records.

"Records maintained in the Department of Welfare are incomplete and do not provide a breakdown of expenditures nor an inventory of machinery."

"As to the over-all role of the farm in the total institutional program, the Committee reported that there was a sharp difference of opinion even among the superintendents of the institutions.

"Some thought that farms are not justified either on the basis of the rehabilitation of the inmates or from the standpoint of subsistence," the Committee reported.

"Others believed that the farms contributed to both to some extent. One viewpoint was that rehabilitation of inmates would be better aided by industrial work because of the essentially industrial nature of the Pennsylvania economy."

"In summary, the Committee pointed out that 'the fact that the present farms at state institutions are generally efficient and profitable does not mean that in the future, farm operations should be developed at new institutions in the interest of economy.

"Present farms represent very large capital investments in buildings, land, machinery, and equipment which should be maintained and operated as efficiently as possible. In establishing new institutions, however, it may be seriously questioned whether it would pay to make such large investments unless the farm serves other important objectives beyond the production of food.

"If these other considerations do warrant establishing a farm at future institutions it would appear desirable to concentrate on such enterprises as truck corps, potatoes, and dairying, including the production of good roughage."

"From:

"State Government Survey Committee  
Room 455, Education Building  
Harrisburg, Pennsylvania

#### "NEWSPAPER INFORMATION FOR RELEASE

A. M., Tuesday, December 30, 1952

"Release No. 9

#### "Automotive Equipment

"The State Government Survey Committee declared today that the Commonwealth could save at least \$300,000 in the next three years through more efficient procurement and management of State-owned motor vehicles.

"The biggest saving suggested by the Committee would be achieved by substituting medium-priced cars for a number of the larger, more expensive type automobiles now maintained by the State.

"Such a step would result in savings totaling about \$210,000 by reducing both capital outlay and operating expenses, Chairman Francis J. Chesterman, of Philadelphia, pointed out.

"An additional \$75,000 per biennium could be saved, it was explained, by encouraging more of the drivers of State-owned cars to procure gasoline and oil at bulk facilities maintained by the Commonwealth, rather than at commercially operated service stations.

"And finally, the Committee declared, at least \$8500 a biennium could be saved by discontinuing the practice of equipping State cars with governors—"inasmuch as it is the opinion of commercial fleet operators that their use as safety devices has been discredited."

"The Committee also offered numerous other recommendations relating to the management and operation of State-owned cars but pointed out the potential dollar savings could not be estimated, partly because of a lack of uniformity in basic reports and records.

"Some departments and agencies have developed their own reports and in several instances they are superior to those called for in current administrative practices," the Committee pointed out.

"Some reports requiring much clerical and accounting effort appear to have little value while other essential data does not appear to be available at all.

"The Committee has not had time to make a detailed study of the subject, but our findings indicate it to be a fertile field for a comprehensive study which might result in substantial savings in clerical and accounting labor and a much more valuable set of operating records."

"The Committee's study of the management and procurement of motor vehicles was one of thirty separate surveys undertaken following its appointment by Governor John S. Fine last March to recommend means of achieving greater efficiency in governmental affairs.

"The volunteer 'task force' with which the Committee worked consisted of Edgar C. Bickel, general building and supplies superintendent of the Bell Telephone Company of Pennsylvania, Pittsburgh, chairman; Gaven M. Laurie, Atlantic Refining Company, Philadelphia; S. G. Page, Equitable Auto Company, Pittsburgh; Harley L. Swift, Harrisburg Railways Company; and Charles W. Woods, West Penn Power Company, Pittsburgh.

"On the subject of the assignment of passenger cars, the Committee reported that there are approximately 27



Cadillacs and 149 Buicks and similar class cars in the State fleet.

"Assignment of cars of this type only to the Governor and Department heads or officials of an equivalent status would result in a reduction from 27 Cadillacs to 6 Cadillacs or equivalent class and of Buicks and similar class cars from 149 to 41," the Committee observed. "Such cars, when being replaced, should be sold on the market, and not passed on down the line."

"On the subject of purchases of gasoline and oil, the Committee reported that of approximately 3,840,000 gallons of gasoline purchased in 1951 for automobiles under the supervision of the Automobile Division of the Department of Property and Supplies, only 67 percent was procured from State-operated bulk facilities.

"Based on the standards of good commercial fleet operation," the Committee noted, "at least 80 percent should have been procured from the States bulk facilities."

"Bulk facilities are maintained at State highway garages, institutional garages and the Harrisburg garage of the Automobile Division.

"Factors contributing to the limited use of such facilities, the Committee found, are 'lack of knowledge about their location, unwillingness to go out of one's way to get to them, and a desire for conveniences such as battery and tire checking and windshield cleaning which are offered by commercial service stations and are not offered by State facilities.'

"On the subject of the use of governors, the Committee reported that the State buys about 500 annually at an approximate cost of \$8.50 each, using them as a means to reduce operating costs, speeding and accidents.

"This practice is not now followed in private business," the Committee pointed out in urging their elimination. "It is generally recognized today that the economical use of motor equipment and the prevention of speeding results from training and supervision rather than from mechanical devices."

"In other recommendations relating to the individual operation of cars, the Committee suggested:

"1. That passenger cars owned by the State, except for law enforcement agencies, be painted a distinctive color or have the name of the appropriate department or agency displayed on the rear, as 'a means of materially reducing misuse.'

"2. That the mileage rate allowed for the use of personal cars be increased from the present 6 cents a mile to 8 cents a mile for the first 600 miles per month and 4 cents for additional miles over 600, as a means of encouraging personnel to use their own cars for low mileage operations.

"3. That a number of cars with low monthly mileage presently assigned in Harrisburg and vicinity be turned over to the Harrisburg Motor Pool. Also that small departmental or agency pools be encouraged inasmuch as it has been demonstrated that one pool car can replace three personally-assigned low mileage cars.

"The Committee also found that the State is incurring needless expense by its failure to adopt a 'realistic' policy for the replacement of motor vehicles.

"Too much weight is given to high mileage and long life," it was noted. An arbitrary replacement standard of 90,000 miles has been in general use and this has resulted in unusually high maintenance costs.

"The State of New Jersey now has a policy of trading in passenger cars after two years, and many commercial fleets also have found it economical to make replacements on schedules ranging from two years up."

"On the subject of management and administration, the Committee noted that all State-owned vehicles come under the general supervision of the Automotive Division except the fleet of the Department of Highways which under the administrative code is exempted from such control.

"Staff supervision now given to automotive equipment is quite loose," the Committee reported. "Several departments have developed their own motor vehicle operating staffs but these have no official status under the code, nor are their practices uniform. The work load of the two field

inspectors of the Automotive Division is too heavy and their inspections are inadequate.

"Some departments have developed their own reports. Many require much clerical and accounting effort that has little value. Reporting practices in general have not been reviewed or revised for a number of years.

"The present manual relating to the use of automotive equipment was last revised August 1, 1947, and is out-of-date in many respects. In this manual are the rules and regulations that govern operation of State cars, and the list of garages and service stations under contract with the Commonwealth to do repair work and sell gas and oil. A number of sub-standard garages and stations are on this list because the only requirement for such a listing is the submission of an application.

"The State carries no fire insurance on automotive equipment and State garages, although it would seem that protection from loss from fire should be considered where there are large concentrations of cars such as the 150 units in the Harrisburg garage or where the total investment is substantial." This protection could be secured at the nominal cost of \$1000 per year.

"To help put management and procurement on a more efficient basis, the Committee recommended that:

"1. Supervision of State automotive equipment by the Automobile Division of the Department of Property and Supplies should include recommendation of policies, practices and methods for the entire State fleet; the preparation of training programs, the furnishing of staff assistance to other departments and agencies on request; preparation of replacement budgets and schedules, general supervision over cost reporting; the operation of the Harrisburg Motor Pool; and the making of field inspections and supervision of repairs to those vehicles not under the jurisdiction of a departmental motor vehicle supervisor.

"2. All departments and agencies with more than 150 motor units should have a motor vehicle supervisor reporting to the head of the department and working closely with the Automobile Division of the Department of Property and Supplies.

"3. The entire system of records, reports and cost accounting needs simplification and revision.

"4. The Harrisburg Motor Pool should have more adequate garage and maintenance facilities, and its facilities and services for State cars should be increased.

"5. The present chief of the Automotive Division is fully qualified and competent and should be recognized in prestige and given the authority to carry out the above recommendations."

"From:

"State Government Survey Committee  
Room 455, Education Building  
Harrisburg, Pennsylvania

"NEWSPAPER INFORMATION  
FOR RELEASE  
P.M.—Wednesday, January 7,  
1953

"Release No. 10

"Records Systems

"The State Government Survey Committee today urged the complete overhaul of the Commonwealth's system of records-keeping in the light of up-to-date business practices, declaring that such a modernization program could ultimately lead to savings of \$3,000,000 a biennium and perhaps a great deal more.

"The business of the State government has grown so tremendously in recent years," Chairman Francis J. Chesterman, of Philadelphia, pointed out, "that the old methods, systems and procedures for handling records are not only proving extremely costly, but are no longer equal to the job.

"Like governmental agencies everywhere, the Commonwealth today finds itself at the point where an up-to-date, over-all program of efficient records management is



desperately needed to keep pace with quickly expanding governmental services and requirements.

"It is difficult, naturally, to calculate what such a far-reaching undertaking would mean in terms of dollars and cents, but from what we have observed of the possibilities both in Pennsylvania and elsewhere, we believe the estimate of an eventual saving of \$3,000,000 a biennium to be a very conservative figure."

"The Survey Committee, appointed last March by Governor John S. Fine to recommend means of achieving greater efficiency in the transactions of State business, took up the matter of records administration in one of a series of reports on various phases of governmental operations."

"Its findings were based on a survey made by Thomas Amelia, assistant director of the Southeastern Division of the Pennsylvania Economy League, Inc., who has won national recognition as an authority on records management."

"Mr. Amelia, whose services were made available without cost to the Commonwealth by Dr. Charlton S. Chute, League vice president and Southeastern Division director, is best known for his records-management studies in behalf of the United States Department of Justice and for the Committee of Fifteen in Philadelphia, where he supervised the formation of a separate records department."

"The opportunities for improvement in the field of records-keeping," Chairman Chesterman observed, "lie for the most part in such seemingly trivial matters as forms which are awkward to fill out on a typewriter, the continued use of obsolete, time-consuming equipment, and the storage, year after year, of old and useless records."

"Taken by themselves, they may not seem particularly serious, but duplicated as they are hundreds, yes, thousands, of times throughout the State government, they pose a problem of tremendous importance—and one that can be solved only by clear thinking, good planning and forceful action."

"Fortunately, the Commonwealth has many employees who are familiar with the problems of records administration and are fully qualified to operate a suitable program under a qualified records administrator. The employment of paid specialists to do the work is unnecessary."

"Because of the comparatively short time available for its study, and the great number and variety of the Commonwealth's records—it is estimated that the State uses at least 14,000 different forms—the Committee contented itself with a few random examples of the opportunities for savings, Chesterman explained."

"However," he added, "the savings in just these few instances would be sufficient to offset the cost of approximately \$120,000 a biennium which we estimate would be required for the establishment of adequate control over all phases of records administration."

"The Committee also cited the experience of the state of Michigan, where a survey considerably more detailed than that undertaken in Pennsylvania indicated direct savings of nearly \$2,000,000 a biennium through better records management, exclusive of large but unestimated savings in indirect costs."

"The principal need seen by the Committee in the overhaul of Pennsylvania's records procedure is the establishment of a central authority 'to determine what is best and most economical for the entire state government.'"

"At present," it was pointed out, "all printed forms and official reports must have the Budget Secretary's final approval, although in practice this approval is largely restricted to the quality of paper and number of copies ordered."

"There is no central control over thousands of other forms that are reproduced by means other than printing. In most instances the creation of such forms is left to the individual departments."

"Nor is there any regular program for the disposal of old records, with the result that many documents no longer needed in the performance of official business continue to take up valuable office space."

"As an example of the extra work and expense involved in the use of unsatisfactory forms, the Committee pointed

out that many of the forms supplied by contract printers have entry spaces which do not conform to the mechanical spacing action of a typewriter."

"As a result," it was noted, "employees are required to spend an unwarranted amount of time manipulating the typewriter roll by hand to achieve proper spacing, with resulting low production, unsatisfactory work, increased fatigue and poor morale."

"To show how serious a matter such improper spacing can be, the Committee had a time study made of the preparation of twenty copies of ten improperly spaced forms and discovered a time loss of 480 minutes—the equivalent of a full day's time for one employee."

"The average salary for employees doing this type of work is \$2500," the Committee pointed out. "A better job of spacing on these ten forms alone could save the Commonwealth approximately \$5000 a biennium."

"To show the time and money saving advantages of using modern mechanical equipment, the Committee analyzed one particular file of 4,500,000 cards now housed in eight-drawer, two-section file cabinets."

"If rotary files were installed," the Committee reported, "better service would be given to the public and the clerical force could be reduced from 59 to 24 at a saving of \$115,200 a biennium. Space savings estimated at \$4800 a biennium would also be possible. These savings in one biennium, would more than pay for all the new equipment."

"On the subject of microfilming records to save space, the Committee reported that 'an analysis was made of the advantages of microfilming one group of records consisting of 2,260,000 documents, and the net saving to the Commonwealth from this one operation would be over \$19,000.'"

"As an example of the savings that are possible through the disposal of old and useless records, the Committee recalled a 'housecleaning' undertaken in a district office of the Department of Banking a year or two ago that released 25 file cases and 48 steel transfer cases, and resulted in savings of \$2826 a year in rent."

"In some instances, the Committee found, when records are disposed of they are taken to the Harrisburg incinerator under safety protection and burned."

"Considerable income would accrue to the Commonwealth," the Committee suggested, "if such records were sold as waste—either by utilizing recently developed pulping machinery which can be moved right into the office concerned or by transporting the paper under protection to a mill for immediate pulping."

"As a guide to the development of a modern records administration program the Survey Committee proposed:

"1. A records service unit under competent direction and authority should be established with powers to prescribe and administer standards for methods, management and equipment to be used in the reproduction and keeping of all records for public reference."

"2. The control over records should include creation, revision or purchase of all forms, reports, record books or other printed or reproduced material."

"3. Continuous inventories of all Commonwealth records should be undertaken."

"4. Schedules for the periodic disposition of useless old records should be established. All such records should be sold under adequate safeguards."

"5. Records of historical significance should be preserved, classified and indexed by the Historical Commission."

"From:

"State Government Survey Committee  
Room 455, Education Building  
Harrisburg, Pennsylvania

"NEWSPAPER INFORMATION  
FOR RELEASE  
Sunday, January 11, 1953



## "Release No. 11

## "Public Assistance

"The State Government Survey Committee asserted today relief payments made on fraudulent applications constitute a major source of loss of State funds."

"Sterner measures for the recovery of funds from those who deliberately misuse the aid program, the Committee emphasized, could easily lead to a saving of \$1,600,000 a biennium in the State's share of relief costs.

"At the same time the Committee estimated that further savings in even greater amounts could be achieved over a period of years through gradual improvement in overall relief administration, noting that while the record of public assistance in Pennsylvania is generally quite good, the work is being carried on in the face of a number of serious obstacles.

"For example," it was explained, "the Department of Public Assistance has one administrative problem which is almost unique. Its casework load and the financial requirements which stem from it are to a very large extent the result of economic conditions beyond the Department's control. Furthermore, the fluctuation in load makes sensible future planning difficult and, at the caseworker level, aggravates an already high personnel turnover.

"Secondly, while the participation of the Federal government has been helpful financially, it has added to the administrative burden and has made the work of visitors and supervisors increasingly difficult. And finally, there is the problem of the division of responsibility for administration between the state DPA and local county boards which makes for inefficiency and lack of strong controls."

"The Committee's scrutiny of the State Public Assistance Program was one of a series of studies undertaken following its appointment last March by Governor John S. Fine to recommend means of achieving greater efficiency in the conduct of the State business.

"In 1950, for example, the Committee reported, overpayments due to fraudulent relief applications were estimated by the Department of Public Assistance at \$4,860,000, or about four percent of the total paid out in relief. However, because of the participation of the Federal government in the relief program to the extent of about 35 percent, only \$3,159,000 of this was chargeable to the state.

"The Department is aware of this situation and has begun—under the direction of Secretary of Assistance Eleanor Evans—a program designed to stiffen its collection administration."

"Whereas the present collection policies of the Department would indicate a final collection of about \$1,579,500, or 50 percent of that amount," the Committee observed, "a tougher collection policy could reasonably be expected to increase final collections to 75 percent, or \$2,369,300. This increase of \$800,000 is the equivalent of the saving of \$1,600,000 a biennium."

"As a means of keeping relief 'chiseling' in check, the Committee proposed:

"1. Reduction in the amount of assistance grants up to a maximum of 10 percent as a means of recovering overpayments on fraudulent claims, unless such action would involve severe hardship.

"2. Authorization of the Department of Public Assistance to take summary court action in the case of minor offenses resulting from fraud instead of being obliged to use the more time-consuming machinery of the county courts.

"The Committee also suggested that some consideration be given to the merits of garnishment of wages and salaries up to a maximum of 10 percent to recover overpayments in cases involving fraud, pointing out that while Pennsylvania does not as a matter of general policy permit the garnishment of wages for personal debt, the existence of fraud might well be considered ample justification for such action.

"The Department of Public Assistance has for the most part been averse to using reduced grants as a means of

recovering overpayments, the Committee explained, although it recently started such a program experimentally in six counties.

"From the moral standpoint," the Committee declared, "grant reduction has a great deal to recommend it. Under the present policy, the Department is in the position of offering encouragement to those who have fraudulent leanings.

"These people know, or soon find out, that as long as they remain on the relief rolls the Department of Public Assistance will do nothing to punish them for their effense.

"After they leave the rolls, if they do, collection of the DPA claim depends upon the uncertain results of pressing for settlement. Here is a situation in which an irresponsible person has nothing to lose. On the other hand, reduction of grants should be visible proof that 'chiseling' is not to be tolerated."

"In other recommendations the Survey Committee proposed:

"1. That in the case of a relief recipient with responsible relatives capable of contributing to his support, court action to obtain and enforce a support order be instituted by the Department of Public Assistance.

"Such a procedure, it was pointed out, would increase the effectiveness of support claims, eliminate much book-keeping and assure the relief recipient a steady income.

"2. That two steps be taken to help overcome the present serious shortage of applicants for jobs for public assistance 'visitors.' First, that the present requisite of a college education or its equivalent be broadened to permit the hiring of persons who may not have had a college education but are qualified by judgment, skill and experience in dealing with all kinds of people. Second, that the appointment and advancement of employees be placed on a statewide basis rather than a county basis to increase the opportunities for advancement.

"3. That the right of access to relief rolls be accorded to legitimate organizations and individuals requesting information without the necessity for indiscriminate publication of such lists.

"4. Further studies should be made relative to the responsibility of the Department of Public Assistance in the field of rehabilitation with a view to clarification of the law and the Department's responsibilities. In this connection, work programs should not be developed except in times of business recession and unemployment.

"5. Aid to dependent children should be more carefully administered. The difficulty is due to the complex Federal regulations applying to this category.

"6. In addition to checking done within the Department of Public Assistance, audits of eligibility and grants should be made annually in every county by the Auditor General. The auditing staff of the Department of Public Assistance should be used as specialists to be moved into any county where the Auditor General found a high percentage of exceptions.

"7. Audits of cases receiving assistance should be used more extensively to eliminate overpayment and to improve the administration of the programs in the various counties. From these the Department of Public Assistance should establish yearly performance standards against which to compare the work of each county.

"In a general appraisal of the public assistance program, the Committee noted:

"Eligibility rules and regulations and the level of grants of assistance generally follow conservative practices. The Department's program is generally executed with a reasonable amount of accuracy.

"Studies of the county units, while they indicate many opportunities for improvement, show that in numerous cases the assistance program is well administered. Certain important counties, on the other hand, fall well below the average in performance."

"On the subject of the respective roles of state and local governments in the administration and financing of public assistance, the Committee observed:

"While at present the State pays the entire cost, the



responsibility for administration is divided between the counties. The Committee does not believe it is within its province to develop recommendations regarding fundamental questions of state and local administrative relationships. It does believe, however, that thorough study should be made of the proper assignment of responsibility for administration of public assistance and other welfare services at both the state and local levels.'"

"From:

"State Government Survey Committee  
Room 455, Education Building  
Harrisburg, Pennsylvania

"NEWSPAPER INFORMATION  
FOR RELEASE

A. M., Tuesday, January 13, 1953

"Release No. 12

"Personnel

"The State Government Survey Committee today offered a series of recommendations relating to personnel practices which it predicted would not only result in more efficient performance of duties by State employees, but would eventually be a saving to the Commonwealth.

"Among the Committee's major proposals were:

"1. Extension of a reasonable measure of job security to an additional group of professional, technical and specially-skilled employees not covered by any form of security system at present.

"2. Establishment of an improved plan of personnel administration under a qualified Personnel Director, with specific provision for the continual reexamination of position classifications and grades to keep pace with changing administrative and economic conditions.

"3. Revision of employee leave policies to bring them more in line with practice in private industry.

"The Survey Committee, headed by Francis J. Chesterman, of Philadelphia, was appointed last March by Governor John S. Fine to suggest means of achieving greater efficiency in the conduct of the State's business.

"Its findings on the subject of personnel procedures were based on a study conducted by the Institute of Local and State Government of the University of Pennsylvania, Dr. Stephen B. Sweeney, director, and Dr. James C. Charlesworth, assistant director.

"For the year ending May 31, 1952, the Committee noted, the Commonwealth's expenditures for salaries were \$97,514,443; and for wages, \$40,832,254, a total of \$138,346,697. On September 30, 1952, there were 41,527 salaried employees and 19,035 per diem employees on the payroll.

"On the subject of extension of job security, the Committee reported that approximately 36 percent of all general State employees are covered by some form of security system at present, and suggested that coverage might advantageously be extended to one-fourth of the remainder, or approximately 50 percent of the total employees.

"Of the total of 48 states,' it was pointed out, '26 accord security to a greater percentage of their employees than does Pennsylvania.

"The six states, other than Pennsylvania, with more than 25,000 employees, have extended security to an average of 83 percent, while of the 15 most populous states, only Texas, North Carolina and Tennessee rank below Pennsylvania in coverage.

"It is of first importance that key technical and professional employees be given a reasonable measure of job security. It is not merely low pay that deters many qualified persons from entering the State service, but the absence of a sound personnel administration.

"Job security is more essential in the upper levels of positions than in the lower, since turnover is more costly. There is already a tradition of continuing service among bank examiners, bridge and highway engineers, physicians, accountants, etc., but this condition should be regularized and strengthened.

"Just which position should come under this technical category should be recommended to the Governor by a Pay Plan Board, but it is estimated that about one-fourth of the employees should be in this class. These key employees would constitute a career service in each department, headed by a permanent Deputy Secretary who should be subordinate to the policy Deputy Secretary as well as to the Secretary.

"The Office of Personnel would classify positions throughout the State service, and determine fitness, but would have no jurisdiction over the appointment or dismissal of employees beyond the scope of this career service. The Pay Plan Board would establish uniform compensation for like positions.'

"As to the degree of security to be accorded employees under the new system, the Committee had this to say:

"The Committee believes that conventional civil service regulations place too much emphasis on security of tenure, with the result that too many employees drag their feet. Sometimes two employees are drawing pay where one should suffice.

"It is recommended that employees dismissed with the approval of the departmental appeals board (to be established) should have no appeal on factual grounds to the Office of Personnel or other central agency. An unsatisfactory employee, cited for dismissal by his section supervisor, should have his case reviewed by the supervisor's superior and so on up through the bureau head to a departmental appeals board, made up of appointees of the Secretary, from a panel representing all classification levels. (One member of the board to be of the same rank as the appellant).

"This board should report to the Secretary, and his action should be final, provided these procedures have been followed. If the employee has been denied his hearing or hearings, he should be entitled to a hearing before the central Personnel Board. The central Board should have powers of reinstatement only in cases where proper procedures have not been followed. The procedures for employees subject to Federal Civil Service control would remain as presently constituted.

"In cases where the proper procedures have been followed, and the dismissal has been affirmed by the departmental Secretary, the employee should have the right to state his case publicly to the central Personnel Director (for record purposes only), at which time the affected department should be represented if it wishes.'

"On the subject of salary rates and the classification and grading of positions, the Committee noted that "the personnel task force as well as other task forces have reported that State salaries are too low to attract or retain competent trained personnel.

"The turnover rate among salaried employees is 18 percent,' it was disclosed, 'which entails a heavy cost of training replacements.

"In the Department of Highways, for example, two-thirds of the engineers are 50 years of age or older, and 80 percent of the resignations within the fiscal year 1950-51 were persons having less than 18 months service in the department.

"A similar situation exists in the Department of Banking where a large percentage of the Bank Examiners are over 50 years of age. There is no young group in either department being developed for increasing responsibilities.'

"Basic salary schedules were adopted in 1933 for departmental employees and in 1926 for institutional employees. Cost-of-living increases and across-the-board increases have been granted at various times since then, it was explained, but the majority of these increases benefited the low-level employees.

"The departmental minimum of \$900 in 1933 increased 117 percent to \$1956,' the Committee said. "However, the maximum of \$12,000 has increased only ten percent to \$13,200. As a result, salary schedules lack regularity of progression from lower to higher grades. Incentives for employees to remain in State service are few and the turnover rate is extremely high.'



"To help overcome this situation, the Committee suggested that the classification and grading of positions be undertaken as 'a continuing process and not limited to one every ten or fifteen years as in the past.'

"Changes in administrative programs, in living standards, and in pay rates in private industry are now so rapid that inequities in State positions constantly develop," it was pointed out.

"Therefore it is recommended that classification technicians in the Office of Personnel and methods analysts in the line departments work steadily at this task, constantly examining positions to see if they have changed, as compared to other state positions and to parallel compensation in private industry. (Experience elsewhere has demonstrated that surprisingly large savings can result from thorough procedural analysis of operations and positions). Classes of positions should be allocated to grades, and grades should be translated into pay groupings, by a standing Pay Plan Board, comprised of a representative of the Budget Secretary, of the Office of Personnel, of the Executive Board, and of the Directors of Personnel of the two largest departments involved in the positions being surveyed."

"On the subject of employe absences, the Committee declared that 'a saving of millions of dollars annually, at present pay rates, could be made if leave policy could be brought more in line with practice in private industry.'

"Departmental employes are allowed 15 days vacation," it was explained. "Additional leaves up to 15 days may be approved by the department head in special and meritorious cases. Employes generally consider this as 'sick leave.'"

"Further leave ranging up to 20 days for persons with ten years service may be granted by the Executive Board. There are fourteen official State holidays."

"On the subject of personnel administration in general, the Committee suggested that such activity 'be integrated as much as possible with line operations and not be confined to a central agency removed in body and sometimes in spirit from the workers.'

"Therefore," it was added, 'the Committee recommends that the principle be followed of assigning to the central Office of Personnel only those functions which cannot be discharged as effectively in the line departments.'

"Personnel rules for adoption by the Personnel Board, the Committee suggested, should be proposed by a committee of five deputy secretaries named by the Governor."

"For membership on the Personnel Board, the Committee suggested the appointment of 'five laymen who have the citizen's rather than the administrator's point of view, and who have demonstrated a judicious temperament in their business or professional life.'

"Members of the Personnel Board would meet at scheduled intervals and be compensated on a per diem basis. Their functions should be limited to the adoption of rules and the hearing of appeals."

"Responsibility for all of the administrative work of the Office of Personnel would be given to a Personnel Director to be appointed by the Governor from a panel of three names submitted by the Personnel Board."

"Personnel administration should be supported by adequate appropriations," the Committee emphasized.

"Experience in industry and in other public jurisdictions demonstrates the reasonable expenditures for this purpose produce net over-all savings. It is recommended that two-thirds of one percent of the payroll of employes served by the personnel establishment be appropriated for the Office of Personnel and personnel technicians in the departments."

"From:

"State Government Survey Committee  
Room 455, Education Building  
Harrisburg, Pennsylvania

"NEWSPAPER INFORMATION  
FOR RELEASE  
A.M., Tuesday, January 20, 1953"

"Release No. 13

#### "Building Management

"The State Government Survey Committee today urged that a thorough study be made of the opportunities for more efficient utilization of office space by the Commonwealth in the interests of economy."

"The task force studying building management," the Committee pointed out, 'reports that the proper use of office space in existing state-owned office buildings in Harrisburg should permit the vacating of a considerable amount of rented area, thereby effecting a minimum saving to the Commonwealth of \$500,000 a biennium in the cost of rented space.'

"The Committee also urged that consideration be given to construction or purchase by the State of office buildings in Philadelphia and Pittsburgh for the purpose of housing all Commonwealth operations in each area in one suitable location."

"The Survey Committee, headed by Francis J. Chesterman of Philadelphia, is conducting a sweeping study of governmental operations at the request of Governor John S. Fine."

"Although similar committees have been established by legislative action in a number of other states, Pennsylvania is one of the few states, if not the only one, in which such a study was ordered by the Governor on his own initiative."

"The Survey Committee's report on Building Management was based on a study made without cost to the Commonwealth by a joint committee representing the Building Owners' and Managers' association of Philadelphia and Pittsburgh."

"As of January 1, 1950, the latest date for which complete figures were available, the Committee reported, the State was leasing a total of 3,577,616 square feet of office space at a cost of \$3,373,144 a year."

"The heaviest concentrations of leased space are in Philadelphia, Pittsburgh, and Harrisburg," it was pointed out, 'although there is not a county in the State in which there are not quarters leased for some department.'

"The Committee's tabulation of leased space in each of the principal cities follows:

"Philadelphia—In July 1952 the State was leasing 146,232 square feet of office space in Philadelphia, exclusive of the Supreme and Superior Courts. The total annual rent was \$332,803. The average cost per square foot was \$2.27, but rates varied from a low of 95¢ to a high of \$6.00 per square foot."

"Pittsburgh—In June of 1952 the State was leasing in Pittsburgh a total of 209,566 square feet of office space at a total cost of \$476,544 per year. The average cost per square foot was \$2.27."

"Harrisburg—In September 1952 the State was leasing in Harrisburg more than 427,484 square feet of office space at a total cost of \$562,242 per year. The average cost per square foot was \$1.18. These leased quarters were occupied by 14 different departments."

"The Committee pointed out that the study of space utilization, to be effective, 'should be conducted by someone with experience in the building management field, and must be supported by a determination to reallocate office space as required.'

"Such a study should explore each of the three main avenues for savings in this regard," the Committee pointed out.

"1. Better utilization of existing office space in the light of modern business practices."

"2. The release of large additional areas of 'valuable office space presently occupied by dead files."

"3. The limiting of mailing rooms one to a building and the placing of some reasonable limitation on the number of conference rooms."

"All leased office space should also be reviewed for economy and efficiency of operation as well as proper coordination of departmental work."

"There is ample evidence from the report of this and



other task forces," the Committee declared, "that reallocation of space along such lines would not only lead to important savings, but would result in more efficient operation of the business of government."

"The Committee also recommended that the operation and maintenance of all state-owned buildings be centralized under one authority, pointing out that there are certain departments which do their own cleaning and maintenance with employes who are not under the Director of Buildings and Grounds of the Department of Property and Supplies."

"From:

"State Government Survey Committee  
Room 455, Education Building  
Harrisburg, Pennsylvania

"NEWSPAPER INFORMATION  
FOR RELEASE  
Sunday, January 25, 1953

"Release No. 14

"Licensing

"The State Government Survey Committee today urged that steps be taken to put the Commonwealth's complex licensing functions on a sounder basis both administratively and financially.

"The Survey Committee, which is making a study of the operation of the State Government for Governor John S. Fine, pointed out that legislative action to correct a number of 'inequities' in licensing would result in immediate savings of \$560,000 a biennium, and that future savings in much greater amounts should be possible as other recommendations are put into effect.

"Involved in the Committee's plan for the reorganization of licensing functions are three basic recommendations:

"1. That the handling of licenses and renewals be concentrated insofar as possible in a centralized Bureau of Licensing to be created in the Department of State, where the work could be handled far more effectively and economically by standardizing it and adapting it to modern machine methods.

"Excluded under this plan would be licenses such as those for boilers and elevators, because of the technical details involved; dog, fishing and hunting licenses, because of the desirability of issuing them at the local level; and the licensing functions of the Bureau of Motor Vehicles and the Liquor Control Board because of the large volume and present high degree of mechanization.

"2. The upward adjustment of existing fees, where necessary, to assure the Commonwealth a return sufficient to meet the cost of issuance and inspection—a step which the Committee estimated would save the State at least \$400,000 a biennium.

"Considering only direct salary costs," it was pointed out, "it is apparent that the State is losing money on at least 14 of the types of licenses issued."

"3. The levying of fees, commensurate with the costs of administration, inspection or examination, for airports, insurance agents' and brokers' examinations, teachers' certificates and teachers' placement services.

"Approximately 20,000 certificates are issued to public school teachers annually at a minimum administrative cost of \$60,000," the Committee observed. "There is no charge for these certificates.

"A placement service is also offered both teachers and school boards at no charge. Furthermore, during the fiscal year 1951-52 almost 14,000 names were listed for insurance agent and broker examination at no charge.

"If nominal fees were charged for such activities, the saving to the State should amount to \$160,000 a biennium.

"Also, the members of several professional and occupations—among them dietitians and practicing psychologists and well drillers—do not require licenses in Pennsylvania although many other states do license them."

"The Committee based its licensing recommendations on a study made possible through the cooperation of Dr.

Rufus H. Fitzgerald, chancellor, and Dr. Charles B. Nutting, vice chancellor, of the University of Pittsburgh. Dr. William G. Willis directed the study. Staff assistance was provided by Dr. Albert B. Martin and Dr. Rosalind L. Branning.

"The effect of the recommendation for the establishment of a centralized Bureau of Licensing, the Committee explained, would be to undertake on a statewide scale what is already being done on a smaller scale in the Bureau of Professional Licensing in the Department of Public Instruction.

"In fact, the Committee suggested, the present Bureau of Professional Licensing might well be transferred to the Department of State to form the nucleus of the proposed new acticity.

"The Survey Committee found that twenty departments, boards and commissions are issuing a total of approximately 150 different kinds of licenses and permits for which fees are charged.

"There are many variations in the method of handling and mailing as well as in the form of the license or renewal and the quality of the paper," the Committee explained.

"The Bureau of Motor Vehicles, the Liquor Control Board, the Bureau of Professional Licensing, the Insurance Department and, in part the Department of Labor and Industry, are utilizing modern mechanical equipment—although many of the advantages of the card form of renewal used in the Bureau of Professional Licensing are lost by the insistence of certain boards on the inclusion of irrelevant questions.

"In all other departments licenses are prepared either on the typewriter or by hand. In one instance it was found that division chief not only addressed the envelopes for renewal applications by hand, but had his family help him with such work at home in the evening. In the same division an inspector had been called in from the field to assist in placing applications in envelopes."

"During the fiscal year 1951-52, the Committee reported, the Commonwealth issued more than 10,000,000 licenses and received nearly \$95,000,000 in fees.

"The actual expense of issuing these licenses is difficult to compute since the State does not keep cost accounting records on licensing functions," it was explained. "However, from the figures that are available, it would appear that the cost to the State per license issued may vary all the way from 40 cents to 90 dollars—depending upon the complexity of the procedures and methods involved and the efficiency with which the work is performed.

"Nor does there appear to be any logical relationship between costs and fees charged.

"The Bureau of Professional Licensing in the Department of Public Instruction has original license fees ranging from \$2 to \$100. Renewal fees vary from \$1 to \$10.

"The State Athletic Commission issues licenses for boxers, wrestlers, promoters and other ring officials. The receipts from these licenses in the fiscal year 1951-52 were \$18,335 while the total expenses of the Commission in the same year were \$71,669.81.

"The Department of Welfare received \$555 in the fiscal year 1951-52 for licensing infants' boarding homes, yet the salary expenses alone for this work were \$10,000."

"To increase the efficiency and effectiveness of licensing operations under the proposed new centralized bureau, the Survey Committee suggested:

"1. That the professional and occupational licensing boards now attached to the Department of Public Instruction and Department of Health be abolished and be replaced by advisory boards attached to the Bureau of Licensing—each such board to have two lay members to represent the public interest and three members to represent the professional or vocational interest.

"2. That such boards serve as liaison between the Licensing Bureau and the various professional associations and make recommendations on such matters as qualifications, the content of examinations, and policies. A Division of Professional and Vocational Licensing



should have full responsibility for the coordination, enactment and enforcement of the various boards' recommendations.

"3. That the setting of standards and the required inspections for other than professional and vocational licenses be done by the various departments having primary responsibility for the activities licensed. If the licenses have no direct connection with the other functions of the department in which they are now issued, all activities should be transferred to the Licensing Bureau.

"4. That the substantive part of examinations be recommended by departments or boards concerned, but the facilities of the present Civil Service Commission or recommended Personnel Board should be used for preparing, administering, and scoring examinations wherever possible.

"5. That procedures for revocation of licenses and refusals to renew be standardized and all licensees have the benefit of a hearing. Where there is no Advisory Board attached to the Bureau of Licensing, appeals from revocation of license or refusal to renew should be heard by the Advisory Board of the Department concerned or in the absence of any such board by the head of the Department."

"From:

"State Government Survey Committee  
Room 455, Education Building  
Harrisburg, Pennsylvania

"NEWSPAPER INFORMATION  
FOR RELEASE  
P. M., Tuesday, January 27, 1953

"Release No. 15

"Mines

"The State Government Survey Committee today recommended that the Department of Mines—one of the State's smallest departments—be combined with the Department of Labor and Industry in the interest of both efficiency and economy

"It is believed that the Department of Mines as presently constituted is too small an administrative unit and too restricted in scope to warrant status as a separate department," the Committee observed.

"Combining it with the Department of Labor and Industry should not only result in a more efficient operation, but should lead to a saving of at least \$100,000 a biennium in administrative costs."

"The Department of Mines has 123 employees. Its 1951-53 appropriation was \$2,423,000.

"The Survey Committee, which is looking for opportunities to economize in the operation of the State Government at the request of Governor John S. Fine, was aided in its study of the Department of Mines by a Task Force consisting of Edward G. Fox, Philadelphia, Chairman; Maurice Coulter, Indiana; Carroll A. Gardner, Jeddo; R. T. Laing, Altoona; Ralph E. Moore, Cresson; E. A. Siemon, Pittsburgh; Harry A. Sutter, Pittsburgh; and Edgar C. Weichel, Scranton.

"The Committee reserved judgment on a Task Force suggestion that the State's mine-sealing program be abandoned—a proposal which would save about \$1,000,000 a biennium.

"The Task Force states that mine-sealing has not been effective and that generally it cannot be made effective, and that in some instances mines are sealed but crevices on the surface allow water and air to enter," the Committee explained.

"However, the Department of Health estimates the mine-sealing program to be 90 percent effective in improving stream conditions. It is admitted that no attempt is made to seal every mine and that shallow cover mines cannot be effectively sealed.

"The Fish Commission cites two instances of excellent fishing streams—the Loyalsock and the Youghiogheny

—that were being threatened by seepage from mines, and reports that mine-sealing has been effective in restoring both streams.

"Because of the technical nature of the subject and the length of time required for a full investigation of the contrary viewpoints, the Committee recommends that further study be made of the effectiveness of the mine-sealing program."

"In other recommendations the Survey Committee proposed:

"1. That examinations for mine inspectors be conducted by the present Civil Service Commission or the proposed new Personnel Board (creation of which has been suggested by the Committee), rather than by the Anthracite and Bituminous Boards, as is the practice now. (Appointees should continue to have the security of job tenure).

"2. That regulatory legislation for oil and gas well drilling be enacted by the legislature and the responsibility for enforcement placed with the proposed new Division of Mines. There is no regulation of oil and gas well drilling at the present time.

"3. That inspection of mines by state and federal authorities be conducted cooperatively, and that reports be coordinated and consolidated.

"At the present time," the Committee noted, "there is no coordination of federal and state inspections with a resultant waste of time, inconvenience and additional expense."

"4. That responsibilities in relation to strip mining be clarified by giving the Division of Mines jurisdiction over strip mining but stipulating that its supervision relating to back-filling, leveling and reforestation should be coordinated with the present policies of the Department of Forests and Waters or the proposed new Department of Conservation, which under an earlier Committee recommendation, would be created by merging the Department of Forests and Waters, the Fish Commission and the Game Commission."

"From:

"State Government Survey Committee  
Room 455, Education Building  
Harrisburg, Pennsylvania

"NEWSPAPER INFORMATION  
FOR RELEASE  
A. M., Thursday, January 29, 1953

"Release No. 16

"Internal Affairs

"Curtailement of the functions of the Department of Internal Affairs through the transfer of many of its activities to other departments—and the eventual abolition of the Department by constitutional amendment—was advocated today by the State Government Survey Committee.

"As presently constituted," the Committee, headed by Francis J. Chesterman of Philadelphia, pointed out, "the Department of Internal Affairs can be described only as an administrative 'fifth wheel' with a hodge-podge collection of unrelated responsibilities—an agency that has no counterpart in either the Federal Government or any other State Government."

"The Survey Committee, which is seeking means of achieving greater efficiency and economy in the operation of the State Government at the request of Governor John S. Fine, declared that the first step in its suggested reorganization—the transfer of certain functions to other departments—would save approximately \$100,000 a biennium, and that final elimination of the Department would result in biennial savings of at least \$100,000 more.

"We want to emphasize," Chairman Chesterman pointed out, "that the Committee's suggestion for the dissolution of the Department of Internal Affairs is in no sense a reflection upon the manner in which the Department's present duties are being performed.

"Our feeling is simply that a Department such as this



—no matter how efficient its operation—has no place in modern government."

"Here is how the Committee sees the disadvantages of the Department of Internal Affairs from the administrative and functional points of view:

"1. It is the only administrative department headed by an elective official who, except for the matter of appropriation, is exempt from control of the Governor.

"2. It has no general purpose or area of responsibility of its own.

"3. Its primary activities are not only unrelated to each other, but in a number of cases, overlap or encroach upon the functions of other agencies.

"4. Its responsibility includes both regulatory and promotional functions, which usually demand two quite different approaches to administration.

"The five line functions of the Department, the Committee noted, are the making of topographic and geologic surveys, the gathering and publication of industrial and public utility statistics, the custody of basic land records, the promotion of sound municipal administration and harmonious state-local relations, and the enforcement of standard weights and measures.

"The Survey Committee's plan for reassignment of these activities follows:

"1. The Bureau of Municipal Affairs should be transferred to the Department of State, with the exception of the Division of City Planning and Landscape Architecture, whose work should be coordinated with the State Planning Board.

"2. The enforcement of standard weights and measures laws should be transferred to the Department of Labor and Industry.

"3. Local assessment and tax statistics should be transferred to the State Tax Equalization Board.

"4. Public Utility statistics should be transferred to the Public Utility Commission.

"5. Geologic and topographic surveys should be transferred to the present Department of Forests and Waters or the proposed new Department of Conservation.

"6. Industrial Statistics should be transferred to the Department of Labor and Industry. This final change would be dependent upon constitutional amendment, inasmuch as the constitution provides that the Department 'shall embrace a Bureau of Industrial Statistics.'

"The Survey Committee's report was based on a study made possible without cost to the Commonwealth through the cooperation of Dr. Rufus H. Fitzgerald, Chancellor, and Dr. Charles B. Nutting, Vice Chancellor, University of Pittsburgh. Dr. William G. Willis directed the study. Staff assistance was provided by Dr. Louis W. H. Johnston and Dr. William C. Seyler.

"Originally the Department of Internal Affairs seems to have been conceived primarily as one that would develop into a general supervisor of the State's policies in the field of economic affairs," the Survey Committee observed.

"However, through the years," as the public policies of the State in economic affairs became specific and expanded beyond a statistics-gathering and report-receiving purpose, new agencies were created to administer the new policies in specialized areas.

"As a result, the Department of Internal Affairs became and remains a collection of miscellaneous and unrelated functions."

"From:

State Government Survey Committee  
Room 455, Education Building  
Harrisburg, Pennsylvania

"NEWSPAPER INFORMATION  
FOR RELEASE  
Sunday, February 1, 1953

"Release No. 17

"Property & Supplies—Purchasing

"The State Government Survey Committee declared

today that the Commonwealth could ultimately save as much as \$20,000,000 a biennium by revamping its procurement procedure in line with modern business techniques.

"The Committee's estimate was based on conclusions reached by its 'procurement task force'—a group of nationally known purchasing officials headed by Bruce D. Henderson, General Manager of Purchases and Traffic, Westinghouse Electric Corporation, who made a study of State purchasing practices.

"We do not want to convey the impression that a very poor job of procurement is being done," Francis J. Chesterman, of Philadelphia, Survey Committee Chairman, pointed out. "For, as a matter of fact, Pennsylvania's procurement activities compare quite favorably with those of other states.

"Nor do we wish to suggest that a governmental agency, with its many rigid restrictions, can hope to attain the same degree of procurement efficiency attained by modern business. However, we do believe many improvements can be made and that the estimate of an eventual \$20,000,000 saving is a reasonable and attainable figure."

"The Survey Committee, asked by Governor John S. Fine to recommend means of achieving greater efficiency in the conduct of State affairs, submitted eleven specific recommendations in the interest of improving all phases of State procurement and getting the greatest value for each dollar spent."

"The recommendations are:

"1. Responsibility for the direction and control of all procurement functions should be centralized in a Secretary of Supply in the present Department of Property and Supplies or a proposed new Management Administration.

"2. The Secretary of Supply should have direct supervision of procurement by all administrative agencies and some form of control over independent State agencies including the various Authorities for the reason that the expenditures of the Authorities will ultimately be paid for out of taxes even though they are not directly financed by State appropriations."

"3. An Advisory and Review Committee should be appointed to advise the Secretary of Supply on procurement policies and practices and to hear complaints from suppliers.

"4. The Bureau of Standards in the Department of Property and Supplies should be expanded and its responsibilities increased to give it the authority to make decisions based upon professional knowledge and judgment rather than upon stereotyped rules.

"Standards and specifications should be brought up to date, and greater use should be made of existing industrial and commercial specifications. Architectural, engineering and other contract specifications should be reviewed carefully for possible savings.

"5. To save time and paper work, the limit for purchases permitted on a Buyer's responsibility should be increased from \$100 to \$500. On field orders by institutions the limit should be raised from \$10 to \$25 without bids, and from \$50 to \$100 with two bids.

"6. Institutions should be kept posted on food prices and should be permitted to purchase perishable foods at market price or lower without going through any bid process.

"7. Procedures for competitive bids should be improved to accelerate receipt of material. Requirements for competitive bids should be relaxed in an emergency or where the amount of money involved is inconsequential. Names of inactive and undesirable bidders should be removed from vendors' lists.

"8. Commodity records should be maintained for all items purchased as the basis for estimating requirements on future bids.

"9. The Administrative Code should be amended to permit the use, with proper safeguards, of an 'escalator clause' in contracts.

"10. Every effort should be made to expedite the



delivery of material to the requisitioning agency and to pay all bills in time to take advantage of discounts.

"1. All functions currently performed by the Department of Property and Supplies that have no connection with procurement—such as janitor service and maintenance—should be transferred to more logical agencies.

"The present Bureau of Standards,' the Committee declared, 'is totally inadequate in its operating functions.'

"This one Bureau, currently staffed with 17 employees,' the Committee added, 'has the responsibility for preparation of specifications (other than architectural, engineering and construction specifications) for everything procured by the State except perishables.

"Many specifications are incomplete and out of date. Existing specifications on paint were prepared 30 years ago, and one agency requesting a recent type of paint had to secure special permission to buy it.

"Specifications are not always written to existing commercial standards of quality, although commercial standards would serve as well or better and reduce costs and avoid delivery delays.

"One specification for soap does not conform to any existing commercial specification. When this soap is requisitioned it has to be made especially for the States.'

"On the subject of competitive bids, the Committee pointed out that 'many vendors find State business undesirable because of restrictive specifications, uncertain quantities and delays in payment.'

"It requires about 54 days to process a routine purchase requisition,' it was explained, 'and correspondingly longer for the more complicated ones. The task force reports that because of the routine involved it is not uncommon for it to take from six months to a year to secure material after the requisition is initiated.'

"On the need for the revision of the Administrative Code to permit an 'escalator clause' in construction contracts, the Committee commented:

"By insisting on a firm and inflexible price on every contract, the State is paying whatever contingency the contractor deems necessary to protect himself against possible increases in labor and material costs during the life of the contract. Furthermore, no concession can be obtained from the contractor should such costs decline.'

"Serving with Mr. Henderson on the procurement task force were Ralph C. Moffitt, Director of Purchases, United States Steel Company; Cedric W. Lutz, Director of Purchases, Gulf Oil Corporation; P. J. Clarke, Director of Purchases, Rohm & Haas Company; and M. L. Lampe, General Purchasing Agent, Armstrong Cork Company.

"Field work was done by a team consisting of Chester M. Baringer, Assistant Director of Purchases, United States Steel Company, chairman; Earl J. Schill, Staff Assistant, Westinghouse Electric Corporation; Fred A. Bealafeld, Purchasing Department, Gulf Oil Corporation; and Wilbur C. Wilson, Purchasing Agent, Aviation Gas Turbine Division, Westinghouse Electric Corporation."

"From:

"State Government Survey Committee  
Room 455, Education Building  
Harrisburg, Pennsylvania

"NEWSPAPER INFORMATION  
FOR RELEASE  
P.M. Tuesday, February 3, 1953

"Release No. 18

"Agriculture—Milk Control

"The State Government Survey Committee today recommended the abolition of the Milk Control Commission and the transfer of its duties to the Department of Agriculture at a saving of approximately \$75,000 a biennium in administrative expense.

"The Milk Control Commission operates as a separate administrative agency headed by a three-member commission,' the Committee pointed out. Its functions as outlined in the Milk Control law are the supervision, investi-

gation and regulation of the entire milk industry, but in practice its activities are limited to price-fixing and regulation.

"If the Commission were abolished and its duties transferred to a bureau in the Department of Agriculture it is estimated that the savings would amount to at least \$75,000 in a biennium.'

"The Survey Committee, which is seeking means of achieving greater efficiency in the operation of the State Government at the request of Governor John S. Fine, also suggested the transfer to the Department of Agriculture of the Bureau of Milk Sanitation, now a part of the Department of Health.

"There would be no significant financial saving to the State in the latter change for the reason that 85 percent of the expenses of the Bureau of Milk Sanitation are paid by the Federal Government,' the Committee explained. 'However, it would eliminate much duplication and overlapping of authority and resultant annoyance to the farmer.'

"The effect of the two moves would be to give the Department of Agriculture the entire responsibility for pure food law regulation and enforcement.

"At present the Health Department's Milk Sanitation Bureau tests the bacteria count in milk and investigates the sanitary conditions in milk plants, while the Department of Agriculture is given the responsibility for defining the butterfat content of milk and is charged with the regulation of related products sold by dairies, such as cheese, butter, ice cream and soft drinks.

"The only other recommendation offered by the Survey Committee in a report encompassing the activities of both the Department of Agriculture and the Milk Control Commission, was a proposal that the law governing the distribution of funds for agricultural exhibits be strengthened to make certain that only bona fide agricultural fairs receive State aid.

"Under existing law,' the Committee explained, 'it is possible for even a carnival to qualify for a share of these funds merely by including a minor agriculture exhibit in the show.'

"The Survey Committee reported it found the Department of Agriculture to be 'an example of good management—operating efficiently and economically and providing excellent service to the public activities and interests it is serving.

"That the Department is conservative in the use of public funds,' the Committee added, 'is demonstrated by the fact that in many cases, where special funds were appropriated to the Department by the Legislature for specific projects, the Department spent only what was justified under the circumstances and turned back the unexpended portion.'

"The total appropriation for the Department of Agriculture in the 1951-53 biennium was \$6,571,000 including \$4,316,000 for salaries and expenses, egg laying contest, State Farm Show Commission and Soil Conservation Board; \$2,000,000 for animal indemnities; \$100,000 for encouraging agricultural exhibits, and \$155,000 for research.

"The total 1951-53 appropriation to the Milk Control Commission was \$504,750.

"Actually, there are many times more employees on U. S. Department of Agriculture payrolls in Pennsylvania than are employed by the State Department of Agriculture,' the Committee revealed.

"Federal employees work in the Crop Reporting Division of the Department on a cooperative basis. The Federal Government supplies technical personnel supplementing State personnel working on the control of Bangs disease and tuberculosis in cattle.

"In the soil conservation program the Federal Government supplies technical personnel to assist the local districts in their projects, while the State Board of Soil Conservation approves the projects and coordinates the work on a statewide basis.'

"The great majority of federal employees work on crop control and payments, and on farm home loans,



the Committee added. There is no state participation in either of these activities.

"Although the efforts of the States and Federal departments have been satisfactorily coordinated in most instances, the Committee observed, 'duplication and overlapping of services and functions do exist between the Federal Government and the state extension services and experimental stations.'

"The survey on which the Committee based its study of the Department of Agriculture and the Milk Control Commission was made by a volunteer task force consisting of R. N. Benjamin, chairman; E. Lowery Humes, G. A. Boger, Ralph L. Culver, M. Dice Statler and L. A. Thomas, Jr., secretary."

"From:

"State Government Survey Committee  
Room 455, Education Building  
Harrisburg, Pennsylvania

"NEWSPAPER INFORMATION  
FOR RELEASE

A. M., Wednesday, February 4, 1953

"Release No. 19

"Health—Welfare—Public Assistance

"The State Government Survey Committee today pointed the way to the saving of an estimated \$13,000,000 a biennium in the mounting cost of Pennsylvania's health, welfare and public assistance programs. Approximately \$10,000,000 of this saving would be realized by the transfer of the 10 general medical and surgical hospitals from state to local control and financial responsibility.

"At the same time the Committee emphasized that certain of its recommendations for which dollar-savings could not be estimated—notably those dealing with preventive and correctional measures and the establishment of a penal classification center—should eventually result in economies amounting to many millions more.

"The key to the whole problem of reducing health and welfare costs, the Committee declared, is the development of 'an integrated and coordinated system of health and welfare service that will meet the conditions of the Commonwealth as they exist today and not as they were several decades ago.'

"To this end the Committee urged the consolidation of the three departments primarily concerned with such services—Health, Welfare and Public Assistance—into a single Health and Welfare Administration under a capable administrator to take advantage of the opportunities for more efficient management and to eliminate widespread overlapping of functions.

"Such a consolidation would save at least \$1,000,000 a biennium in administrative costs alone, the Committee predicted.

"Other recommendations for which dollar savings were estimated:

"1. The transfer to local financial responsibility and local management of 10 general medical and surgical hospitals now owned and operated by the State, at an estimated saving of \$10,045,000 a biennium.

"2. The closing of 'the outmoded and obsolete' Soldiers' and Sailors' Home at Erie and the transfer of guests to other veterans' facilities, at an estimated savings of \$425,000 a biennium.

"3. The adoption of some reasonable and consistent standards for the collection of fees from those able to pay for treatment at state-owned hospitals. Estimated savings if collections at institutions with poor collections records were brought up only to the present average: \$1,560,000 a biennium.

"As evidence of the urgent need for the best possible management of operations in the health and welfare field, the Survey Committee pointed out that the 1951-53 appropriations for such services amounted to \$292,243,440 or 32.81 percent of the biennial budget.

"Of that amount, \$9,720,500 or 3.3 percent, represents the administrative costs of the three departments; \$122,-

331,000, or 42 percent, is the cost of operating state-owned institutions; and the balance, \$160,191,940, or 54.6 percent, is for direct grants to state-aided institutions and needy individuals and for other health and welfare programs.

"The 1951-53 appropriations, by departments, were: Health, \$27,343,000; Welfare, \$131,385,940; Public Assistance, \$133,514,500.

"At the present time,' the Committee pointed out, 'each department is headed by a secretary responsible directly to the Governor. Each department operates its own program in virtually complete independence of the others, even though their services are clearly related and their functions often overlap.

"We realize that the proposed creation of a single administrative unit to encompass all State health and welfare functions involves a reversal of past trends in the development of the State administrative structure. Nevertheless, we believe that this would be the most effective method of establishing an organization that meets modern standards of good public administration.'

"As an example of overlapping services, the Committee cited an appropriation of \$1,300,000 in the 1951-53 biennium to the State Veterans' Commission in the Department of Military Affairs, 88 percent of which is for public assistance grants to the families of needy veterans.

"The separate appropriation to the State Veterans' Commission for assistance grants should be discontinued,' the Committee asserted, 'because the program is one that duplicates the responsibility of the present Department of Public Assistance, which should administer all assistance programs and pay all grants.'

"Again, the Committee observed, the Departments of Health, Public Assistance and Public Instruction all are involved in different phases of school health; and in certain counties, visitors from two departments sometimes call on the same families.

"In other recommendations bearing upon the consolidation of the three departments, the Committee proposed:

"1. In all cases the superintendents of state-owned and operated institutions should be responsible to the Department head and should have the benefit of advice from Citizen Advisory Boards.

"2. That a competent group of laymen be appointed to conduct a thorough study to determine the extent to which the functions now performed by the Local Health Unit, the County Board of Assistance and the County Institution District should be combined. In this connection the Committee noted that Pennsylvania is one of six states in the nation with no requirement for local contribution to any assistance program.

"The 10 general medical and surgical hospitals which the Committee recommended turning back to local management and local financial responsibility were originally acquired by the State to provide hospital care in mining communities, but in 1939 were declared general hospitals without priority for injured miners.

"There is no local participation in defraying the expenses of these hospitals,' the Committee pointed out. 'Consequently, these 10 communities are receiving special privileges at State expense not enjoyed by the balance of the State.

"The recommended transfer should be gradual over a period of time, but it should be completed by a definite date to be determined by the Legislature.'

"The Soldiers' and Sailors' Home at Erie which the Committee recommended closing 'consists of outmoded and obsolete buildings which should be disposed of,' it was explained.

"Practically all of the guests at this home come under the jurisdiction of the Federal Veterans Administration and should be afforded the services available to other veterans.'

"The Committee reserved judgment on the status of two institutions in a related field—the Scotland School for Veterans' Children and the Thaddeus Stevens Industrial School at Lancaster, which provide education for soldiers' orphans and other dependent children.

"Present thinking is that foster home care is much



better for the child from every standpoint than institutional care,' the Committee commented, 'but sufficient good foster homes are difficult to obtain.'

"The Thaddeus Stevens School, in addition to providing resident institutional facilities, is furnishing training at the expense of the State similar to that performed in many localities under the local public education system at local expense.

"The question is: should such a program continue and be expanded to other locations throughout the State or should it become a local responsibility?"

"On the subject of collections at State hospitals, the Committee pointed out that the percentage of collections in the 1949-51 biennium varied, for medical and surgical hospitals, from a low of 30.87 percent at Shamokin to a high of 78.19 at Connellsville; and for mental hospitals, from a low of 5.83 percent at Philadelphia to a high of 23.03 at Norristown.

"At the present time,' the Committee explained, 'the hospital superintendent has no responsibility for collections. A Revenue Agent is appointed in each institution. In large institutions the agent is an employee of the Department of Revenue; in smaller ones an employee of the hospital accounting office is usually designated.

"If, under improved procedures, all collections were brought up only to the average, the indicated saving to the State would be \$300,000 a biennium for medical and surgical hospitals, and \$1,260,000 a biennium for mental hospitals.'

"In its remaining recommendations the Survey Committee proposed:

"1. That appropriations to private institutions and homes, other than hospitals, be carefully screened to determine the quality of service rendered and its need in the over-all welfare program of the State.

"Specific appropriations are made to 58 institutions with payments being channeled through the Department of Welfare,' the Committee explained, 'although the Department does not screen the requests and has no authority to supervise the expenditure of the funds appropriated.

"Some of the institutions receiving these appropriations are the Home for Veterans of GAR and Wives, \$17,000; Ladies GAR Home, \$28,000; Northern Home for Friendless Children, Philadelphia, \$25,000.'

"2. That a special commission be appointed by the Governor to study grants made to state-aided hospitals and recommend the best method of calculating such grants.

"A total of 182 hospitals receive \$6.50 for each day of free service rendered. Hospitals having nurses' training schools also receive \$150 annually for each student nurse being trained. The Department of Welfare sets minimum standards of service and may withhold payment of subsidies if these standards are not met.

"3. That a long-range program of research and planning should be instituted in the prevention of early detection of mental illness, crime, dependency and other social ills 'to halt the rising incidence of these cases with its attendant staggering costs of care and construction of new facilities.'

"One of the most obvious deficiencies in the present system,' the Committee declared, 'is the absence of organized effort or long-range planning in the field of prevention.

"Approximately \$70,000,000 is appropriated annually for treatment of the mentally ill, but practically nothing for the development of preventive measures. More and more mental hospital facilities will be required in the future unless effective measures are developed for the early detection and treatment of emotional disturbances.

"Similarly, the Public Assistance program is concerned primarily with meeting human needs at minimum costs. There is no adequate program for returning relief recipients to an independent status and no definition of responsibility for this important phase of any social work.'

"4. That a classification center of prisoners be established immediately and the entire penal system adjusted to implement a program stressing correction and rehabilitation.

"In the penal and correctional field,' the Committee asserted, 'not only is there no coordinated program for crime prevention, but the State lacks one element considered essential in a modern correctional system—a classification center for segregating various types of prisoners into homogeneous groups.

"Such segregation has everything to recommend it and nothing to condemn it. It prevents the contamination of the general prison population by hardened criminals and sex offenders; it accommodates training according to needs of each group; it facilitates the provision of maximum security measures for those requiring it, promotes more efficient prison labor and more than justifies itself on the grounds of economy.

"The immediate establishment of such a Classification Center was urged in the Ashe Committee report on the State correctional system in 1948 and its recommendation is confirmed by the best penological thinking of today.'

"The Committee's survey of governmental operations is being made at the request of Governor John S. Fine. Research for its study of health and welfare services was done by the Pennsylvania Citizens Association for Health and Welfare, Charles H. Frazier, President, and Thomas B. Harvey, Vice President. Staff functions were directed by A. David Bouterse, Executive Director of the PCA."

"From:

"State Government Survey Committee  
Room 455, Education Building  
Harrisburg, Pennsylvania

"NEWSPAPER INFORMATION  
FOR RELEASE  
Sunday February 8, 1953

"Release No. 20

"Commerce

"The State Government Survey Committee proposed today that the Department of Commerce be abolished as a separate, independent agency and that its various promotional activities be suspended pending a reappraisal of their effectiveness.

"The various changes suggested by the Committee—including a reassignment of the duties of the State Planning Board and the Pennsylvania Aeronautics Commission—would probably save the Commonwealth as much as \$1,-180,000 a biennium, Chairman Francis J. Chesterman, of Philadelphia, declared.

"Indicating that it has serious doubts about the usefulness of the department's three principal promotional programs—tourist and recreational promotion, industrial development and Pennsylvania Week—the Committee observed:

"It is our conviction that no department of state government should continue to exist and be supported by public money for the primary purpose of promotion unless it can be definitely established by documentary evidence that it is effective in improving the economic condition of the Commonwealth.'

"The Survey Committee, which is seeking means of achieving greater efficiency in the conduct of state affairs at the request of Governor John S. Fine, suggested 'that a careful, factual study be made of all promotional programs at the State level and that no phase of such activity be continued unless the evidence justifies it.'

"On the subject of the Commerce Department's tourist and recreational program, the Committee had this to say:

"Expenditures for this program are approximately \$378,000 a biennium, consisting primarily of newspaper and magazine advertising and the preparation of elaborate brochures. The bureau has very little data to show the effectiveness of its program in attracting tourist business to Pennsylvania and thereby improving the economic status of the State as a whole.'

"On the subject of industrial development:

"Expenditures for this program are approximately \$360,000 a biennium. Heavy emphasis is placed on bringing new plants or industries into the State with little



attention being given to the necessity for strengthening the competitive position of already established industries. A field force operating on this program does not appear to be productive.

"Considerable expenditures are made for magazine advertising. Criticism of both the media and content of this advertising is widespread. It does not appear that any industry would be influenced in its choice of location by these advertisements. Promotional activities of the transportation and power companies are judged to be much more effective.

"As in the case of tourist and recreational program, there is little attempt at evaluation of the industrial development program and little specific evidence to show what effect it has had in increasing industries in the State and thereby improving economic conditions in the Commonwealth."

"On Pennsylvania Week:

"Promotion of this program cost the State approximately \$154,000 in the 1951-53 biennium. A large part of the expenditure is for advertising. Questions regarding the desirability of continuing this program have been raised every year since its origin, but it has always been renewed in the hope that some good results were being achieved."

"In recommendations regarding other functions and activities of the Department, the Committee proposed that:

"1. The State Planning Board should be abolished as a departmental administrative board and be reconstituted as an advisory board to the State Planning Department in the proposed Works Administration. It should be interested primarily in the long-range planning and coordination of public construction projects.

"2. The Pennsylvania Aeronautics Commission should be abolished. Its functions should be performed by a bureau in the proposed Works Administration, with greater emphasis placed on airport construction and improvement.

"3. The functions of the Commission with respect to airport inspection, regulation and licensing should be transferred to the proposed Department of Licensing. Any services which are duplicated by the federal government should be discontinued at the state level.

"4. Immediate steps should be taken to effect the transfer of the Harrisburg Airport to municipal or combined municipal-county ownership under the Municipality Authority Acts.

"5. There should be further study of the necessity for and advisability of maintaining a newspaper clipping service.

"The weakness of the State Planning Board as it is presently constituted," the Committee noted, "is that it has not been accorded its rightful place in the over-all planning of state projects."

"The primary concern of the Planning Board has been the stimulation of interest and activity in the fields of local and regional planning," it was added "and its efforts in that direction have been successful. However, the board is not regularly consulted by the various departments in preparing their recommendations for building programs, nor by the Authorities in allocating funds for projects."

"Operation by the Pennsylvania Aeronautics Commission of the Harrisburg State Airport at New Cumberland, the Committee observed, 'does not appear to be a proper function of a regulatory body, nor does it appear to be an activity that should be carried on by the State.'

"The airplanes owned by the State are hangared at this airport," it was added, "and it is also the headquarters base for the Air National Guard, but these two activities constitute only a small portion of the total traffic.

"Exact figures on receipts and expenditures for this airport were not available, but a representative of the Commission stated that the receipts do not quite meet all expenditures, primarily because expansion or improvement of facilities is always going on."

"The operation of a newspaper and magazine clipping service, the Committee noted, was transferred to the Department of Commerce upon its inception in 1939.

"Clerical help for this service is supposed to be provided by the various departments," it was explained, "but in recent years there has been reluctance on the part of other departments to contribute employees for this purpose. As a result, it is costing the Department of Commerce approximately \$14,000 a biennium."

"The Committee's study of the Department of Commerce was based on a survey made possible through the cooperation of Dr. Rufus H. Fitzgerald, Chancellor, and Dr. Charles B. Nutting, Vice Chancellor, University of Pittsburgh. Dr. William G. Willis directed the study. Staff assistance was provided by Dr. Bela Gold and Dr. J. P. Watson."

## SENATE RESOLUTION

### IN MEMORIAM GEORGE W. KUNKLE

Mr. WADE offered the following resolution which was twice read, considered and agreed to:

In the Senate, February 10, 1953.

George W. Kunkle, Chairman of the Cumberland County Republican Committee since May, 1948, passed away Monday evening February 2, 1953. He was sixty-three years old.

Mr. Kunkle became interested in Cumberland County politics in the early 1930's. He was elected prothonotary in 1934 and served two terms. In 1942, he was appointed deputy sheriff, serving two years until 1944, when he was elected register of wills, a post he held until 1948. During this period he also served as treasurer of the county committee.

For a number of years, he was a member of the Board of Trustees of the Pennsylvania Industrial School at White Hill, a position he held until his death. He served as a delegate to the Republican National Convention in Chicago last June.

Mr. Kunkle was also active in civic and fraternal affairs, being a member of St. John's Lodge No. 260, F. and A. M. 260; St. John's Royal Arch Chapter No. 171; St. John's Commandery No. 8, Knights Templar, Carlisle Shrine Club, Boiling Springs Lions Club; Fraternal Order of Eagles, Aerie No. 1299, the Red Men, Harrisburg Republican Club and the Carlisle Fish and Game Association. He was a member of St. John's Lutheran Church, Boiling Springs, and its Men's Bible Class.

In the death of George W. Kunkle, the Republican party and Cumberland County lose a staunch adherent and a warm personality that will be missed by his many friends.

Resolved, By the Senate, That we hereby pay tribute to the career of George W. Kunkle, and extend to his widow and son our heartfelt and deepest sympathy in their loss; and be it further

Resolved, That the Secretary of the Senate shall transmit a copy of this resolution to his widow, Mrs. Mary Carr Kunkle, and his son, Robert C. Kunkle, Boiling Springs, Pennsylvania.

## SENATE CONCURRENT RESOLUTION

### MEMORIALIZING CONGRESS TO ENACT CERTAIN LEGISLATION RELATIVE TO GASOLINE TAXES

Mr. SNOWDEN offered the following resolution which was twice read as follows:

In the Senate, February 10, 1953.

Whereas, An excise tax on gasoline, which form of taxation is the rightful prerogative of the several states, is presently being levied by both the United States of America and the several states, and

Whereas, From time to time the United States has changed its rate of taxation on this commodity which action makes it increasingly difficult for the respective states to develop a comprehensive tax program to pro-

vide revenue for the improvement and maintenance of their highways, therefore, be it

Resolved, If the House of Representatives concurs, that the General Assembly of the Commonwealth of Pennsylvania memorialize the Congress of United States to enact such legislation as will:

(1) Return to each state without restriction all Federal taxes on gasoline collected therein until such time as the individual state is able to enact legislation as may be necessary to permit it to collect such tax;

(2) Eliminate the tax on gasoline now collected by the United States as soon as the individual states have enacted legislation as may be necessary to permit the state to collect the tax;

(3) Eliminate Federal Aid for Highways except in those states where the revenues produced by a tax of two cents per gallon of gasoline is less than present Federal Aid Allocations to such states;

(4) Change the present functions of the Federal Bureau of Public Roads so that it would become a consultive and advisory engineering agency which would collect, correlate and disseminate information relative to the design, construction, maintenance and operation of highways and bridges and the materials used therefor, and be it further

Resolved, That the Secretary of the Senate of the Commonwealth of Pennsylvania be directed to forward copies of this resolution upon its passage to the President of the United States, the Secretary of the United States Senate, the Chief Clerk of United States House of Representatives, to all members of the Pennsylvania Congressional Delegation, to the Governors of all other states, and to the presiding officers of the legislative bodies of all other states.

#### RULE 39 SUSPENDED

Mr. SNOWDEN. Mr. President, I ask unanimous consent that Rule 39, which requires resolutions be referred to an appropriate committee, be suspended and the Senate do now proceed to the consideration of the resolution just read.

The PRESIDENT. Is there objection?

The Chair hears none.

On the question,

Will the Senate agree to the resolution?

It was agreed to.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

#### PERMISSION TO ADDRESS SENATE

Mr. YOSKO asked and obtained unanimous consent to address the Senate.

Mr. YOSKO. Mr. President, I am about to present a resolution, with the co-sponsorship of my colleague from Lehigh Senator Freed, for such action as this Senate may deem appropriate.

#### SENATE RESOLUTION REFERRED TO COMMITTEE COMMITTEE TO INVESTIGATE CHARGES MADE IN COMPLAINT OF THE MOTOR TRUCK OPERATORS IN PUBLIC HEARINGS

Messrs. YOSKO and FREED offered the following resolution which was twice read and referred to the Committee on Highways:

In the Senate, February 10, 1953.

Whereas, on January 17, 1953 the Pennsylvania Motor Truck Association, and other plaintiffs, all motor truck operators, began a suit in which the Eastern Railroad Presidents Conference and a number of railroads are defendants; and

Whereas, In their complaint the plaintiffs alleged "16. The defendant Byoir was given carte blanche by the defendant Conference and its members, on behalf of the defendant railroads, to carry out their illegal conspiracy to monopolize freight transportation, and defendant Byoir immediately instigated a vicious, corrupt, and fraudulent campaign against the plaintiffs and others similarly situated, with the complete knowledge, consent and approval of each and every other of the other defendants, designed to impede their operations in every way possible, and ultimately to deprive them of any freight business. The means of this campaign, which will hereinafter be alleged in more detail, include the following:

(a) Bribery of public officials; ..... " and Whereas, the plaintiffs further alleged in their complaint that defendants disseminated false and malicious reports or propaganda including the charge "that plaintiffs are dishonest in their business methods, being 'five per centers,' who use bribery and corruption of public officials to gain their ends;" and

Whereas, these charges cast reflections upon the integrity of all public officers and must create serious doubts and grave apprehension among the people concerning the good conduct of their government; and

Whereas, the seriousness of such charges demand immediate action in interest of the citizens of the Commonwealth to discover such unlawful conduct, if true, or to protect the good name of public officers, if false; therefore be it

Resolved, that a committee of ten members be appointed by the President Pro Tempore of the Senate, five of whom shall be members of the majority party and five to be members of the minority party and the said committee be and are hereby authorized and directed to make an immediate investigation of all of the said charges made in the complaint of the motor truck operators in public hearings, and that the committee shall make its report to the Senate at the earliest possible moment before the adjournment of this session of the General Assembly; and be it further

Resolved, That the said committee shall have power to issue subpoenas under the hand and seal of its chairman requesting and commanding any person or persons to appear before them and to answer such questions touching matters properly being inquired into by the committee and to produce such books, papers, records and documents as the committee may deem necessary. Such subpoenas may be served upon any person and shall have the force and effect of subpoenas issued out of courts of this Commonwealth. Each member of said committee shall have power to administer oaths and affirmations to witnesses appearing before the committee. Any person who shall wilfully neglect or refuse to testify before said committee or to produce any books, papers, records, or documents shall be subject to the penalties provided by the laws of the Commonwealth in such cases.

#### BILL INTRODUCED AND REFERRED

Mr. WOLFE. Mr. President, I ask unanimous consent to introduce a bill at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WOLFE read in place and presented to the Chair Senate Bill No. 136, entitled:

An Act to further amend section one of the act, approved the eighth day of April, one thousand eight hundred sixty-eight (P. L. 73), entitled "An act to authorize the recorder of deeds in the several counties of this Commonwealth to record the discharges of all honorably discharged officers and soldiers," by specifying in more detail the authority of recorders of deeds in certain instances.

Which was committed to the Committee on Local Government.



## HOUSE MESSAGE

HOUSE CONCURS IN SENATE CONCURRENT  
RESOLUTION

## TIME OF NEXT MEETING

The Clerk of the House of Representatives being introduced, informed the Senate that the House has concurred in resolution from the Senate as follows:

In the Senate, February 9, 1953.

Resolved, (if the House of Representatives concur), That when the Senate adjourns this week it reconvene on Monday, February 16, 1953 at four o'clock p. m., E. S. T., and when the House of Representatives adjourns this week it reconvene on Monday, February 16, 1953 at four-thirty o'clock p. m., E. S. T.

## CALENDAR

## SECOND READING CALENDAR

## BILLS OVER IN ORDER

Mr. MAHANY. Mr. President, I ask unanimous consent that Senate Bill No. 5, on second reading, entitled:

An Act to amend the act approved the twenty-fifth day of May, one thousand nine hundred thirty-seven (P. L. 814) entitled "An act to provide for the permanent personal registration of electors in cities of the second class as a condition of their right to vote at elections and primaries, and their enrollment as members of political parties as a further condition of their right to vote at primaries; prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors; and prescribing the powers and duties of citizens, parties, political bodies, registration commissions, commissioners, registrars, inspectors of registration and other appointees of registration commissions, county election boards, election officers, municipal officers, departments and bureaus, police officers, courts, judges, prothonotaries, sheriffs, county commissioners, peace officers, county treasurers, county controllers, registrars of vital statistics, certain public utility corporations, real estate brokers, rental agents, and boards of school directors; and imposing penalties," by further providing for the composition of the registration commission; imposing duties on the county commissioners and ending the terms of the present commissioners.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. MAHANY. Mr. President, I ask unanimous consent that Senate Bill No. 7, on second reading, entitled:

An Act to amend Sections 3 and 4 of the act, approved the eighteenth day of May, one thousand nine hundred forty-nine (P. L. 1440) entitled "An act concerning notaries public and amending, revising, consolidating and changing the law relating thereto," by requiring notaries to be qualified electors.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. MAHANY. Mr. President, I ask unanimous consent that Senate Bill No. 8, on second reading, entitled:

An Act authorizing contact representatives of Veterans Administration hospitals to take affidavits and acknowledgments of persons undergoing treatment therein and providing for the effect thereof

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

## REQUEST THAT BILL GO OVER IN ORDER

Mr. DENT. Mr. President, at the request of various interested parties, I ask unanimous consent that Senate Bill No. 12, Printer's No. 3, on second reading, go over in its order.

The PRESIDENT. Is there objection?

Mr. WALKER. I object, Mr. President, and may I explain to the gentleman from Westmoreland why I am objecting at this time?

Now, Mr. President, when this bill appeared on the Calendar, there had been an assumption on the part of the people who are interested, and an assumption on the part of the Judiciary Committee, that all of the controversial problems had been eliminated from the bill. Yesterday, before yesterday's Session, the gentlemen of the Senate were advised by Mr. Teemer, representing a group of surety companies—Mr. Teemer, Senator Holland, is a lobbyist—that a controversy had arisen among the surety companies as to whether or not a certain section of the bill did or did not do certain things legally. They, therefore, requested that we take no action on the bill.

Mr. President, I submitted this problem to the Editorial Board of the American Law Institute and of the American Bar Association, who have been instrumental in preparing this particular code. The Chairman of that Committee is a former Attorney General of the Commonwealth, a very distinguished lawyer, Mr. William A. Schnader, of the Philadelphia Bar. Mr. Schnader has discussed the matter since yesterday morning with Mr. Cross, who represents the United States Fidelity and Guaranty and also represents a number of the surety companies involved. Their committee has had a series of discussions with the Editorial Board which as I said, was instrumental in preparing this.

Mr. President, they have come to this agreement among themselves: That this coming Saturday, the Editorial Board, and a group of lawyers and representatives of these surety companies, are meeting and submitting briefs and discussing whether or not the interpretation placed upon this particular section of the statute involved is interpreted as the Editorial Board interprets it, or whether Mr. Cross and his group are correct in their legal approach to the problem involved.

Mr. President, predicated upon a decision coming from them, they have decided that they will do one of two things. If an amendment is necessary, they will request the House to include the amendment, or, secondly, it may be cheaper and more feasible to do it by a separate amendment.

Mr. President, Mr. Schnader assured the gentlemen who are representing the surety companies that there would be no attempt to put this bill through the House without giving them an opportunity. I asked Mr. Schnader if they had come to an agreement so that we could go ahead with the bill in the Senate, and he said "Yes", that we could. Later in the morning, Mr. President, I discussed the matter with Mr. Teemer, here on the floor of the Senate, who, unfortunately, because of our Rules cannot take the floor and speak for himself, and he assured me that it would be perfectly all right to put the

bill up. Mr. Teemer is in the Hall of the Senate, but outside the rail of the sacred confines of this legislative body.

Mr. President, if the gentleman from Westmoreland will yield and if we can have what is called a temporary recess, or be at ease, I will confer with Mr. Teemer to see whether there has been a shift in the signals in the legal lights involved. It is my firm understanding that we can proceed with the bill in the Senate in order to give them a chance to work this out. In other words, Senator Dent, they are moving in a higher echelon than the gentleman from Westmoreland.

Mr. DENT. Mr. President, I have not been advised by the lobbyist representing the various parties in interest, but I am glad to know that Mr. Schnader is allowing the Senate to act on this bill and is going to let the House consider the bill when they are ready. I am very glad, too, to know that if Mr. Teemer says that the bill can be passed, why, it can be passed. I do not care a hoot what Mr. Teemer says, or Mr. Schnader. I am only representing the people. I wonder, too, if this conference on Saturday might invite some of the people.

Mr. President, this bill is three hundred and sixty some pages. It appears on the Calendar and, very frankly, my Executive Assistant and myself spent some very valuable hours last night, when we might have been doing other things during those hours, looking at this. We found there are some features in it that do not quite make what we think is proper sense, and we do not have an understanding of the bill. I do not have an understanding of the bill, and I do not care what Mr. Teemer, or Mr. Schnader or anybody else says for or against the bill. At this instant, I am only interested in what the bill does and I, frankly, cannot vote intelligently on it at this moment. I believe that we ought to let it go over in order, because it is more important than the three bills that were moved over without any suggestion of rush or haste. By the time we get back here on Monday, if we have any amendments we can put them in at that time.

Mr. President, I have heard the gentleman from Allegheny, many times on the floor, say that it is the Senate's duty to do what the Senate thinks is right and not to pass over to the House the obligations of the Senate or the desires of the Senate. If this bill is to be amended, it certainly should not be amended by Mr. Schnader or Mr. Teemer. It ought to be amended by Legislators and Senators. I admit, Mr. President, that I respect the judgment of these learned men, and I will be glad to discuss any problems they have in any legislation that might come before us. However, I think it is a terrible admission to make on the floor of the Senate, Senator Walker, that Mr. Schnader has kindly consented to let the Senate act on the bill when he is ready. I think it is a terrible thing to say.

Mr. President, I know that the lobbyists have a great deal of interest in legislation and properly so. They represent industry in the Commonwealth; they represent civic groups in the Commonwealth; they represent the Commonwealth itself; and it is proper for them to advise the Senate Members as to what a bill does, but they certainly should not tell us when a bill is or is not to move.

Therefore, I will be glad to have a side-bar conference with you, Senator Walker, but I must say that I

am prejudiced in my decision. Therefore, Mr. President, I am going to insist on the bill going over or taking a vote on it, either one.

Mr. WALKER. Mr. President, the gentleman from Westmoreland knows, or should know, and his Executive or Administrative Assistant knows, that this bill has been before the American Law Institute for over five years; that there has been a lot of very patient effort, by people who are very learned in the subjects involved, as to the various component parts of the present codes that are incorporated in this Uniform Commercial Code.

Mr. President, the gentleman from Westmoreland should know, and probably does know, that the American Law Institute, the American Bar Association, the banking groups, the surety groups, the shipping groups and all of the various industries and professions involved, have been correlated in trying to perfect the finest Commercial Code that it is possible to submit.

Mr. Schnader, whom I referred to previously on the floor, is Chairman of the Committee of the American Law Institute, he is Chairman of the Committee of the American Bar Association, he is Chairman of the Committee of the Pennsylvania Bar Association, which are charged with the responsibility of drafting this act. The reference to Mr. Schnader was not in the form of lobbying. The reference to Mr. Schnader was because of his position as Chairman of the Committee, and because of his intricate, detailed knowledge of all of the phraseology in the various sections involved.

Now, Mr. President, yesterday, when we discussed this bill on the floor of the Senate, there was only one section that was in controversy and that was raised by the surety companies, as I have already explained. This matter was submitted to the Joint State Government Commission during the 1951 Session of the General Assembly. A committee was appointed by the Joint State Government Commission, and various Members of the House and Senate served on that committee. The bill was approved by the committee, and I would like to refer to some of the gentlemen who were on that committee who represent both sides.

Now, I will admit, Mr. President, that the Minority Floor Leader was not on that committee, and for that reason I appreciate the fact that he did not have the benefit of the discussion that went on at that time. Serving on that committee at that time, from the Minority side, was Senator Rosenfeld who is no longer with us and, therefore, is not in a position at this point to advise the Senate, from a seat on the Floor, as to his reaction to the bill. The Minority Floor Leader in the House attended all of the committee meetings, and has repeatedly approved the bill. Also on the committee were Albert Readinger and Ted Schmidt, both Members of the House and both Members of the Minority Party.

Mr. President, I want to say to the gentleman from Westmoreland that there is no attempt to ram any bill down anybody's throat, except that when you have a Uniform Code, as every lawyer in the Senate knows, the success of a Uniform Code is to keep it uniform. That is why we stressed our earnest desire not to have any amendments to this bill because it spoils the uniformity of the code.

Mr. President, I want to say further to the gentle-



man from Westmoreland that I know the bill is long, and I know it is involved, because it involves most of the technical phases of commercial law that come before any lawyer who is actively engaged in practice. I want to say very frankly to the gentleman from Westmoreland that even if he hired a staff of lawyers, it would take weeks if he proposed to make a careful, detailed study of the matters involved in this code.

This is not the first time that a code has been presented to the General Assembly, and may I say, Mr. President, that usually when a code is presented a number of the Members of the Senate have been prone to take the recommendations of the committee involved, and the recommendations of the various experts who are directly involved, in the reaction to the code proposed as being the thing to do for the greatest good of the largest number of citizens in the Commonwealth. I want to assure the gentleman from Westmoreland that this code has been very carefully analyzed by every possible industry or profession involved, and that no harm can come to the citizens of Pennsylvania by restating the various codes that are involved in this present Uniform Commercial Code.

I also want to assure the gentleman from Westmoreland that, and it is my very sincere opinion, this will improve the law in Pennsylvania, not only for the lawyers, which, of course, is always the first accusation that is made, but for the industries, the professions and the people that are obliged to deal with it.

Mr. MAHANY. Mr. President, maybe I can straighten this up a bit. There have been several gentlemen referred to as being ready to have this bill go through, but there is one gentleman that I must be guided by before I can go along with moving this bill up. That gentleman is the Chairman of the Republican Caucus, Senator Berger.

It seems that yesterday, Mr. President, we took action in the Republican Caucus that the bill would go over until such time as we agreed otherwise.

### BILL OVER IN ORDER

Mr. MAHANY. Mr. President, I now ask unanimous consent that Senate Bill No. 12, on second reading, entitled:

An Act relating to certain commercial transactions in or regarding personal property and contracts and other documents concerning them, including sales, commercial paper, bank deposits and collections, documentary letters of credit, bulk transfers, warehouse receipts, bills of lading, other documents of title, investment securities, and secured transactions, including certain sales of accounts, chattel paper, and contract rights; providing for public notice to third parties in certain circumstances; regulating procedure, evidence and damages in certain court actions involving such transactions, contracts or documents and to make uniform the law with respect thereto

go over in its order.

The PRESIDENT. Is there objection?

Mr. WALKER. Mr. President, I am caught between the North and the South, and, like every individual that is caught in a pincer movement like that, I would be out of my mind to keep standing here and insisting. In order to preserve some shreds of sanity, even though it is difficult to prove it at times, Mr. President, I join in that request. Let's put the bill over by all means, so that peace and tranquillity will reign in the Senate Chamber.

The PRESIDENT. If it is the Chair's privilege, he would also like to join in the request.

Mr. DENT. Mr. President, I just want to pass on to the gentleman from Allegheny, now that he is caught in a pincer movement, some advice which has been given on many occasions, "Just relax and enjoy it".

Mr. HOLLAND. Mr. President, I have just been informed that some people interested in this bill tried to secure a copy of it when the bills were distributed, and they were refused a copy. They were told that the order came from Senator Walker, not to pass out these bills. I would like to know if there is any truth in that.

The PRESIDENT. Does the Senator wish to interrogate the gentleman from Allegheny, Mr. Walker?

Mr. HOLLAND. I do, Mr. President.

The PRESIDENT. Will the gentleman from Allegheny, Mr. Walker, permit himself to be interrogated with reference to who refused to give the bill?

Mr. WALKER. It is always a pleasure, Mr. President.

Mr. HOLLAND. Senator Walker, I am awfully glad to note, too, that you have recognized that there are lobbyists, and that it would be a nice thing to have them registered.

Mr. WALKER. I have recognized you for years, Senator.

Mr. HOLLAND. The only difference, Mr. President, is that I am easily recognized because I tell everybody who I work for. If I were a lawyer, I would not want to be registered either, I guess.

Mr. WALKER. Mr. President, am I here to be interrogated?

Mr. HOLLAND. Mr. President, I am only returning a like kind to a like kind.

Mr. WALKER. I have not heard a question yet, Mr. President.

Mr. HOLLAND. Senator Walker, you will get the question soon enough.

Senator Walker, I have been informed that you have told those—you or someone else, but your name was used—who pass out the bills that they are not to pass out copies of this bill to people who ask for them.

Mr. WALKER. That is not correct, Mr. President.

Mr. HOLLAND. Then I wish you would get in touch with the proper authorities and rescind your order.

Mr. WALKER. Mr. President, in answer to that harpoon that was just thrown, I do not suppose it is necessary for me to suggest to the gentleman from Allegheny that he did not hear my answer because he did, and his faith in the veracity of the statement certainly has been evidenced.

May I say to the gentleman, Mr. President, that due to the size of the bill and to the interests involved, the Sergeant-at-Arms, who is charged with the responsibility of taking care of the printing, was advised, at my order, not to give out bundles of copies of this bill to Mr. Holland's fellow lobbyists for fear the supply would disappear and then we would have to reprint it. They are being given out to interested parties by the Sergeant-at-Arms as long as the requests are made for individual copies and not for bundles.

Mr. President, as the gentleman from Allegheny County knows, there is a practice on Capitol Hill, which has been here since the memory of man runneth not to the contrary, that large bundles of bills are mailed out to various people, or are sent to various people or are given to

various people. Due to the size of this code, I exerted what might be called a restraining influence on the number given to any one customer. We are trying to maintain only one to a customer, Senator, and if you have any constituents who would like to have a copy, all you have to do is request it from the Sergeant-at-Arms and they will get them.

Mr. HOLLAND. Mr. President, I wish to thank the gentleman for his explanation on how he indirectly told them to be very careful also who gets copies of these bills. However, I want to inform him that unfortunately I have no connection with the lobbyists, because I have yet to get any of the lobbyists to buy me a meal.

Mr. President, at the session this morning in which we were considering the lobbyists' bill, one of the objections to the bill was that it would stop lobbyists from buying Senators dinners. I am one who does not enjoy that privilege because, as you know, I have done my best to keep the lobbyists in tow in the Senate.

Mr. WALKER. Mr. President, the gentleman from Allegheny forgets that being a lobbyist he should be on the buying end and not the receiving end. "Keeping the lobbyists in tow" reminds me of the old and vulgar statement that we had when we were back on the other side of the tracks, "It always takes one to know one."

Mr. YOSKO. Mr. President, I do not want my distinguished colleague, Senator Walker, to think I am joining in ganging up on him, because I am not. I think he is a fine gentleman.

Mr. President, a week ago today, Senator Walker, who is Chairman of the Judiciary General Committee, called a breakfast meeting down in the capitol restaurant and very kindly bought us all a very fine breakfast. After the breakfast was over, he gave us a very intelligent summary of all of the study that has been made in connection with this bill. Without the committee going over it or studying it, he requested that it be reported from committee so that it could get on the Calendar and everybody have a chance to look at it and study it.

Mr. President, I think Senator Walker should stick to his word and wait until such time when there is agreement by all concerned before he tries to get this bill by the Senate. I think, too, that in the future, if members of the committee are requested to extend a courtesy in reporting a bill out, to get it on the Calendar so that everybody has a chance to look at it, that the person making that request actually give everybody a chance to look at it and not come out here and try to push it through.

Mr. HOLLAND. Mr. President, I believe I should have the privilege of answering the gentleman from Allegheny County when he speaks about me being a lobbyist. I will give him an opportunity next Monday, if he wishes, if he is honest and shows integrity.

Mr. President, I intend to introduce a bill in this Senate which provides that every Senator shall divulge the source of his income. I think it is about time that the Members of this Senate, that we do not know who they represent, divulge their source of income, and if any man has anything to hide, I know he will not be for the bill. I intended to introduce this bill, and I certainly hope that the gentleman from Allegheny County will give me his help to have it reported from committee.

Mr. President, it is true that I work for a living; I am not a lawyer, I am very proud to say that I have been connected with the labor movement, and my father before me was connected with the labor movement. My father was at the Homestead strike, and had twenty-six stitches in his head because of the industrial barons at that time. In 1913, I was blacklisted out of the steel mills because I dared to ask for better working conditions for men who were working twelve hours a day and every other week, twenty-four hours, on a six and seven day week.

Mr. President, I am very glad that I am fighting every day to get people better wages, and to get workmen's compensation, and unemployment compensation and public health programs, because I think I am benefiting the great majority of the people of Pennsylvania, because all the people in Pennsylvania are not attorneys. Some people work in the mills, in the mines and in the factories. These are the people I am lobbying for, and they are in the millions. When you get those people better money, better working conditions and money to spend, they are the ones who make their communities better places in which to live, because they spend their money and pay their rents, buy their groceries and buy clothes, and send "Johnny" and "Willie" to school and put music into the homes. That is what I am lobbying for. I am lobbying for the betterment of the American boy and girl today, who is coming out of the coal pits, and the industrial cities, and towns and from the farms. I am proud of that. Mr. President, I am very proud of that and I resent the—

#### POINT OF ORDER

Mr. MAHANY. Point of order, Mr. President.

The PRESIDENT. The Majority Floor Leader, Mr. Mahany, will state his point of order.

Mr. MAHANY. Mr. President, I think we are certainly wandering too far afield here. I want to raise a point of order. There is nothing before the Senate but the Calendar, Senate Bill No. 12, Printer's No. 3. A request has been made that the bill go over in its order, and that is the only question before the Senate. I do not think this is any time for the Senator to make a long-winded speech. That is my point of order, Mr. President.

Mr. HOLLAND. Mr. President, I —

The PRESIDENT. Will the Senator yield?

Mr. HOLLAND. I will, Mr. President.

The PRESIDENT. The Chair is compelled, under the circumstances, to rule that the point of order is well taken. The request that the bill go over in order is the only business before the Senate, and I do not see how the Chair can permit the Senator to continue debating extraneous matter when a point of order has been properly raised.

Mr. HOLLAND. Mr. President, I will agree with the Chair and I will answer further on Monday, at which time I will give the gentleman from Allegheny County a chance to be honest.

The PRESIDENT. There being no objection, Senate Bill No. 12 will go over in its order.

#### BILLS OVER IN ORDER

Mr. MAHANY. Mr. President, I ask unanimous consent that Senate Bill No. 44, on second reading, entitled:

An Act to amend Section 1 of the act approved the fourteenth day of January one thousand nine hundred



fifty-two (Appropriation Acts 70) entitled "An act making an appropriation to the Elwyn Training School at Elwyn in the County of Delaware Commonwealth of Pennsylvania and prescribing certain conditions upon which the appropriation will be available to the school by increasing the per capita annual maintenance rate of wards of the Commonwealth

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr MAHANY. Mr. President, I ask unanimous consent that Senate Bill No. 52, on second reading, entitled:

An Act to amend clause XV of section 1202 of the act approved the fourth day of May one thousand nine hundred twenty-seven (P. L. 519) entitled "An act concerning boroughs and revising amending and consolidating the law relating to boroughs" by further defining the powers of boroughs with regard to garbage rubbish sludge and other waste treatment and disposal acting separately or jointly with other political subdivisions

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

### BILLS ON FIRST READING

Mr. MAHANY. Mr. President, I move that the Senate do now proceed to the first reading of all bills reported from committees for the first time at today's session.

Mr. WALKER. Mr. President, I second the motion.

The motion was agreed to.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 16, entitled:

An Act to amend Sections 31 and 32 of the act, approved the thirty-first day of March, one thousand eight hundred sixty (P. L. 427), entitled "An act to Consolidate, Revise and amend the Laws of this Commonwealth relating to Penal Proceedings and Pleadings," by permitting the trial of cases of involuntary manslaughter in quarter sessions courts.

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 18, entitled:

An Act to further amend Section 3 of the act approved the twenty-fourth day of June, one thousand nine hundred thirty-seven (P. L. 2045), entitled as amended "An act relating to the support of indigent persons; providing for the support of such persons by certain relatives, and for the recovery of public moneys expended for care and assistance from the property and estates of certain persons; providing for guardians of the person and property of such persons; providing for the arrest and seizure and sale of the property of deserters; and providing procedure," by providing that the petition for support in certain cases shall be prepared by the executive director of the assistance board of the county where the relative liable and financially able to support resides; imposing duty on district attorneys to file such petitions and further modifying such procedure.

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 27, entitled:

An Act to further amend Section 1 of the act, approved the twelfth day of June, one thousand nine hundred nineteen (P. L. 476), entitled as amended "An act to regulate and establish the fees, to be charged and collected by the recorder of deeds, in counties of the second class," by further increasing, regulating and changing such fees.

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 88, entitled:

An Act to amend the act, approved the twenty-seventh day of December, one thousand nine hundred fifty-one (P. L. 1742), entitled "An act to provide revenue by imposing a State tax relating to certain documents; prescribing and regulating the method and manner of evidencing the payment of such tax; conferring powers and imposing duties upon certain persons, partnerships, associations, and corporations, recorders of deeds, and the Department of Revenue; saving certain local taxes and authorizing amendments, extensions and supplements to the ordinances and resolutions relating thereto; and providing penalties," by exempting certain documents from said tax, fixing the value of certain land for tax purposes, exempting persons accepting any document from payment of the tax, changing effect of failure to pay the tax, and affix stamps, and validating certain documents to which insufficient stamps have been affixed.

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 112, entitled:

An Act to further amend Section 1 of the act, approved the third day of May, one thousand nine hundred fifteen (P. L. 226), entitled "An act to establish and regulate the fees to be received and charged by the prothonotary of the courts of common pleas of this Commonwealth, in counties having over eight hundred thousand, and less than one million five hundred thousand, inhabitants, according to the last preceding United States census," by changing and further fixing the fees to be charged by the prothonotary.

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

### HOUSE MESSAGES

#### HOUSE BILLS FOR CONCURRENCE

The Clerk of the House of Representatives being introduced presented for concurrence bills of the House, as follows:

House Bill No. 7, entitled:

An Act to further amend section two of the act, approved the twenty-ninth day of May, one thousand nine hundred forty-five (P. L. 1107), entitled "An act providing for the construction, erection and maintenance of roadside rests adjacent to State highway routes; providing for the acquisition of interests in land by gift, purchase or condemnation; granting powers to, and imposing duties upon, the Department of Highways, the Secretary of Highways, the Governor and the Department of Property and Supplies; authorizing rules and regulations; and providing penalties for violation thereof; and making an appropriation," by eliminating the maximum cost of any one roadside rest.

Which was committed to the Committee on Highways.

House Bill No. 14, entitled:

An Act to repeat the act approved the fifteenth day of July one thousand nine hundred thirty-five (P. L. 1006) entitled "An act authorizing the Department of Property and Supplies with the approval of the Governor to sell and convey three contiguous parcels of land."

Which was committed to the Committee on State Government.

House Bill No. 29, entitled:

An Act to further amend Section 717.1 of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "Vehicle Code," by increasing the fee for inspection certificates.

Which was committed to the Committee on Highways.

House Bill No. 35, entitled:

An Act giving the consent of the Commonwealth of Pennsylvania to the acquisition by the United States of America of approximately one hundred and thirty-four acres of land in the County of Butler, Commonwealth of Pennsylvania, known as the Veterans Administration Hospital, and ceding jurisdiction to the United States.

Which was committed to the Committee on State Government.

#### PERMISSION TO ADDRESS SENATE

Mr. YOSKO asked and obtained unanimous consent to address the Senate.

Mr. YOSKO. Mr. President, the Appropriations Committee is scheduling a series of hearings of departments relative to their requests for appropriations, which I think is a good idea. It has been announced that these hearings are open to the public. I do not know whether that is to be construed as public hearings or not. Although I am in agreement with the policy of the Appropriations Committee, I would suggest that we be advised at the end of each Session just which department will be called on next.

For instance, Mr. President, I did not know, and I do not believe that anybody else knew, until last evening when we adjourned that the Department of Public Assistance was going to appear before the committee this morning. That was at seven o'clock last night, I believe. We certainly do not get a chance to compile whatever data we want to compile, with which to go to the hearing. We do not get a chance to prepare a program for ourselves with which to go to the meeting, on such short notice.

Mr. President, I, therefore, suggest that the Appropriations Committee make up a schedule of the departments that will be called, so that we can prepare for those hearings. I would suggest further that we have those hearings not on the day that we have a legislative Session, but here is the Department of Public Assistance, and I am not finding fault with it. They are asking for an appropriation of \$111,000,000. They start the hearings at half past nine; at eleven o'clock we are to convene. You just cannot do the things that ought to be done in an hour and a half, when \$111,000,000 is involved. I also believe that we ought to try to make these real

public hearings and have one of the transcribers present, so that whatever testimony is given can be made available for transcription, if possible; that is, if anybody would want to get a transcript of the questions and answers that are brought forth at these hearings.

Mr. President, a third suggestion would be that if the hearings are going to be held on a day when we are in Session, that we do not schedule regular committee meetings. This morning there was a meeting called at nine o'clock of the Judiciary General Committee and before it got started, it was time to go down to the Appropriations Committee. Those of us who serve on a number of committees here in the Senate cannot be at two places at one time, and we cannot discharge our duties as we should discharge them in committees if one committee meeting is going to be set at too close an hour to the other committee meeting.

Mr. President, I am just making these remarks merely as suggestions to the Chairman of the Appropriations Committee.

#### PERMISSION TO ADDRESS SENATE

Mr. LANE asked and obtained unanimous consent to address the Senate.

Mr. LANE. Mr. President, I dislike very much to take up the valuable time of the Members of the Senate, but I observed in the past debate that just as soon as Senator Holland took this floor and defined what he thought were the proper duties of the Members of this Senate, the Majority Party decided to pull this point of order business. I have been here a long time, and that seems to be a favorite move on the part of the Majority when they want to shut off debate.

Mr. President, I agree that probably both were out of order, but it seems unusual to me that just as soon as a Member of the Minority Party takes this floor and ably defends himself, someone talks about a point of order. I wish to assure you, Mr. President, that maybe peace and tranquillity will not prevail in this Chamber if the Majority Party continues along those particular lines.

#### PERMISSION TO ADDRESS SENATE

Mr. MAHANY asked and obtained unanimous consent to address the Senate.

Mr. MAHANY. Mr. President, I think that we take too much time in talking about a lot of things that are not on the agenda and, therefore, do not have sufficient time to take care of the things that Senator Yosko would like to do.

I think, for this Session that we should try to preserve our order a little better. If there is anybody on this side of the aisle who is out of order, then it is perfectly within order for any Senator on the other side to raise a point of order. Let us try to have a little bit more decorum and try to keep this Session running according to the rules of parliamentary procedure, for one Session, at least.

Mr. President, when anyone is out of order on the other side, we are not trying to stifle debate or anything else. We are trying to run the Session according to schedule.



## PERMISSION TO ADDRESS SENATE

Mr. LANE asked and obtained unanimous consent to address the Senate.

Mr. LANE. Mr. President, I agree with the remarks of the Majority Leader. I believe that we should be orderly in our work and in our processes, but, Mr. President, I must insist that it is a poor rule which does not work both ways.

Mr. President, We, of the Minority Party, very rarely pull this point of order move. We sit back and listen, and we feel that this is a chamber of free speech, that a man can get on the floor and talk as long as he desires. We believe that is his privilege, whether he be from the Majority or the Minority. However, I do not agree that we should sit here and listen to the Majority talk, but as soon as a Member of the Minority takes the floor, someone pulls a point of order. It just does not go down with me.

## STATEMENT BY THE CHAIR

The PRESIDENT. The Chair would like to make this observation. In the order of business, under Petitions and Remonstrances, a point of order probably would not lie, if a member should decide to talk about a certain fish in the Amazon River, or any other irrelevant matter.

I have to call them as I see them. I am just a referee. You gentlemen will have to decide who is in or out of order.

## PERMISSION TO ADDRESS SENATE

Mr. DENT asked and obtained unanimous consent to address the Senate.

Mr. DENT. Mr. President, I want to make an announcement, if there is no objection. I want to announce to the Senate that the Democratic group met last night, and after a great deal of deliberation has decided on a course of action during this Session, which we believe will be for the betterment of our State Government.

Mr. President, we are going to refuse to vote for any appropriation bills during this Session of the Legislature, unless said requests for appropriations are accompanied with a detailed object classification of the appropriation. By that we mean that we want a breakdown similar to the breakdowns that the departments must prepare, I believe, for the Budget Director of the Governor. We want to know out of, say, a figure of \$111,000,000, for instance, for the Department of Public Assistance, how much of it is spent for administration. In this administration, how much of it is spent for printing leaflets and, in many instances build-up literature, such as the Secretary of Internal Affairs' literature which goes out every month and tells you what a great guy the Secretary is; stuff of that nature, which is all right for him. I know, for instance, we just received one recently from one department where three pictures of the department head appeared in the same issue. Of course, I must admit they were different poses. He is rather photogenic, and it made nice looking work.

Mr. President, we believe that we cannot honestly vote for appropriations as we have in the past, because in these public hearings we are already finding out that it is impossible for the departments, themselves, to tell us how much of each dollar is spent for the various items of government in their department. For instance, how many

automobiles are in a department and of these automobiles, how many are Cadillacs that could be Fords? What is the tax dollar doing in the various departments? I believe the Republican Majority joins me in this because, if you will note, in Washington they have objectively demanded to know just where every tax dollar is going, and whether or not the budget can be sloughed off or cut off.

I think, Mr. President, they have set up a wonderful new departure in government and that it becomes our duty, too, in Pennsylvania to insist on knowing how much of the money that goes into a department is spent for the various items of administration, the items of carrying on office work, and, for instance, the item of travel is very interesting.

I understand, Mr. President, that an officer of government, a high ranking officer of government, has seen fit to make a couple fishing trips and a few other things. In some way or another, they end up on the expense account the same as the salesman's overcoat; it could not be seen, but it was there. I think that we ought to know that. If we budget ahead the amount that a department can spend for travel, or the amount they think they will need, the amount they will need for automobiles, the amount they will need for the different items of publications, etc., then we can say, "Well, why do you have to spend, like the Department of Public Assistance, \$182,000 for publications," which was revealed this morning.

Mr. President, we require \$19,000,000 for the administration of a relief fund in the State of Pennsylvania. For many years we have demanded that this department be put into—exterminated, in plain words, the hands of the Department of Welfare where it belongs. I know that it would not take \$19,000,000 a biennium for that department, already set up, to take care of this work. You know it and every other man in here knows it.

Mr. President, we want to now put the departments on notice, the Executive Branch of Government on notice, that as a group, the Democratic Minority will not vote for any appropriations unless we are told categorically just where the money is being spent, and how much of it, for the various items in their administration.

## PERMISSION TO ADDRESS SENATE

Mr. HOLLAND asked and obtained unanimous consent to address the Senate.

Mr. MAHANY. Mr. President, I think we can go along with that, because the Republicans will also be glad to know every item in these budgets and if we can cut down on any of them we will certainly be pleased to do so.

Mr. President, I think the Governor, in his Budget Message, asked us to go into this in great detail, and if we can find any place where the budget can be slashed, he invites us to do it. The Republicans and Democrats can certainly work together on this one.

## PERMISSION TO ADDRESS SENATE

Mr. MAHANY asked and obtained unanimous consent to address the Senate.

Mr. HOLLAND. Mr. President, I think it is up to the Senate to announce to the papers that the Pennsylvania Economy League, the Chamber of Commerce and the different labor groups who are represented here in the Capitol, are also entitled to attend these public hearings

and ask questions. You will notice that when you attend these hearings of the Appropriations Committee, no outside groups who have made a study of the budget are present.

Mr. President, I understand that these people feel they are not entitled to attend the meetings and ask questions. They would like to have this made clear in the newspapers, that any outside interests in a public hearing are entitled to attend these public hearings, and also take part in the debate regarding the budget and the amount of money the different departments require.

#### ADJOURNMENT

Mr. MAHANY. Mr. President. I move that the Senate do now adjourn until Monday, February 16, 1953, at 4:00 o'clock p.m., Eastern Standard Time.

Mr. WALKER. Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 12:39 o'clock p.m., Eastern Standard Time, until Monday, February 16, 1953, at 4:00 o'clock p.m., Eastern Standard Time.



## HOUSE OF REPRESENTATIVES

TUESDAY, February 10, 1953

The House met at 11:00 a. m.

The SPEAKER (Charles C. Smith) in the Chair.

## PRAYER

Reverend Leo G. Fallon, Assistant Pastor of St. Catherine's Church, Pittsburgh, guest and friend of the gentleman from Allegheny, Mr. Olsen, offered the following prayer:

In the name of the Father, and of the Son, and of the Holy Ghost. Let us Pray.

O God, by whose Word all are sanctified, pour forth your blessing upon these creatures; and provide that everyone will make use of your graces and blessings according to your law and your will and that through the invocation of your Holy name they may possess health of body and strength of soul through Christ, Our Lord. Grant to us, who are surrounded with the new light of Thy incarnate Word, we pray Thee, almighty God, that the faith which shines in our minds, may also be shown in our actions. Through the same Lord Jesus Christ, Thy Son, who liveth and reigneth with Thee, in the unity of the Holy Ghost, God for ever and Ever. Amen.

In the name of the Father, and of the Son, and of the Holy Ghost.

## APPROVAL OF JOURNAL POSTPONED

The SPEAKER. Are there any corrections to the Journal of Monday, February 9, 1953?

Mr. HELM Mr. Speaker, I move that the Journal for Monday, February 9, be not approved since it is not in print.

The motion was agreed to.

## BILLS INTRODUCED AND REFERRED

By Mr. YOUNG.

HOUSE BILL No. 155.

An Act to further amend Clause (f) of Section 448 of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," by increasing the membership of the Advisory Health Board to include one doctor of osteopathy.

Referred to the Committee on State Government.

By Mr. TOMPKINS.

HOUSE BILL No. 156.

An Act to further amend clause (b) of section 4 of the

act, approved the twenty-fourth day of June, one thousand nine hundred thirty-seven (P. L. 2051) entitled "An act relating to public assistance; providing for and regulating assistance to certain classes of persons designated and defined as dependent children, aged persons, blind persons and other persons requiring relief; providing for the administration of this act by the Department of Public Assistance and county boards of assistance hereby created for this purpose; authorizing the Department of Public Assistance to cooperate with, and to accept and disburse moneys received from, the United States Government for assistance to such persons; providing for the liquidation of the State Emergency Relief Board, Boards of Trustees of the Mothers' Assistance Fund and Boards of Trustees of Pension Fund for the Blind; and repealing laws relating to mothers' assistance, pensions for the blind, old age assistance, and the State Emergency Relief Board," by providing that where the Commonwealth assigns to a third party, and lien or obligation secured for repayment of public assistance, the assignee can collect thereon only the amount he paid to the Commonwealth.

Referred to the Committee on Welfare.

By Mr. GLICK.

HOUSE BILL No. 157.

An Act to further amend the act, approved the thirty-first day of March, one thousand nine hundred thirty-seven (P. L. 160), entitled "An act creating a commission to be known as the Pennsylvania Public Utility Commission; defining in part the powers and duties of such commission; abolishing The Public Service Commission of the Commonwealth of Pennsylvania, terminating the terms of the members thereof, and transferring to the Pennsylvania Public Utility Commission the records, employes, property and equipment of the Public Service Commission of the Commonwealth of Pennsylvania; authorizing the Pennsylvania Public Utility Commission to appear in and complete all pending proceedings, legal or otherwise, instituted before, by or against The Public Service Commission of the Commonwealth of Pennsylvania; providing that all certificates of public convenience, contracts, orders, and rules and regulations of the latter commission shall remain effective until repeal, changed or modified by the Pennsylvania Public Utility Commission, and transferring and appropriating to the Pennsylvania Public Utility Commission any unexpended balance of any existing appropriation to The Public Service Commission of the Commonwealth of Pennsylvania," by providing for the election of members of the Pennsylvania Public Utility Commission, for filling of vacancies, and for the selection and term of its chairman, for compensation of members and for termination of present members' terms.

Referred to the Committee on State Government.

By Mr. GLICK.

HOUSE BILL No. 158.

An Act to further amend the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in



which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," by providing for the election of the members of the Pennsylvania Public Utility Commission.

Referred to the Committee on State Government."

By Messrs. HOCKER and WESCOT.

HOUSE BILL No. 159.

An Act requiring every person registering a motor vehicle in the Commonwealth to furnish proof of financial responsibility with respect to liability for personal injury or death arising from the ownership, operation or use of such motor vehicle by the registrant or by any other person with his express or implied consent; providing the nature of public liability policy which may be used as such proof; providing penalties and repealing inconsistent laws.

Referred to the Committee on Motor Vehicles.

By Mr. DUNN.

HOUSE BILL No. 160.

An Act to further amend subsection (h) of Section 2 of the act, approved the eighteenth day of May, one thousand nine hundred thirty-seven (P. L. 654), entitled "An act to provide for the safety and to protect the health and morals of persons while employed; prescribing certain regulations and restrictions concerning places where persons are employed, and the equipment, apparatus, devices and machinery used therein; prescribing certain powers and duties of the Department of Labor and Industry relative to the enforcement of this act; and fixing penalties," by requiring employers to furnish personal protective devices free of charge.

Referred to the Committee on Labor Relations.

By Mr. DUNN.

HOUSE BILL No. 161.

An Act to add Section 1207.1 to the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by granting jurisdiction to magistrates in summary proceeding in certain cases where minors are charged with violations.

Referred to the Committee on Motor Vehicles.

By Mr. DUNN.

HOUSE BILL No. 162.

An Act to amend the act, approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1333), entitled "An act concerning elections, including general, municipal, special and primary elections, the nomination of candidates, primary and election expenses and election contests; creating and defining membership

of county boards of elections; imposing duties upon the Secretary of the Commonwealth, courts, county boards of elections, county commissioners; imposing penalties for violation of the act, and codifying, revising and consolidating the laws relating thereto; and repealing certain acts and parts of acts relating to elections," by providing for the withdrawing of deceased candidate's name by the county board of elections in certain cases.

Referred to the Committee on Elections and Apportionment.

By Mr. HOCKER.

HOUSE BILL No. 163.

An Act to amend Article VIII of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace the courts and the clerks thereof, owners of vehicles and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by requiring overhead exhaust outlets on diesel motor vehicles.

Referred to the Committee on Motor Vehicles.

By Mr. RAGOT.

HOUSE BILL No. 164.

An Act to provide revenue by imposing a State tax upon sales of used motor vehicles by persons as herein defined; prescribing the method and manner of collecting such tax; conferring powers and imposing duties on the Secretary of, and the Department of Revenue, and persons, as herein defined; making certain exceptions and prescribing penalties for violations.

Referred to the Committee on Ways and Means.

Br. Mr. RAGOT.

HOUSE BILL No. 165.

An Act to amend Section 19 of the act, approved the twenty-ninth day of June, one thousand nine hundred thirty-seven (P. L. 2423), entitled, as amended, "An act establishing a Pennsylvania State Police Retirement System; providing for payments upon retirement, death, disability, involuntary retirement, and of certain medical expenses from the State Employees' Retirement Fund, under the Administration of the State Employees' Retirement Board; providing for contributions by members of the Pennsylvania State Police and the Commonwealth; providing for the guarantee by the Commonwealth of certain of said funds; providing for the subrogation of the Commonwealth to the rights of the member or dependents against certain third parties; exempting annuities, allowances, returns, benefits, and rights from taxation and judicial processes; and providing penalties," by granting right to contributors to change beneficiary at any time after retirement.

Referred to the Committee on State Government.



By Mr. RAGOT.

HOUSE BILL No. 166.

An Act to amend Section 4111 of the act, approved the twenty-third day of June, one thousand nine hundred thirty-one (P. L. 932), entitled "An act relating to cities of the third class; and amending, revising, and consolidating the law relating thereto," by changing the procedure before the zoning commission for adoption of zoning ordinances.

Referred to the Committee on Cities—Third Class.

By Mr. VAUGHAN.

HOUSE BILL No. 167.

An Act to amend clause (b) and to add clause (i) to Section 1302 of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 343), entitled "An act relating to the finances of the State government; providing for the settlement, assessment, collection, and lien of taxes, bonus, and all other accounts due the Commonwealth, the collection and recovery of fees and other money or property due or belonging to the Commonwealth, or any agency thereof, including escheated property and the proceeds of its sale, the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth, and the settlement of claims against the Commonwealth, the resettlement of accounts and appeals to the courts, refunds of moneys erroneously paid to the Commonwealth, auditing the accounts of the Commonwealth and all agencies thereof, of all public officers collecting moneys payable to the Commonwealth, or any agency thereof, and all receipts of appropriations from the Commonwealth and imposing penalties; affecting every department, board, commission, and officer of the State government, every political subdivision of the State, and certain officers of such subdivisions, every person, association, and corporation required to pay, assess, or collect taxes, or to make returns or reports under the laws imposing taxes for State purposes, or to pay license fees or other moneys to the Commonwealth, or any agency thereof, every State depository and every debtor or creditor of the Commonwealth," by providing that any number of items, though held for different persons, may be joined by an escheator in one petition in escheat, providing for actions by escheators for depositions, discovery and inspection.

Referred to the Committee on Ways and Means.

By Mr. VAUGHAN.

HOUSE BILL No. 168.

An Act to further amend the first paragraph of Section 22 of the act, approved the sixth day of August, one thousand nine hundred forty-one (P. L. 861), entitled "An act to create a uniform and exclusive system for the administration of parole in this Commonwealth; establishing the Pennsylvania Board of Parole; conferring and defining its jurisdiction, duties, powers and functions, including the supervision of persons placed upon probation in certain designated cases; providing for the method of appointment of its members; regulating the appointment, removal and discharge of its officers, clerks and employees; dividing the Commonwealth into administrative districts for purposes of parole; fixing the salaries of members of the board and of certain other officers and employees thereof; making violations of certain provisions of this act misdemeanors; providing penalties therefor; and for other cognate purposes, and making an appropriation," by abolishing the requirement of sponsors as a condition to paroles.

Referred to the Committee on Judiciary.

By Mr. RICHTER.

HOUSE BILL No. 169.

An Act to further amend Section 1 and 9 and to repeal Section 2 of Article XIV of the act, approved the seventh day of March, one thousand nine hundred one (P. L. 20), entitled "An act for the government of cities

of the second class," by changing the procedure for the election of councilmen and the filling of vacancies; and limiting the number of councilmen.

Referred to the Committee on Cities-Counties—First—Second and Second Class A.

By Messrs. HELM and GUTHRIE.

HOUSE BILL No. 170.

An Act to amend subsection (e) of Section 410 of the act, approved the twelfth day of April, one thousand nine hundred fifty-one (P. L. 90), entitled "An act relating to alcoholic liquors, alcohol and malt and brewed beverages; amending, revising, consolidating and changing the laws relating thereto; regulating and restricting the manufacture, purchase, sale, possession, consumption, importation, transportation, furnishing, holding in bond, holding in storage, traffic in and use of alcoholic liquors, alcohol and malt and brewed beverages and the persons engaged or employed therein; defining the powers and duties of the Pennsylvania Liquor Control Board; providing for the establishment and operation of State liquor stores, for the payment of certain license fees to the respective municipalities and townships, for the abatement of certain nuisances and, in certain cases, for search and seizure without warrant; prescribing penalties and forfeitures; providing for local option, and repealing existing laws," by permitting licensed importers to import, purchase, sell and store liquor and alcohol in the Commonwealth.

Referred to the Committee on Liquor Control.

By Messrs. JOHN MURRAY and JENKINS.

HOUSE BILL No. 171.

An Act to amend Section 1017.1 of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by requiring drivers to stop when any school bus stops outside the boundary lines of any city.

Referred to the Committee on Motor Vehicles.

By Messrs. JOHN MURRAY, JENKINS, THOMAS and MORAN.

HOUSE BILL No. 172.

An Act to add Section 612.1 to the act approved the twenty-fourth day of June, one thousand nine hundred thirty-nine (P. L. 872) entitled "An act to consolidate, amend and revise the penal laws of the Commonwealth," by making it unlawful to sell, lease or install gas for domestic use unless the same is distinctively odorized.

Referred to the Committee on Public Health and Sanitation.



By Mr. WILT.

HOUSE BILL No. 173.

An Act to further amend Section 504 and to repeal Section 505 of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-one (P. L. 1206) entitled "An act concerning townships of the first class; amending, revising, consolidating, and changing the law relating thereto," by providing that all township commissioners shall be elected at large.

Referred to the Committee on Townships.

By Mr. PHILLIPS.

HOUSE BILL No. 174.

An Act making an appropriation to the Orlando S. Johnson Industrial School of Scranton, Pennsylvania, for the two fiscal years beginning the first day of June, one thousand nine hundred fifty-three, for maintenance and purchase of supplies and equipment.

Referred to the Committee on Appropriations.

By Mr. McCANN.

HOUSE BILL No. 175.

An Act, to further amend the act approved the first day of May, one thousand nine hundred thirty-three (P. L. 103) entitled "An act concerning townships of the second class; and amending, revising, consolidating, and changing the law relating thereto," by changing the compensation of auditors.

Referred to the Committee on Townships.

By Messrs. QUISENBERRY and POLASKI.

HOUSE BILL No. 176.

An Act authorizing cities of the third class having a population of one hundred twenty-five thousand or more to adopt the city manager plan of government; providing for referendums; providing for the conduct of city government thereunder; and conferring powers and imposing duties on city and county officials.

Referred to the Committee on Cities—Third Class.

By Mr. DOWNEY.

HOUSE BILL No. 177.

An Act providing for the compensation of local draft board members.

Referred to the Committee on State Government.

By Mr. DOWNEY.

HOUSE BILL No. 178.

An Act to amend Section 703 of the act, approved the fifth day of August, one thousand nine hundred forty-one (P. L. 752) entitled "An act regulating and improving the civil service of certain departments and agencies of the Commonwealth; vesting in the State Civil Service Commission and a Personnel Director certain powers and duties; providing for classification of positions, adoption of compensation schedules and certification of pay-rolls; imposing duties upon certain officers and employees of the Commonwealth; authorizing service to other State departments or agencies and political subdivisions of the Commonwealth in matters relating to civil service; defining certain crimes and misdemeanors; imposing penalties; making certain appropriations, and repealing certain acts and parts thereof," by providing for a five-day work week for State Liquor Store clerks.

Referred to the Committee on State Government.

By Mr. AUKER.

HOUSE BILL No. 179.

An Act to further amend Section 1101 of the act, approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1225) entitled "An act concerning game and other wild birds and wild animals; and amending, revising, consolidating, and changing the law relating thereto," by increasing the bounty payable by the commission for the destruction of foxes.

Referred to the Committee on Game and Forestry.

By Messrs. GEER and WILT.

HOUSE BILL No. 180.

An Act to further amend Section 608 of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by requiring persons granted operators' licenses to be fingerprinted and preservation thereof in the Department of Revenue.

Referred to the Committee on Motor Vehicles.

By Mr. HELM

HOUSE BILL No. 181.

An Act to further amend the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 1046) entitled as amended "An act appropriating the moneys in the Motor License Fund," by making certain money in the Motor License Fund subject to appropriation by the General Assembly.

Referred to the Committee on Appropriations.

By Messrs. TOOMEY and SHOTWELL.

HOUSE BILL No. 182.

An Act to add Section 501.1 to Article V and to add Section 1020.1 to Article X of the act approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety; regulating the use of highways and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by directing the issuance of special motor vehicles registration plates to war amputees and permitting such amputees to park in restricted areas.

Referred to the Committee on Motor Vehicles.

By Mr. BOWER.

HOUSE BILL No. 183.

An Act providing for the payment of benefits for disabilities resulting from non-occupational injury and sick-



ness; fixing the rights and obligations of employers, employes and insurers; fixing penalties.

Referred to the Committee on Labor Relations.

## RESOLUTIONS INTRODUCED AND REFERRED

By Mr. HOCKER. (Concurrent) RESOLUTION No. 10.

In the House of Representatives, February 9, 1953.

The Pennsylvania Department of the Reserve Officers Association of the United States is again taking the lead in consideration, by all our citizens, of the state of our Nation's strength through its traditional observance of National Defense Week, a period sought by the Reserve Officers Association, and proclaimed by the President of the United States, the Governor of our State, and the Mayors of our various cities.

Misinformation or apathetic public opinion concerning our military affairs constitutes in itself a serious breach in our national defense.

International jealousies, distrusts, selfish interests and conflicting ideologies tend to loose upon the public a flood of rumors, distortions of truths and biased statements. It is more important now than ever before that each citizen be kept informed throughout the entire year of the true status of our national defense and be made aware of the importance of his role in the defense of our freedom and traditions; therefore be it

Resolved, (if the Senate concurs) That we commend the Reserve Officers Association for its leadership in establishing this National Defense Week observance; that we pledge to the Reserve Officers Association and the many organizations assisting in this observance our fullest cooperation; and that we urge all of our fellow citizens to join together in this all important observance; and finally, that we recommend to the Governor of the Commonwealth of Pennsylvania that he appoint a member of the Reserve Officers Association to his staff (without compensation) to advise and assist him on those matters pertaining to Reserve activities.

Referred to the Committee on Rules.

By Mr. WORLEY. RESOLUTION No. 11.

In the House of Representatives, February 9, 1953.

Resolved, That the House of Representatives of Pennsylvania's General Assembly, on behalf of the people whom they represent, extend to the President of the United States, Dwight D. Eisenhower, a warm invitation to make his home in Adams County, Pennsylvania, the Nation's Summer White House.

Referred to the Committee on Rules.

## PERMISSION GRANTED COMMITTEE TO MEET DURING SESSION

Mr. HALL asked and obtained permission for the Committee on Ways and Means to meet during the session of the House.

## PERMISSION TO ADD ADDITIONAL SPONSORS

Mr. BAZIN asked and obtained unanimous consent to add additional sponsors to a resolution to be introduced by him.

Mrs. MONROE asked and obtained unanimous consent to add additional sponsors to a bill to be introduced by her.

Mr. POLASKI asked and obtained unanimous consent to add additional sponsors to a bill to be introduced by him.

Mr. ROBERT K. HAMILTON asked and obtained unan-

imous consent to add additional sponsors to a bill to be introduced by him.

Mrs. COYLE asked and obtained unanimous consent to add additional sponsors to a bill to be introduced by her.

Mr. WELSH asked and obtained unanimous consent to add additional sponsors to a bill to be introduced by him.

Mr. TOLL asked and obtained unanimous consent to add additional sponsors to a bill to be introduced by him.

Mr. Scott asked and obtained unanimous consent to add additional sponsors to bills to be introduced by him.

Mr. TAYLOR asked and obtained unanimous consent to add additional sponsors to a bill to be introduced by him.

Mr. GRANVILLE E. JONES asked and obtained unanimous consent to add additional sponsors to a bill to be introduced by him.

## SENATE MESSAGE

### TIME OF NEXT MEETING

The Clerk of the Senate being introduced presented an extract from the Journal of the Senate, which was read as follows:

In the Senate, February 9, 1953.

Resolved, (if the House of Representatives concur), That when the Senate adjourns this week it reconvene on Monday, February 16, 1953 at four o'clock p. m., E. S. T., and the House of Representatives adjourns this week it reconvene on Monday, February 16, 1953 at four-thirty o'clock p. m., E. S. T.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

On the question,

Will the House concur in the resolution of the Senate?

It was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

## SENATE MESSAGE

### JOINT COMMITTEE TO INVESTIGATE SAFETY MEASURES ON THE PENNSYLVANIA TURNPIKE

The Clerk of the Senate being introduced presented an extract from the Journal of the Senate, which was read as follows:

In the Senate, February 9, 1953.

Whereas, The Pennsylvania Turnpike is world famous as the greatest toll highway ever constructed; and

Whereas, It has brought to our Commonwealth an ever increasing flow of tourists from all the states of the union and serves as a working model for future highway development; and

Whereas, Much information and misinformation has appeared from time to time, concerning its safety factor for vehicular traffic; therefore be it

Resolved (if the House of Representatives concur), That the President Pro Tempore of the Senate appoint a committee of five Senators to act jointly with a similar committee of five House members to be appointed by the Speaker of the House of Representatives, and the said committee be empowered to investigate the subject of Turnpike safeguards and safety regulations; and

Be It Further Resolved, That this committee shall make a report of their findings and recommendations to the General Assembly as soon as possible.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

On the question,

Will the House concur in the resolution of the Senate?  
It was concurred in.  
Ordered, That the Clerk inform the Senate accordingly.

### SENATE MESSAGE

#### STATE LEGISLATURE, COMMONWEALTH OF PENNSYLVANIA

The Clerk of the Senate being introduced presented an extract from the Journal of the Senate, which was read as follows:

In the Senate, February 9, 1953.

Whereas, the Pennsylvania Department of the Reserve Officers Association of the United States is again taking the lead in consideration, by all our citizens, of the state of our nation's strength through its traditional observance of National Defense Week, a period sought by the ROA and proclaimed by the President of the United States, the Governor of our State, and the Mayors of our various cities, and

Whereas, misinformed or apathetic public opinion concerning our military affairs constitutes in itself a serious breach in our national defense, and

Whereas, international jealousies, districts, selfish interests and conflicting ideologies tend to loose upon the public a flood of rumors, distortions of truths and biased statements, it is more important now than ever before that each citizen be kept informed throughout the entire year of the true status of our national defense and be made aware of the importance of his role in the defense of our freedom and traditions.

Therefore be it resolved, by the House and the Senate of the General Assembly of the Commonwealth of Pennsylvania that we commend the Reserve Officers Association for its leadership in establishing this National Defense Week observance; that we pledge to the ROA and the many organizations assisting in this observance our fullest cooperation; and that we urge all of our fellow citizens to join together in this all important observance; and finally, that we recommend to the Governor of the Commonwealth of Pennsylvania that he appoint a member of the Reserve Officers Association to his staff (without compensation) to advise and assist him on those matters pertaining to Reserve activities.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

On the question,

Will the House concur in the resolution of the Senate?  
It was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

#### PERMISSION GRANTED COMMITTEE TO MEET DURING SESSION

Mr. TOMPKINS asked and obtained permission for the Committee on Judiciary to meet during the session of the House.

### RESOLUTION

#### ABRAHAM LINCOLN

Messrs. JOHNSON and ANDREWS asked and obtained unanimous consent to offer a resolution and for its immediate consideration.

The resolution was read by the Clerk as follows:

In the House of Representatives, February 10, 1953.

Thursday will mark the one hundred and forty-third anniversary of the birthday of the sixteenth President of our Nation.

Born on February 12, 1809, among the high hills and deep gorges of Kentucky, he rose from cabin up to Capitol.

No other man in the history of our Country has ever better illustrated that equality of opportunity, which is our proud boast, nor the heights that are accessible to every youth; no one has ever so inspired those who followed him, and no one has ever been more worthy of emulation.

Of all that has been written of Abraham Lincoln, nothing better describes this "man who matched the mountains" than the words of Edwin Markham, in his poem on "Lincoln The Man of the People:"

"The color of the ground was in him, the read earth  
The tang and odor of the primal things—  
The rectitude and patience of the rocks;  
The gladness of the wind that shakes the corn;  
The courage of the bird that dares the sea;  
The justice of the rain that loves all leaves;  
The pity of the snow that hides all sears;  
The loving-kindness of the wayside well;  
The Tolerance and equity of light."

Study and contemplation of the life of Lincoln, especially during the progress of the war that saved the Nation, cannot help but aid and guide us in the performance of our duties; therefore be it

Resolved, That we, as Members of this House, shall strive to follow the course that he blazed, that in our Legislative work we forget place, and power and preference, that we throw away envy and jealousy and pettiness and that we emulate the courage and the rectitude and the justice and tolerance and equity that were his.

The resolution was unanimously adopted.

### BILL ON FIRST READING

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 37, entitled:

An Act authorizing the Department of Property and Supplies to sell and convey a tract of land situate in the Township of North Union, Fayette County, Pennsylvania, with the approval of the Governor.

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

### BILL ON SECOND READING

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1, entitled:

An Act Providing for a revision or amendment of the Constitution of Pennsylvania with certain limitations by a constitutional convention and a vote of electors and providing for the nomination and election of delegates.

The first section was read and agreed to.

The second section was read.

On the question,

Will the House agree to the section?

Messrs. JOHNSON and ANDREWS offered the following amendments:

Amend Section 2, page 2, line 5, by striking out after the word "of" and before the word "district" the following: "one" and inserting in lieu thereof the following: "three."

Amend Section 2, page 2, line 10, by striking out after the word "and" and before the word "delegates" the following: "fifteen."

Amend Section 2, page 2, line 10, by striking out after the word "delegates" and before the word "from" the following: "elected."

Amend Section 2, page 2, line 10, by inserting at the end of the line after the word "large" the following: "as hereinafter selected and appointed."



They were agreed to.

The section was agreed to as amended.

The third section was read.

On the question,

Will the House agree to the section?

Messrs. JOHNSON and ANDREWS offered the following amendments:

Amend Section 3, page 2, line 13, by striking out after the word "shall" and before the word "candidates" the following: "nominate ten"; and inserting in lieu thereof the following: "select fifteen."

Amend Section 3, page 2, line 14, by striking out at the end of the line after the word "large" the following: "by State-wide convention composed of the members."

Amend Section 3, page 2, by striking out lines 15 to 19 inclusive, and inserting in lieu thereof the following: "in accordance with the rules of the respective parties for the filling of United States senatorial vacancies. The Governor of the Commonwealth shall select ten persons from each list. Those selected shall serve as delegates at large"

"The Speaker of the House of Representatives and the President Pro Tempore of the Senate of the Commonwealth of Pennsylvania shall each select three members of the majority party and two members of the minority party of their respective branches of the General Assembly who shall also serve as delegates at large."

Amend Section 3, page 2, by striking out line 20.

Amend Section 3, page 3, by striking out lines 1 to 19 inclusive.

Amend Section 3, page 4, by striking out lines 1 to 15 inclusive.

They were agreed to.

The section was agreed to as amended.

The fourth section was read.

On the question,

Will the House agree to the section?

Messrs. JOHNSON and ANDREWS offered the following amendments:

Amend Section 4, page 4, line 18, by striking out after the word "Delegates" and before the word "for" the following: "One candidate"; and inserting in lieu thereof the following: "Two candidates."

Amend Section 4, page 4, line 19, by striking out at the end of the line after the word "party" the following: "at".

Amend Section 4, page 4, by striking out line 20.

Amend Section 4, page 5, by striking out lines 1 to 6 inclusive, and inserting in lieu thereof the following: "in accordance with the rules of the respective political parties for the filling of congressional vacancies."

Amend Section 4, page 5, line 10, by striking out after the word "for" and before the word "at" the following: "one candidate"; and inserting in lieu thereof the following: "two candidates."

Amend Section 4, page 5, line 11, by striking out at the end of the line after the word "The" the following: "candidate"; and inserting in lieu thereof the following: "three candidates."

Amend Section 4, page 5, line 12, by striking out after the word "highest" and before the word "shall" the following: "vote"; and inserting in lieu thereof the following: "number of votes."

Amend Section 4, page 5, line 12, by striking out at the end of the line after the word "district" the following: "delegate" and inserting in lieu thereof the following: "delegates."

They were agreed to.

The section was agreed to as amended.

The fifth and sixth sections were separately read and agreed to.

The seventh section was read.

On the question,

Will the House agree to the section?

Messrs. JOHNSON and ANDREWS offered the following amendments:

Amend Section 7, page 7, line 3, by striking out at the beginning of the line before the word "the" the following: "or and inserting in lieu thereof the following: "in."

Amend Section 7, page 7, line 6, by striking out at the end of the line after the word "wealth" the following: "Provided That nothing herein contained shall authorize the said."

Amend Section 7, page 7, by striking out lines 7 to 11 inclusive.

Amend Section 7, page 7, by striking out line 14.

Amend Section 7, page 7, line 15, by striking out at the beginning of the line before the word "and" the following: "voted on separately."

Amend Section 7, page 7, line 17, by striking out after the word "Constitution" and before the word "proposed" the following: "or amendments."

Amend Section 7, page 8, line 2, by striking out after the syllable "tion" and before the word "upon" the following: "or amendments."

They were agreed to.

The section was agreed to as amended.

The eighth section was read.

On the question,

Will the House agree to the section

Messrs. JOHNSON and ANDREWS offered the following amendments:

Amend Section 8, page 8, line 9, by inserting after the word "The" and before the word "Constitution" the following: "now."

Amend Section 8, page 8, line 9, by striking out at the end of the line after the word "Constitution" the following: "or any amend-."

Amend Section 8, page 8, line 10, by striking out at the beginning of the line before the word "proposed" the following: "ments."

Amend Section 8, page 8, line 14, by inserting after the word "proposed" and before the word "Constitution" the following: "new."

Amend Section 8, page 8, line 14, by striking out after the word "Constitution" and before the word "are" the following: "or any amendments."

Amend Section 8, page 8, line 15, by striking out after the word "Constitution" and before the word "if" the following: "or any amendments."

Amend Section 8, page 8, line 16, by inserting after the word "the" and before the word "Constitution" the following: "new."

Amend Section 8, page 9, line 1, by striking out after the word "Constitution" and before the word "have" the following: "or any amendments."

They were agreed to.

The section was agreed to as amended.

The ninth to twelfth sections inclusive were separately read and agreed to.

The title was read.

On the question,

Will the House agree to the title?

Mr. JOHNSON and ANDREWS offered the following amendment:

Amend page 1, line 1 of the title, by striking out after the article "a" and before the word "of" the following: "revision or amendment of the Constitution;" and inserting in lieu thereof the following: "new constitution for the Commonwealth."

Amend page 1, line 2 of the title, by striking out after the syllable "vania" and before the word "by" the following: "with certain limitations."

Amend page 1, line 2 of the title, by inserting after the

word "by" and before the article "a" the following: "means of."

Amend page 1, line 3 of the title, by inserting after the word "the" and before the word "nomination" the following: "selection."

They were agreed to.

The title was agreed to as amended.

And said bill having been read at length the second time and agreed to as amended.

Ordered, to be transcribed for third reading.

### BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 7, as follows:

An Act to further amend section two of the act approved the twenty-ninth day of May one thousand nine hundred forty-five (P. L. 1107) entitled "An act providing for the construction erection and maintenance of roadside rests adjacent to State highway routes providing for the acquisition of interests in land by gift purchase or condemnation granting powers to and imposing duties upon the Department of Highways the Secretary of Highways the Governor and the Department of Property and Supplies authorizing rules and regulations and providing penalties for violations thereof and making an appropriation" by increasing the maximum cost of any one roadside rest

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section two of the act approved the twenty-ninth day of May one thousand nine hundred forty-five (P. L. 1107) entitled "An act providing for the construction erection and maintenance of roadside rests adjacent to State highway routes providing for the acquisition of interests in land by gift purchase or condemnation granting powers to and imposing duties upon the Department of Highways the Secretary of Highways the Governor and the Department of Property and Supplies authorizing rules and regulations and providing penalties for violations thereof and making an appropriation" as amended by the act approved the thirty-first day of May one thousand nine hundred forty-seven (P. L. 345) is hereby further amended to read as follows

Section 2 The Department of Highways shall have the right and the power to acquire by gift purchase or condemnation such easements right of ways and other rights in real estate as may be necessary for the construction erection maintenance and protection from encroachment of such roadside rests The cost of planning acquisition construction and erection of any one rest shall not exceed [thirty-five hundred dollars] seventy-five hundred dollars [(\$3,500)] \$7,500 The power of eminent domain for the purpose of condemnation of such easements right of ways or other rights in real estate shall be exercised in the same manner as is now or may hereafter be provided by law for the condemnation of property in changing the widths lines and locations of State highways When and if such easements right of ways and other rights in real estate are acquired they shall become part of the highway route on which they are located or to which they are adjacent

Section 2 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

### YEAS—207

Adam,	Gibson,	Markley,	Schuster,
Alexander,	Gleason,	Mathews,	Schwartz,

Amarando,  
Andrews,  
Ashton,  
Auker,  
Banker,  
Barkdoll,  
Baumunk,  
Bazin,  
Bear,  
Blair,  
Boles,  
Bolton,  
Bomberger,  
Boory,  
Bower,  
Brelsch,  
Breth,  
Brown,  
Bucchin,  
Buchanan,  
Bullen,  
Capano,  
Cianfrani,  
Cioffi,  
Clapper,  
Cochran,  
Comer,  
Connelly,  
Conner,  
Cooper,  
Coyle,  
Curwood,  
Davis,  
Dougherty,  
Down,  
Downey,  
DuBois,  
Dunn,  
Erb,  
Ewing,  
Farabaugh,  
Fenrich,  
Fenster,  
Filo,  
Flack,  
Fleischman,  
Floyd,  
Flynn,  
Frost,  
Geer,

Glick,  
Goodling,  
Gramlich,  
Greenwood,  
Guss,  
Gutendorf,  
Guthrie,  
Hall,  
Hamilton, R. K.,  
Hamilton, W. H.,  
Harris,  
Haudenschild,  
Helm,  
Hersch,  
Hewitt,  
Hocker,  
Hoggard,  
Ide,  
Jenkins,  
Jim,  
Johnson,  
Jones, Geo. E.,  
Jones, Gran'le E.,  
Jones, Paul F.,  
Jones, T. H. W.,  
Jump,  
Kamyk,  
Keller,  
Kent,  
Kerlin,  
Kline,  
Kohl,  
Kolankiewicz,  
Kornick,  
Kratz,  
Kromer,  
Kubacki,  
Lafore,  
Lederer,  
Lelsey,  
Leonard,  
Leven,  
Light,  
Limper,  
Lippincott,  
Lopresti,  
Lovett,  
Lutty,  
Maguire,  
Mahan,

Maxwell,  
McCann,  
McCormack,  
McCullough,  
McDermitt,  
McGee,  
McInroy,  
McWherter,  
Metz,  
Mihm,  
Mikula,  
Miller,  
Mills,  
Monroe,  
Moody,  
Moore,  
Moran,  
Moscrip,  
Muldowney,  
Munley,  
Murray, J. J.,  
Murray, P. G.,  
Musto,  
Naugle,  
Needham,  
Ogilvie,  
Olsen,  
Parlante,  
Peify,  
Peta,  
Petrosky,  
Pettigrew,  
Pfaff,  
Phillips,  
Polaski,  
Polen,  
Poltenstein,  
Price,  
Quisenberry,  
Ragot,  
Readinger,  
Reagan,  
Reidenbach,  
Richter,  
Rosen,  
Rovasek,  
Royer,  
Rubin,  
Sarraf,  
Schmidt,

Scott,  
Seyler,  
Shoemaker,  
Shotwell,  
Smith, W. B.,  
Spider,  
Spencer,  
Stank,  
Stevenson,  
Stimmel,  
Stone,  
Stoner,  
Strausser,  
Sucher,  
Taylor,  
Thomas,  
Thompson,  
Toll,  
Tompkins,  
Toomey,  
Vansant,  
Varallo,  
Vanner,  
Vaughan,  
Verona,  
Wall,  
Wallace,  
Walsh,  
Wargo,  
Waterhouse,  
Watkins,  
Weidner,  
Welsh,  
Wescott,  
Whalley,  
Wheeler,  
White,  
Whitenight,  
Willaredt,  
Williams,  
Wilt,  
Wood,  
Worley,  
Yeakel,  
Yetzer,  
Young,  
Zeltz,  
Ziegler,  
Smith, C. C.,  
Speaker

### NAYS—0

### NOT VOTING—1

Bell,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 14, as follows:

An Act to repeal the act approved the fifteenth day of July one thousand nine hundred thirty-five (P. L. 1006) entitled "An act authorizing the Department of Property and Supplies with the approval of the Governor to sell and convey three contiguous parcels of land"

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The act approved the fifteenth day of July one thousand nine hundred thirty-five (P. L. 1006) entitled "An act authorizing the Department of Property and Supplies with the approval of the Governor to sell and convey three contiguous parcels of land" is hereby repealed

And said bill having been read at length the third time, considered and agreed to.

On the question,



Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

## YEAS—207

Adam,	Gibson,	Markley,	Schuster,
Alexander,	Gleason,	Mathews,	Schwartz,
Amarando,	Glick,	Maxwell,	Scott,
Andrews,	Goodling,	McCann,	Seyler,
Ashton,	Gramlich,	McCormack,	Shoemaker,
Auker,	Greenwood,	McCullough,	Shotwell,
Banker,	Guss,	McDermitt,	Smith, W. B.,
Barkdoll,	Gutendorf,	McGee,	Snider,
Baumunk,	Guthrie,	McInroy,	Spencer,
Bazin,	Hall,	McWherter,	Stank,
Bear,	Hamilton, R. K.,	Metz,	Stevenson,
Blair,	Hamilton, W. H.,	Mihm,	Stimmel,
Boles,	Harris,	Mikula,	Stone,
Bolton,	Haudenshield,	Miller,	Stoner,
Bomberger,	Helm,	Mills,	Strausser,
Boory,	Hersch,	Monroe,	Sucher,
Bower,	Hewitt,	Moody,	Taylor,
Breisch,	Hocker,	Moore,	Thomas,
Breth,	Hoggard,	Moran,	Thompson,
Brown,	Ide,	Moscrip,	Toll,
Buchchin,	Jenkins,	Muldowney,	Tompkins,
Buchanan,	Jim,	Munley,	Toomey,
Bullen,	Johnson,	Murray, J. J.,	VanSant,
Capano,	Jones, Geo. E.,	Murray, P. G.,	Varallo,
Cianfrani,	Jones, Gran'te E.,	Musto,	Varner,
Cioffi,	Jones, Paul F.,	Naugle,	Vaughan,
Clapper,	Jones, T. H. W.,	Needham,	Verona,
Cochran,	Jump,	Ogilvie,	Wall,
Comer,	Kamyk,	Olsen,	Wallace,
Connelly,	Keller,	Parlante,	Walsh,
Conner,	Kent,	Peifly,	Wargo,
Cooper,	Kerlin,	Peta,	Waterhouse,
Coyle,	Kline,	Petrosky,	Watkins,
Curwood,	Kohl,	Pettigrew,	Weidner,
Davis,	Kolankiewicz,	Pfaff,	Welsh,
Dougherty,	Kornick,	Phillips,	Wescott,
Down,	Kratz,	Polaski,	Whalley,
Downey,	Kromer,	Polen,	Wheeler,
DuBois,	Kubacki,	Poltenstein,	White,
Dunn,	Lafore,	Price,	Whitenight,
Erb,	Lederer,	Quisenberry,	Willaredt,
Ewing,	Lelsey,	Ragot,	Williams,
Farabaugh,	Leonard,	Readinger,	Wilt,
Fenrich,	Leven,	Reagan,	Wood,
Ferster,	Light,	Reidenbach,	Worley,
Filo,	Limper,	Richter,	Yeakel,
Flack,	Lippincott,	Rosen,	Yetzer,
Fleischman,	Lopresti,	Rovansek,	Young,
Floyd,	Lovett,	Royer,	Zeltz,
Flynn,	Lutty,	Rubin,	Ziegler,
Frost,	Maguire,	Sarrat,	Smith, C. C.,
Geer,	Mahan,	Schmidt,	Speaker

## NAYS—0

## NOT VOTING—1

Bell,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 29, as follows:

An Act to further amend section 717.1 of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon pay-

ment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by increasing the fee for inspection certificates

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 717.1 of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" as amended by the act approved the eighteenth day of July one thousand nine hundred forty-one (P. L. 409) is hereby further amended to read as follows

Section 717.1 Fee for Inspection Certificates The fee for inspection certificates shall be [five (\$0.05)] ten (\$.10) cents for each certificate issued A sum equal to the amount so realized shall be allocated to and used solely for the promotion of highway safety

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

## YEAS—207

Adam,	Gibson,	Markley,	Schuster,
Alexander,	Gleason,	Mathews,	Schwartz,
Amarando,	Glick,	Maxwell,	Scott,
Andrews,	Goodling,	McCann,	Seyler,
Ashton,	Gramlich,	McCormack,	Shoemaker,
Auker,	Greenwood,	McCullough,	Shotwell,
Banker,	Guss,	McDermitt,	Smith, W. B.,
Barkdoll,	Gutendorf,	McGee,	Snider,
Baumunk,	Guthrie,	McInroy,	Spencer,
Bazin,	Hall,	McWherter,	Stank,
Bear,	Hamilton, R. K.,	Metz,	Stevenson,
Blair,	Hamilton, W. H.,	Mihm,	Stimmel,
Boles,	Harris,	Mikula,	Stone,
Bolton,	Haudenshield,	Miller,	Stoner,
Bomberger,	Helm,	Mills,	Strausser,
Boory,	Hersch,	Monroe,	Sucher,
Bower,	Hewitt,	Moody,	Taylor,
Breisch,	Hocker,	Moore,	Thomas,
Breth,	Hoggard,	Moran,	Thompson,
Brown,	Ide,	Moscrip,	Toll,
Buchchin,	Jenkins,	Muldowney,	Tompkins,
Buchanan,	Jim,	Munley,	Toomey,



Bullen,	Johnson,	Murray, J. J.,	VanSant,
Capano,	Jones, Geo. E.,	Murray, P. G.,	Varallo,
Cianfrani,	Jones, Gran'le E.,	Musto,	Varner,
Cioffi,	Jones, Paul F.,	Naugle,	Vaughan,
Clapper,	Jones, T. H. W.,	Needham,	Verona,
Cochran,	Jump,	Ogilvie,	Wall,
Comer,	Kamyk,	Olsen,	Wallace,
Connelly,	Keller,	Parlante,	Walsh,
Conner,	Kent,	Peify,	Wargo,
Cooper,	Kerlin,	Peta,	Waterhouse,
Coyle,	Kline,	Petrosky,	Watkins,
Curwood,	Kohl,	Pettigrew,	Weidner,
Davis,	Kolankiewicz,	Pfaff,	Welsh,
Dougherty,	Kornick,	Phillips,	Wescott,
Down,	Kratz,	Polaski,	Whalley,
Downey,	Kromer,	Polen,	Wheeler,
DuBols,	Kubacki,	Poltenstein,	White,
Dunn,	Lafore,	Price,	Whitenight,
Erb,	Lederer,	Quisenberry,	Willaredt,
Ewing,	Leisey,	Ragot,	Williams,
Farabaugh,	Leonard,	Readinger,	Wilt,
Fenrich,	Leven,	Reagan,	Wood,
Ferster,	Light,	Reidenbach,	Worley,
Filo,	Limper,	Richter,	Yeakel,
Flack,	Lippincott,	Rosen,	Yetzer,
Fleischman,	Lopresti,	Rovanssek,	Young,
Floyd,	Lovett,	Royer,	Zeitz,
Flynn,	Lutty,	Rubin,	Ziegler,
Frost,	Maguire,	Sarra,	Smith, C. C.,
Geer,	Mahan,	Schmidt,	Speaker

NAYS—0

NOT VOTING—1

Bell,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 35, as follows:

An Act Giving the consent of the Commonwealth of Pennsylvania to the acquisition by the United States of America of approximately one hundred and thirty-four acres of land in the County of Butler Commonwealth of Pennsylvania known as the Veterans Administration Hospital and ceding jurisdiction to the United States.

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The consent of the Commonwealth of Pennsylvania is hereby granted in accordance with the seventeenth clause eighth section of the first article of the Constitution of the United States to the acquisition by the United States of America of two tracts of land in the Township of Butler County of Butler known as the Veterans Administration Hospital the first tract being bounded and described as follows

Beginning at a point on the center line of State Highway Route No 68 at the distance of 534.4 feet measured S 88° 30' W from a point common to the lands of McCandless Heirs and Walter A Kradel thence extending S 88° 30' W along the center line of said Highway 620.6 feet to a point a corner common to the lands of Walter Kradel and the Hospital Grounds owned by the State of Pennsylvania thence along the line of lands of said Hospital N ½° W 1122 feet to a corner in line of land of said Hospital thence continuing along land of said Hospital N 88° 30' E 627 feet to a monument set for a corner in line of land of . . . Vangorder thence southeast along line of lands of . . . Vangorder Graham and Walter A Kradel (passing thru a monument located 35 feet northwest of the center line of Highway aforesaid) 1122 feet to the first mentioned point or place of beginning Containing 16 acres more or less and being a part of the same land conveyed to William H Miller unmarried Grantor herein by Walter A Kradel et ux by deed dated August 14 1944 and re-

corded in the Office of Recorder of Deeds for Butler County on the 14th day of August 1944

The second tract consisting of two parcels being bounded and described as follows

111.87 acres more or less acquired by a judgment on a declaration of taking entered by the United States District Court for the Western District of Pennsylvania on June 26 1946 in an action entitled United States of America vs Certain Lands in Butler County Pennsylvania the General State Authority Commonwealth of Pennsylvania et al Civil Action No 5817 which are described as follows

Parcel No 1 On the North by a public highway known as Traffic Route No. 422 on the East by a public road known as the Duffy road on the South by lands of formerly Keefer now Kradel and Corder and the public road known as Traffic Route No 68 and on the West by lands of formerly McKee now Butler County National Bank and Trust Company and Miller

Said tract of land being more particularly bounded and described by courses and distances as follows to wit

Beginning at a point in the center line of the Butler-New Castle public road also known as traffic route No 422 being the Northwestern corner of the tract of land herein described thence along the center line of said public road South 59 deg 24' 30" East two thousand five hundred forty-one and 88/100 (2,541.88) feet to a point in the center line of said road thence continuing along the center line of said road South 59 deg 47' East ninety-four and 8/10 (94.8) feet to a point in the center line of said Butler-New Castle public road being the north-eastern corner of said tract thence along the center line of a township road known as the Duffy road South 3 deg 20' East eight hundred thirty-eight and 31/100 (838.31) feet to a point in the center line of said township road thence along lands of formerly Keefer now Graham and Kradel South 86 deg 55' West one thousand one hundred thirty-seven and 24/100 (1,137.24) feet to a monument thence along lands formerly of Keefer now W F Kradel South 2 deg 20' 30" East one thousand one hundred twenty (1,120) feet to a point in the center line of the Butler-Petersville road also known as traffic route No 38 thence along the center line of said Butler-Petersville public road South 86 deg 57' West one thousand nineteen and 4/10 (1,019.4) feet to a point in the center line of said public road thence along the center line of said public road South 85 deg 34' West one hundred (100) feet to a point in the center line of said Butler-Petersville public road thence along the center line of said public road South 81 deg 19' West forty-two and 3/10 (42.3) feet to a point in the center line of said Butler-Petersville public road thence along lands of formerly McKee now Butler County National Bank & Trust Company North 2 deg 19' West one thousand one hundred nineteen and 50/100 (1,119.50) feet to a monument on line of lands of now Catherine Miller thence along lands of now Catherine Miller North 86 deg 45' 30" East seventy-nine and 20/100 (79.20) feet to a monument thence along lands of formerly McKee now Catherine Miller North 2 deg 34' West two thousand three hundred three and 68/100 (2,303.68) feet to a point in the center line of the Butler-New Castle public road the place of beginning containing one hundred nine and 45/100 (109.45) acres strict measure as per survey of L C D Greenough C E dated September 1937 Being the same premises which Charles P Robinson et al by deed dated the first day of September A D 1937 and recorded on January 21 1938 in the Recorder's Office of Butler County Penna in Deed Book No 493 page 53 granted conveyed and confirmed unto the General State Authority its successors and assigns

Parcel No 2 Beginning at the Southeast corner of the tract herein conveyed at a point in the center of a public road said point being 809.8 feet South six (6) degrees thirty-two (32) minutes West from a point in the center of a public road known as the Duffy Road thence South sixty-one (61) degrees thirty-nine (39) minutes West 20.11 feet along the center line of said public road to a point thence North thirteen (13) degrees thirty-three (33) minutes West 264.02 feet along the center line of



a thirty-three foot Private Road thence along same North fifty-nine (59) degrees forty-four (44) minutes West 270.0 feet to a point in the center of said thirty-three foot Private Road the southwest corner of the tract herein conveyed thence leaving said thirty-three feet Private Road North seventeen (17) degrees ten (10) minutes East 276.2 feet along other lands of the grantor to a post the northwest corner of the tract herein conveyed thence South seventy-five (75) degrees fifteen (15) minutes East 273.16 feet along other lands of grantor to a post the northeast corner of the tract herein conveyed thence South six (6) degrees thirty-two (32) minutes West 487.4 feet along other lands of grantor to a post on line of the thirty-three foot Private Road above mentioned thence South thirteen (13) degrees thirty-three (33) minutes East 96.0 feet along line of said thirty-three feet Private Road and lands of grantor to a point in the center of a Public Road the place of beginning Containing 2.42 acres according to a survey made by L C B Greenough C E November 1938 of a portion of the Waldron Farm owned by Butler Township Butler County Pennsylvania Being the same premises which the Township of Butler Butler County Pennsylvania by deed dated the 31st day of October 1938 and recorded on the 9th day of December 1938 in the said Recorder's Office in Deed Book No 497 page 83 granted conveyed and confirmed into the General State Authority its successors and assigns

Section 2 Exclusive jurisdiction in and over the aforesaid lands is hereby ceded to the United States of America by the Commonwealth of Pennsylvania for the erection of forts magazines arsenals dock yards and other needful buildings with the exception of roads abutting on said lands to be used by the United States for military and other public purposes which are not already under the jurisdiction of the United States

Section 3 The jurisdiction so ceded to the United States of America is granted upon the express condition that the Commonwealth of Pennsylvania shall retain concurrent jurisdiction with the United States in and over the lands and buildings aforesaid in so far that civil process in all cases and such criminal process as may issue under the authority of the Commonwealth of Pennsylvania against anyone charged with crime committed outside said land may be executed thereon in the same manner as if this jurisdiction had not been ceded The United States shall retain such jurisdiction so long as the said land shall be used for the purposes for which jurisdiction is ceded and no longer

Section 4 The jurisdiction so ceded to the United States shall be upon the further condition that the Commonwealth reserves to itself and its political subdivisions whatever power of taxation it may constitutionally reserve to levy and collect all taxes now or hereafter imposed by the Commonwealth and its political subdivisions upon property persons and franchises within the boundaries so ceded

Section 5 This act shall become effective immediately upon its final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

#### YEAS—207

Adam,	Gibson,	Markley,	Schuster,
Alexander,	Gleason,	Mathews,	Schwartz,
Amarando,	Glick,	Maxwell,	Scott,
Andrews,	Goodling,	McCann,	Seyler,
Ashton,	Gramlich,	McCormack,	Shoemaker,
Auker,	Greenwood,	McCullough,	Shotwell,
Banker,	Guss,	McDermitt,	Smith, W. B.,
Barkdoll,	Gutendorf,	McGee,	Snider,
Baumunk,	Guthrie,	McInroy,	Spencer,
Bazin,	Hall,	McWherter,	Stank,
Bear,	Hamilton, R. K.,	Metz,	Stevenson,
Blair,	Hamilton, W. H.,	Mihm,	Stimmel,

Boles,	Harris,	Mikula,	Stone,
Bolton,	Haudenshield,	Miller,	Stoner,
Bomberger,	Helm,	Mills,	Strausser,
Boory,	Hersch,	Monroe,	Sucher,
Bower,	Hewitt,	Moody,	Taylor,
Breisch,	Hocker,	Moore,	Thomas,
Breth,	Hoggard,	Moran,	Thompson,
Brown,	Ide,	Moscrip,	Toll,
Bucchin,	Jenkins,	Muldowney,	Tompkins,
Buchanan,	Jlm,	Munley,	Toomey,
Bullen,	Johnson,	Murray, J. J.,	VanSant,
Capano,	Jones, Geo. E.,	Murray, P. G.,	Varallo,
Cianfrani,	Jones, Gran'le E.,	Musto,	Varner,
Cioffi,	Jones, Paul F.,	Naugle,	Vaughan,
Clapper,	Jones, T. H. W.,	Needham,	Verona,
Cochran,	Jump,	Ogilvie,	Wall,
Comer,	Kamyk,	Olsen,	Wallace,
Connolly,	Keller,	Parlante,	Walsh,
Conner,	Kent,	Peify,	Wargo,
Cooper,	Kerlin,	Peta,	Waterhouse,
Coyle,	Kline,	Petrosky,	Watkins,
Curwood,	Kohl,	Pettigrew,	Weidner,
Davis,	Kolankiewicz,	Pfaff,	Welsh,
Dougherty,	Kornick,	Phillips,	Wescott,
Down,	Kratz,	Polaski,	Whalley,
Downey,	Kromer,	Polen,	Wheeler,
DuBols,	Kubacki,	Poltenstein,	White,
Dunn,	Lafore,	Price,	Whitenight,
Erb,	Lederer,	Quisenberry,	Willardt,
Ewing,	Lelsey,	Ragot,	Williams,
Farabaugh,	Leonard,	Readinger,	Wilt,
Fenrich,	Leven,	Reagan,	Wood,
Ferster,	Light,	Reidenbach,	Worley,
Filo,	Limper,	Richter,	Yeakel,
Flack,	Lippincott,	Rosen,	Yetzer,
Fleischman,	Lopresti,	Rovanssek,	Young,
Floyd,	Lovett,	Royer,	Zeltz,
Flynn,	Lutty,	Rubin,	Ziegler,
Frost,	Maguire,	Sarra,	Smith, C. C.,
Geer,	Mahan,	Schmidt,	Speaker

NAYS—0

NOT VOTING—1

Bell,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

#### PERMISSION TO ADD ADDITIONAL SPONSORS

Mr. THOMPSON asked and obtained unanimous consent to add additional sponsors to a bill previously introduced.

#### REPORTS FROM COMMITTEES

Mr. TOLL from the Committee on Judiciary, reported as committed, House Bill No. 47, entitled:

An Act authorizing fiduciaries to receive compensation from trust principal before the end of their service and before the end of their trusts and providing for allowances of compensation to fiduciaries out of trust income or trust principal or both either during the continuance or at the end of their trusts.

Mr. THOMPSON from the Committee on Ways and Means, reported as committed, House Bill No. 111, entitled:

An Act to continue the imposition of the tax on gross premiums, premium deposits and assessments received from business transacted within this Commonwealth by foreign insurance companies, associations and exchanges.

#### ADJOURNMENT

Mr. BAZIN. Mr. Speaker, I move that this House do now adjourn until Monday, February 16, 1953 at 4.30 p. m.

The motion was agreed to, and (at 12:05 p. m.) the House adjourned.

# Legislative Journal.

Session 1953.

140th of the General Assembly.

Vol. 33.

HARRISBURG, PA., MONDAY, FEBRUARY 16, 1953.

No. 8.

## SENATE

MONDAY, February 16, 1953.

The Senate met at 4:00 o'clock p. m., Eastern Standard Time.

By Appointment of the PRESIDENT and PRESIDENT pro tempore:

The PRESIDING OFFICER (John M. Walker) in the Chair.

### PRAYER

The Chaplain, Rev. JOHN C. MOORE, Rector of Christ Episcopal Church, Coudersport, offered the following prayer:

Direct us, O Lord, in all our dealings with Thy most gracious favor and further us with Thy continual help, that in all our works begun, continued and ended in Thee, we may glorify Thy Name, and with Thee take new courage that, through us as through our forefathers of old, Thy purposes may be fulfilled with new vision for a better day. Amen.

### STATEMENT BY THE PRESIDING OFFICER

The PRESIDING OFFICER. For the information of the gentlemen of the Senate, it is a great sorrow to announce the death of the mother of the Lieutenant-Governor, and at his request I am presiding today.

It has been suggested that I also advise the gentleman of the Senate that this request was approved by the President pro tempore of the Senate.

### JOURNAL APPROVED

The PRESIDING OFFICER. A quorum of the Senate being present, the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. MAHANY and Mr. LETZLER, further reading was dispensed with, and the Journal was approved.

### LEAVES OF ABSENCE

Mr. BERGER asked and obtained leave of absence for Mr. HARE, due to illness.

He also asked and obtained leave of absence for Mr. WADE, because of pressing business.

### NOMINATIONS BY THE GOVERNOR

#### REFERRED TO COMMITTEE

The Secretary to the Governor being introduced, presented communications in writing from His Excellency, the Governor of the Commonwealth, which were read as follows, and referred to the Committee on Executive Nominations.

#### MEMBER OF PENNSYLVANIA AERONAUTICS COMMISSION

Commonwealth of Pennsylvania.

Governor's Office, Harrisburg, February 2, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Dr. Herbert Spencer, Angels, Wayne County, for appointment as a member of the Pennsylvania Aeronautics Commission, to serve until June 2, 1954, and until his successor shall be duly appointed and shall have qualified, vice Ralph Earle, Haverford, resigned.

JOHN S. FINE.

#### MEMBERS OF SUSQUEHANNA COUNTY BOARD OF ASSISTANCE

Commonwealth of Pennsylvania.

Governor's Office, Harrisburg, February 9, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as members of the Susquehanna County Board of Assistance:

Byron Benninger (Republican), Dimock, to serve until December 31, 1955, and until his successor is duly appointed and qualified, vice Mark B. Lake, South Montrose, whose term expired.

Mrs. Velma Potts (Republican), Forest Lake, P. O. Montrose, to serve until December 31, 1955, and until her successor is duly appointed and qualified, vice Mrs. Cecile H. Coleman, Rushville, whose term expired.

JOHN S. FINE.

#### GENERAL COMMUNICATION

The Chair cleared his table and laid before the Senate the following communication, which was read by the Clerk:

STATE OF IOWA

GENERAL ASSEMBLY

HOUSE RESOLUTION 3

By: Schwengel of Scott, Weiss of Crawford, Burrows of Benton, Ringgenberg, of Story, Robinson of Delaware. (Senators Berg, Lord, Nesmith, Walter).

Whereas, building of roads and highways since the



inception of our Government has been primarily a state responsibility; and

Whereas, every state of the Union has tremendous problems in maintaining, extending, and building highways and bridges due to the lack of building program during the war year period; and

Whereas, the Federal Government has always collected much more than they have sent back to the states for road building purposes; and

Whereas, the costs of building and maintaining roads and highways have increased tremendously; and

Whereas, states have demonstrated they are willing, have, and do cooperate in building the federally designated highways; and

Whereas, the states sensed the responsibility of an integrated highway system as it relates to the national welfare; and

Whereas, the states have demonstrated that they can build adequate highways; and

Whereas, in many instances, many economies can be effected through sole state responsibility of building highways; and

Whereas, because of the foregoing facts and after due consideration, The Council of State Governments in the National Meeting December 7 in Chicago passed a resolution supporting this proposition, and the Governors' Conference in the National Meeting in July, 1952, unanimously passed a resolution supporting this proposition, therefore,

Be It Resolved by the House of the 55th General Assembly of the State of Iowa, the Senate concurring, That the Eighty-Third Congress give serious consideration to the question of eliminating the Federal gasoline tax and leaving that area of taxation entirely to the states.

Be It Further Resolved, That attested copies of this concurrent resolution be sent to the presiding officers of the Congress of the United States and to each member of the Iowa delegation in Congress, and that printed copies thereof, showing that said concurrent resolution was adopted by the legislature of Iowa, be sent to each house of the legislatures of the states of the United States.

I hereby certify that the foregoing Concurrent Resolution was adopted by the Fifty-Fifth General Assembly of Iowa on the 23rd day of January, 1953.

/s/ A. C. Gustafson  
A. C. GUSTAFSON  
Chief Clerk

## BILLS INTRODUCED AND REFERRED

Mr. LANE read in his place and presented to the Chair Senate Bill No. 137, entitled:

An Act requiring persons conducting the business of strip mining on leased land to file bonds, cash or securities conditioned upon payment of wages and salaries to employees, providing penalties.

Which was committed to the Committee on Mines and Mining.

Mr. CROWE read in his place and presented to the Chair Senate Bill No. 138, entitled:

An Act to add Section 607.1 to the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers,

mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts making an appropriation and providing for refunds," by requiring applicants for renewal of operator's license to take a reexamination every fifth year for the renewal thereof; and providing penalties.

Which was committed to the Committee on Highways.

## PETITIONS AND REMONSTRANCES

Mr. LANE. Mr. President, recently the fourteen State Teachers' Colleges here in Pennsylvania were attacked in a report filed by the Chesterman Commission. It was alleged by that committee that about one-third of the young men and women graduated by the Teachers' Colleges never teach, and they also alleged that the academic standard of the State Teachers' Colleges are inferior. It seems to me that our Teachers' Colleges, for some unknown reason, are a focal point for attack from various quarters at almost every session.

The first charge that the graduates all do not enter the teaching profession is, in all probability, true but how in the world can anyone place a limitation or a requirement that graduates teach for a period of, say, two or three years in the public schools of Pennsylvania? Such a limitation or requirement, to say the least, is, in my opinion, ridiculous because circumstances very often alter cases. Mr. President, often those who have planned on a teaching career find that their plans have been changed, just as many students from liberal arts colleges, who have set their sights on other careers, have drifted into teaching or adopting some other profession. If we were to adopt such requirements or limitations as mentioned by the Chesterman Commission, it would seem to me that it would also be applicable to all State-aided institutions and hospitals too, if you please. It just doesn't make sense, and I might also point out, for the benefit of the Membership, that the Commonwealth contributes millions of dollars to privately owned colleges and universities of Pennsylvania and, I believe that all of you will agree that much of this money is used to educate out-of-State students. If we were to save money by cutting down appropriations or eliminating a part or all of the Teachers' Colleges in Pennsylvania, I believe we can also save considerable money by eliminating appropriations to these privately operated educational institutions.

Mr. President, another ridiculous charge by the Chesterman Commission is that academic standards in our State Teachers' Colleges are low, and I am inclined to disagree very emphatically with that charge because some of our finest teachers are graduates from our Teachers' Colleges. If we were to accept the recommendations of the Chesterman Commission on their suggestion that we eliminate or reduce the number of Teachers' Colleges here in Pennsylvania, it would appear to me to be very poor economy because our capital outlay now is millions and millions of dollars and most of this would be a total loss.

I also wish to inform the Membership that I, for one, know for an actual fact that a great percentage of our public school teachers would not be members of that



profession today if it had not been for our Teachers' Colleges; particularly so in my district, as we have an old institution there, a tradition if you please, which is the California State Teachers' College, formerly called the California State Normal School. It is located in a little town called California, Pennsylvania. The citizenry of that particular community are proud of their college and I might also say, Mr. President, that this school has the facilities to educate students from all points of western Pennsylvania. Its faculty is highly respected and form a substantial part of that community. Its actually a poor man's school; a poor man's institution of higher learning.

I say to you here this afternoon, Mr. President, that none of us should be stampeded into accepting recommendations by any commission until such time as we ourselves are convinced, beyond a reasonable doubt, that such recommendations should be adopted. I feel quite sure that at that time Teachers' Colleges will still remain a part of our educational system here in the Commonwealth.

I might also add, Mr. President, if at least one-third of the Teachers' Colleges' graduates actually entered the teaching profession, then we must all agree that these State institutions are providing a source of teaching material that would be lost entirely if the colleges or any one of them were eliminated. I wish to state here and now that I am for, and will support, economical government, economy in all phases of government, but to reduce the number or eliminate our Teachers' Colleges would be a step in the wrong direction. We would be "penny wise and pound foolish," and I will close this statement by quoting the words of the Honorable Sam Rayburn, formerly Speaker of the National House of Representatives, who recently said, "That any damn dumb mule can kick a barn down, but it takes a good carpenter to build one."

Mr. YOSKO. Mr. President, I regret that I must differ to some extent with the conclusions arrived at by my distinguished colleague, Senator Lane.

I am assuming that sometime before the Legislature adjourns we will have public hearings on the Chesterman Committee Reports, including the one on State Teachers' Colleges. I will say now that I do not agree with the report on reducing the number unless evidence so warrants, and neither will I say I am for reducing appropriations unless the facts so warrant. However, Mr. President, in principal, I am for the recommendation made by the Chesterman Committee on compelling students who graduate from normal schools to teach in the public schools of Pennsylvania for a specified time. Unless I am mistaken, these schools were originally established to guarantee a supply of school teachers in the educational system of Pennsylvania.

Mr. President, if the schools are being used for some other purpose, then the original intent is destroyed. If it is proven that too many of the students who acquire an education at these State schools go into other than our school systems, and there is a shortage of schoolteachers, and that we must go into other States to get our supply of school teachers, then I repeat that I would be inclined to go along with the Chesterman Committee recommendations. At some future date I shall extend my remarks on that point.

Mr. LANE. Mr. President, I hesitate in taking the floor twice under Petitions and Remonstrances but the gentleman from Northampton, Mr. Yosko, has taken it upon

himself to take the floor and state that he is more or less in support of the Chesterman Committee's recommendations. I would like to inform the gentleman from Northampton County that without Teachers' Colleges in Pennsylvania, the public school teaching profession, itself, would be vitally handicapped.

Mr. President, I wish to also inform the gentleman from Northampton County that if any rule would apply whereby a graduate of any Teachers' College would be bound to teach in Pennsylvania or to enter the teaching profession, we should also make that rule apply to hospitals that are State-aided, whereby nurses would also work in State hospitals. The same would apply to these privately owned and operated educational institutions, whereby the State of Pennsylvania appropriates millions of dollars. I say to you here and now, when the time comes that this Senate takes it upon itself to eliminate Teachers' Colleges, you can count on me to vote against appropriations for privately owned and operated educational institutions.

Mr. DENT. Mr. President, under Petitions and Remonstrances, I have some material here which I desire to insert in the record.

Mr. President, I have before me a resolution which was passed by The Allegheny Valley Industrial Union Council, and I request that it be inserted into the record of the Senate Journal. I have also a statement by Floyd B. Noerr, President of the Pennsylvania Motor Truck Association, which is very important to the Members of this General Assembly, and I suggest that both be inserted into the Journal.

"The Allegheny Valley Industrial Union Council

"(Affiliated with CIO)

"New Kensington, Pennsylvania

"1215 Victoria Avenue

"New Kensington, Penna.

"February 9, 1953

"The Honorable John H. Dent, Senator

"State of Pennsylvania

"Senate Building

"Harrisburg, Penna.

"Dear Senator Dent:

"At a regular meeting of The Allegheny Valley Industrial Union Council, on February 6, 1953, the Delegates went on record as opposing the following:

"Whereas: Manufacturers have seen fit to discriminate against workers from the years of forty and over, under our Council's jurisdiction for employment, and

"Whereas: The cost to insure an employee of forty years and over has been placed high in payment, and, insurance companies taking advantage of said rates, people for employment with years of forty and over find themselves without jobs.

"Resolved: That our Labor Council will request our Legislators in Harrisburg to investigate these charges and to provide legislation to take care of these facts:

"1. By seeing that this practice is discontinued.

"2. To lower the age limit on social security and raise the monthly payment.

"3. The State to provide employment for those who are physically able.

"Yours very truly,

(SEAL)

"/s/ Ted Settlemeyer, Pres.

"/s/ William Snyder

"William Snyder,

"Secretary"



"Statement by Floyd B. Noerr, President, Pennsylvania Motor Truck Association, Telegraph Building, Harrisburg, Pennsylvania

"The enemies of highway transportation in Pennsylvania have launched a vicious whispering campaign intended to bring discredit on the reputation of Governor John S. Fine and on the good names of the individual members of both houses of the State Legislature. I deem it my responsibility as a citizen of this Commonwealth, and as President of the Pennsylvania Motor Truck Association, to make this public declaration in defense of our able Chief Executive and the honorable men who serve in our General Assembly.

"The gist of the reprehensible whispers spread covertly across our State is that the Pennsylvania Motor Truck Association and 37 trucking companies have insinuated corruption in the highest executive and legislative offices of the Commonwealth in a suit recently filed in Federal District Court alleging violation of the Sherman Anti-Trust Law by 31 railroads and the Eastern Railroad Presidents Conference.

"No such insinuation exists. The whispering campaign is a cowardly and repugnant means of creating smear, intimidation, public confusion and mistrust at the expense of an able and honest body of men. We abhor its objective, which is to defend illegal actions by propaganda and whisper rather than in the courts.

"The Pennsylvania Motor Truck Association has submitted its case against the railroads to the courts. We shall prosecute it there with substantial fact and voluminous evidence. We shall rely on American justice. We shall do it in the American way. The American people will support fair play. We decry this effort to escape the implications of guilt under a smokescreen of rumor. We leave smear and counter smear to the exponents of the big lie.

"Let it be spread publicly on the record where its origin is known and with our name attached, that the Pennsylvania Motor Truck Association does not and never has questioned the integrity of Governor Fine or any member of the Pennsylvania legislature. We feel fortunate that in these trying times the people and industry of Pennsylvania are served by officials devoted to the public good and above even the suspicion of wrongdoing. Few, if any, States in this Country can take such pride in the caliber of the men they have voted into public office.

"The Pennsylvania Motor Truck Association does not hide behind false fronts. Nor does it float ugly whispers with the idea they cannot be traced back to their origin. This statement is issued under authority of a vote by the Executive Committee of the Association in Harrisburg, February 4, under which I am directed to make public the specific paragraphs of the anti-trust conspiracy complaint which have become the basis of the whispers. The onus of alleged wrongdoing lies clearly with the railroads, and with Carl Byoir and Associates, a public relations firm which acted as agent for the Eastern Railroad Presidents Conference.

"These are the paragraphs:

"Acting under the Railroad conspiracy herein alleged, the full force of the Byoir organization was immediately used against the Bill (in the 1951 Legislature to equalize truck weights in Pennsylvania with those permitted in surrounding States.) When these efforts failed, and the Bill passed both House and Senate, the Byoir agency then instigated a campaign to bring about the vetoing of the Bill by Governor Fine. To that end, Byoir mobilized the protest of and composed releases for numerous organizations, including the Pennsylvania State Grange, the Pennsylvania Association of Township Supervisors, and others, attacking the Bill and attacking the plaintiffs and others in their situation. The Governor naturally assumed that this was a bona fide and independent grass-roots protest, whereas in actual fact it was all plotted, created, and masterminded in the Byoir office at the behest of the Railroads. To some of the 'independent' protest groups, Byoir gained access by bribery of their

officials, who sacrificed the interests of their members to serve Byoir's ends.

"An important consideration in Governor Fine's vetoing of S. 615 was the Maryland Road Test No. 1, an experimental test of the effect of truck traffic on highways, being conducted under the sponsorship of eleven States, including Pennsylvania. The Byoir organization, as an alternative to defeating passage of S. 615, set out to delay its passage until the aforesaid Maryland test should be completed, because Clinton M. Johnson, public relations agent of the State Highway Commission of the State of Maryland, was receiving payments from Byoir, in return for which he had agreed to, and did in fact, publish a misrepresented and distorted account of the test to the disadvantage of the truck operators before the official analysis of the results was made on April 1, 1952.

"The only inference from these paragraphs is that, in the opinion of our association, Governor Fine gave careful consideration and responded, with sincerity and integrity, to what he believed to be the desires of the people of Pennsylvania. We salute him and respect him for it. If there be others who disagree, let them stand where they can be seen and speak so their voices can be recognized."

The PRESIDING OFFICER. The two petitions will be spread upon the Journal.

#### BILLS INTRODUCED AND REFERRED

Mr. MALLERY. Mr. President, I ask unanimous consent to introduce a bill at this time.

The PRESIDING OFFICER. Is there objection? The Chair hears none. /

Mr. MALLERY read in place and presented to the Chair Senate Bill No. 139, entitled:

An Act to add section 14.1 to the act, approved the twenty-seventh day of June, one thousand nine hundred twenty-three (P. L. 858) entitled "An act establishing a State employees' retirement system, and creating a retirement board for the administration thereof, establishing certain funds from contributions by the Commonwealth, and contributing State employees, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon the heads of departments in which State employees serve; excepting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties," by changing the provisions thereof as to contributors who are qualified for retirement but who die before retirement.

Which was committed to the Committee on State Government.

Mr. DENT. Mr. President, I ask unanimous consent to introduce a bill at this time.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Messrs. DENT and McMENAMIN read in place and presented to the Chair Senate Bill No. 140, entitled:

An Act providing compensation to certain persons who served in the military or naval forces of the United States or of any of her allies during the Korean armed conflict; providing the method of making payment; imposing certain duties on the Adjutant General; making an appropriation, and providing penalties.

Which was committed to the Committee on Military Affairs.

Mr. KEPHART. Mr. President, I ask unanimous consent to introduce a bill at this time.



The PRESIDING OFFICER. Is there objection? The Chair hears none.

Messrs. KEPHART, PEELOR and BERGER, read in place and presented to the Chair Senate Bill No. 141, entitled:

An Act to further amend the act, approved the fourth day of April, one thousand nine hundred twenty-five (P. L. 127), entitled "An act relating to Adoption," by reducing the period during which an abandonment must have existed; clarifying the requirements of and eliminating certain consents necessary to an adoption; empowering orphans' courts and in counties of the first class municipal courts to establish investigative staffs with respect to adoptions; requiring all persons, societies, agencies, institutions or similar organizations or corporations receiving or placing children for adoption to make certain reports to the court conferring jurisdiction upon orphans' courts and in counties of the first class municipal courts to determine the custody of certain children; prohibiting the receipt of compensation for the placement of children for adoption and prescribing penalties.

Which was committed to the Committee on Judiciary General.

Mr. SILVERT. Mr. President, I ask unanimous consent to introduce a bill at this time.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. SILVERT read in place and presented to the Chair Senate Bill No. 142, entitled:

An Act making an appropriation to the Department of Welfare for the maintenance of the Germantown Dispensary and Hospital, Philadelphia, Pennsylvania.

Which was committed to the Committee on Appropriations.

## REPORT FROM COMMITTEE

### ON EXECUTIVE NOMINATIONS

Mr. WATSON. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. WATSON, from the Committee on Executive Nominations, reported with a favorable recommendation the following nominations, made by His Excellency, the Governor of the Commonwealth, which were laid on the table:

#### MEMBER OF BOARD OF TRUSTEES, WEST CHESTER STATE TEACHERS' COLLEGE

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 26, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Mrs. Ada L. Buckman, 210 South Bellevue Avenue, Langhorne, Bucks County, for appointment as a member of the Board of Trustee of West Chester State Teachers' College, to serve until the third Tuesday of January 1959, and until her successor shall have been appointed and qualified, vice Mrs. Anna B. Cooper, Pineville, whose term expired.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following:

#### SECRETARY OF MINES

William J. Clement, Coaldale, from January 2, 1953, until the third Tuesday of January 1955, and until his successor shall have been appointed and qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following:

#### BRIGADIER GENERALS, PENNSYLVANIA NATIONAL GUARD

William S. Bailey, Harrisburg, from March 7, 1952, until terminated.

Lorin C. Faurot, Export, from March 7, 1952, until terminated.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following:

#### MEMBER OF THE STATE ADVISORY COUNCIL

John F. Adams, Philadelphia, from September 3, 1952, until terminated.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following:

#### MEMBERS OF THE ADVISORY HEALTH BOARD

George S. Klump, Williamsport, from February 1, 1952, until the third Tuesday of January, 1956, or until his successor has been appointed and has qualified.

Gilson Colby Engel, Germantown, Philadelphia, from February 1, 1952, until the third Tuesday of January, 1956, or until his successor has been appointed and has qualified.

Pascal Lucchesi, Philadelphia, from February 1, 1952, until the third Tuesday of January, 1955, or until his successor has been appointed and has qualified.

Russell B. Roth, Erie, from February 1, 1952, until the third Tuesday of January, 1955, or until his successor has been appointed and has qualified.

Daniel H. Bee, Indiana, from February 1, 1952, until the third Tuesday of January, 1954, or until his successor has been appointed and has qualified.

Herbert K. Cooper, Lancaster, from February 1, 1952, until the third Tuesday of January, 1956, or until his successor has been appointed and has qualified.

Theodore F. Hatch, Pittsburgh, from February 1, 1952, until the third Tuesday of January, 1954, or until his successor has been appointed and has qualified.

Adolph W. Schmidt, Pittsburgh, from February 1, 1952, until the third Tuesday of January, 1954, or until his successor has been appointed and has qualified.

Andrew J. Gleason, Johnstown, from February 1, 1952, until the third Tuesday of January, 1955, or until his successor has been appointed and has qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.



To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following:

**MEMBER OF THE BOARD OF ARBITRATION OF CLAIMS**

J. Boyd Duff, Jr., Pittsburgh, from May 12, 1952, until July 21, 1955, and until his successor shall be duly appointed and qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania,

Governor's Office, Harrisburg, January 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following:

**MEMBERS OF THE STATE ATHLETIC COMMISSION**

George J. Jones, Williamsport, from December 22, 1951, for the term of two years, and until his successor shall have been appointed and qualified.

John DaGrosa, Mt. Alry, Philadelphia, from December 22, 1951, for the term of two years, and until his successor shall have been appointed and qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania,

Governor's Office, Harrisburg, January 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following:

**MEMBER OF THE BOARD OF TRUSTEES OF ASHLAND STATE HOSPITAL**

E. Paul Long, Girardville, from January 2, 1952, for the term of four years, and until his successor is qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania,

Governor's Office, Harrisburg, January 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following:

**MEMBERS OF THE BANKING BOARD**

George R. Howell, Reading, from January 29, 1952, until September 1, 1957, and until his successor is duly appointed and qualified.

Mark Willcox, Wawa, from January 29, 1952, until September 1, 1957, and until his successor is duly appointed and qualified.

John H. Dillen, Altoona, from January 29, 1952, until September 1, 1959, and until his successor is duly appointed and qualified.

E. T. Gramley, Milton, from January 29, 1952, until September 1, 1959, and until his successor is duly appointed and qualified.

William B. McFall, Pittsburgh, from January 29, 1952, until September 1, 1957, and until his successor is duly appointed and qualified.

T. C. Swarts, Aliquippa, from January 29, 1952, until September 1, 1957, and until his successor is duly appointed and qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania,

Governor's Office, Harrisburg, January 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following:

**MEMBERS OF THE STATE BOARD OF BARBER EXAMINERS**

Edward W. Holden, Pittsburgh, from September 24, 1952, until the third Tuesday of January, 1955, and until his successor shall have been appointed and qualified.

Benjamin J. Stroher, Allentown, from September 24, 1952, until the third Tuesday of January, 1955, and until his successor shall have been appointed and qualified.

Howard K. Groff, Philadelphia, from September 24, 1952, until the third Tuesday of January, 1955, and until his successor shall have been appointed and qualified.

Rex Cataldo, Wilkes-Barre, from September 26, 1952, until the third Tuesday of January, 1955, and until his successor shall have been appointed and qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania,

Governor's Office, Harrisburg, January 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following:

**MEMBERS OF THE BRANDYWINE BATTLEFIELD PARK COMMISSION**

Weldon B. Heyburn, Concordville, from February 14, 1952, for the term of four years, and until his successor is appointed and qualified.

Frank A. Janney, West Chester, from February 13, 1952, for the term of four years, and until his successor is appointed and qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania,

Governor's Office, Harrisburg, January 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following:

**MEMBER OF THE BOARD OF TRUSTEES OF CHEYNEY STATE TEACHERS' COLLEGE**

(Mrs.) Verona Beckett, Germantown, Philadelphia, from March 28, 1952, until the third Tuesday of January, 1955, and until her successor shall have been appointed and qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania,

Governor's Office, Harrisburg, January 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following:

**MEMBERS OF THE STATE BOARD OF CHIROPRACTIC EXAMINERS**

W. Ray Burns, Harrisburg, from May 5, 1952, until July 15, 1955, and until his successor is appointed and qualified.

Jack J. Stokes, Philadelphia, from May 13, 1952, until July 15, 1954, and until his successor is appointed and qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania,

Governor's Office, Harrisburg, January 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following:

**MEMBERS OF THE STATE CIVIL SERVICE COMMISSION**

(Mrs.) Ruth Pennell, Mifflintown, from August 18,

1952, until April 9, 1958, and until her successor is appointed and qualified.

John A. M. McCarthy, Philadelphia, from September 9, 1952, until April 9, 1956, and until his successor is appointed and qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following:

MEMBERS OF THE BOARD OF TRUSTEES OF COALDALE STATE HOSPITAL

Robert Gormley, Summit Hill, from August 5, 1952, for the term of four years, and until his successor is qualified.

Joseph J. Humphries, Heights, Lehigh P. O., from August 5, 1952, for the term of four years, and until his successor is qualified.

Charles D. Rubert, Lansford, from August 5, 1952, for the term of four years, and until his successor is qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following:

MEMBERS OF THE STATE BOARD OF COSMETOLOGY

(Mrs.) Helen Josephine Dunbar, Wilkes-Barre, from March 10, 1952, until the third Tuesday of January, 1955, and until her successor shall have been appointed and qualified.

(Mrs.) Margaret Heffelfinger, Lebanon, from March 10, 1952, until the third Tuesday of January, 1955, and until her successor shall have been appointed and qualified.

(Mrs.) Minnette S. Cochran, Lancaster, from December 5, 1952, until the third Tuesday of January, 1955, and until her successor shall have been appointed and qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following:

MEMBERS OF THE STATE DENTAL COUNCIL AND EXAMINING BOARD

Cloyd S. Harkins, Osceola Mills, from January 3, 1952, for the term of six years, and until his successor shall have been appointed and qualified.

Robert Adams, Jr., Philadelphia, from February 25, 1952, for the term of six years, and until his successor shall have been appointed and qualified.

Reuben E. V. Miller, Easton, from February 25, 1952, for the term of six years, and until his successor shall have been appointed and qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following:

MEMBERS OF THE BOARD OF TRUSTEES OF EDINBORO STATE TEACHERS COLLEGE

(Mrs.) Jane Conaway, Warren, from January 18, 1952,

until the third Tuesday of January, 1957, and until her successor shall have been appointed and qualified.

John R. Metcalf, Erie, from September 18, 1952 until the third Tuesday of January, 1955, and until his successor shall have been appointed and qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania,

Governor's Office, Harrisburg, January 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following:

MEMBER OF THE STATE COUNCIL OF EDUCATION

Bishop Brown, Pittsburgh, from September 11, 1952, for the term of six years, and until his successor shall have been appointed and qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania,

Governor's Office, Harrisburg, January 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following:

MEMBERS OF THE BOARD OF TRUSTEES OF EMBREEVILLE STATE HOSPITAL

N. Harlan Slack, Jr., West Chester, from August 25, 1952, for the term of four years, and until his successor is qualified.

W. Roy Widdoes, Coatesville, from August 25, 1952, for the term of four years, and until his successor is qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania,

Governor's Office, Harrisburg, January 6, 1953

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following:

MEMBERS OF THE BOARD OF TRUSTEES OF FARVIEW STATE HOSPITAL

Henry C. Pfannmuller, Honesdale, from May 14, 1952, for the term of four years, and until his successor is qualified.

Samuel Dreater, Mayfield, from June 16, 1952, for the term of four years, and until his successor is qualified.

A. B. Cimochofski, Forest City, from July 18, 1952, for the term of four years, and until his successor is qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania,

Governor's Office, Harrisburg, January 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following:

MEMBERS OF THE BOARD OF TRUSTEES OF EAST STROUDSBURG STATE TEACHERS' COLLEGE

Joseph P. Flanagan, Wilkes-Barre, from February 29, 1952, until the third Tuesday of January, 1957, and until his successor shall have been appointed and qualified.

Robert A. Harrier, Pen Argyl, from July 30, 1952, until the third Tuesday of January, 1957, and until his successor shall have been appointed and qualified.

Ralph R. Chase, Old Forge, from October 7, 1952, until the third Tuesday of January, 1955, and until his successor shall have been appointed and qualified.

JOHN S. FINE.



Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following:

**MEMBER OF THE PENNSYLVANIA GAME COMMISSION**

Ross L. Leffler, Pittsburgh, from July 14, 1952, until the third Tuesday of January, 1959, and until his successor shall have been appointed and qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following:

**MEMBERS OF THE BOARD OF TRUSTEES OF HOLLIDAYSBURG STATE HOSPITAL**

(Miss) Mary G. Kilday, Altoona, from December 16, 1952, for the term of four years, and until her successor is qualified.

Charles G. Waple, Tyrone, from December 16, 1952, for the term of four years, and until his successor is qualified.

(Mrs.) Wilma N. Kerr, Martinsburg, from December 16, 1952, for the term of four years, and until her successor is qualified.

George W. Williams, Hollidaysburg, from December 16, 1952, for the term of four years, and until his successor is qualified.

Abraham Colbus, Altoona, from December 16, 1952, for the term of four years, and until his successor is qualified.

Robert L. Harpster, Warriors Mark, from December 16, 1952, for the term of four years, and until his successor is qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following:

**MEMBERS OF THE STATE BOARD OF FUNERAL DIRECTORS**

Frank M. Pritchard, South Gibson, from May 5, 1952, until August 31, 1953, or until his successor is appointed and qualified.

Howard J. Snowden, Scranton, from May 5, 1952, until August 31, 1955, or until his successor is appointed and qualified.

Edward S. Blair, Pittsburgh, from May 5, 1952, until August 31, 1954, or until his successor is appointed and qualified.

W. Judson Dean, Philadelphia, from December 15, 1952, until August 31, 1957, or until his successor is appointed and qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following:

**LIEUTENANT GENERAL, PENNSYLVANIA NATIONAL GUARD**

Frank A. Weber, Beaver Falls, from March 6, 1952, until terminated.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following persons to be MEMBERS OF THE COUNTY BOARD OF ASSISTANCE for the terms set opposite their names:

**ADAMS COUNTY**

Wilbur A. Bankert, Littlestown, from February 6, 1952, until December 31, 1954, and until his successor is duly appointed and qualified.

Leslie V. Stock, Biglerville, from January 1, 1953, until December 31, 1955, and until his successor is duly appointed and qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following persons to be MEMBERS OF THE COUNTY BOARD OF ASSISTANCE, for the terms set opposite their names:

**ALLEGHENY COUNTY**

George V. Lang, Pittsburgh, from January 23, 1952, until December 31, 1954, and until his successor is duly appointed and qualified.

C. A. Leeming, Munhall, from January 23, 1952, until December 31, 1954, and until his successor is duly appointed and qualified.

Donald B. Hirsch, Pittsburgh, from January 23, 1952, until December 31, 1954, and until his successor is duly appointed and qualified.

(Mrs.) Jessie M. Vann, Oakmont, from February 11, 1952, until December 31, 1954, and until her successor is duly appointed and qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following person to be MEMBER OF THE COUNTY BOARD OF ASSISTANCE, for the term set opposite his name:

**BLAIR COUNTY**

John P. Manning, Altoona, from January 14, 1952, until December 31, 1953, and until his successor is duly appointed and qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following persons to be MEMBERS OF THE COUNTY BOARD OF ASSISTANCE, for the terms set opposite their names:

**BUCKS COUNTY**

J. Stanley Lee, Newtown, from February 8, 1952, until December 31, 1954, and until his successor is duly appointed and qualified.

(Mrs.) Ella K. Meredith, Quakertown, from January 1, 1953, until December 31, 1955, and until her successor is duly appointed and qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following persons to be MEMBERS OF THE COUNTY BOARD OF ASSISTANCE, for the terms set opposite their names:

#### CAMBRIA COUNTY

Carroll Burton, Johnstown, from January 3, 1952, until December 31, 1954, and until his successor is duly appointed and qualified.

Anthony H. Lorditch, Johnstown, from January 3, 1952, until December 31, 1954, and until his successor is duly appointed and qualified.

Ralph Greenwood, Barnesboro, from January 1, 1953, until December 31, 1955, and until his successor is duly appointed and qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania,

Governor's Office, Harrisburg, January 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following persons to be MEMBERS OF THE COUNTY BOARD OF ASSISTANCE, for the terms set opposite their names:

#### CARBON COUNTY

Fred T. Crawford, Summit Hill, from January 14, 1952, until December 31, 1954, and until his successor is duly appointed and qualified.

W. Joseph Engler, Mauch Chunk, from January 14, 1952, until December 31, 1953, and until his successor is duly appointed and qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania,

Governor's Office, Harrisburg, January 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following person to be MEMBER OF THE COUNTY BOARD OF ASSISTANCE, for the term set opposite his name:

#### CENTRE COUNTY

J. Randall Miller, Millheim, from February 8, 1952, until December 31, 1953, and until his successor is duly appointed and qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania,

Governor's Office, Harrisburg, January 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following person to be MEMBER OF THE COUNTY BOARD OF ASSISTANCE, for the term set opposite his name:

#### CHESTER COUNTY

Ellwood G. Ruth, West Chester, from January 14, 1952, until December 31, 1954, and until his successor is duly appointed and qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania,

Governor's Office, Harrisburg, January 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following person to be MEMBER OF THE COUNTY BOARD OF ASSISTANCE, for the term set opposite her name:

#### CLARION COUNTY

(Mrs.) Eileen Mackinlay, Rimersburg, from February 6, 1952, until December 31, 1953, and until his successor is duly appointed and qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania,

Governor's Office, Harrisburg, January 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following person to be MEMBER OF THE COUNTY BOARD OF ASSISTANCE, for the term set opposite his name:

#### CLINTON COUNTY

John F. Marshall, Lock Haven, from January 7, 1952, until December 31, 1954, and until his successor is duly appointed and qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania,

Governor's Office, Harrisburg, January 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following person to be MEMBER OF THE COUNTY BOARD OF ASSISTANCE, for the term set opposite her name:

#### COLUMBIA COUNTY

(Mrs.) Hannah L. Groner, Bloomsburg, from February 19, 1952, until December 31, 1953, and until her successor is duly appointed and qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania,

Governor's Office, Harrisburg, January 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following persons to be MEMBERS OF THE COUNTY BOARD OF ASSISTANCE, for the terms set opposite their names:

#### CRAWFORD COUNTY

Gaylord O. Wentworthy, Guys Mills, from January 15, 1952, until December 31, 1954, and until his successor is duly appointed and qualified.

(Mrs.) Alice Sheehan, Cochranon, from January 15, 1952, until December 31, 1954, and until her successor is duly appointed and qualified.

(Mrs.) Blanche Vincent, Cambridge Springs, from January 15, 1952, until December 31, 1953, and until her successor is duly appointed and qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania,

Governor's Office, Harrisburg, January 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following persons to be MEMBERS OF THE COUNTY BOARD OF ASSISTANCE, for the terms set opposite their names:

#### CUMBERLAND COUNTY

Ira L. Dunlap, Carlisle, from February 8, 1952, until December 31, 1954, and until his successor is duly appointed and qualified.

(Mrs.) Mary E. Brandon, Lemoyne, from February 8, 1952, until December 31, 1953, and until her successor is duly appointed and qualified.

JOHN S. FINE.



Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following persons to be MEMBERS OF THE COUNTY BOARD OF ASSISTANCE, for the terms set opposite their names:

#### DELAWARE COUNTY

Adam J. Weber, Jr., Yeadon, from January 19, 1952, until December 31, 1954, and until his successor is duly appointed and qualified.

Crosby L. Smith, Media, from January 19, 1952, until December 31, 1954, and until his successor is duly appointed and qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following persons to be MEMBERS OF THE COUNTY BOARD OF ASSISTANCE, for the terms set opposite their names:

#### ELK COUNTY

Lyle E. Anderson, Johnsonburg, from January 17, 1952, until December 31, 1954, and until his successor is duly appointed and qualified.

John A. Saalfeld, Ridgway, from January 17, 1952, until December 31, 1953, and until his successor is duly appointed and qualified.

(Mrs.) Margaret M. Johnson, Wilcox, from June 5, 1952, until December 31, 1953, and until her successor is duly appointed and qualified.

William F. McMahon, Johnsonburg, from January 1, 1953, until December 31, 1955, and until his successor is duly appointed and qualified.

(Mrs.) Catherine B. Bauer, St. Marys, from January 1, 1953, until December 31, 1955, and until her successor is duly appointed and qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following persons to be MEMBERS OF THE BOARD OF ASSISTANCE, for the terms set opposite their names:

#### ERIE COUNTY

Randall M. Falk, Erie, from January 1, 1953, until December 31, 1955, and until his successor is duly appointed and qualified.

(Mrs.) Grace Swanson, Alion, from January 1, 1953, until her successor is duly appointed and qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following persons to be MEMBERS OF THE BOARD OF ASSISTANCE, for the terms set opposite their names:

#### FAYETTE COUNTY

Tormay Brown, Uniontown, from October 6, 1952, until December 31, 1953, and until his successor is duly appointed and qualified.

(Mrs.) Dorothy F. Lewis, Uniontown, from January 1, 1953, until December 31, 1955, and until her successor is duly appointed and qualified.

Charles Kuhn, Fayette City, from January 1, 1953, until December 31, 1955, and until his successor is duly appointed and qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following persons to be MEMBERS OF THE BOARD OF ASSISTANCE, for the terms set opposite their names:

#### FRANKLIN COUNTY

(Mrs.) Janet Ritchey, Greencastle, from November 21, 1952, until December 31, 1953, and until her successor is duly appointed and qualified.

(Mrs.) Margaret McLaughlin, Mercersburg, from January 1, 1953, until December 31, 1955, and until her successor is duly appointed and qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following person to be MEMBER OF THE BOARD OF ASSISTANCE, for the term set opposite his name:

#### HUNTINGDON COUNTY

Guy M. Neff, Alexandria, from March 5, 1952, until December 31, 1953, and until his successor is duly appointed and qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following persons to be MEMBERS OF THE BOARD OF ASSISTANCE, for the terms set opposite their names:

#### INDIANA COUNTY

Elder H. Groft, Indiana, from January 25, 1952, until December 31, 1954, and until his successor is duly appointed and qualified.

Charles J. Siegfried, Blairsville, from June 23, 1952, until December 31, 1953, and until his successor is duly appointed and qualified.

(Mrs.) Leone Stoffel, Indiana, from January 1, 1953, until December 31, 1954, and until her successor is duly appointed and qualified.

Harry A. Shearer, Indiana, from January 1, 1953, until December 31, 1955, and until his successor is duly appointed and qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following persons to be MEMBERS OF THE BOARD OF ASSISTANCE, for the terms set opposite their names:

#### JEFFERSON COUNTY

John Irwin, Brockway, from February 26, 1952, until

December 31, 1954, and until his successor is duly appointed and qualified.

L. E. Startzell, Punxsutawney, from March 31, 1952, until his successor is duly appointed and qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following persons to be MEMBERS OF THE BOARD OF ASSISTANCE, for the terms set opposite their names:

#### LACKAWANNA COUNTY

Isaac E. Bernstein, Scranton, from January 1, 1952, until December 31, 1953, and until his successor is duly appointed and qualified.

Harry Metrinko, Olyphant, from January 1, 1952, until December 31, 1954, and until his successor is duly appointed and qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following person to be MEMBER OF THE BOARD OF ASSISTANCE, for the term set opposite his name:

#### LEBANON COUNTY

Wayne L. Sholly, Myerstown, from January 7, 1952, until December 31, 1954, and until his successor is duly appointed and qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following persons to be MEMBERS OF THE BOARD OF ASSISTANCE, for the terms set opposite their names:

#### McKEAN COUNTY

E. H. Watts, Kane, from July 14, 1952, until December 31, 1953, and until his successor is duly appointed and qualified.

(Mrs.) Margaret M. Dunn, Bradford, from July 14, 1952, until December 31, 1954, and until her successor is duly appointed and qualified.

M. L. Tyrrel, Bradford, from July 14, 1952, until December 31, 1954, and until his successor is duly appointed and qualified.

Walter R. Peoria, Bradford, from July 14, 1952, until December 31, 1953, and until his successor is duly appointed and qualified.

Hamlin D. Redfield, Smethport, from January 1, 1953, until December 31, 1955.

R. C. Wilber, Port Allegany, from January 1, 1953, until December 31, 1955.

J. A. Fitzgibbon, Bradford, from January 1, 1953, until December 31, 1955.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following person to be MEMBER OF THE BOARD OF ASSISTANCE, for the term set opposite her name:

#### MERCER COUNTY

(Miss) Edna E. Rumbaugh, Sharpsville, from February 8, 1952, until December 31, 1954, and until her successor is duly appointed and qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following persons to be MEMBERS OF THE COUNTY BOARD OF ASSISTANCE, for the terms set opposite their names:

#### MIFFLIN COUNTY

(Mrs.) May Quay Simon, Lewistown, from January 14, 1952, until December 31, 1954, and until her successor is duly appointed and qualified.

Henry A. Riddle, Jr., Lewistown, from January 1, 1953, until December 31, 1955, and until his successor is duly appointed and qualified.

Lance Harry, McVeytown, from January 1, 1953, until December 31, 1955, and until his successor is duly appointed and qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following person to be MEMBER OF THE COUNTY BOARD OF ASSISTANCE, for the term set opposite his name:

#### MONROE COUNTY

George B. Metzgar, East Stroudsburg, from January 8, 1952, until December 31, 1954, and until his successor is duly appointed and qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following person to be MEMBER OF THE COUNTY BOARD OF ASSISTANCE, for the term set opposite her name:

#### MONTOUR COUNTY

(Miss) Charlotte N. Dietz, Danville, from February 8, 1952, until December 31, 1954, and until her successor is duly appointed and qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following persons to be MEMBERS OF THE COUNTY BOARD OF ASSISTANCE, for the term set opposite their names:

#### NORTHAMPTON COUNTY

(Mrs.) Helen R. Dimler, Bethlehem, from January 1, 1953, until December 31, 1955, and until her successor is duly appointed and qualified.

(Mrs.) Margaret M. Peters, Nazareth, from January 1, 1953, until December 31, 1955, and until her successor is duly appointed and qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.



To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following persons to be MEMBERS OF THE COUNTY BOARD OF ASSISTANCE, for the term set opposite their names:

#### NORTHUMBERLAND COUNTY

(Mrs.) Grace F. Best, Milton, from April 10, 1952, until December 31, 1954, and until her successor is duly appointed and qualified.

Charles A. Kerstetter, Shamokin, from April 10, 1952, until December 31, 1954, and until his successor is duly appointed and qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania,

Governor's Office, Harrisburg, January 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following persons to be MEMBERS OF THE COUNTY BOARD OF ASSISTANCE for the terms set opposite their names:

#### PHILADELPHIA COUNTY

(Miss) Gertrude A. Golden, Philadelphia, from April 16, 1952, until December 31, 1953, and until her successor is duly appointed and qualified.

Eugene Y. Allen, Philadelphia, from April 16, 1952, until December 31, 1954, and until his successor is duly appointed and qualified.

James S. Benn, Jr., Philadelphia, from April 16, 1952, until December 31, 1953, and until his successor is duly appointed and qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania,

Governor's Office, Harrisburg, January 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following persons to be MEMBERS OF THE COUNTY BOARD OF ASSISTANCE for the terms set opposite their names:

#### SNYDER COUNTY

Warren B. Reed, Selinsgrove, from June 26, 1952, until December 31, 1954, and until his successor is duly appointed and qualified.

Clarence M. Bailey, Beavertown, from January 1, 1953, until December 31, 1955, and until his successor is duly appointed and qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania,

Governor's Office, Harrisburg, January 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following persons to be MEMBERS OF THE COUNTY BOARD OF ASSISTANCE for the terms set opposite their names:

#### SOMERSET COUNTY

Charles K. Bantley, Windber, from April 7, 1952, until December 31, 1954, and until his successor is duly appointed and qualified.

Martin L. Markel, Somerset, from January 1, 1953, until December 31, 1955, and until his successor is duly appointed and qualified.

Nathaniel S. Friedline, Meyersdale, from January 1, 1953, until December 31, 1955, and until his successor is duly appointed and qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania.

Governor's Office, Harrisburg, January 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following persons to be MEMBERS OF THE COUNTY BOARD OF ASSISTANCE for the terms set opposite their names:

#### SUSQUEHANNA COUNTY

(Mrs.) Mary A. Whalen, Hallstead, from July 12, 1952, until December 31, 1954, and until her successor is duly appointed and qualified.

David Scales, Jr., Susquehanna, from June 12, 1952, until December 31, 1953, and until his successor is duly appointed and qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania,

Governor's Office, Harrisburg, January 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following persons to be MEMBERS OF THE COUNTY BOARD OF ASSISTANCE for the terms set opposite their names:

#### UNION COUNTY

Reid S. Kling, Whitedeer, from February 8, 1952, until December 31, 1954 and until his successor is duly appointed and qualified.

(Mrs.) Sara E. Kenamond, Mifflinburg, from February 8, 1952, until December 31, 1953, and until her successor is duly appointed and qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania,

Governor's Office, Harrisburg, January 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following persons to be MEMBERS OF THE COUNTY BOARD OF ASSISTANCE for the terms set opposite their names:

#### VENANGO COUNTY

(Mrs.) Sarah Hodgkinson, Oil City, from January 1, 1953, until December 31, 1955, and until her successor is duly appointed and qualified.

Lawrence J. Antoun, Oil City, from January 1, 1953, until December 31, 1955, and until his successor is duly appointed and qualified.

Ray Painter, Franklin, from January 1, 1953, until December 31, 1955, and until his successor is duly appointed and qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania,

Governor's Office, Harrisburg, January 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following persons to be MEMBERS OF THE COUNTY BOARD OF ASSISTANCE for the terms set opposite their names:

#### WARREN COUNTY

(Mrs.) Arlene S. Whitehill, North Warren, from January 1, 1953, until December 31, 1955, and until her successor is duly appointed and qualified.

Frederick M. Ludwick, Russell, from January 1, 1953, until December 31, 1955, and until his successor is duly appointed and qualified.

John P. Wendell, Warren, from January 1, 1953, until December 31, 1955, and until his successor is duly appointed and qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania.

Governor's Office, Harrisburg, January 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following person to be MEMBER OF THE COUNTY BOARD OF ASSISTANCE for the terms set opposite their names:

#### WASHINGTON COUNTY

Brad R. Williams, Canonsburg, from February 8, 1952, until December 31, 1954, and until his successor is duly appointed and qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania.

Governor's Office, Harrisburg, January 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following person to be MEMBER OF THE COUNTY BOARD OF ASSISTANCE for the terms set opposite their names:

#### WYOMING COUNTY

Robert C. Stemples, Tunkhannock, from February 6, 1952, until December 31, 1954, and until his successor is duly appointed and qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania.

Governor's Office, Harrisburg, January 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following person to be MEMBER OF THE COUNTY BOARD OF ASSISTANCE for the terms set opposite their names:

#### YORK COUNTY

Charles C. Wallace, Sr., Wrightsville, from January 1, 1952, and until December 31, 1954, and until his successor is duly appointed and qualified.

JOHN S. FINE.

### BILLS INTRODUCED AND REFERRED

Mr. HALUSKA. Mr. President, I ask unanimous consent to introduce bills at this time.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. HALUSKA read in place and presented to the Chair Senate Bill No. 143, entitled:

An Act to validate and quiet the title to real estate in this Commonwealth held by a foreign corporation not authorized to transact business in Pennsylvania, and heretofore conveyed to a citizen or citizens of the United States or a corporation authorized to hold such real estate.

Which was committed to the Committee on Judiciary General.

Messrs. HALUSKA and LANE read in place and presented to the Chair Senate Bill No. 144, entitled:

An Act to further amend the act approved the fifth day of December, one thousand nine hundred thirty-six (1937 P. L. 2897) entitled "An act establishing a system of unemployment compensation to be administered by the Department of Labor and Industry and its existing and newly created agencies with personnel (with certain exceptions) selected on a civil service bases; requiring employers to keep records and make reports, and certain employers to pay contributions based on payrolls to pro-

vide moneys for the payment of compensation to certain unemployed persons; providing procedure and administrative details for the determination, payment and collection of such contributions and the payment of such compensation; providing for cooperation with the Federal Government and its agencies; creating certain special funds in the custody of the State Treasurer and prescribing penalties," by increasing benefits.

Which was committed to the Committee on Labor and Industry.

They also read in place and presented to the Chair Senate Bill No. 145, entitled:

An Act to further amend the act, approved the second day of June, one thousand nine hundred fifteen (P. L. 736), entitled as amended "An act defining the liability of an employer to pay damages for injuries received by an employee in the course of employment; establishing an elective schedule of compensation; providing procedure for the determination of liability and compensation thereunder; and prescribing penalties," by changing the maximum rate of compensation.

Which was committed to the Committee on Labor and Industry.

### REPORT FROM COMMITTEE

Mr. CROWE. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. CROWE, from the Committee on Mines and Mining, reported as committed Senate Bill No. 91, entitled:

An Act to further amend Section 5 of the act, approved the thirty-first day of May, one thousand nine hundred forty-five (P. L. 1198), entitled "An act providing for the conservation and improvement of land affected in connection with the mining of bituminous coal by the open pit mining method; regulating such mining; and providing penalties," by further regulating backfilling and operation reports.

### PERMISSION TO ADDRESS SENATE

Mr. YOSKO asked and obtained unanimous consent to address the Senate.

Mr. YOSKO. Mr. President, this is a bingo bill. A short time ago, the Governor issued a directive, which was directed against the clubs of Pennsylvania, on gambling. Although I am opposed to gambling, there are some exceptions to it. I was asked that question a short time ago, and I said that I would be for legalizing horse racing, and I would be for legalizing bingo and a lottery under State supervision, if the proper proposal was made in that connection.

Mr. President, this bingo bill is on a local option basis and if enacted into law would authorize local municipalities to pass an ordinance allowing bingo, or, by ordinance, authorize a referendum. The bill calls for the local municipality to issue a permit. The permit can only be issued to a chartered organization or a church group. In the case of a chartered organization, the application would have to be signed by the officers. In the case of a church group, it would have to be signed by the clergy. Only one permit could be issued a week to any one organization. The prizes for the bingo would have to be merchandise. The application would have to specify the time, date, place and the hours the bingo would be played. There would have to be a constable or a special police-



man present at the bingo games, to make sure that the law was not violated.

Then, Mr. President, there are penalty clauses in the bill.

Mr. President, I was at a dinner last night, a club dinner, and the president of the club happened to be a lady. She said to me, "Senator Yosko, do you think, after what we read in the newspapers over the week-end, it would be all right for us to play bingo in the club?" I said to her, "I do not know. The District Attorney is here, there is a Judge here and the Mayor is here; you will have to find out from them. However, I will tell you what I would do if I were you. Tomorrow, I would check a little bit, and if you find that you are able to play a horse with a bookie, or write a number with a number writer, or buy a lottery ticket, or, in other words, if you find that the racket guys are operating around here, then you play bingo. If they come and raid you, you just tell them in plain words that they should get rid of the racket guys instead of bothering an innocent bingo game."

Mr. President, men have a lot of recreation. Bingo, as I understand it, is purely a woman's game. We men have football, baseball, soccer, boxing and all sorts of recreation. We play a little poker and have some other forms of recreation or entertainment, but the women have nothing but bingo.

So, Mr. President, I hope that you will go along with passing this bill. The bill is on a local option, and will give the ladies something to do.

#### BILLS INTRODUCED AND REFERRED

Mr. YOSKO. Mr. President, I ask unanimous consent to introduce a bill at this time.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. YOSKO read in place and presented to the Chair Senate Bill No. 146, entitled:

An Act permitting bingo games for prizes in merchandise when licensed by the municipality; providing for local option thereon and prescribing penalties.

Which was committed to the Committee on Law and Order.

Mr. CHAPMAN. Mr. President, I ask unanimous consent to introduce a bill at this time.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. CHAPMAN read in place and presented to the Chair Senate Bill No. 147, entitled:

An Act making an appropriation for the purpose of maintaining the public roads and improving and replacing bridges thereon through the Cornplanter Indian Reservation in Elk Township, Warren County, Pennsylvania.

Which was committed to the Committee on Appropriations.

#### SENATE CONCURRENT RESOLUTION MEMORIALIZING CONGRESS REGARDING FOREIGN RESIDUAL FUEL OIL

Messrs. LETZLER and PEELOR offered the following concurrent resolution which was twice read and referred to the Committee on Constitutional Changes and Federal Relations:

In the Senate, February 16, 1953.

Whereas, The importation of residual fuel oil has as-

sumed such stature as to be a matter of great concern to a large economic segment of the American population; and

Whereas, In the three years, 1946 to 1948, imports of residual fuel oil averaged fifty million barrels annually, rose to seventy-five million barrels in 1949, to one hundred twenty million barrels in 1950 and 1951 and when the figures are complete will show an import of approximately one hundred twenty-eight million barrels in 1952, or the equivalent of thirty-one million tons of coal; and

Whereas, These oil imports adversely effect the sale of coal from both deep mining and strip mining operations; and

Whereas, Incalculable damage has been inflicted on the bituminous coal industry through closing of existing mines and permanent loss of valuable coal already developed, and on the Nation's economy because of unrestricted importations of residual fuel oil from foreign sources; and

Whereas, The importation of these high quantities of foreign residual fuel oil causes the loss of millions of dollars in wages to coal miners, the loss of employment by many railroad workers, and injuries, and in many instances destroys, small business enterprises located within the trade area of mining communities which depend upon the production and sale of coal for their prosperity; and

Whereas, Existing tariffs, as well as trade agreement legislation and policies, afforded wholly inadequate protection for the great American bituminous coal mining industry which has played an indispensable role in the development of our great American economy and way of life; therefore be it

Resolved, (if the House of Representatives concur) That the General Assembly of the Commonwealth of Pennsylvania hereby memorializes the Congress of the United States to provide for an adequate limitation upon the quantity of foreign residual fuel oil to be hereafter imported into the United States in order to avoid further loss of employment in the United States, impairment of the bituminous coal industry, and unwise dependence on foreign sources of fuel, contrary to the best interests of this Nation; and be it further

Resolver, That copies of this resolution be transmitted to the Presiding Officers of each House of the Congress of the United States and to each Senator and Representative from Pennsylvania in the Congress of the United States.

#### BILLS INTRODUCED AND REFERRED

Mr. KEPHART. Mr. President, I ask unanimous consent to introduce bills at this time.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. KEPHART read in place and presented to the Chair Senate Bill No. 148, entitled:

An Act making an appropriation to the Philadelphia Textile Institute at Philadelphia, Pennsylvania.

Which was committed to the Committee on Appropriations.

He also read in his place and presented to the Chair Senate Bill No. 149, entitled:

An Act making an appropriation to the Trustees of the University of Pennsylvania for the School of Veterinary Medicine.

Which was committed to the Committee on Appropriations.

He also read in his place and presented to the Chair Senate Bill No. 150, entitled:

An Act making an appropriation to the Trustees of the University of Pennsylvania.

Which was committed to the Committee on Appropriations.

He also read in his place and presented to the Chair Senate Bill No. 151, entitled:

An Act making an appropriation from the General Fund to the Department of Forests and Waters for the payment of expenses incurred in continuing the development of the Independence Mall in Philadelphia.

Which was committed to the Committee on Appropriations.

Mr. FLEMING. Mr. President, I ask unanimous consent to introduce bills at this time.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Messrs. FELMING and WALKER read in place and presented to the Chair Senate Bill No. 152, entitled:

An Act making an appropriation to the Trustees of the University of Pittsburgh for the general maintenance and operation of the Western Psychiatric Institute and Clinic.

Which was committed to the Committee on Appropriations.

They also read in place and presented to the Chair Senate Bill No. 153, entitled:

An Act making an appropriation to the Trustees of the University of Pittsburgh for the general maintenance and operation of the university.

Which was committed to the Committee on Appropriations.

They also read in place and presented to the Chair Senate Bill No. 154, entitled:

An Act making an appropriation from the General Fund to the Department of Forests and Waters for the payment of expenses incurred in continuing the development of the Point Park in Pittsburgh.

Which was committed to the Committee on Appropriations.

Mr. WOLFE. Mr. President, I ask unanimous consent to introduce a bill at this time.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. WOLFE read in place and presented to the Chair Senate Bill No. 155, entitled:

An Act prohibiting the attaching of metal or other hard substances to public utility poles.

Which was committed to the Committee on Corporations.

Mr. YOSKO. Mr. President, I ask unanimous consent to introduce a bill at this time.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. YOSKO read in place and presented to the Chair Senate Bill No. 156, entitled:

An Act to further amend the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for

the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds" by further providing for the suspension of resident licenses and operating privileges on the basis of a point system.

Which was committed to the Committee on Highways.

## RESOLUTION

### CONDOLENCE OF SENATE EXTENDED

#### TO THE HONORABLE LLOYD H. WOOD AND FAMILY UPON DEATH OF HIS MOTHER

Mr. PROPERT offered the following resolution which was twice read, considered and agreed to:

In the Senate, February 16, 1953.

Mrs. George Lynn Wood, the mother of our Lieutenant-Governor, died early Sunday following a long illness at Pottstown Memorial Hospital.

Mrs. Wood, the former Maude Goss, was born in January, 1880, in Houtzdale, Clearfield County. Her parents were the late John and Matilda Williams Goss. From her parents, Mrs. Wood inherited a deep love for her State and Nation, and their sense of duty and willingness to sacrifice for a noble cause. Her father served with the Union forces and fought and bled on the soil of his own State, falling wounded at Gettysburg.

Mrs. Wood passed her heritage on to her children and it was through her great faith in him, the inspiration of her teaching, that one of her sons attained the high position of leadership he now holds. The unquestioned integrity of all of her sons, and the esteem in which they are held by all who know them, are creations of hers, moulded through the years by her patient and loving care.

Mrs. Wood was a member of the Evansburg Methodist Church and gave generously of her time and effort to the work of its ladies auxiliary. To her, rearing a family and church work, were not duties but the happy realization of the purpose of living. Therefore, be it

Resolved, That the Members of the Senate of Pennsylvania extend their individual sympathy to her sons, Lieutenant-Governor Lloyd H. Wood, Gar S. Wood, and Robert L. Wood, to her sister Mrs. Nannie Gearhart and to her five grandchildren, in their hour of loss, and bid them take solace in the knowledge that their loved one has fulfilled her destiny, and has received the promised reward for a life well lived.

### PERMISSION TO ADDRESS SENATE

Mr. DENT asked and obtained unanimous consent to address the Senate.

Mr. DENT. Mr. President, I noted in the National newspapers recently that the State of Arizona, with a Republican controlled Legislature, passed a resolution memorializing Congress to hold for the people of the United States the public domain known as "The Tidelands Oil Properties." In keeping with this thought, and believing that to do otherwise would create a precedent



that may endanger the vast and unlimited wealth now contained in the public domains of this Nation, I am presenting to the Senate today a resolution memorializing Congress on the "Tidelands Oil Properties."

In doing so, Mr. President, I wish that the Members of the Senate would listen attentively to the reading of this resolution, because, in as short a space as possible, I have tried to contain some of the threats that are found if such a move is made.

I find, Mr. President, that we have, within the confines of the various States of the Nation, a great deal of public land containing many billions of dollars of mineral, woodland and various other forms of wealth. I am reliably informed, through the public press, that Senators from various States have prepared legislation, and immediately upon the passage of "The Tideland Oil Grab," there will be presented in the United States Congress legislation looking forward to taking all of the public domain that resides within the confines of any particular State; meaning, the Yellowstone National Park, Glacier National Park and the many other National Forests that we now hold to be the property of the people of the United States.

There are those who fail to realize, Mr. President, the significance of the move now being considered by Congress and twice considered previously. The President of the United States, in upholding the Supreme Court of the United States, twice vetoed the land-grab acts that were passed by Congress. We are a Legislative body; we are supposed to look after the interests of the people of Pennsylvania. We have within our power the right and the duty, as I see it, to call upon Congress to give serious study to the proposition to take these public domains and give them into the hands of a few restricted areas of this Nation. It will mean to this State of ours many millions, yes, billions of dollars, that are being taken from the public domain for the benefit of a few of the peoples in a very restricted land area.

I say to the Members of this Senate, Mr. President, that there is not any act facing the people of this Nation today that contains more danger to them. Back years ago, in the beginning, when the transportation companies and the communication companies first were organized, there was a great land-grab perpetrated upon the people of this Nation. Today, we are beginning to see the opening of another wedge in order that a few may again take from the public, properties that properly belong to all of the people.

Mr. President, I present to the Senate this resolution memorializing the Congress of the United States, asking them not to pass legislation against the decision of the Supreme Court of these United States, and, in keeping with the public good and the public welfare, to maintain the sovereignty of this property to all of the people of the United States, who are its rightful owners.

#### SENATE CONCURRENT RESOLUTION

##### MEMORIALIZING CONGRESS ON OWNERSHIP OF TIDELANDS OIL RESERVES

Messrs. DENT, RUTH, BARR and LANE offered the following concurrent resolution which was twice read as follows:

In the Senate, February 16, 1953.

Whereas, A bitter debate has been raging pro and con on the question of Tidelands Oil property ownership for

a period of many years, and

Whereas, The issue is one that strikes at the fundamental rights of the people as a whole to the ownership or non-ownership of public domain, and

Whereas, The Supreme Court of the United States, the highest tribunal in our land, has expressly set forth, in a decision rendered by this august body, a reiteration of the common-held concept of the ownership of public domain and have decreed that said Tidelands Oil properties are rightly the property of all of the people of the United States, and

Whereas, Former President Truman, upon two separate occasions, abiding by the decision of the Supreme Court, vetoed Congressional Acts looking towards raiding the public domain for the benefit of a few people residing in a restricted area, and

Whereas, The Commonwealth of Pennsylvania has a direct economic stake in the final disposition of said Tidelands properties, pursuant to the action of President Truman in giving to the Navy Department control over the disputed oil reserves, he has made it possible for the people of Pennsylvania, as well as the people of all of the other States of the Union, to enjoy the full benefits of public ownership, of public lands, public reserves, and public wealth, by giving too our defense effort first claim and final control upon any and all of the minerals contained in these valuable reserves. Other direct economic benefits to the people of Pennsylvania and to the people of the various States of the Union will accrue if, and when, there is no longer a need from a defense standpoint for the wealth contained in the Tidelands preserves. Then pursuant to the Senator Hill Amendment, the Federal revenues derived from said properties will be devoted to Federal-aid to education. By their actions, the Supreme Court and the President of the United States have made it possible for various States in the Union and their people to benefit from any exploitation of the public domain, and

Whereas, The proposed plan to delegate the public domain to the use of three States claiming title to said properties will open a floodgate of demands that eventually will strip the people of the untold billions of dollars worth of minerals, woodlands and other forms of economic and material wealth contained in the public domain for the benefit of the various States, who are singularly blessed by having within the confines of their borders public property heretofore considered to be part of the public wealth, and

Whereas, There has already been a bill prepared by Senator Daniels of Texas, calling for the land to the State of Texas, any and all of the wealth contained on the sea bed of the entire Continental shelf, stretching untold miles, and if passed would give the State of Texas full and absolute control and ownership of areas far and beyond the dreams and demands of any States' rights proposals heretofore conceived, and

Whereas, The public newspapers have made reports of the preparation of a bill in the Federal Congress to give to the various States wealth contained in the public parks and public lands now owned by the Federal Government for the exploitation of the individual States wherein such lands are situated, the States' rights advocates in this instance claim that there is no difference between off-shore and on-shore Federal properties and that if the Tidelands Oils are returned to the States for State exploitation, then the same must hold for all of the lands and waters now held in the public domain, therefore be it

Resolved (if the House of Representatives concur), That this General Assembly does herewith memorialize the Federal Congress to maintain the integrity of the Supreme Court decision by refusing to pass legislation that will deprive the people of the Commonwealth of their inherent wealth and defeat any measure presented in Congress that will give to the singular and several States the Tidelands Oil reserves and, be it further

Resolved, That a copy of this resolution be transmitted to the Speaker of the House of Representatives in Washington, D. C., and to the President of the United States Senate and a copy to the President of the United States.



## REQUEST THAT RULE 39 BE SUSPENDED

Mr. DENT. Mr. President, I ask unanimous consent that Rule 39, which requires resolutions be referred to an appropriate committee, be dispensed with and the Senate proceed to the consideration of the foregoing resolution.

The PRESIDING OFFICER. Is there objection?

Mr. MAHANY. Mr. President, as has been pointed out by Senator Dent and also the wording of this resolution, this matter is highly controversial, and I do not think it would be right for us to take immediate action on this resolution at this time. I think it should be referred to the proper committee, and after their study and reporting of it from committee, it should again appear before us, and then we may have the benefit of debate on both sides before making up our minds as to whether or not to pass this particular resolution.

Mr. President, as I remember, it was pointed out by Senator Holland a Session or so ago that most of these resolutions memorializing Congress to do various things find their way into the wastepaper basket down there. I think it would be better for us to give more thought to the laws affecting our own particular State, rather than trying to back-seat-drive acts into appearing before our Federal Congress.

Therefore, Mr. President, I must object to the immediate consideration of this resolution.

The PRESIDING OFFICER. There being objection raised by the gentleman from Crawford, Senator Mahany, to the immediate consideration of this resolution, the resolution is referred to the Committee on Constitutional Changes and Federal Relations.

## PERMISSION TO ADDRESS SENATE

Mr. DENT asked and obtained unanimous consent to address the Senate.

Mr. DENT. Mr. President, I can agree with the Senator, the Majority Leader, that it is a very serious subject, and I can agree that it ought to be studied and debated fully. I cannot agree, however, when he said that we ought to adhere to those matters that are germane to the State, because I think this particular issue is very germane to the welfare of the State of Pennsylvania. I am anxious to know—and I hope that I am assuming the right position in this—whether or not the committee that will receive this resolution will give it consideration.

I am reminded, Mr. President, of a resolution I presented just three weeks ago calling for immediate action on the building of a barrier, a medial strip, on the Turnpike. That committee has never met, has never acted upon it, and yet seven innocent people have lost their lives since that resolution was introduced. There have been many wrecks, but there are seven, rather, not seven—I beg your pardon—but nine known deaths as of this date because of cars going over the medial strip and crashing into automobiles on the other side of the road, which had no part in the accident whatsoever, other than to be innocent victims.

Now, Mr. President, if this resolution is going to find its way into the same kind of cubbyhole, then I would press for immediate action. However, I will say to the Senate that this is so serious to the people of Pennsylvania, and to the children of Pennsylvania, the education of the children of Pennsylvania, that I am perfectly willing to let the resolution go to committee, but I suggest to

the Senate that if I have not heard from that committee in two weeks, then I must take the floor in an attempt to have the resolution brought before the Senate for debate.

## INTERROGATION

Mr. LANE. Mr. President, I would like to interrogate the Majority Leader.

The PRESIDING OFFICER. The gentleman from Washington, Mr. Lane, desires to interrogate the Majority Leader. Will the gentleman from Crawford permit himself to be interrogated?

Mr. MAHANY. It will be a pleasure, Mr. President.

Mr. LANE. Senator Mahany, are you sympathetic to the intent as set up in this resolution?

Mr. MAHANY. Mr. President, I do not think I am prepared to say that. I have a Congressman down in Congress who is looking after my affairs there, and he hopes that I am looking after his particular interests up here. I think we ought to let him go into that controversy. He and the other Congressmen down in Washington. I think we try to tell those fellows down there how to run their jobs too much. I think we should run our jobs up here, and let them run theirs down there.

Mr. LANE. Mr. President, I would like to further interrogate the gentleman from Crawford, Mr. Mahany.

The PRESIDING OFFICER. Will the gentleman permit himself to be further interrogated?

Mr. MAHANY. I will, Mr. President.

Mr. LANE. Then your objection to this resolution. Senator Mahany, means, in all probability, it will land in the wastebasket. Is that correct?

Mr. MAHANY. Oh, no, I cannot tell any committee what to do. The resolution has been referred to a very good committee, with a good chairman, and I am certainly not going to tell the chairman that he should bury it. I think that they should study it, and if it has merit they should report it to the floor.

Mr. LANE. Mr. President, I would like to further interrogate the Majority Leader.

The PRESIDING OFFICER. Will the Majority Leader permit himself to be further interrogated?

Mr. MAHANY. I will, Mr. President.

Mr. LANE. Senator Mahany, would you use your influence with this committee in order to have them properly consider this resolution at an early date?

Mr. MAHANY. I do not know how much influence I have, Mr. President, but I hope that all committees will work arduously and consider all bills and resolutions before them at as early a date as possible.

Mr. LANE. Mr. President, I wish to thank the Majority Leader for his very intelligent answers.

Mr. President, I just want to say a few words in support of this resolution.

The PRESIDING OFFICER. May I call to the attention of the gentleman from Washington the fact that the resolution is not before the Senate for action? We are under the heading of Original Resolutions.

Mr. LANE. I thank you, Mr. President. I will refrain from discussing the matter any further at this time.

## SENATE CONCURRENT RESOLUTION

## TIME OF NEXT MEETING

Mr. MADIGAN offered the following concurrent resolution, which was twice read, considered and agreed to:



In the Senate, February 16, 1953.

Resolved (if the House of Representatives concur), That when the Senate adjourns this week it reconvene on Monday, February 23, 1953, at four o'clock p. m., E.S.T.; and when the House of Representatives adjourns this week it reconvene on Monday, February 23, 1953, at four-thirty o'clock p. m., E.S.T.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

### BILLS INTRODUCED AND REFERRED

Mr. McCUSKER. Mr. President, I ask unanimous consent to introduce bills at this time.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. McCUSKER read in place and presented to the Chair Senate Bill No. 157, entitled:

An Act making an appropriation to the Temple University Medical School at Philadelphia, Pennsylvania.

Which was committed to the Committee on Appropriations.

He also read in his place and presented to the Chair Senate Bill No. 158, entitled:

An Act making an appropriation to the Trustees of Temple University at Philadelphia, Pennsylvania.

Which was committed to the Committee on Appropriations.

He also read in his place and presented to the Chair Senate Bill No. 159, entitled:

An Act making an appropriation to the Trustees of the Hahnemann Medical College and Hospital of Philadelphia, Pennsylvania.

Which was committed to the Committee on Appropriations.

### SENATE CONCURRENT RESOLUTION

#### AUDITOR GENERAL TO ASCERTAIN EXPENSE OF PUBLISHING POLITICAL MATERIAL BY DEPARTMENT OF INTERNAL AFFAIRS

Mr. LEADER offered the following concurrent resolution which was twice read as follows:

In the Senate, February 16, 1953.

Whereas, In the October 1953 issue of a monthly bulletin published by the Department of Internal Affairs, no less than ten pages of politically inspired propaganda, concerned with General Eisenhower, was published; and

Whereas, In an editorial, signed by Secretary of Internal Affairs Livengood, in the same bulletin, further political material is carried; and

Whereas, The above mentioned bulletin carried the following statement, "Published under the direction and authority of Secretary of Internal Affairs, William S. Livengood, Jr."; and

Whereas, The only reason or excuse which has been given for the above politically inspired publication at the expense of the taxpayers of this Commonwealth is that the forebears of General Eisenhower were residents of Pennsylvania; and

Whereas, The above reasons are of a flimsy and politically biased and partial nature; and

Whereas, No mention of Governor Adlai Stevenson was made in the above-mentioned bulletin, although his lineal antecedents and forebears were also residents of and domiciled within Pennsylvania; and

Whereas, It is a corruption of the purposes of public office, an abuse of power, and wilful and callous misappropriation of public funds to publish at the expense of taxpayers politically inspired material with the purpose of influencing an election; and

Whereas, Secretary Livengood has approved the aforementioned abuses by signing the editorial and directing the publication of the bulletin at Commonwealth expense under his assumed authority, therefore be it

Resolved (if the House of Representatives concur), That the Auditor General is hereby directed to ascertain the expense to the Commonwealth of publishing the political material hereby condemned and forthwith to take any and all measures, and to perform all acts necessary to surcharge Secretary of Internal Affairs William S. Livengood Jr. for the full amount thereof.

### REQUEST THAT RULE 39 BE SUSPENDED

Mr. LEADER. Mr. President, I ask unanimous consent that Rule 39, which requires resolutions be referred to an appropriate committee, be dispensed with and the Senate proceed to the consideration of the foregoing resolution.

The PRESIDING OFFICER. Is there objection?

Mr. MAHANY. Mr. President, this is the first time I knew that the State of Pennsylvania could lay claim to that great statesman, Adlai Stevenson. Had I known that before, I might have changed my vote. Now that I know it, I would suggest, when the committee studies this resolution, that they also bring this to the attention of Secretary Livengood and perhaps he might write an article in his bulletin on Adlai Stevenson, too.

Mr. President, I object, of course, to the immediate consideration of this resolution and ask that it be referred to the proper committee.

Mr. DENT. Mr. President—

The PRESIDING OFFICER. Will the gentleman from Westmoreland, Senator Dent, yield until the Chair refers this resolution to the proper committee inasmuch as objection has been raised to its immediate consideration?

Mr. DENT. Mr. President, before the resolution is referred I want to talk.

Mr. President, sometimes I can appreciate the position that the Majority Leader is in, but I cannot quite swallow the lame excuse for sending this to committee. The remark made about having the committee inform the Secretary of Internal Affairs so that he might write an article about Governor Stevenson is not well taken, for the simple reason, Mr. President and Members of the Senate, that it is not so much the fact it was General Eisenhower or Governor Stevenson or any other political figure. The fact remains that we are asked every two years to raise the taxes on the people of Pennsylvania. The reason we are asked to raise the taxes is because so much revenue is misspent by various department heads and elected officials.

Mr. President, this is a clear case of misappropriation of funds. These funds were never intended to be used for purely political purposes. The Secretary of Internal Affairs appeared on radio and TV stations during the campaign, and I want to confess, had I not known Secretary Livengood, I would have sworn that he was the most pious man in Pennsylvania. Had I not known a little about the man, a little about his career here on the Hill, I would have never believed that some of the things he said that day could have been true. He raved and he ranted about the misspending of Federal funds by Federal officials. He talked about mink coats and about deep-freezes, and things of that nature. I never dreamed that



a man of that pious character could possible ever spend taxpayers' money the way he spends it.

Now, Mr. President, I do not want to refer to his school days; I thing many people know about his school days. I do not want to refer to his chauffeur school days and things of that nature, but I have often said that if a man lives by the sword, he will die the same way. Secretary Livengood did not hesitate to upbraid the entire Democratic Party as a group of thieves and philanderers of public trust.

Mr. President, I say to the Members of this Senate here today that he has left himself open for charges and surcharges. I did not have in front of me that day this booklet, but a few days later I had it. When I read it, I just could not understand how a man who had signed this article, at taxpayers' expense, using tax money, could stand before the television audience of western Pennsylvania and tell about the piety of Republican officeholders.

Now, Mr. President, I know that everyone in politics takes a little liberty with the public funds, and I have lived by the rule that both parties are guilty in that respect. I just say to Mr. Livengood, this is not personal, it is departmental. It is the Department of — I think you in the Republican Caucus have named it very well. You call it "Stuff and Stuff"; I call it "Sense and Nonsense." Here is a man who upbraids the Democratic Party for spending moneys for periodicals and publications for political purposes, and, at the same time, he is guilty of the very charges he is making against others.

Mr. President, I say to the Senate, this is not a resolution that can be ignored because if you ignore it over there, you put your stamp of approval upon it. The trouble that you are in today in this State—and I say that you are in trouble in this State. You are in trouble in the departments, you are in trouble over the wasteful spending of the taxpayers' money and you are in trouble for one reason only, because you have chosen to ignore, during the past four Governors' Administrations, any statements of criticism that have been made by the Minority. Maybe we in Washington, as the Democratic Party there for twenty years, chose the same course. However, if they did do that in Washington, they were wrong. If they were wrong, you are doubly wrong, because you are the ones who protested so loudly and long against the treatment of the so-called Minority charges in Washington.

We have before us much evidence, Mr. President, of so-called wrongdoing in the various departments. We are trying to clear it up piece by piece. We have not any staff of high paid investigators, such as Mr. McCarthy and the rest of his ilk have. We have to do it by searching through the record books one by one and finding these things.

Mr. President, today your Governor is in trouble with the newspapers of Pennsylvania, and yet, if you look behind the so-called "gag rule" of the Governor, you will find immediately behind it the very things we are complaining about in this resolution. As I understand the Governor's order, and I would like to read it to the Senate so that you will know what is going on, the Governor states, and this is February 16, 1953:

"To: Heads of all Administrative Departments, Independent Administrative Boards and Commissions, and other State Agencies under the Governor's jurisdiction.

From. The Governor

"Because so many people have misinterpreted my directive to you of February 9, 1953, I am clarifying that directive as follows:

"All Departmental, Board, and Commission publicity material prepared for release to the public which deals with Administration policy—and Administration policy only— shall be submitted to this office prior to release.

"All other information to which the public is entitled of the official activities of these agencies under the Governor's jurisdiction is to be released as heretofore upon the responsibility of the heads of these agencies.

"Official Departmental activities are to be given free access to the press so far as factual data is concerned.

"This step is taken to insure that the public is given information factually, correctly, and accurately."

May I inject at this point, Mr. President, that booklet, that monthly periodical, put out by the Secretary of Internal Affairs, is not accurate, is not correct and is not factual. So, the Governor was compelled to put a "gag rule" in many departments.

"This was the intent of the directive of February 9th which is hereby clarified but in no way changed and is designed solely in the interest of securing needed conformity to Administration policy.

"It places the responsibility of Administration policy upon the Governor where that responsibility rightfully and legally belongs."

Now, Mr. President, what the Governor means by "Administration policy" is his matter within his own Administration. Let us see what is born of this kind of action.

#### POINT OF ORDER

Mr. MAHANY. Mr. President, I rise to a point of order.

The PRESIDING OFFICER. The gentleman from Crawford, Mr. Mahany, will state his point of order.

Mr. MAHANY. Mr. President, I would like to be generous with all my colleagues, but if we are going to run this Senate in an organized and expeditious way, and according to the Rules of Parliamentary Procedure, then we must take up these things as they come.

Mr. President, I do not understand that we are on any Order of Business except a resolution. A resolution has been offered by Senator Leader, a request was made for immediate consideration, and I objected to it and told him my reasons why, which I did not have to do. I could have just objected to it generally and not said anything more. Perhaps after this that is what I will do. However, I do want to now raise the point of order that the gentleman from Westmoreland, Senator Dent, is out of order in making this speech at this particular time.

The PRESIDING OFFICER. The gentleman from Crawford, Mr. Mahany, has raised a point of order. The Chair must point out to the gentleman from Westmoreland, as he did when the gentleman started to speak, inasmuch as there has been an objection to the immediate consideration of the resolution, the only thing under the Rules of the Senate that the Presiding Officer can do is to refer it to committee.

#### POINT OF INFORMATION

Mr. DENT. Mr. President, I rise to a point of information.

The PRESIDING OFFICER. The gentleman from Westmoreland, Mr. Dent, will state his point of information.



Mr. DENT. Mr. President, are we still under Original Resolutions?

The PRESIDING OFFICER. We are.

Mr. DENT. Mr. President, I have an original resolution I would like to present, and for the information of the Senate I want to read it.

The PRESIDING OFFICER. Now, will the gentleman permit the Chair to refer the resolution that Senator Leader presented?

Mr. DENT. That is why I was talking, Mr. President, because it was not yet referred, but we will take the point of order without argument because I can still handle what I want to handle anyway.

Mr. LEADER. Mr. President, I would like to have unanimous consent, if Senator Dent will yield for a moment, to make a brief statement to the distinguished Majority Leader.

Mr. DENT. I yield, Mr. President.

The PRESIDING OFFICER. The gentleman from York, Mr. Leader, has requested unanimous consent to make a short statement.

Mr. LEADER. I simply want to say, Mr. President, that I believe in moderation in all things, even in making speeches. I want to say that I know this resolution did not take the Majority Leader by surprise, but if these conditions prevail, I am going to present a resolution later asking for an investigation of the expense accounts of the Secretary of Internal Affairs for the full fourteen years that he has held office.

The PRESIDING OFFICER. May the Chair now refer the resolution offered by the gentleman from York, Mr. Leader? The resolution, having been objected to under the Rules of the Senate, is referred to the Committee on Elections.

#### PERMISSION TO ADDRESS SENATE

Mr. DENT asked and obtained unanimous consent to address the Senate.

Mr. DENT. Mr. President, I have an original resolution. Since it is so difficult to always understand what is contained in a resolution, I think it is proper that I read it.

Mr. President, this resolution was bred of a resolution that appeared in the public print, and I believe it to be of importance, and of such great importance that the people of Pennsylvania ought to be given an opportunity to know how we feel about matters of such importance.

I have here, Mr. President, prior to the reading of the resolution, the reasons for introducing this resolution, which are contained in a resolution passed by the Legislative Correspondents at Harrisburg. In their "whereas" clauses, they contain some very serious charges that I think the Members of the Senate ought to know about. I am quoting from their resolution:

"Whereas, There have been strenuous protests raised over an Executive Order calling for all but routine releases to be cleared through the Governor's office, and

"Whereas, The Governor has since advised the Pennsylvania Legislative Correspondents Association that such a policy will apply only to matters concerning administration policy on legislation, and

"Whereas, It is evident that State Officials in general now construe the Governor's order as a form of censorship, and

"Whereas, Prior to the order, the Pennsylvania Legislative Correspondents Association has for many years sought to break down various forms of censorship existent in

the Executive and Legislative branches of the State Government, and

"Whereas, The Pennsylvania Legislative Correspondents Association, the oldest organization of its type in America with the largest number of full-time correspondents assigned to any state capitol in America, believes that all restraints at all level of government in the free flow of public information must be abolished in the public interest, therefore,

"Be it Resolved, That the Governor and other independent State officials notify all departments, boards, commissions and bureaus to lift existing restraints to the free flow of public information, including the refusal to provide promptly data on pay rolls and expense accounts, contract bids and awards, use of State-owned automobiles by individuals, pension schedules, operation of State institutions, minutes of meetings of boards and commissions and new Administrative Orders, and

"Be it Further Resolved, That secret committee votes in the Legislature be abolished and that all committee chairmen announce the vote by individual members immediately following each committee meeting, and

"Be it Further Resolved, That the Governor set up regularly scheduled press conferences, preferably weekly, and that existing barriers preventing access to the Governor be removed, and

"Be it Further Resolved, That the Governor, by proclamation, call upon all local political subdivisions to remove whatever restrictions may now be in effect on the availability of public information, and

"Be it Further Resolved, That copies of this Resolution be sent to the Governor, the Presiding Officers of the Senate and House of Representatives and to the following departments, boards, commissions and agencies where the relationship with the press prior to the Governor's news clearance order, in the opinion of a majority vote at a meeting of the Pennsylvania Legislative Correspondents Association, leaves much to be desired: Banking, Commerce, Forest and Waters, General State Authority, Labor and Industry, Military Affairs, Pardon Board, Property and Supplies, Revenue, State Employees' Retirement Board, State Police, Security Commission, State Highway and Bridge Authority, Treasury, Welfare and Turnpike Commission.

"Adopted this 13th day of February, 1953, by the Pennsylvania Legislative Correspondents Association in meeting assembled."

Mr. President, pursuant to that information which for the first time has been made public by this group of newspaper correspondents, a search was made, and in this search we discovered some very interesting items that ought to be the property of the Members of the Legislature. I am not trying to be a McCarthy, so I have a difficult time trying to gather information which has a nasty nature to it. I have usually, in all my life, tried to be the type of fellow who wants to allow things to grow normally, and where I find something radically wrong, I do my little bit to try to help correct it. I do not go around maligning persons, and when I make charges on the floor of the Senate, I want you to know that I do so believing that what I am doing is in the common good.

This resolution, Mr. President, deals directly with this problem, and I am being as fair as I know how. I probably, as a Democrat, ought to upbraid the Governor and in a political sense tear the hide off him for the so-called "gag rule." However, when I started into the search, I discovered that the problem was fundamental; that it was one that the Governor had to cope with; that he had men on his payroll in important positions who have employed public relations representatives, not to represent the public but to represent the officials, not to tell the public the actions of the department in so far as routine



matters are concerned or any outstanding events but to publicize the head of the department and put him in a good position to enter the race for Governor or United States Senator.

Now, the cost of that is getting out of hand, because we have discovered on the payroll, Mr. President, not only the public relations man, but we have discovered, in many instances, a public relations man's man. I understand it is getting to the point where there is a public relations man's man's man.

The point is getting to the ridiculous, and 250,000 odd dollars a year is no small item to spend to build up the Livengoods and the rest of the candidates for Governor. Now, they can run the same as the Democrats run, run without any form of build-up and try to win, and that is exactly what I believe he will do, try to win.

Mr. President, this resolution deals with a pertinent problem. I know you are going to object to it but when you do, remember the warning that I have given you time and time again, that no matter if we err, then you ought to learn by our errors.

Mr. President, I do not want to bring up the question but with respect to memorializing Congress, for the past twenty years there was not a Session when the Republicans did not have a raft of memorializing resolutions to present to the Senate and to the House of Representatives. Now, all of a sudden, we are to mind our own business. There is an old man at home who used to run a weekly paper and he always said, and it reminds me of my Daddy's advice, "I wonder whose ox is being gored."

Mr. President, I read the following resolution, presented on behalf of Senator Leader and myself:

#### RESOLUTION

##### "REFUSING TO APPROVE ANY APPROPRIATION FOR ANY DEPARTMENT UNDER CERTAIN CONDITIONS

"In the Senate, February 16, 1953.

"Whereas, the Governor of the Commonwealth of Pennsylvania is being criticized in the public newspapers for the imposing of a so-called gag rule on the various departments of the Commonwealth, and

"Whereas, a search of the budget reveals that appropriations of \$250 thousands of dollars is being appropriated biennially for the purpose of employing departmental public relations personnel, and

"Whereas, there is every reason to believe that said public relations personnel, although they are paid by the taxpayers of the Commonwealth, are principally used for the personal publicity of the various department supervisors, and

"Whereas, this is a flagrant misuse of public funds and demands a thorough investigation of the charges openly made, that the public relations personnel, instead of providing the facts for the public, in many instances are used as a screen to keep the regularly employed news agencies and staff representatives of the various newspapers from obtaining valid information essential to the public welfare, and

"Whereas, it is also charged in the public press that departmental public relations representatives have been used by the State Republican Campaign Committee for partisan political purposes, and

"Whereas, the first duty of the General Assembly of Pennsylvania is to work towards the proper spending of its funds to stop the raiding of the public till for personal reasons, the employ of which is contained in the feeble attempts by the various departments' public relations personnel to destroy the effectiveness of the Little Hoover Commission reports by setting up barriers against the recommendations of this Commission. The aforesaid

recommendations are in possession of the State Legislature, therefore be it

"Resolved, that the Senate refuse to approve any appropriations for any department where payrolls are padded for the benefit of the personal publicity of the department heads"

#### REQUEST THAT RULE 39 BE SUSPENDED

Mr. DENT. Mr. President, I ask unanimous consent that Rule 39, which requires resolutions be referred to an appropriate committee, be dispensed with and the Senate proceed to the consideration of the foregoing resolution.

The PRESIDING OFFICER. Is there objection?

Mr. MAHANY. Mr. President, of course it is one thing to allege and another to prove. There are certainly allegations in that resolution which I do not believe have been proved, and certainly this body is not now ready to act one way or another on allegations that have no particular basis in fact. Therefore, that is the purpose of committees, to take these resolutions, these bills, and look into their merits. If they have merits, then they refer them back to the floor where we then can have the benefit of their findings and the benefit of debate on them.

Mr. President, I think it is certainly unwise for this Senate to ever take resolutions such as this and, without any particular thought or study, take immediate action on them. As long as I am in this particular seat, not just as Floor Leader, but as Senator from the Fiftieth District of Pennsylvania, I am going to object to such hurried action on any resolution.

Mr. President, I, therefore, object to the consideration of the resolution at this time.

The PRESIDING OFFICER. Under the Rules of the Senate, the resolution is referred to the Committee on State Government.

#### INTERROGATION

Mr. HOLLAND. Mr. President, I desire to interrogate the gentleman from Westmoreland, Senator Dent.

The PRESIDING OFFICER. Will the gentleman from Westmoreland, Mr. Dent, permit himself to be interrogated?

Mr. DENT. I will, Mr. President.

Mr. HOLLAND. Senator Dent, when did you receive notice to attend an Appropriations Committee Hearing, which was held this morning? When did you receive your notice?

Mr. DENT. When did I receive a notice?

Mr. HOLLAND. Yes.

Mr. DENT. I do not know what you call a notice. I have not received any yet.

Mr. HOLLAND. You have not received any yet. That will be all, Mr. President.

#### INTERROGATION

Mr. HOLLAND. Mr. President, I desire to interrogate the gentleman from Allegheny, Senator Barr.

The PRESIDING OFFICER. Will the gentleman from Allegheny, Mr. Barr, permit himself to be interrogated?

Mr. BARR. I will, Mr. President.

Mr. HOLLAND. Will the gentleman from Allegheny, Senator Barr, advise the Senate as to when he received



a notice, if any, to attend the meeting of the Appropriations Committee this morning?

Mr. BARR. Mr. President, I received notice at two o'clock this afternoon.

Mr. HOLLAND. The first hearing was held when?

Mr. BARR. Mr. President, this morning at ten o'clock, I believe.

Mr. HOLLAND. Thank you, Mr. President.

### INTERROGATION

Mr. HOLLAND. Mr. President, I desire to interrogate the gentleman from Philadelphia, Senator Stiefel.

The PRESIDING OFFICER. Will the gentleman from Philadelphia, Mr. Stiefel, permit himself to be interrogated?

Mr. STIEFEL. Yes, Mr. President.

Mr. HOLLAND. Mr. President, would the gentleman from Philadelphia, Senator Stiefel, advise the Senate if and when he received a notice to attend a hearing of the Appropriations Committee this morning?

Mr. STIEFEL. Mr. President, I received a notice upon my arrival in Harrisburg.

Mr. HOLLAND. At what time was that?

Mr. STIEFEL. Mr. President, it was at one o'clock.

Mr. HOLLAND. Thank you, Mr. Stiefel.

### INTERROGATION

Mr. HOLLAND. Mr. President, I desire to interrogate the gentleman from Philadelphia, Senator DiSilvestro.

The PRESIDING OFFICER. Will the gentleman from Philadelphia, Mr. DiSilvestro, permit himself to be interrogated?

Mr. DiSILVESTRO. Yes, Mr. President.

Mr. HOLLAND. Mr. President, would the gentleman from Philadelphia, Senator DiSilvestro, advise the Senate if and when he received a notice to attend a hearing of the Appropriations Committee this morning?

Mr. DiSILVESTRO. Mr. President, what does the gentleman mean, by mail or by hand?

Mr. HOLLAND. Mr. President, any type of notice; by mail, by air or by ear.

Mr. DiSILVESTRO. What would you like me to say, Senator? Mr. President, I received a letter, along with all my other correspondence today.

Mr. HOLLAND. Thank you, I know you are telling the truth.

Mr. President, I desire to interrogate the gentleman from Berks, Senator Ruth.

The PRESIDING OFFICER. Senator Holland, the Chair suggests that it is his studied opinion that the ground work has been laid for the introduction of the resolution.

Mr. HOLLAND. Mr. President, in other words you will accept the answers given for Senator Haluska and Senator Ruth?

The PRESIDING OFFICER. The Chair is merely suggesting. The gentleman may follow whatever course of conduct he desires.

Mr. HOLLAND. Mr. President, I am trying to do it according to the Rules of the Senate.

### PERMISSION TO ADDRESS SENATE

Mr. HOLLAND asked and obtained unanimous consent to address the Senate.

Mr. HOLLAND. Mr. President, I think the interroga-

tions I have made have cleared a point, and that is that there were hearings held by the Appropriations Committee this morning, beginning at ten-thirty, for which many Members of the Senate did not receive the notice until after the hearings were over.

Mr. President, when the Senate Appropriations Committee Chairman stated that they were going to have public hearings on the budget, and would ask the department heads to attend these meetings, we all thought that ample time would be given so that we could be prepared for these meetings. However, lo and behold, we find upon coming to Harrisburg today that not even the press knew anything about the meetings that were being held by the Appropriations Committee. I called the Chamber of Commerce and the Pennsylvania Economy League, and both of them said they did not hear, and did not read in any local paper, that hearings were being held by the Appropriations Committee today.

Mr. President, I feel that we should at least show some outward appearance of having these hearings in such a way that the public will have some faith in the type of hearings we are having. As it is now, these hearings are going to amount to nothing but a fake and a mockery. In other words, what we would like to know, we cannot get that information from the heads of the departments because we do not have the material. We should find out first, and also have the original request of the department heads to the Budget Committee. We should find out what this money is being used for, instead of in one lump. We should find out what is being paid to the different clerks and employees of the various departments. This is not being discovered in these hearings.

Mr. President, to correct this condition, I now present to the Chair, on the part of my colleague, Senator Yosko, and myself, a resolution.

### RESOLUTION

#### URGING CHAIRMAN OF APPROPRIATIONS COMMITTEE TO GIVE PROPER NOTICE OF PUBLIC HEARINGS

Messrs. HOLLAND and YOSKO offered the following resolution which was twice read as follows:

In the Senate, February 16, 1953.

Whereas, the present Session of the Legislature has been called upon to approve the largest budget in the history of the Commonwealth of Pennsylvania, which, if approved as submitted, will require about \$157,000,000 in new and additional taxes, and

Whereas, because the people of the Commonwealth are already over taxburdened, it is imperative that every possible economy be effected in order to reduce budget requests of agencies of the Commonwealth, and

Whereas, to accomplish this end, it is essential that public hearings be held to make it possible to scrutinize expenditures, budget requests, as well as effect economies recommended by the Chesterman Committee, and

Whereas, the Appropriations Committee has scheduled a series of hearings without giving proper notice to the Members of the General Assembly, the Press, the Pennsylvania Economy League, the State Chamber of Commerce and other interested organizations and individuals; also sufficient time has not been allotted by said Appropriations Committee to complete a thorough examination of each agency summoned to such hearings, making it impossible for the Legislature to conduct a thorough inquiry of the administrative policies and financial affairs of the Commonwealth;



Therefore, be it resolved that the chairman of the Appropriations Committee,

(a) Schedule a series of public hearings with the agencies of the Commonwealth, which have requested appropriations for the 1953-55 biennium;

(b) Designate the time date and place of each hearing;

(c) Schedule said hearings in a manner to allow ample time for a thorough inquiry into the administrative and financial operations of each agency;

(d) Give at least one week's notice of such hearing to Members of the Legislature, the Press, the Pennsylvania Economy League, the State Chamber of Commerce, and other interested organizations and individuals in order to afford ample opportunity to prepare for such hearings;

(e) Arrange to have a public stenographer at such hearings to take testimony for reference purposes;

(f) Instruct each agency summoned to produce at such hearings a statement of receipts and expenditures by object classification, accounts receivable, accounts payable, appropriation balances, and all requisitions indicating expenditures, as well as all other financial data pertaining to the current biennium ending May 31, 1953; also a statement by object classification indicating budget requests for the 1953-55 biennium, together with such recommendations for economies as the heads of agencies desire to submit.

#### REQUEST THAT RULE 39 BE SUSPENDED

Mr. HOLLAND. Mr. President, I ask unanimous consent that Rule 39, which requires resolutions be referred to an appropriate committee, be dispensed with and the Senate proceed to the consideration of the foregoing resolution.

The PRESIDING OFFICER. Is there objection?

Mr. MAHANY. Mr. President, I object to the immediate consideration of this resolution.

I was under the impression and understanding, Mr. President, that these matters were entirely within the hands of the committee, and it certainly is not within our province to tell them that they should have public hearings or should not have public hearings. I understand that public hearings are being held. I received my notice in the regular course of the mail last week, regarding the hearing this morning, and I attended the meeting. I also noticed that a couple members of the press were in attendance at this particular hearing.

Mr. President, I would suggest, however, if it is within my province, that the Chairman of the Appropriations Committee, if he is going to have public hearings, see that these people have proper notice so that they will be sure to be there.

The PRESIDING OFFICER. The gentleman from Crawford, Senator Mahany, having objected to the immediate consideration of the resolution, under the Rules of the Senate the resolution is referred to the Committee on Rules.

#### PERMISSION TO ADDRESS SENATE

Mr. BARR asked and obtained unanimous consent to address the Senate.

Mr. BARR. Mr. President, I have inquired from some of my Republican colleagues, and I understand that they did receive notice through the mail regarding these hearings. I think that probably is one of the most high-handed things that has been pulled in the Senate in my thirteen years on this floor.

Mr. President, no one on the Democratic side was notified by mail of these hearings. I am greatly interested in two of these departments which had hearings this

morning, the Public Utility Commission and the Department of Justice. There was certain pertinent information that I wanted. I did not want this information for myself, but for the people of the city of Pittsburgh whom I represent.

Mr. President, I resent the fact that the Republicans received notice of this meeting and the Democrats did not. I think that if the Chairman of the Appropriations Committee wishes to be fair, he will have the hearings over again.

Mr. HOLLAND. Mr. President, I would like to speak on the resolution.

The PRESIDING OFFICER. The Chair would like to point out to the gentleman from Allegheny, Senator Holland, that the resolution is not before the Senate.

Mr. HOLLAND. Mr. President, I am not going to speak on the resolution, but I would like to clear up one statement made by the Majority Leader. The members of the press, who were at the meeting, appeared after I went down and asked them if they had been invited, and they said "no."

#### HOUSE MESSAGE

##### HOUSE CONCURS IN SENATE CONCURRENT RESOLUTION

The Clerk of the House of Representatives being introduced, informed the Senate that the House has concurred in resolution from the Senate as follows:

##### JOINT COMMITTEE TO INVESTIGATE SAFETY MEASURES ON THE PENNSYLVANIA TURNPIKE

In the Senate, February 9, 1953.

Whereas, The Pennsylvania Turnpike is world famous as the greatest toll highway ever constructed; and

Whereas, It has brought to our Commonwealth an ever increasing flow of tourists from all the states of the union and serves as a working model for future highway development; and

Whereas, Much information and misinformation has appeared from time to time, concerning its safety factor for vehicular traffic; therefore be it

Resolved (if the House of Representatives concur) That the President pro tempore of the Senate appoint a committee of five Senators to act jointly with a similar committee of five House members to be appointed by the Speaker of the House of Representatives, and the said committee be empowered to investigate the subject of Turnpike safeguards and safety regulations; and

Be It Further Resolved, That this committee shall make a report of their findings and recommendations to the General Assembly as soon as possible.

#### APPOINTMENT OF COMMITTEE

The PRESIDING OFFICER. The President pro tempore of the Senate has requested the Chair to announce the appointment of the following Senate Committee, under the provisions of the resolution entitled "Joint Committee to Investigate Safety Measures on the Pennsylvania Turnpike":

The gentleman from Somerset, Mr. Hare, Chairman; the gentleman from Lycoming, Mr. Snowden; the gentleman from Armstrong, Mr. Pechan; the gentleman from Schuylkill, Mr. Wagner; and the gentleman from Westmoreland, Mr. Dent.

#### BILLS INTRODUCED AND REFERRED

Mr. KEPHART. Mr. President, I ask unanimous consent to introduce bills at this time.



The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. KEPHART read in place and presented to the Chair Senate Bill No. 160, entitled:

An Act making an appropriation to the Moore Institute of Art, Science and Industry, Philadelphia, Pennsylvania.

Which was committed to the Committee on Appropriations.

He also read in place and presented to the Chair Senate Bill No. 161, entitled:

An Act making an appropriation to the Department of Welfare to reimburse State-aided hospitals and the Philadelphia General Hospital for part of the cost of training student nurses in approved schools of nursing.

Which was committed to the Committee on Appropriations

#### EXECUTIVE NOMINATIONS

Mr. WATSON. Mr. President, I call from the table the Executive Nominations that were reported at today's session, with the exception of Members of the State Athletic Commission, and ask that they be read by the Clerk.

The Clerk read the nominations as follows:

#### MEMBER OF BOARD OF TRUSTEES, WEST CHESTER STATE TEACHERS' COLLEGE

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 26, 1953.  
To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Mrs. Ada L. Buckman, 210 South Bellevue Avenue, Langhorne, Bucks County, for appointment as a member of the Board of Trustees of West Chester State Teachers' College, to serve until the third Tuesday of January 1959, and until her successor shall have been appointed and qualified, vice Mrs. Anna B. Cooper, Pineville, whose term expired.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.  
To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following:

#### SECRETARY OF MINES

William J. Clements, Coaldale, from January 2, 1953, until the third Tuesday of January 1955, and until his successor shall have been appointed and qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.  
To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following:

#### BRIGADIER GENERALS, PENNSYLVANIA NATIONAL GUARD

William S. Bailey, Harrisburg, from March 7, 1952, until terminated.

Lorin C. Faurot, Export, from March 7, 1952, until terminated.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.  
To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following:

#### MEMBER OF THE STATE ADVISORY COUNCIL

John F. Adams, Philadelphia, from September 3, 1952, until terminated.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.  
To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following:

#### MEMBERS OF THE ADVISORY HEALTH BOARD

George S. Klump, Williamsport, from February 1, 1952, until the third Tuesday of January, 1956, or until his successor has been appointed and has qualified.

Gilson Colby Engel, Germantown, Philadelphia, from February 1, 1952, until the third Tuesday of January, 1956, or until his successor has been appointed and has qualified.

Pascal Lucchesi, Philadelphia, from February 1, 1952, until the third Tuesday of January, 1955, or until his successor has been appointed and has qualified.

Russell B. Roth, Erie, from February 1, 1952, until the third Tuesday of January, 1955, or until his successor has been appointed and has qualified.

Daniel H. Bee, Indiana, from February 1, 1952, until the third Tuesday of January, 1954, or until his successor has been appointed and has qualified.

Herbert K. Cooper, Lancaster, from February 1, 1952, until the third Tuesday of January, 1956, or until his successor has been appointed and has qualified.

Theodore F. Hatch, Pittsburgh, from February 1, 1952, until the third Tuesday of January, 1954, or until his successor has been appointed and has qualified.

Adolph W. Schmidt, Pittsburgh, from February 1, 1952, until the third Tuesday of January, 1954, or until his successor has been appointed and has qualified.

Andrew J. Gleason, Johnstown, from February 1, 1952, until the third Tuesday of January, 1955, or until his successor has been appointed and has qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.  
To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following:

#### MEMBER OF THE BOARD OF ARBITRATION OF CLAIMS

J. Boyd Duff, Jr., Pittsburgh, from May 12, 1952, until July 21, 1955, and until his successor shall be duly appointed and qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.  
To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following:

#### MEMBER OF THE BOARD OF TRUSTEES OF ASHLAND STATE HOSPITAL

E. Paul Long, Girardville, from January 2, 1952, for the term of four years, and until his successor is qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following:

#### MEMBERS OF THE BANKING BOARD

George R. Howell, Reading, from January 29, 1952, until September 1, 1957, and until his successor is duly appointed and qualified.

Mark Wilcox, Wawa, from January 29, 1952, until September 1, 1957, and until his successor is duly appointed and qualified.

John H. Dillen, Altoona, from January 29, 1952, until September 1, 1959, and until his successor is duly appointed and qualified.

E. T. Gramley, Milton, from January 29, 1952, until September 1, 1959, and until his successor is duly appointed and qualified.

William B. McFall, Pittsburgh, from January 29, 1952, until September 1, 1957, and until his successor is duly appointed and qualified.

T. C. Swarts, Aliquippa, from January 29, 1952, until September 1, 1957, and until his successor is duly appointed and qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following:

#### MEMBERS OF THE STATE BOARD OF BARBER EXAMINERS

Edward W. Holden, Pittsburgh, from September 24, 1952, until the third Tuesday of January, 1955, and until his successor shall have been appointed and qualified.

Benjamin J. Strohler, Allentown, from September 24, 1952, until the third Tuesday of January, 1955, and until his successor shall have been appointed and qualified.

Howard K. Groff, Philadelphia, from September 24, 1952, until the third Tuesday of January, 1955, and until his successor shall have been appointed and qualified.

Rex Cataldo, Wilkes-Barre, from September 26, 1952, until the third Tuesday of January, 1955, and until his successor shall have been appointed and qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following:

#### MEMBERS OF THE BRANDYWINE BATTLEFIELD PARK COMMISSION

Weldon B. Heyburn, Concordville, from February 14, 1952, for the term of four years, and until his successor is appointed and qualified.

Frank A. Janney, West Chester, from February 13, 1952, for the term of four years, and until his successor is appointed and qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following:

#### MEMBER OF THE BOARD OF TRUSTEES OF CHEYNEY STATE TEACHERS' COLLEGE

(Mrs.) Verona Beckett, Germantown, Philadelphia, from March 28, 1952, until the third Tuesday of January, 1955, and until her successor shall have been appointed and qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following:

#### MEMBERS OF THE STATE BOARD OF CHIROPRACTIC EXAMINERS

W. Ray Burns, Harrisburg, from May 5, 1952, until July 15, 1955, and until his successor is appointed and qualified.

Jack J. Stokes, Philadelphia, from May 13, 1952, until July 15, 1954, and until his successor is appointed and qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following:

#### MEMBERS OF THE STATE CIVIL SERVICE COMMISSION

(Mrs.) Ruth Pennell, Mifflintown, from August 18, 1952, until April 9, 1958, and until her successor is appointed and qualified.

John A. M. McCarthy, Philadelphia, from September 9, 1952, until April 9, 1956, and until his successor is appointed and qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following:

#### MEMBERS OF THE BOARD OF TRUSTEES OF COALDALE STATE HOSPITAL

Robert Gormley, Summit Hill, from August 5, 1952, for the term of four years, and until his successor is qualified.

Joseph J. Humphries, Heights, Lehigh P. O., from August 5, 1952, for the term of four years, and until his successor is qualified.

Charles D. Rubert, Lansford, from August 5, 1952, for the term of four years, and until his successor is qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following:

#### MEMBERS OF THE STATE BOARD OF COSMETOLOGY

(Mrs.) Helen Josephine Dunbar, Wilkes-Barre, from March 10, 1952, until the third Tuesday of January, 1955, and until her successor shall have been appointed and qualified.

(Mrs.) Margaret Heffelfinger, Lebanon, from March 10, 1952, until the third Tuesday of January, 1955, and until her successor shall have been appointed and qualified.



(Mrs.) Minnette S. Cochran, Lancaster, from December 5, 1952, until the third Tuesday of January, 1955, and until her successor shall have been appointed and qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.  
To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following:

MEMBERS OF THE STATE DENTAL COUNCIL AND EXAMINING BOARD

Cloyd S. Harkins, Osceola Mills, from January 3, 1952, for the term of six years, and until his successor shall have been appointed and qualified.

Robert Adams, Jr., Philadelphia, from February 25, 1952, for the term of six years, and until his successor shall have been appointed and qualified.

Reuben E. V. Miller, Easton, from February 25, 1952, for the term of six years, and until his successor shall have been appointed and qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.  
To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following:

MEMBERS OF THE BOARD OF TRUSTEES OF EDINBORO STATE TEACHERS COLLEGE

(Mrs.) Jane Conaway, Warren, from January 18, 1952, until the third Tuesday of January, 1957, and until her successor shall have been appointed and qualified.

John R. Metcalf, Erie, from September 18, 1952, until the third Tuesday of January, 1955, and until his successor shall have been appointed and qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.  
To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following:

MEMBER OF THE STATE COUNCIL OF EDUCATION

Bishop Brown, Pittsburgh, from September 11, 1952, for the term of six years, and until his successor shall have been appointed and qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.  
To the Honorable, the Senate of the Commonwealth of Pennsylvania:

MEMBERS OF THE BOARD OF TRUSTEES OF EMBREEVILLE STATE HOSPITAL

N. Harlan Slack, Jr., West Chester, from August 25, 1952, for the term of four years, and until his successor is qualified.

W. Roy Widdoes, Coatesville, from August 25, 1952, for the term of four years, and until his successor is qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.  
To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following:

MEMBERS OF THE BOARD OF TRUSTEES OF FARVIEW STATE HOSPITAL

Henry C. Pfannmuller, Honesdale, from May 14, 1952, for the term of four years, and until his successor is qualified.

Samuel Dreater, Mayfield, from June 16, 1952, for the term of four years, and until his successor is qualified.

A. B. Cimochoowski, Forest City, from July 18, 1952, for the term of four years, and until his successor is qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.  
To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following:

MEMBERS OF THE BOARD OF TRUSTEES OF EAST STROUDSBURG STATE TEACHERS COLLEGE

Joseph P. Flanagan, Wilkes-Barre, from February 29, 1952, until the third Tuesday of January, 1957, and until his successor shall have been appointed and qualified.

Robert A. Harrier, Pen Argyl, from July 30, 1952, until the third Tuesday of January, 1957, and until his successor shall have been appointed and qualified.

Ralph R. Chase, Old Forge, from October 7, 1952, until the third Tuesday of January, 1955, and until his successor shall have been appointed and qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.  
To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following:

MEMBER OF THE PENNSYLVANIA GAME COMMISSION

Ross L. Leffler, Pittsburgh, from July 14, 1952, until the third Tuesday of January, 1959, and until his successor shall have been appointed and qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.  
To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following:

MEMBERS OF THE BOARD OF TRUSTEES OF HOLLIDAYSBURG STATE HOSPITAL

(Miss) Mary G. Kilday, Altoona, from December 16, 1952, for the term of four years, and until her successor is qualified.

Charles G. Waple, Tyrone, from December 16, 1952, for the term of four years, and until his successor is qualified.

(Mrs.) Wilma N. Kerr, Martinsburg, from December 16, 1952, for the term of four years, and until her successor is qualified.

George W. Williams, Hollidaysburg, from December 16, 1952, for the term of four years, and until his successor is qualified.

Abraham Colbus, Altoona, from December 16, 1952, for the term of four years, and until his successor is qualified.

Robert L. Harpster, Warrors Mark, from December 16, 1952, for the term of four years, and until his successor is qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following:

#### MEMBERS OF THE STATE BOARD OF FUNERAL DIRECTORS

Frank M. Pritchard, South Gibson, from May 5, 1952, until August 31, 1953, or until his successor is appointed and qualified.

Howard J. Snowden, Scranton, from May 5, 1952, until August 31, 1955, or until his successor is appointed and qualified.

Edward S. Blair, Pittsburgh, from May 5, 1952, until August 31, 1954, or until his successor is appointed and qualified.

W. Judson Dean, Philadelphia, from December 15, 1952, until August 31, 1957, or until his successor is appointed and qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following:

#### LIEUTENANT GENERAL PENNSYLVANIA NATIONAL GUARD

Frank A. Weber, Beaver Falls, from March 6, 1952, until terminated.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following persons to be MEMBERS OF THE COUNTY BOARD OF ASSISTANCE, for the terms set opposite their names:

#### ADAMS COUNTY

Wilbur A. Bankert, Littlestown, from February 6, 1952, until December 31, 1954, and until his successor is duly appointed and qualified.

Leslie V. Stock, Biglerville, from January 1, 1953, until December 31, 1955, and until his successor is duly appointed and qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following persons to be MEMBERS OF THE COUNTY BOARD OF ASSISTANCE, for the terms set opposite their names:

#### ALLEGHENY COUNTY

George V. Lang, Pittsburgh, from January 23, 1952, until December 31, 1954, and until his successor is duly appointed and qualified.

C. A. Leeming, Munhall, from January 23, 1952, until December 31, 1954, and until his successor is duly appointed and qualified.

Donald B. Hirsch, Pittsburgh, from January 23, 1952, until December 31, 1954, and until his successor is duly appointed and qualified.

(Mrs.) Jessie M. Vann, Oakmont, from February 11, 1952, until December 31, 1954, and until her successor is duly appointed and qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following person to be MEMBER OF THE COUNTY BOARD OF ASSISTANCE, for the terms set opposite their names:

#### BLAIR COUNTY

John P. Manning, Altoona, from January 14, 1952, until December 31, 1953, and until his successor is duly appointed and qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following persons to be MEMBERS OF THE COUNTY BOARD OF ASSISTANCE, for the terms set opposite their names:

#### BUCKS COUNTY

J. Stanley Lee, Newtown, from February 8, 1952, until December 31, 1954, and until his successor is duly appointed and qualified.

(Mrs.) Ella K. Meredith, Quakertown, from January 1, 1953, until December 31, 1955, and until her successor is duly appointed and qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following persons to be MEMBERS OF THE COUNTY BOARD OF ASSISTANCE, for the terms set opposite their names:

#### CAMBRIA COUNTY

Carroll Burton, Johnstown, from January 3, 1952, until December 31, 1954, and until his successor is duly appointed and qualified.

Anthony H. Lorditch, Johnstown, from January 3, 1952, until December 31, 1954, and until his successor is duly appointed and qualified.

Ralph Greenwood, Barnesboro, from January 1, 1953, until December 31, 1955, and until his successor is duly appointed and qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following persons to be MEMBERS OF THE COUNTY BOARD OF ASSISTANCE, for the terms set opposite their names:

#### CARBON COUNTY

Fred T. Crawford, Summit Hill, from January 14, 1952, until December 31, 1954, and until his successor is duly appointed and qualified.

W. Joseph Engler, Mauch Chunk, from January 14, 1952, until December 31, 1954, and until his successor is duly appointed and qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:



In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following person to be MEMBER OF THE COUNTY BOARD OF ASSISTANCE, for the terms set opposite their names:

#### CENTRE COUNTY

J. Randall Miller, Millheim, from February 8, 1952, until December 31, 1953, and until his successor is duly appointed and qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following person to be MEMBER OF THE COUNTY BOARD OF ASSISTANCE, for the terms set opposite their names:

#### CHESTER COUNTY

Ellwood G. Ruth, West Chester, from January 14, 1952, until December 31, 1954, and until his successor is duly appointed and qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following person to be MEMBER OF THE COUNTY BOARD OF ASSISTANCE, for the terms set opposite their names:

#### CLARION COUNTY

(Mrs.) Eileen Mackinlay, Rimersburg, from February 6, 1952, until December 31, 1953, and until her successor is duly appointed and qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following person to be MEMBER OF THE COUNTY BOARD OF ASSISTANCE, for the terms set opposite their names:

#### CLINTON COUNTY

John F. Marshall, Lock Haven, from January 7, 1952, until December 31, 1954, and until his successor is duly appointed and qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following person to be MEMBER OF THE COUNTY BOARD OF ASSISTANCE, for the terms set opposite their names:

#### COLUMBIA COUNTY

(Mrs.) Hannah L. Groner, Bloomsburg, from February 19, 1952, until December 31, 1953, and until her successor is duly appointed and qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate

for the advice and consent of the Senate the following persons to be MEMBERS OF THE COUNTY BOARD OF ASSISTANCE, for the terms set opposite their names:

#### CRAWFORD COUNTY

Gaylord O. Wentworth, Guys Mills, from January 15, 1952, until December 31, 1954, and until his successor is duly appointed and qualified.

(Mrs.) Alice Sheehan, Cochranon, from January 15, 1952, until December 31, 1954, and until her successor is duly appointed and qualified.

(Mrs.) Blanche Vincent, Cambridge Springs, from January 15, 1952, until December 31, 1953, and until her successor is duly appointed and qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following persons to be MEMBERS OF THE COUNTY BOARD OF ASSISTANCE, for the terms set opposite their names:

#### CUMBERLAND COUNTY

Ira L. Dunlap, Carlisle, from February 8, 1952, until December 31, 1954, and until his successor is duly appointed and qualified.

(Mrs.) Mary E. Brandon, Lemoyne, from February 8, 1952, until December 31, 1953, and until her successor is duly appointed and qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following persons to be MEMBERS OF THE COUNTY BOARD OF ASSISTANCE, for the terms set opposite their names:

#### DELAWARE COUNTY

Adam J. Weber, Jr., Yeadon, from January 19, 1952, until December 31, 1954, and until his successor is duly appointed and qualified.

Crosby L. Smith, Media, from January 19, 1952, until December 31, 1954, and until his successor is duly appointed and qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following persons to be MEMBERS OF THE COUNTY BOARD OF ASSISTANCE, for the terms set opposite their names:

#### ELK COUNTY

Lyle E. Enderson, Johnsonburg, from January 17, 1952, until December 31, 1954, and until his successor is duly appointed and qualified.

John A. Saalfeld, Ridgway, from January 17, 1952, until December 31, 1953, and until his successor is duly appointed and qualified.

(Mrs.) Margaret M. Johnson, Wilcox, from June 5, 1952, until December 31, 1953, and until her successor is duly appointed and qualified.

William F. McMahon, Johnsonburg, from January 1, 1953, until December 31, 1955, and until his successor is duly appointed and qualified.

(Mrs.) Catherine B. Bauer, St. Marys, from January 1,

1953, until December 31, 1955, and until her successor is duly appointed and qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following persons to be MEMBERS OF THE COUNTY BOARD OF ASSISTANCE, for the terms set opposite their names:

#### ERIE COUNTY

Randall M. Falk, Erie, from January 1, 1953, until December 31, 1955, and until his successor is duly appointed and qualified.

(Mrs.) Grace Swanson, Albion, from January 1, 1953, until December 31, 1955, and until her successor is duly appointed and qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following persons to be MEMBERS OF THE COUNTY BOARD OF ASSISTANCE, for the terms set opposite their names:

#### FAYETTE COUNTY

Tormay Brown, Uniontown, from October 6, 1952, until December 31, 1953, and until his successor is duly appointed and qualified.

(Mrs.) Dorothy F. Lewis, Uniontown, from January 1, 1953, until December 31, 1955, and until her successor is duly appointed and qualified.

Charles Kuhn, Fayette City, from January 1, 1953, until December 31, 1955, and until his successor is duly appointed and qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following persons to be MEMBERS OF THE COUNTY BOARD OF ASSISTANCE, for the terms set opposite their names:

#### FRANKLIN COUNTY

(Mrs.) Janet Ritchey, Greencastle, from November 21, 1952, until December 31, 1953, and until her successor is duly appointed and qualified.

(Mrs.) Margaret McLaughlin, Mercersburg, from January 1, 1953, until December 31, 1955, and until her successor is duly appointed and qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following person to be MEMBER OF THE COUNTY BOARD OF ASSISTANCE, for the terms set opposite their names:

#### HUNTINGDON COUNTY

Guy M. Neff, Alexandria, from March 5, 1952, until December 31, 1953, and until his successor is duly appointed and qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following persons to be MEMBERS OF THE COUNTY BOARD OF ASSISTANCE, for the terms set opposite their names:

#### INDIANA COUNTY

Elder H. Groft, Indiana, from January 25, 1952, until December 31, 1954, and until his successor is duly appointed and qualified.

Charles J. Siegfried, Blairsville, from June 23, 1952, until December 31, 1953, and until his successor is duly appointed and qualified.

(Mrs.) Leone Stoffel, Indiana, from January 1, 1953, until December 31, 1954, and until her successor is duly appointed and qualified.

Harry A. Shearer, Indiana, from January 1, 1953, until December 31, 1955, and until his successor is duly appointed and qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following persons to be MEMBERS OF THE COUNTY BOARD OF ASSISTANCE, for the terms set opposite their names:

#### JEFFERSON COUNTY

John Irwin, Brockway, from February 26, 1952, until December 31, 1954, and until his successor is duly appointed and qualified.

L. E. Startzell, Punxsutawney, from March 31, 1952, until December 31, 1954, and until his successor is duly appointed and qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following persons to be MEMBERS OF THE COUNTY BOARD OF ASSISTANCE, for the terms set opposite their names:

#### LACKAWANNA COUNTY

Isaac E. Bernstein, Scranton, from January 1, 1952, until December 31, 1953, and until his successor is duly appointed and qualified.

Harry Metrinko, Olyphant, from January 1, 1952, until December 31, 1954, and until his successor is duly appointed and qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following person to be MEMBER OF THE COUNTY BOARD OF ASSISTANCE, for the terms set opposite their names:

#### LEBANON COUNTY

Wayne L. Sholly, Myerstown, from January 7, 1952, until December 31, 1954, and until his successor is duly appointed and qualified.

JOHN S. FINE.



Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.  
To the Honorable, the Senate of the Commonwealth of  
Pennsylvania:

In conformity with law, I have the honor to nominate  
for the advice and consent of the Senate the following  
persons to be MEMBERS OF THE COUNTY BOARD OF  
ASSISTANCE, for the terms set opposite their names:

#### McKEAN COUNTY

E. H. Watts, Kane, from July 14, 1952, until December  
31, 1953, and until his successor is duly appointed and  
qualified.

(Mrs.) Margaret M. Dunn, Bradford, from July 14, 1952,  
until December 31, 1954, and until her successor is duly  
appointed and qualified.

M. L. Tyrrel, Bradford, from July 14, 1952, until  
December 31, 1954, and until his successor is duly ap-  
pointed and qualified.

Walter R. Peoria, Bradford, from July 14, 1952, until  
December 31, 1953, and until his successor is duly ap-  
pointed and qualified.

Hamlin D. Redfield, Smethport, from January 1, 1953,  
until December 31, 1955.

R. C. Wilber, Port Allegheny, from January 1, 1953,  
until December 31, 1955.

J. A. Fitzgibbon, Bradford, from January 1, 1953, until  
December 31, 1955.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.  
To the Honorable, the Senate of the Commonwealth of  
Pennsylvania:

In conformity with law, I have the honor to nominate  
for the advice and consent of the Senate the following  
person to be MEMBER OF THE COUNTY BOARD OF  
ASSISTANCE, for the terms set opposite their names:

#### MERCER COUNTY

(Miss) Edna E. Rumbaugh, Sharpsville, from February  
3, 1952, until December 31, 1954, and until her successor  
is duly appointed and qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.  
To the Honorable, the Senate of the Commonwealth of  
Pennsylvania:

In conformity with law, I have the honor to nominate  
for the advice and consent of the Senate the following  
persons to be MEMBERS OF THE COUNTY BOARD OF  
ASSISTANCE, for the terms set opposite their names:

#### MIFFILIN COUNTY

(Mrs.) May Quay Simon, Lewistown, from January 14,  
1952, until December 31, 1954, and until her successor is  
duly appointed and qualified.

Henry A. Riddle, Jr., Lewistown, from January 1, 1953,  
until December 31, 1955, and until his successor is duly  
appointed and qualified.

Lance Harry, McVeytown, from January 1, 1953, until  
December 31, 1955, and until his successor is duly ap-  
pointed and qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.  
To the Honorable, the Senate of the Commonwealth of  
Pennsylvania:

In conformity with law, I have the honor to nominate  
for the advice and consent of the Senate the following  
person to be MEMBER OF THE COUNTY BOARD OF  
ASSISTANCE, for the terms set opposite their names:

#### MONROE COUNTY

George B. Metzgar, East Stroudsburg, from January 8,  
1952, until December 31, 1954, and until his successor is  
duly appointed and qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.  
To the Honorable, the Senate of the Commonwealth of  
Pennsylvania:

In conformity with law, I have the honor to nominate  
for the advice and consent of the Senate the following  
person to be MEMBER OF THE COUNTY BOARD OF  
ASSISTANCE, for the terms set opposite their names:

#### MONTOUR COUNTY

(Miss) Charlotte N. Dietz, Danville, from February 8,  
1952, until December 31, 1954, and until her successor is  
duly appointed and qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.  
To the Honorable, the Senate of the Commonwealth of  
Pennsylvania:

In conformity with law, I have the honor to nominate  
for the advice and consent of the Senate the following  
persons to be MEMBERS OF THE COUNTY BOARD OF  
ASSISTANCE, for the terms set opposite their names:

#### NORTHAMPTON COUNTY

(Mrs.) Helen R. Dimler, Bethlehem, from January 1,  
1953, until December 31, 1955, and until her successor is  
duly appointed and qualified.

(Mrs.) Margaret M. Peters, Nazareth, from January 1,  
1953, until December 31, 1955, and until her successor is  
duly appointed and qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.  
To the Honorable, the Senate of the Commonwealth of  
Pennsylvania:

In conformity with law, I have the honor to nominate  
for the advice and consent of the Senate the following  
persons to be MEMBERS OF THE COUNTY BOARD OF  
ASSISTANCE, for the terms set opposite their names:

#### NORTHUMBERLAND COUNTY

(Mrs.) Grace F. Best, Milton, from April 10, 1952,  
until December 31, 1954, and until her successor is duly  
appointed and qualified.

Charles A. Kerstetter, Shamokin, from April 10, 1952,  
until December 31, 1954, and until his successor is duly  
appointed and qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.  
To the Honorable, the Senate of the Commonwealth of  
Pennsylvania:

In conformity with law, I have the honor to nominate  
for the advice and consent of the Senate the following  
persons to be MEMBERS OF THE COUNTY BOARD OF  
ASSISTANCE, for the terms set opposite their names:

#### PHILADELPHIA COUNTY

(Miss) Gertrude A. Golden, Philadelphia, from April  
16, 1952, until December 31, 1953, and until her successor  
is duly appointed and qualified.

Eugene Y. Allen, Philadelphia, from April 16, 1952,  
until December 31, 1954, and until his successor is duly  
appointed and qualified.

James S. Benn, Jr., Philadelphia, from April 16, 1952,

until December 31, 1953, and until his successor is duly appointed and qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following persons to be MEMBERS OF THE COUNTY BOARD OF ASSISTANCE, for the terms set opposite their names:

#### SNYDER COUNTY

Warren B. Reed, Selinsgrove, from June 26, 1952, until December 31, 1954, and until his successor is duly appointed and qualified.

Clarence M. Bailey, Beavertown, from January 1, 1953, until December 31, 1955, and until his successor is duly appointed and qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following persons to be MEMBERS OF THE COUNTY BOARD OF ASSISTANCE, for the terms set opposite their names:

#### SOMERSET COUNTY

Charles K. Bantley, Windber, from April 7, 1952, until December 31, 1954, and until his successor is duly appointed and qualified.

Martin L. Markel, Somerset, from January 1, 1953, until December 31, 1955, and until his successor is duly appointed and qualified.

Nathaniel S. Friedline, Meyersdale, from January 1, 1953, until December 31, 1955, and until his successor is duly appointed and qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following persons to be MEMBERS OF THE COUNTY BOARD OF ASSISTANCE, for the terms set opposite their names:

#### SUSQUEHANNA COUNTY

(Mrs.) Mary A. Whalen, Hallstead, from June 12, 1952, until December 31, 1954, and until her successor is duly appointed and qualified.

David Scales, Jr., Susquehanna, from June 12, 1952, until December 31, 1953, and until his successor is duly appointed and qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following persons to be MEMBERS OF THE COUNTY BOARD OF ASSISTANCE, for the terms set opposite their names:

#### UNION COUNTY

Reid S. Kling, Whitdeer, from February 8, 1952, until December 31, 1954 and until his successor is duly appointed and qualified.

(Mrs.) Sara E. Kenamond, Mifflinburg, from February

8, 1952, until December 31, 1953, and until her successor is duly appointed and qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following persons to be MEMBERS OF THE COUNTY BOARD OF ASSISTANCE, for the terms set opposite their names:

#### VENANGO COUNTY

(Mrs.) Sarah Hodgkinson, Oil City, from January 1, 1953, until December 31, 1955, and until her successor is duly appointed and qualified.

Lawrence J. Antoun, Oil City, from January 1, 1953, until December 31, 1955, and until his successor is duly appointed and qualified.

Ray Painter, Franklin, from January 1, 1953, until December 31, 1955, and until his successor is duly appointed and qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following persons to be MEMBERS OF THE COUNTY BOARD OF ASSISTANCE, for the terms set opposite their names:

#### WARREN COUNTY

(Mrs.) Arlene S. Whitehill, North Warren, from January 1, 1953, until December 31, 1955, and until her successor is duly appointed and qualified.

Frederick M. Ludwick, Russell, from January 1, 1953, until December 31, 1955, and until his successor is duly appointed and qualified.

John P. Wendell, Warren, from January 1, 1953, until December 31, 1955, and until his successor is duly appointed and qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following person to be MEMBER OF THE COUNTY BOARD OF ASSISTANCE, for the terms set opposite their names:

#### WASHINGTON COUNTY

Brad R. Williams, Canonsburg, from February 8, 1952, until December 31, 1954, and until his successor is duly appointed and qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following person to be MEMBER OF THE COUNTY BOARD OF ASSISTANCE, for the terms set opposite their names:

#### WYOMING COUNTY

Robert C. Stemples, Tunkhannock, from February 6, 1952, until December 31, 1954, and until his successor is duly appointed and qualified.

JOHN S. FINE.



Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.  
To the Honorable, the Senate of the Commonwealth of  
Pennsylvania:

In conformity with law, I have the honor to nominate  
for the advice and consent of the Senate the following  
person to be MEMBER OF THE COUNTY BOARD OF  
ASSISTANCE, for the terms set opposite their names:

#### YORK COUNTY

Charles C. Wallace, Sr., Wrightsville, from January 1,  
1952, until December 31, 1954, and until his successor is  
duly appointed and qualified.

JOHN S. FINE.

#### CONSIDERATION OF EXECUTIVE NOMINATIONS

Mr. WATSON asked and obtained unanimous consent  
for immediate consideration of the nominations read by  
the Clerk.

#### EXECUTIVE SESSION

A motion was made by Mr. WATSON and Mr.  
KESSLER, that the Senate do now resolve itself into  
Executive Session, for the purpose of acting upon the  
nominations reported at today's session.

Which was agreed to.

Whereupon,

A motion was made by Mr. WATSON and Mr. Mc-  
PHERSON, JR., that the Senate do advise and consent  
to the nominations reported.

On the question,

Will the Senate agree to the motion?

Mr. DiSILVESTRO. Mr. President, I desire to inter-  
rogate the gentleman from Bucks, Senator Watson.

The PRESIDING OFFICER. Will the gentleman from  
Bucks, Mr. Watson, permit himself to be interrogated?

Mr. WATSON. I will, Mr. President.

Mr. DiSILVESTRO. Mr. President, will the gentleman  
from Bucks, Senator Watson, inform me as to the length  
of time he is going to hold up the Athletic Commission?

Mr. WATSON. Mr. President, that is entirely up to the  
Democratic Minority.

Mr. DiSILVESTRO. Mr. President, I will go along with  
that as long as it is a reasonable time. I believe that  
one week is time enough.

And the question recurring,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the pro-  
visions of the Constitution, and were as follows, vizz:

#### YEAS—48

Bane,	Harney,	McCusker,	Stiefel,
Barr,	Holland,	McGinnis,	Taylor,
Berger,	Kephart,	McMenamin,	Toole,
Blass,	Kessler,	McPherson, Jr.	Wagner,
Camiel,	Koprivier, Jr.	Miller,	Watkins,
Chapman,	Lane,	Pechan,	Watson,
Crowe,	Leader,	Peelor,	Weiner,
Dent,	Letzler,	Propert,	Wolfe,
Diehm,	Madigan,	Ruth,	Wood,
DiSilvestro,	Mahany,	Silvert,	Yosko,
Fleming,	Mallery,	Snowden,	Walker,
Freed,	McCreesh,	Stevenson,	Presiding Officer
Haluska,			

#### NAYS—0

Two-thirds of all the Senators having voted "aye",  
the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

#### EXECUTIVE SESSION RISES

Mr. WATSON. Mr. President, I move that the Execu-  
tive Session do now rise.

Mr. PEELOR. Mr. President, I second the motion.  
The motion was agreed to.

#### CALENDAR

#### SECOND READING CALENDAR

#### BILL OVER IN ORDER

Mr. MAHANY. Mr. President, I ask unanimous consent  
that Senate Bill No. 5, on second reading, entitled:

An Act to amend the act approved the twenty-fifth day  
of May, one thousand nine hundred thirty-seven (P. L.  
814) entitled "An act to provide for the permanent per-  
sonal registration of electors in cities of the second class  
as a condition of their right to vote at elections and pri-  
maries, and their enrollment as members of political  
parties as a further condition of their right to vote at  
primaries; prescribing certain procedure for the conduct  
of elections and primaries and the challenge and proof  
of qualifications of electors; and prescribing the powers  
and duties of citizens, parties, political bodies, registration  
commissions, commissioners, registrars, inspectors of reg-  
istration and other appointees of registration commis-  
sions, county election boards, election officers, mu-  
nicipal officers, departments and bureaus, police officers,  
courts judges, prothonotaries, sheriffs, county commis-  
sioners, peace officers, county treasurers, county control-  
lers, registrars of vital statistics, certain public utility  
corporations, real estate brokers, rental agents, and  
boards of school directors; and imposing penalties," by  
further providing for the composition of the registration  
commission; imposing duties on the county commission-  
ers and ending the terms of the present commissioners.

go over in its order.

The PRESIDING OFFICER. Is there objection? The  
Chair hears none.

#### BILL ON SECOND READING AMENDED

Agreeably to order.

The rule requiring bills to be considered in Committee  
of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and con-  
sideration of Senate Bill No. 7, entitled:

An Act to amend Sections 3 and 4 of the act, approved  
the eighteenth day of May, one thousand nine hundred  
forty-nine (P. L. 1440) entitled "An act concerning  
notaries public and amending, revising, consolidating and  
changing the law relating thereto," by requiring notaries  
to be qualified electors.

The first section was read.

On the question,

Will the Senate agree to the section?

Mr. FLEMING offered the following amendments:

Amend Sec. 1, page 2, line 1, by striking out "and 4";  
amend Sec. 1, page 2, line 4, by striking out the word  
"are" and inserting in lieu thereof "is"; amend Sec. 1,  
(Sec. 3), page 2, lines 7 and 8 by striking out "a quali-  
fied elector of the county wherein he seeks appointment";  
amend Sec. 1, (Sec. 3), page 2, line 13, by inserting  
after the word "appointment" the following: "and is a  
registered elector"; amend Sec. 1, (Sec. 4), page 2,  
lines 14 to 19, both inclusive by striking out all of said  
lines; amend Sec. 1, (Sec. 4), page 3, lines 1 to 5, both  
inclusive, by striking out all of said lines

They were agreed to.

The section was agreed to as amended.

The title was read.

On the question,

Will the Senate agree to the title?

Mr. FLEMING offered the following amendment:

Amend Title, Page 1, line 1 of Title, by striking out "Sections 3 and 4" and inserting in lieu thereof "Section 3"

It was agreed to.

The title was agreed to as amended.

And said bill having been read at length the second time, as amended.

On the question,

Will the Senate agree to the bill on second reading, as amended?

### BILL OVER IN ORDER

Mr. FLEMING. Mr. President, I ask unanimous consent that Senate Bill No. 7, on second reading, go over in its order, as amended.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

### BILLS ON SECOND READING

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 8, entitled:

An Act authorizing contact representatives of Veterans Administration hospitals to take affidavits and acknowledgements of persons undergoing treatment therein; and providing for the effect thereof.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 12, entitled:

An Act relating to certain commercial transactions in or regarding personal property and contracts and other documents concerning them, including sales, commercial paper, bank deposits and collections, documentary letters of credit, bulk transfers, warehouse receipts, bills of lading, other documents of title, investment securities, and secured transactions, including certain sales of accounts, chattel paper, and contract rights; providing for public notice to third parties in certain circumstances; regulating procedure, evidence and damages in certain court actions involving such transactions, contracts or documents, and to make uniform the law with respect thereto.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 16, entitled:

An Act to amend Sections 31 and 32 of the act, approved the thirty-first day of March, one thousand eight

hundred sixty (P. L. 427), entitled "An act to Consolidate, Revise and Amend the Laws of this Commonwealth relating to Penal Proceedings and Pleadings," by permitting the trial of cases of involuntary manslaughter in quarter sessions courts.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 18, entitled:

An Act to further amend Section 3 of the act approved the twenty-fourth day of June one thousand nine hundred thirty-seven (P. L. 2045), entitled as amended "An act relating to the support of indigent persons providing for the support of such persons by certain relatives and for the recovery of public moneys expended for care and assistance from the property and estates of certain persons providing for guardians of the person and property of such persons providing for the arrest and seizure and sale of the property of deserters and providing procedures" by providing that the petition for support in certain cases shall be prepared by the executive director of the assistance board of the county where the relative liable and financially able to support resides imposing duty on district attorneys to file such petitions and further modifying such procedure.

And said bill having been read at length the second time, On the question,

Will the Senate agree to the bill on second reading?

Mr. LANE. Mr. President, I desire to interrogate one of the sponsors of this bill, either Senator Mallery or Senator Stevenson.

The PRESIDING OFFICER. Will the gentleman from Blair, Mr. Mallery, permit himself to be interrogated?

Mr. MALLERY. I will, Mr. President.

Mr. LANE. Mr. President, in looking over the amendment Senator Mallery has inserted in this piece of legislation, I wonder if he would explain the contents of the same for the Members of the Minority Party, just what it actually does.

Mr. MALLERY. Mr. President, the purpose of this bill is to facilitate and expedite the payment of public assistance to indigents who are rightfully entitled to public assistance. The bill applies to the relatives liable for support, who live in counties other than the county where the indigent applying for assistance resides. I think that is the gist of the bill, sir.

Mr. LANE. Mr. President, may I further interrogate the gentleman from Blair, Senator Mallery?

The PRESIDING OFFICER. Will the gentleman from Blair, Mr. Mallery, permit himself to be further interrogated?

Mr. MALLERY. I will, Mr. President.

Mr. LANE. Senator Mallery, I notice that you more or less grant continuing jurisdiction in this amendment here, and you place considerable authority with the Executive Directors of the County Boards of Assistance in the various counties, whereby they have the authority to file a petition with the district attorney's office and proceed along that particular angle.

Senator Mallery, just what is the purpose of conferring this authority upon the Executive Directors of the County Boards of Assistance?



Mr. MALLERY. Mr. President, it is my understanding that the directors now have that authority.

Mr. LANE. Mr. President, I am inclined to disagree with the gentleman from Blair, Senator Mallery.

Mr. President, I think it is in the amendment, but may I further interrogate the gentleman from Blair, Mr. Mallery?

The PRESIDING OFFICER. Will the gentleman from Blair, Mr. Mallery, permit himself to be further interrogated?

Mr. MALLERY. I will, Mr. President.

Mr. LANE. Mr. President, would the Senator be kind enough to let this bill go over in order temporarily and perhaps we could get together and talk over this amendment?

Mr. MALLERY. Gladly, Mr. President.

Mr. LANE. Thank you, Mr. President.

Mr. HALUSKA. Mr. President, I desire to interrogate the gentleman from Blair, Senator Mallery.

The PRESIDING OFFICER. Will the gentleman from Blair, Mr. Mallery, permit himself to be interrogated?

Mr. MALLERY. I will, Mr. President.

Mr. HALUSKA. Mr. President, while we are thinking about further amendments, I would like to ask whether this bill, as it now appears, only applies to people within the Commonwealth. We have cases where liable persons, liable for support, reside in other States. What about that liability?

Mr. MALLERY. Mr. President, it applies only to relatives liable for support, or who may be liable for support, who live in the Commonwealth.

Mr. HALUSKA. Don't you think, Senator Mallery, while you are making a new amendment, that the bill should apply to those relatives who live in adjacent States?

Mr. MALLERY. Mr. President, I welcome any amendment to this bill that will improve it. I do not know whether that could be done, but possibly it could. If Senator Haluska could come up with an amendment that would bring into the act relatives outside of the State, it would then be a matter that we could pass upon.

Mr. HALUSKA. Mr. President, I would be glad to assist because I have had some experience along those lines and if the committee is willing, I should be glad to offer my suggestions.

### BILL OVER IN ORDER

Mr. MALLERY. Mr. President, I ask unanimous consent that Senate Bill No. 18, on second reading, go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

### BILL ON SECOND READING AMENDED

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 27, entitled:

An Act to further amend Section 1 of the act approved the twelfth day of June one thousand nine hundred nineteen (P. L. 476) entitled as amended "An act to regulate and establish the fees to be charged and collected by the recorder of deeds in counties of the second class" by further increasing regulating and changing such fees.

The first section was read.

On the question,

Will the Senate agree to the section?

Mr. BARR offered the following amendments:

Amend Section 1, page 7, line 13, by striking out the words "one dollars (\$1.00)" and inserting in lieu thereof "twenty dollars (\$20.00)"

They were agreed to.

The section was agreed to as amended.

The title was read and agreed to.

And said bill having been read at length the second time, as amended,

On the question,

Will the Senate agree to the bill on second reading, as amended?

### BILL OVER IN ORDER

Mr. BARR. Mr. President, I ask unanimous consent that Senate Bill No. 27, on second reading, go over in its order, as amended.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

### BILL ON SECOND READING

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 44, entitled:

An Act to amend Section 1 of the Act approved the fourteenth day of January, one thousand nine hundred fifty-two, (Appropriation Acts 70), entitled, "An act making an appropriation to the Elwyn Training School at Elwyn, in the County of Delaware, Commonwealth of Pennsylvania, and prescribing certain conditions upon which the appropriation will be available to the school," by increasing the per capita annual maintenance rate of wards of the Commonwealth.

And said bill having been read at length the second time,

On the question,

Will the Senate agree to the bill on second reading?

Mr. LANE. Mr. President, I desire to interrogate the gentleman from Delaware, Senator Watkins.

The PRESIDING OFFICER. The gentleman from Delaware, Mr. Watkins, has just been called to the telephone on an important conversation.

### BILL OVER IN ORDER

Mr. MAHANY. Mr. President, inasmuch as the sponsor of the bill is not on the floor, I ask unanimous consent that Senate Bill No. 44, on second reading, go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

### BILLS ON SECOND READING

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 52, entitled:

An Act to amend clause XV of section 1202 of the act, approved the fourth day of May, one thousand nine hundred twenty-seven (P. L. 519), entitled "An act con-

cerning boroughs, and revising, amending, and consolidating the law relating to boroughs," by further defining the powers of boroughs with regard to garbage, rubbish, sludge and other waste treatment and disposal, acting separately or jointly with other political subdivisions.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 88, entitled:

An Act to amend the act, approved the twenty-seventh day of December, one thousand nine hundred fifty-one (P. L. 1742), entitled "An act to provide revenue by imposing a State tax relating to certain documents; prescribing and regulating the method and manner of evidencing the payment of such tax; conferring powers and imposing duties upon certain persons, partnerships, associations, and corporations, recorders of deeds, and the Department of Revenue; saving certain local taxes and authorizing amendments, extensions and supplements to the ordinances and resolutions relating thereto; and providing penalties," by exempting certain documents from said tax, fixing the value of certain land for tax purposes, exempting persons accepting any document from payment of the tax, changing effect of failure to pay the tax, and affix stamps, and validating certain documents to which insufficient stamps have been affixed.

And said bill having been read at length the second time,

On the question,

Will the Senate agree to the bill on second reading?

Mr. SILVERT. Mr. President, I desire to interrogate the sponsor of this bill, the gentleman from Indiana, Senator Peelor.

The PRESIDING OFFICER. Will the gentleman from Indiana, Mr. Peelor, permit himself to be interrogated?

Mr. PEELOR. I will, Mr. President.

Mr. SILVERT. Senator Peelor, I have read the amendments which your act proposes to the Real Estate Transfer Tax and I, personally, can see no objection to the amendments which you propose. However, I would like to ask you to have the bill go over for this reason. I know that in Philadelphia, ever since the passage of this Real Estate Transfer Tax, there has been a great deal of confusion as to who is to pay this tax. Sometimes the seller pays it, and other times the buyer pays it and other times it results in a great deal of argument and confusion, etc.

I believe, apparently, that this act was not sufficiently clear as to who was to pay this one per cent real estate tax.

Mr. PEELOR. For your information, Senator Silvert, it is definitely fixed in that bill that the tax is payable now by the grantor.

Mr. SILVERT. Senator Peelor, is that in your present amendment?

Mr. PEELOR. That is in the bill. It also fixes the matter of conveyance from heirs to one of the other heirs and their spouse. It takes care of the matter of the placing of tax on agreements, fixing February 1, 1952, I believe.

Mr. President, there is also a validating clause in there. There is also a clause where deeds made to in-

stitutions, hospitals, etc., that they are not taxable. As I said before, there is a validating act and the penalty is changed where the title is not disrupted by failure to put on stamps. We changed the penalty so that there is a monetary penalty; I believe it is twice the stamps that should have been put on in the first instance.

We tried to take care of the various cases, including the cases that went to the upper courts and those appealed from the Attorney General, etc.

Senator Silvert, this bill has been in the hands of several people. I have no objection, however, to the bill going over in its order.

Mr. SILVERT. Mr. President, I should appreciate that.

### BILL OVER IN ORDER

Mr. PEELOR. Mr. President, I ask unanimous consent that Senate Bill No. 88, on second reading, go over in order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

### BILL ON SECOND READING AMENDED

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 112, entitled:

An Act to further amend Section 1 of the act, approved the third day of May, one thousand nine hundred fifteen (P. L. 226), entitled "An act to establish and regulate the fees to be received and charged by the prothonotary of the courts of common pleas of this Commonwealth, in counties having over eight hundred thousand, and less than one million five hundred thousand, inhabitants, according to the last preceding United States census," by changing and further fixing the fees to be charged by the prothonotary.

The first section was read and agreed to.

The second section was read.

On the question,

Will the Senate agree to the section?

Mr. BARR offered the following amendments:

Amend Section 2, line 3, page 19, by striking out after the word "effective" the following: "on the first day of September one thousand nine hundred fifty-three," and inserting in lieu thereof after the said word "effective" the following: "immediately upon final enactment."

They were agreed to.

The section was agreed to as amended.

The title was read and agreed to.

And said bill having been read at length the second time, as amended,

On the question,

Will the Senate agree to the bill on second reading, as amended?

### BILL OVER IN ORDER

Mr. BARR. Mr. President, I ask unanimous consent that Senate Bill No. 112, on second reading,

Go over in its order, as amended.

### BILL ON FIRST READING

Mr. MAHANY. Mr. President, I move that the Senate do now proceed to the first reading of the bill reported from committee for the first time at today's session.



Mr. McCUSKER. Mr. President, I second the motion.  
The motion was agreed to.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 91, entitled:

An Act to further amend Section 5 of the act, approved the thirty-first day of May, one thousand nine hundred forty-five (P. L. 1198), entitled "An act providing for the conservation and improvement of land affected in connection with the mining of bituminous coal by the open pit mining method; regulating such mining and providing penalties," by further regulating backfilling and operation reports.

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

#### PERMISSION TO ADDRESS SENATE

Mr. YOSKO asked and obtained unanimous consent to address the Senate.

Mr. YOSKO. Mr. President, last Tuesday I had made a part of the record all of the releases issued by the Chesterman Committee or the State Government Survey Committee. Since last Tuesday, another report has been issued. This is Release No. 21 and in my opinion it is one of the most important, if not the most important, releases that has been issued thus far. It deals with and discusses the hodgepodge accounting system we have here in the Commonwealth of Pennsylvania.

Mr. President, I might say at this time that if the Accountant General Bill, which was introduced by Senators Diehm and Probert at the last Session of the Legislature, and which was discussed fully on this floor of the Senate, had been enacted into law, the criticisms outlined in this report would not have been possible.

Mr. President, inasmuch as I made the other reports a part of the record, it is my opinion that this report, because of its importance, should also be made a part of the record. I shall, therefore, make the same request which I made last Tuesday and ask that it be made a part of the record without reading it.

Mr. President, if there is no objection, I request that Release No. 21, issued by the State Government Survey Committee on Accounting, be made a part of the record of today's proceedings.

The PRESIDING OFFICER. The gentleman from Northampton, Senator Yosko, requests that Release No. 21 be made a part of the record in conformity with the action taken by the Senate last week. The Chair hears no objection. The gentleman will submit the report to be made a part of the record.

"From:

"State Government Survey Committee  
Room 455, Education Building  
Harrisburg, Pennsylvania

"Newspaper Information for Release  
Sunday, February 15, 1953

"Release No. 21

"Accounting

"The State Government Survey Committee today put forth what was described as a pivotal recommendation and 'key' to the whole problem of increasing governmental efficiency—establishment of a sound, modern system of accounting for State funds.

"To implement such a program the Survey Committee, headed by Francis J. Chesterman, of Philadelphia, proposed the creation of a central accounting department to be headed by a qualified Accountant General.

"It is the considered judgment of the Survey Committee," Chairman Chesterman declared in a statement underlining the urgency of the proposal, "that of all the recommendations resulting from the Committee's manifold studies this is one of the most important.

"The common weakness of the various accounting systems now in use by the State, is the fact that they are designed to show only cash receipts and disbursements. They do not distinguish between expenditures for operations and expenditures for permanent improvements. They do not include proper accounting for non-cash assets nor for obligations incurred but unpaid. They do not relate the measure of "benefits derived" to the "cost of producing" these benefits for comparable fiscal periods.

"Consequently it is virtually impossible to obtain an accurate picture of the financial condition of the Commonwealth, and the Governor, the Legislature, and the people are deprived of adequate means by which to manage, to control, and to judge the cost or effectiveness of the conduct of the State's affairs."

"The Survey Committee, which is seeking means of achieving greater efficiency in the operation of the state government at the request of Governor John S. Fine, based its recommendations on a survey of accounting practices made by a volunteer 'task force' composed of members of the Pennsylvania Institute of Certified Public Accountants.

"Members of the task force were Robert W. Williams, of Philadelphia, chairman; Harold C. Stott, Clarence L. Turner, Sydney V. Young, I. T. Krekstein, Thomas M. O'Neill, Samuel W. Price and Harry H. Steinmeier.

"There have been many arguments reported in the public press about the existence of a so-called "surplus" or "deficit," the Committee recalled, and the annals of each succeeding session of the Legislature are replete with conflicting assertions regarding financial matters which result in controversy and public distrust.

"Such confusion results from the absence of proper accounting and financial reporting. A designated surplus may actually be a cash balance without regard to existing obligations. Payment of these obligations may transform a so-called surplus to a deficit because the obligations exceed the cash available."

"The Budget Office, the Committee noted, 'holds that it has all the necessary data for adequate financial reports and that these reports are always available.'

"While the Budget Office does have many reports,' it was added, 'they are inadequate in the accounting sense for the simple reason that the rigid cash-basis of record-keeping does not provide the full facts.'

"Another factor contributing to the inadequacy of the state's accounting procedure, the Committee asserted, is the 'overlapping of authority in the fiscal administration of the state's affairs.'

"The Auditor General has statutory pre-adult responsibility which is strictly an executive function and not an auditing function,' it was explained. 'The Treasurer is also charged with responsibility for the accounting functions surrounding the receipt and disbursement of funds.'

"The Governor has full authority over the State's accounting except as he is required by law to consult with the Auditor General and except as certain accounting matters are charged to the Treasurer.

"The Budget Secretary as a representative of the Governor endeavors to exercise the delegated powers of the Governor over accounting methods. This we believe is basically wrong because budgeting, although based on accounting, is not in itself accounting and the two should not be confused."

"To overcome such difficulties, the Survey Committee proposed:

"1. That the present cash-basis of accounting be modified to conform with sound modern governmental practice, and that the proposed Accountant General be given authority to establish a system in all bookkeeping and financial reporting functions of the State, including those of all State



officers and all departments, boards, agencies and commissions.

"2. That the Accountant General be given authority over all accounting matters with the exception of post-auditing and audit reports.

"3. That present statutes be revised to relieve the Auditor General of all pre-audit functions inasmuch as these functions are an essential part of administrative accounting. The Auditor General should continue post-auditing and performance review functions as at present, and should continue to be completely independent of the administration to permit him to be exclusively an auditor and financial critic.

"4. That the office of the Budget Secretary be reconstituted as exclusively that of financial advisor to the Governor on budget matters—the Budget Secretary to rely on data statistics furnished by the Accountant General without maintaining duplicate bookkeeping records, accounts or controls.

"5. That the Accountant General be made responsible for authorizing the payment of monies out of any fund of the State and for certifying the approval to the State Treasurer for payment. In the event of the Accountant General's disapproval, the item in question should be returned to its source, with the right of appeal to the Governor.

"The complete reorganization of accounting practices along the suggested lines, the Committee observed, would have to be completed step by step.

"If a qualified person were to be appointed by or before June 1, 1953,' it was observed, 'it would be reasonable to expect that he will obtain control of all phases of the state's accounting by December 31, 1954, and produce relatively complete and reliable statements of the results of operations for the biennium ending May 31, 1955.'

"The cost of setting up and operating the new accounting system the Committee predicted, 'would be considerably less than the ultimate savings to be realized in elimination of present inefficiencies.'

"The difficulties of endeavoring to estimate the costs and benefits of such a broad program are obvious,' it was pointed out, 'not only because of the lack of any real source of cost data at present, but because of the fact that the availability of complete and accurate cost and financial data can be expected to make possible self-accelerating improvements and economies of great significance. In this latter development alone there lies the probability of vast economies in operating costs.'

### ADJOURNMENT

Mr. MAHANY. Mr. President, I move that the Senate do now adjourn until Tuesday, February 17, 1953, at 12:00 o'clock m., Eastern Standard Time.

Mr. WATKINS. Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 6:23 o'clock p. m., Eastern Standard Time, until Tuesday, February 17, 1953, at 12:00 o'clock m., Eastern Standard Time.

## HOUSE OF REPRESENTATIVES

MONDAY, February 16, 1953

The House met at 4:30 p. m.

The SPEAKER (Charles C. Smith) in the Chair.

### PRAYER

The Rev. Robert Knechel, guest Chaplain, Pastor of the Church of the Brethren, Gettysburg, and President of the Gettysburg Ministerium Association, guest of the gentleman from Adams, Mr. Worley, offered the following prayer:

Almighty Sovereign of Life—as the Creator of All Thou hast deigned to give unto man superior wisdom and understanding. Grant, we beseech Thee, that these servants of Thy people may clearly see the issues of our age, may intelligently provide the laws which shall govern our Commonwealth, and may they stand courageously opposed to all issues that shall mar the happiness and security of Thy family. In the name of Jesus Christ, we pray. Amen.

### JOURNALS OF FEBRUARY 9 AND 10 APPROVED

The SPEAKER. Are there any corrections to the Journal of Monday and Tuesday, February 9 and 10, 1953? If not, and without objection, the Journals are approved.

### BILLS INTRODUCED AND REFERRED

By Mr. RAGOT.

HOUSE BILL No. 184.

An Act establishing a system of unemployment sickness compensation to be administered by the Department of Labor and Industry and its existing agencies; requiring employers to keep records and make reports and requiring certain employers to pay contributions based on payrolls to provide moneys for the payment of compensation to certain persons unemployed because of sickness or injury; providing procedure and administrative details for the determination, payment and collection of such contributions and the payment of such compensation; providing for cooperation with the Federal Government and its agencies; creating certain special funds in the custody of the State Treasurer and prescribing penalties.

Referred to the Committee on Workmens Compensation.

By Messrs. WILLIAMS and LOPRESTI.

HOUSE BILL No. 185.

An Act to further amend the act approved the first day of June, one thousand nine hundred thirty-seven (P. L. 1168) entitled "An act to protect the right of employees to organize and bargain collectively; creating the Pennsylvania Labor Relations Board; conferring powers and imposing duties upon the Pennsylvania Labor Relations Board, officers of the State government, and courts; providing for the right of employees to organize and bargain collectively; declaring certain labor practices of employers to be unfair; further providing that representatives of a majority of the employees be the exclusive representatives of all the employees; authorizing the board to conduct hearings and elections, and certify as to representatives of employees for purposes of collective bargaining; empowering the board to prevent any person from engaging in any unfair labor practice, and providing a procedure for such cases, including the issuance of a complaint, the conducting of a hearing, and the making of an order; empowering the board to petition a court of common pleas for the enforcement of its order, and providing a procedure for such cases; providing for the review of an order of the board by a court of common pleas on petition of any person aggrieved by such order, and establishing a procedure for such cases; providing for an appeal from the common pleas court to the Supreme Court; providing the board with investigatory powers, including the power to issue subpoenas and the compelling of obedience to them through application to the proper court; providing for service of papers and process of the board; prescribing certain penalties," by redefining the powers and duties of the Pennsylvania Labor Relations Board, redefining "labor dispute," the rights of employers and certain unfair labor practices by employers and employees, further changing the provision for designation and selection of representatives for the purpose of labor bargaining, changing the practice and procedure before the board; further prescribing the qualifications for and increasing



the salaries of members of the board; eliminating the provision making the rules and regulations of the board subject to the approval of the Secretary of Labor and Industry and eliminating certain forfeiture of rights.

Referred to the Committee on Labor Relations.

By Messrs. WILLIAMS and CAPANO.

HOUSE BILL No. 186.

An Act to further amend the act, approved the second day of June, one thousand nine hundred fifteen (P. L. 736), entitled as amended "An act defining the liability of an employer to pay damages for injuries received by an employe in the course of employment; establishing an elective schedule of compensation; providing procedure for the determination of liability and compensation thereunder and prescribing penalties," by providing for contributions by employers to a fund out of which all workmen's compensation benefits shall be payable; establishing such a fund to be administered by the Bureau of Workmen's Compensation; abolishing the State Workmen's Insurance Fund and repealing inconsistent legislation.

Referred to the Committee on Workmens Compensation.

By Messrs. WILLIAMS and CAPANO.

HOUSE BILL No. 187.

An Act to repeal certain sections of and to add Section 321 to the act, approved the twenty-first day of June, one thousand nine hundred thirty-nine (P. L. 566), entitled "An act defining the liability of an employer to pay damages for occupational disease contracted by an employe arising out of and in the course of employment; establishing an elective schedule of compensation; providing procedure for the determination of liability and compensation thereunder; imposing duties on the Department of Labor and Industry, the Workmen's Compensation Board, Workmen's Compensation Referees, and deans of medical schools; creating a medical board to determine controverted medical issues; establishing an Occupational Disease Fund in custody of the State Workmen's Insurance Board; imposing upon the Commonwealth a part of the compensation payable for certain occupational diseases; making an appropriation; and prescribing penalties," by providing for payment of compensation to be paid out of the State Workmen's Compensation Fund; abolishing the Occupational Disease Fund and eliminating certain provisions for elective compensation.

Referred to the Committee on Workmens Compensation.

By Mr. REAGAN.

HOUSE BILL No. 188.

An Act to promote the public welfare and to protect mental defectives by prescribing circumstances under which selective sterilization of certain types of individuals may be performed without civil or criminal liability, and providing penalties.

Referred to the Committee on Welfare.

By Mr. MAXWELL.

HOUSE BILL No. 189.

An Act requiring electric signals at railroad crossings, and providing penalties.

Referred to the Committee on Railroads and Railways.

By Mr. JOHNSON.

HOUSE BILL No. 190.

An Act authorizing and directing the Secretary of Property and Supplies with the approval of the Governor, the Pennsylvania Fish Commission and the Secretary of Forests and Waters to release and quitclaim to E. Kent Kane all right, title and interest of the Commonwealth to certain land in Sergeant Township, McKean County, formerly conveyed to the Commonwealth subject to conditions that have not been met.

Referred to the Committee on State Government.

By Messrs. JOHNSON and ANDREWS.

HOUSE BILL No. 191.

An Act to amend the act, approved the nineteenth day of March, one thousand nine hundred fifty-one (P. L. 28), entitled "An act relating to the civil defense of this State and its coordination with national defense; providing for the establishment of a State Council of Civil Defense, local and district councils of civil defense, Mobile Support Units; prescribing the powers, duties and immunities thereof and of their personnel; authorizing mutual aid compacts, and providing penalties," by providing for private and governmental immunity from liability for certain acts, and conferring powers of peace officers on auxiliary police with the right to arrest on view without warrant in certain cases.

Referred to the Committee on State Government.

By Mrs. COYLE, Mrs. MUNLEY, Mrs. MONROE,  
and Mrs. VARALLO.

HOUSE BILL No. 192.

An Act prohibiting discrimination in rate of pay because of sex; conferring powers and imposing duties on the Department of Labor and Industry; prescribing penalties and making an appropriation.

Referred to the Committee on Labor Relations.

By Mrs. MONROE, Mrs. VARALLO and  
Mrs. COYLE.

HOUSE BILL No. 193

An Act to further amend the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto," by limiting number of students in classes in school districts of the first class.

Referred to the Committee on Education.

By Mr. GOODLING.

HOUSE BILL No. 194.

An Act to further amend clause (q) of section seven hundred thirty-one of the act approved the third day of June, one thousand nine hundred thirty-seven, (Pamphlet Laws 1225), entitled "An act concerning game and other wild birds and wild animals and amending, revising, consolidating and changing the law relating thereto," by providing additional penalties and for mandatory revocation of hunting and trapping rights.

Referred to the Committee on Game and Forestry.

By Mr. ZIEGLER.

HOUSE BILL No. 195.

An Act to amend Clause 7 of Subsection (b) of Section 1002 of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of

finest, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by reducing the maximum speed limit on the Pennsylvania Turnpike.

Referred to the Committee on Motor Vehicles.

By Messrs. TAYLOR, KOLANKIEWICZ and  
MULDOWNEY. HOUSE BILL No. 196.

An Act requiring the installation of certain equipment to prevent the discharge of smoke, fumes, gases, and odors into the air in cities of the first class.

Referred to the Committee on Cities—Counties—First—Second and Second Class A.

By Messrs TAYLOR and WHITE.  
HOUSE BILL No. 197.

An Act requiring taxicabs in cities of the first class to be fumigated daily.

Referred to the Committee on Cities—Counties—First—Second and Second Class A.

By Mr. THOMPSON. HOUSE BILL No. 198.

An Act to amend the act, approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1225) entitled "An act concerning game and other wild birds and wild animals; and amending, revising, consolidating, and changing the law relating thereto," by providing for the protection of the Pennsylvania mourning dove.

Referred to the Committee on Game and Forestry.

By Mr. BREISCH. HOUSE BILL No. 199.

An Act making a deficiency appropriation to the Department of Public Instruction for aid to free public non-sectarian county libraries and for the purchase and transportation of books.

Referred to the Committee on Appropriations.

By Mr. WILBUR H. HAMILTON.  
HOUSE BILL No. 200.

An Act making an appropriation to the Trustees of the University of Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. WILBUR H. HAMILTON.  
HOUSE BILL No. 201.

An Act making an appropriation to the Trustees of the University of Pennsylvania for the School of Medicine.

Referred to the Committee on Appropriations.

By Mr. WILBUR H. HAMILTON.  
HOUSE BILL No. 202.

An Act making an appropriation to the Trustees of the University of Pennsylvania for the University Museum.

Referred to the Committee on Appropriations.

By Mr. WILBUR H. HAMILTON.  
HOUSE BILL No. 203.

An Act making an appropriation to the Trustees of the University of Pennsylvania for the School of Veterinary Medicine.

Referred to the Committee on Appropriations.

By Messrs. GREENWOOD and SCOTT.

HOUSE BILL No. 204.

An Act to amend Section 2 of the act, approved the second day of June, one thousand nine hundred thirty-three (P. L. 1433), entitled "An act defining the powers of the courts of quarter sessions, the Municipal Court of Philadelphia, and the County or Juvenile Court of Allegheny County, with respect to the care, guidance, control, trial, placement and commitment of delinquent, dependent and neglected children under sixteen years of age and of persons over sixteen years of age contributing to or encouraging the delinquency, neglect and dependency of children; and amending, revising, and consolidating the law relating thereto," by giving juvenile courts jurisdiction during vacation.

Referred to the Committee on Judiciary.

By Messrs. GRANVILLE E. JONES, ALEXANDER  
and PETTIGREW. HOUSE BILL No. 205.

An Act requiring every person registering a motor vehicle in the Commonwealth to furnish proof of financial responsibility with respect to liability for personal injury or death arising from the ownership, operations or use of such motor vehicle on the highways of the Commonwealth by the registrant or by any other person with his express or implied consent; providing the nature of public liability policy which may be used as such proof; providing for the regulation of the risk, classifications, underwriting rules, premiums, rates and schedule of merit, rating plans of insurance companies issuing such policies; providing penalties and repealing all inconsistent acts and parts of acts.

Referred to the Committee on Motor Vehicles.

By Mrs. VARALLO and Mrs. COYLE.  
HOUSE BILL No. 206.

An Act to amend clause (d) of Section 315 of the act approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1225) entitled "An act concerning game and other wild birds and wild animals; and amending, revising, consolidating, and changing the law relating thereto," by making the carrying of intoxicating liquor on the person while carrying a gun or using firearms or a bow and arrow a ground for revocation of hunting license.

Referred to the Committee on Game and Forestry.

By Messrs. POLASKI and QUISENBERRY.  
HOUSE BILL No. 207.

An Act to further amend Section 2004 of the act, approved the twenty-third day of June, one thousand nine hundred thirty-one (P. L. 932) entitled "An act relating to cities of the third class; and amending, revising, and consolidating the law relating thereto," by fixing minimum annual vacation for police officers of fourteen working days.

Referred to the Committee on Cities—Third Class.

By Messrs. POLASKI and QUISENBERRY.  
HOUSE BILL No. 208.

An Act making an appropriation to the Pennsylvania State Park and Harbor Commission of Erie for work on the Erie Peninsula.

Referred to the Committee on Appropriations.

By Mrs. VARALLO and Mr. FLOYD.  
HOUSE BILL No. 209.

An Act to add two new sections, to be known as Sections 502.1 and 652.1, to the act approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "An act relating to the public school



system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto," by directing The Board of Public Education in school districts of the first class co-terminous with cities of the first class; to establish a city college; authorizing the raising of funds and levying taxes for such purpose.

Referred to the Committee on Education.

By Messrs. GREENWOOD and KENT.

HOUSE BILL No. 210.

An Act to further amend the title and section 1 of the act, approved the twenty-eighth day of June, one thousand nine hundred thirty-five (Pamphlet Laws 477), entitled as amended "An act providing for the payment of the salary, medical and hospital expenses of policemen, firemen and park guards by counties, cities, boroughs, towns, and townships who are injured in the performance of their duty; and providing that absence during such injury shall not reduce any usual sick leave period," by extending the provisions thereof to the State Police Force.

Referred to the Committee on State Government.

By Mr. FERSTER.

HOUSE BILL No. 211.

An Act to further amend section 2518 of the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30) entitled, "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto" by imposing a penalty on school districts for employing substitute teachers where vacancies exist in certain cases.

Referred to the Committee on Education.

By Messrs. TOLL, LEVEN, McCORMACK, GLICK, SCHWARTZ, POLTENSTEIN, and ZEITZ.

HOUSE BILL No. 212.

An Act proposing an amendment to article one of the Constitution of the Commonwealth of Pennsylvania authorizing the Legislature to enact legislation providing for verdicts in civil cases to be found by vote of not less than five-sixths of number of jurors.

Referred to the Committee on Judiciary.

By Messrs. BARKDOLL and McCULLOUGH.

HOUSE BILL No. 213.

An Act to further amend Section 472 of the act, approved the twelfth day of April, one thousand nine hundred fifty-one (P. L. 90) entitled "An act relating to alcoholic liquors, alcohol and malt and brewed beverages; amending, revising, consolidating and changing the laws relating thereto; regulating and restricting the manufacture, purchase, sale, possession, consumption, importation, transportation, furnishing, holding in bond, holding in storage, traffic in and use of alcoholic liquors, alcohol and malt and brewed beverages and the persons engaged or employed therein; defining the powers and duties of the Pennsylvania Liquor Control Board; providing for the establishment and operation of State liquor stores, for the payment of certain license fees to the respective municipalities and townships, for the abatement of certain nuisances and, in certain cases, for search and seizure without warrant; prescribing penalties and forfeitures; providing for local option, and repealing existing laws," extending the scope of local option to include granting of importing distributors' licenses.

Referred to Committee on Liquor Control.

By Mr. CLAPPER.

HOUSE BILL No. 214.

An Act to further amend clause (a) of section one thousand one hundred fifty-four of the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto," by providing for the payment of salaries of professional and temporary professional employees in cases of sickness or accidental injury.

Referred to the Committee on Education.

By Messrs. SCOTT, DUNN, JUMP and KOHL.

HOUSE BILL No. 215.

An Act imposing a use tax on natural gas; imposing duties on State Treasurer; applying tax collections to retirement fund of Veteran Bonus Bonds; and providing penalty.

Referred to the Committee on Ways and Means.

By Mr. SHOTWELL.

HOUSE BILL No. 216.

An Act to add Section 5.1 to the act, approved the first day of June, one thousand nine hundred forty-five (P. L. 1340), entitled "An act relating to the financial responsibility of operators and owners of motor vehicles; and to make uniform the law with reference thereto; requiring owners and operators in certain cases to furnish proof of financial responsibility; providing for the suspension of operator's licenses and motor vehicle registration certificates in certain cases; regulating insurance policies which may be accepted as proof of financial responsibility; imposing duties upon the Secretary of Revenue, the State Treasurer and prothonotaries; and prescribing penalties," by requiring suspension of operator's licenses and motor vehicle registration certificates on reciprocity with other states or the District of Columbia.

Referred to the Committee on Motor Vehicles.

By Messrs. SCOTT, DUNN, and JUMP.

HOUSE BILL No. 217.

An Act to provide revenue for the purpose of redeeming bonds of the Commonwealth issued to provide funds for the payment of World War II veterans' compensation by imposing a privilege tax upon the business of operating pipelines for the transportation of natural gas within the Commonwealth; providing for the assessment and collection of the same and the settlement and resettlement thereof and appeals therefrom; prescribing penalties and providing for the disposition and use of the proceeds of such tax.

Referred to the Committee on Ways and Means.

By Messrs. LOVETT and McCANN.

HOUSE BILL No. 218.

An Act to continue the imposition of the tax on gross premiums, premium deposits and assessments received from business transacted within this Commonwealth by foreign insurance companies, associations and exchanges.

Referred to the Committee on Ways and Means.

By Mrs. VARALLO and Mr. FLOYD.

HOUSE BILL No. 219.

An Act to add Section 2103.1 to the act approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "An act relating to the public school system, including certain provisions applicable as well as to private and parochial schools; amending, revising, consolidating, and changing the laws relating

thereto," by providing for a city college in each school district of the first class and making an appropriation.

Referred to the Committee on Education.

By Mr. MAXWELL. HOUSE BILL No. 220.

An Act requiring gas furnished to homes and dwellings to have an odor; providing penalties.

Referred to the Committee on Public Health and Sanitation.

By Messrs. GRANVILLE E. JONES, GEORGE E. JONES and PAUL F. JONES.

HOUSE BILL No. 221.

An Act to amend Section 461 of the act, approved the twelfth day of April, one thousand nine hundred fifty-one (P. L. 90), entitled "An act relating to alcoholic liquors, alcohol and malt and brewed beverages, amending, revising, consolidating and changing the laws relating thereto, regulating and restricting the manufacture, purchase, sale, possession, consumption, importation, transportation, furnishing, holding in bond, holding in storage, traffic in, and use of alcoholic liquors, alcohol and malt and brewed beverages, and the persons engaged or employed therein; defining the powers and duties of the Pennsylvania Liquor Control Board; providing for the establishment and operation of State liquor stores, for the payment of certain license fees to the respective municipalities and townships for the abatement of certain nuisances and in certain cases for search and seizure without warrant; prescribing penalties and forfeitures; providing for local option and repealing existing laws," by excepting certain clubs from the quota limitations of said act.

Referred to the Committee on Liquor Control.

By Mr. GEORGE E. JONES. HOUSE BILL No. 222.

An Act to add Clause (o) to Section 285 of the act, approved the second day of May, one thousand nine hundred twenty-five (P. L. 448) entitled "An act relating to fish; and amending, revising, consolidating and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth," by requiring the Commission to build fish dams with a portion of the resident fishing license fees.

Referred to the Committee on Fisheries.

By Messrs. AUKER and GEORGE E. JONES.

HOUSE BILL No. 223.

An Act to further amend Subsection (b) of Section 412 of the act, approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1333), entitled "An act concerning elections, including general, municipal, special and primary elections, the nominating of candidates, primary and election expenses and election contests; creating and defining membership of county boards of elections; imposing duties upon the Secretary of the Commonwealth, courts, county boards of elections, county commissioners; imposing penalties for violation of the act, and codifying, revising and consolidating the laws relating thereto; and repealing certain acts and parts of acts relating to elections," by increasing the minimum compensation payable to judges of election in third to eighth class counties.

Referred to the Committee on Elections and Apportionment.

By Mr. ERB. HOUSE BILL No. 224.

An Act to abolish the Milk Control Commission and repeal the act by which it was created.

Referred to the Committee on Agriculture and Dairy Industries.

By Messrs. WELSH, ROSEN, HERSCH and TOLL.

HOUSE BILL No. 225.

An Act to further amend Section 4 of the act approved the second day of June, one thousand nine hundred thirty-seven (P. L. 1198) entitled "An act relating to employees and organizations thereof; defining labor disputes; prescribing the procedure by which and the conditions under which injunctions may be granted in such disputes, and the scope thereof; declaring certain undertakings and promise between employers and employees contrary to public policy and void; prescribing the nature of proof necessary in actions arising out of labor disputes against persons or associations; prescribing the terms and conditions for bonds to be furnished prior to the issuance of injunctions; prescribing the procedure in case of appeal from granting injunctions; limiting the duration of temporary and permanent injunctions in case of labor disputes; and providing for the payment of costs; and repealing all acts or parts of acts inconsistent herewith," by removing certain exceptions to the application of the act.

Referred to the Committee on Labor Relations.

By Messrs. ROBERT K. HAMILTON and

McCULLOUGH. HOUSE BILL No. 226.

An Act to further amend the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-one (P. L. 1206), entitled "An act concerning townships of the first class; amending, revising, consolidating, and changing the law relating thereto," by authorizing the reassessment of certain property in townships of the first class in certain cases, and imposing liability for township taxes upon the owners thereof.

Referred to the Committee on Townships.

By Messrs. McGEE and AMARANDO.

HOUSE BILL No. 227.

An Act to amend Section 721 of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-nine (P. L. 872), entitled "An act to consolidate, amend and revise the penal laws of the Commonwealth," by prescribing mandatory life sentence in cases of the commission of the crime of rape accompanied with aggravated assault and battery.

Referred to the Committee on Judiciary.

By Messrs. GEER and PRICE.

HOUSE BILL No. 228.

An Act authorizing cities, boroughs and townships to regulate the construction, manner of attachment and maintenance of air conditioning units attached to buildings and projecting over or otherwise occupying public streets, and prescribing penalties.

Referred to the Committee on Municipal Corporations.

By Mr. DUNN.

HOUSE BILL No. 229.

An Act to amend the act approved the twenty-eighth day of December, one thousand nine hundred fifty-one (P. L. 1801) entitled "An act regulating the use of machinery powered by internal combustion engines or motors in coal mines," by prohibiting the use of machinery powered by internal combustion engines or Diesel motors in coal mines.

Referred to the Committee on Mines and Mining.



By Messrs. POLASKI, ROBERT K. HAMILTON,  
W. B. SMITH and STONE. HOUSE BILL No. 230.

An Act to further amend the act approved the fifth day of December, one thousand nine hundred thirty-six (1937 P. L. 2897) entitled "An act establishing a system of unemployment compensation to be administered by the Department of Labor and Industry and its existing and newly created agencies with personnel (with certain exceptions) selected on a civil service basis; requiring employers to keep records and make reports, and certain employers to pay contributions based on payrolls to provide moneys for the payment of compensation to certain unemployed persons; providing procedure and administrative details for the determination, payment and collection of such contributions and the payment of such compensation; providing for cooperation with the Federal Government and its agencies; creating certain special funds in the custody of the State Treasurer; and prescribing penalties," by increasing maximum benefits.

Referred to the Committee on Workmen's Compensation.

By Mrs. MONROE, Mrs. VARALLO and Mrs. COYLE.  
HOUSE BILL No. 231.

An Act to amend the act, approved the twenty-fourth day of June, one thousand nine hundred thirty nine (P. L. 872), entitled "An act to consolidate, amend and revise the penal laws of the Commonwealth," by prohibiting the abandonment of refrigerators and ice-boxes from which latches or other similar devices have not been removed.

Referred to the Committee on Judiciary.

By Messrs. ROBERT K. HAMILTON, WILT, STONE  
and GEER. HOUSE BILL No. 232.

An act authorizing counties of the fourth class to regulate the production of smoke and other forms of air pollution from chimneys, smokestacks or other sources; including provisions for the payment of inspection and certificates of compliance, fees incident thereto; authorizing commissioners of such counties to create money for the employment of persons and the acquisition of property; for effectuating such regulations, and providing penalties.

Referred to the Committee on Counties.

By Messrs. BAZIN and LEVEN. HOUSE BILL No. 233.

An Act to further amend the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto," by further providing for the payment of minimum salaries and increments of county and district superintendents, assistant county and district superintendents, teachers, supervisors, principals, supervising principals, and certain other employes.

Referred to the Committee on Education.

By Messrs. SARRAF and KAMYK.  
HOUSE BILL No. 234.

An Act requiring employers, employing one hundred or more persons in any shop or factory, to employ one or more licensed physicians and one or more registered nurses to render medical aid; requiring that medical and first aid equipment be made available by such employers; providing penalties.

Referred to the Committee on Labor Relations.

By Mr. GEER.

HOUSE BILL No. 235.

An Act, prohibiting certain practices of discrimination by the Commonwealth and political subdivisions because of race, color, religious creed, ancestry or national origin; creating the Governmental Fair Employment Practice Board; defining its functions, powers and duties, including the power to direct employment; providing for the procedure and enforcement; providing for formulation of an educational program to prevent prejudice; providing for judicial review and enforcement; imposing penalties and making an appropriation.

Referred to the Committee on State Government.

By Messrs. SCHUSTER and PAUL F. JONES.  
HOUSE BILL No. 236.

An Act prohibiting the sale, transfer, purchase, ownership, possession and use of tear and noxious gas, and tear gas guns; providing for certain exemptions; and providing penalties.

Referred to the Committee on Law and Order.

By Messrs. McGEE and HERSCH.  
HOUSE BILL No. 237.

An Act to further amend Section one of the act, approved the thirty-first day of May, one thousand eight hundred ninety-three (P. L. 188) entitled "An act designating the days and half-days to be observed as legal holidays, and for the payment, acceptance and protesting of bills, notes, drafts, checks, and other negotiable paper on such days," by making January 30th, Roosevelt's Birthday, a legal holiday.

Referred to Committee on State Government.

## RESOLUTIONS INTRODUCED AND REFERRED

By Messrs. BAZIN, LEVIN, GLICK, GRANVILLE E. JONES, HAGGARD, PETTIGREW, Mrs. VARALLO, Mrs. COYLE, Mrs. MONROE, and Mr. PAUL F. JONES, (Concurrent) RESOLUTION No. 12.

In the House of Representatives, February 10, 1953.

Whereas, The Governor has named a committee to investigate the recent riots among prisoners at the Western State and Rockview Penitentiaries, and

Whereas, Among the prisoners in said institutions are colored persons, and

Whereas, Any investigation to be complete should include the viewpoint of colored prisoners as to the causes giving rise to the riots, and

Whereas, The colored viewpoint could be more readily understood were the said committee to have added thereto two forthright colored members, therefore be it

Resolved, That the House of Representatives hereby urge the Governor to name two forthright colored members to his committee for the investigation of the riots at Western State and Rockview Penitentiaries.

Referred to the Committee on Rules.

By Mr. VAUGHN, (Concurred) RESOLUTION No. 13.

In the House of Representatives, February 10, 1953.

Whereas, The Red Cross has made requests for additional blood to save the lives of our soldiers and sailors; and

Whereas, Pennsylvania being one of the greatest states in these United States having a population of over ten million citizens should set an example in this worthy purpose; and

Whereas, The members of the General Assembly and every elected official and every employe of this great Commonwealth should join the army of blood donors; and

Whereas, Upon the giving of blood by as many citizens of Pennsylvania as is possible the same should be used as the basis of an appeal by the Commonwealth of Pennsylvania to every other state and every possession of the United States and every officer and employe of the United States, to join with Pennsylvania in this great undertaking; now therefore be it

Resolved (if the Senate concur), That a legislative committee is hereby created, consisting of three members of the House of Representatives, appointed by the Speaker, and two members of the Senate, appointed by the President Pro Tempore, whose duty it shall be to meet with the Director of the Harrisburg Red Cross Blood Bank and arrange for the giving to it of blood by the members of the General Assembly, all elected State officers and all the employes of the Commonwealth of Pennsylvania, and thereafter to make appeals to all the other states and the possessions of the United States and all United States officers and employes, to continue a nation-wide giving of blood so as to prove to the boys on the Korean Front they do not stand alone.

Referred to the Committee on Rules.

By Mr. GUTENDORF.

RESOLUTION No. 14.

In the House of Representatives, February 10, 1953.

Whereas, Medical science, notably as a result of long-sustained and of factual studies at Yale and Johns Hopkins universities and at many clinics both in the United States and elsewhere, has established the existence of the disease of alcoholism as separate and distinct from social indulgence on the one hand and drunkenness on the other, and

Whereas, The American Medical Association, the Pennsylvania Medical Association and the medical societies in many Pennsylvania counties, notably those of Lackawanna, Philadelphia, Allegheny and Erie, have concurred in the clinical findings and definitely declare that alcoholism is an allergy that threatens even with the first indulgence of intoxicants, and

Whereas, Medical scientists of the United States and Canada, meeting in annual Congress at Pocono Manor in the last week of May, one thousand nine hundred fifty-two, honored Governor John S. Fine as the first chief executive of an American state to discuss the tragedy of alcoholism in its relation to public welfare, and

Whereas, The Department of Health of the Commonwealth of Pennsylvania and the Committee on Alcoholism set up by that department also concur in the medical findings, and

Whereas, It is revealed that alcoholism has been shrouded in false modesty and secrecy by those who otherwise protect its victims who, by estimate, may be as many as a million in our Commonwealth, and

Whereas, His Governor of this Commonwealth, on the advice of his Secretary of Health, has proposed establishment of clinics for the study of the disease of alcoholism in Scranton, Philadelphia and Pittsburgh, therefore be it

Resolved, That the House of Representatives herewith extends to a lay authority on the effects of this illness, upon the welfare of our people, an invitation to address this House at a time convenient to our members and to the lay authority, Mrs. Marty Mann, Executive Director of the National Committee on Alcoholism, Inc., Academy of Medicine, New York, and who recently returned from a mission organized under government auspices in British possessions in Africa where conditions of alcoholism are officially reported to resemble in many phases the ravages of the ailment in our own Nation and Commonwealth; and that Mrs. Marty Mann be afforded a period of forty-five minutes to acquaint this House with her knowledge and experience in combating what medical scientists believe to be an expanding evil partly supported by legal distribution of alcoholic beverages under a monopoly store system from which our Commonwealth receives annually about one hundred million dollars of citizen expenditures, with vast profit to our State government.

Referred to the Committee on Rules.

## SENATE MESSAGE

### GASOLINE TAX

The Clerk of the Senate being introduced presented an extract from the Journal of the Senate, which was read as follows:

In the Senate, February 10, 1953.

Whereas, An excise tax on gasoline, which form of taxation is the rightful prerogative of the several states, is presently being levied by both the United States of America and the several states, and

Whereas, From time to time the United States has changed its rate of taxation on this commodity which action makes it increasingly difficult for the respective states to develop a comprehensive tax program to provide revenues for the improvement and maintenance of their highways, therefore, be it

Resolved, If the House of Representatives concurs, that the General Assembly of the Commonwealth of Pennsylvania memorialize the Congress of United States to enact such legislation as will:

(1) Return to each state without restriction all Federal taxes on gasoline collected therein until such time as the individual state is able to enact legislation as may be necessary to permit it to collect such tax;

(2) Eliminate the tax on gasoline now collected by the United States as soon as the individual states have enacted legislation as may be necessary to permit the state to collect the tax;

(3) Eliminate Federal Aid for Highways except in those states where the revenues produced by a tax of two cents per gallon of gasoline is less than present Federal Aid Allocations to such states;

(4) Change the present functions of the Federal Bureau of Public Roads so that it would become a consultive and advisory engineering agency which would collect, correlate and disseminate information relative to the design, construction, maintenance and operation of highways and bridges and the materials used therefor, and be it further

Resolved, That the Secretary of the Senate of the Commonwealth of Pennsylvania be directed to forward copies of this resolution upon its passage to the President of the United States, the Secretary of the United States Senate, the Chief Clerk of United States House of Representatives, to all members of the Pennsylvania Congressional Delegation, to the Governors of all other states, and to the presiding officers of the legislative bodies of all other states.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

On the question,

Will the House concur in the resolution of the Senate?

It was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

## COMMUNICATION

### IOWA GENERAL ASSEMBLY—HOUSE RESOLUTION 3.

The SPEAKER laid before the House, House Resolution 3 of the Iowa General Assembly memorializing Congress to give serious consideration to the question of eliminating the Federal gasoline tax and leaving that area of taxation entirely to the states.

Referred to the Committee on Rules.

## FORMER MEMBER WELCOMED

The SPEAKER. The Chair is pleased to welcome to the House a former Member from Luzerne County, Honorable Stanley J. Nowak.



## LEAVE OF ABSENCE

By consent of the House leave of absence was granted as follows:

Mr. Brown for Mr. LEISEY because of illness.

## BILLS ON FIRST READING

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 47, entitled

An Act authorizing fiduciaries to receive compensation from trust principal before the end of their service and before the end of their trusts and providing for allowances of compensation to fiduciaries out of trust income or trust principal or both either during the continuance or at the end of their trusts.

And said bill having been read at length the first time.

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 111, entitled

An Act to continue the imposition of the tax on gross premiums, premium deposits and assessments received from business transacted within this Commonwealth by foreign insurance companies, associations and exchanges.

On the question,

Will the House agree to the bill on first reading?

## PERMISSION TO ADDRESS HOUSE

Mr. ANDREWS asked and obtained unanimous consent to address the House.

Mr. Speaker, this bill has been the occasion of some comment with regard to the sponsorship as recorded on the Calendar. This bill was framed at the request of the gentleman from Allegheny, Mr. Ewing, who spent considerable effort to make certain that the measure would be constitutional; would be a workable measure.

This bill was endorsed in the Democratic party platform and the Republican party platform. Two members of our Policy Committee were commissioned to see to it that a bill along the lines of the bill drawn by Mr. Ewing was introduced.

Now, it so happens, Mr. Speaker, as pure coincidence, I am quite certain, that at the very moment the bill which our Members at the request of the Policy Committee had requested the Legislative Reference Bureau to draw, at that very moment there was a request for an immediate meeting of the Ways and Means Committee. For some reason the firemen, the beneficiaries of this measure, had proceeded to besiege the Chairman of the Committee with an insistence that, notwithstanding the absence of the sponsor, this bill be rushed out upon the floor.

Now it so happens that some of our Members on this side thought they saw some sort of a plot. We were pledged as a party to introduce a measure of this kind, and here was a committee reporting a bill along the same lines, and we had not even introduced our bill.

I have been here long enough to know that things like that can happen, and so I am responsible for the fact that since things had happened the way they did, that the two Members on this side who had been requested

to prepare and introduce this bill and who were ready to introduce it at the very moment the committee met to report another bill,—I asked that they be included as sponsors. It was purely as a result of my request that they were put on, and I thought in view of the way the cards had fallen that some consideration should be given to the fact that a bill had been reported from committee at almost the minute that another bill from the Minority party had been received from the Legislative Reference Bureau. It was somewhat irregular that this bill should have been rushed out of committee in the absence of the sponsor, and I can appreciate his feeling that without seeing him two Members had been added to his bill. But I assure him it was all in kindness—that we appreciate the fact that he has been so considerate and that he has not jumped down our throats for having made the request.

## PERMISSION TO ADDRESS HOUSE

Mr. EWING asked and obtained unanimous consent to address the House.

Mr. Speaker, the only thing that I can add right now is that Mr. Andrews and his sub-salesmen were the best salesmen on the floor of the House at that particular moment.

On the question recurring.

Will the House agree to the bill on first reading?

It was agreed to.

And said bill having been read for the first time and agreed to,

Ordered, To be laid aside for second reading.

## BILL ON SECOND READING

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 37, entitled:

An Act authorizing the Department of Property and Supplies to sell and convey a tract of land situate in the Township of North Union, Fayette County, Pennsylvania, with the approval of the Governor.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

## BILL PASSED OVER

There being no objection House Bill No. 1, Printer's No. 8,

was passed over at the request of Mr. JOHNSON.

## REPORT FROM COMMITTEE

Mr. KENT from the Committee on Rules reported as committed Senate Concurrent Resolution, Serial No. 110, and asked and obtained unanimous consent for its immediate consideration.

The Senate message and resolution were read by the Clerk as follows:

## SENATE MESSAGES

## JOINT COMMITTEE TO INVESTIGATE SAFETY MEASURES ON THE PENNSYLVANIA TURNPIKE

The Clerk of the Senate being introduced presented an extract from the Journal of the Senate, which was read as follows:

In the Senate, February 9, 1953.

Whereas, The Pennsylvania Turnpike is world famous as the greatest toll highway ever constructed; and

Whereas, It has brought to our Commonwealth an ever increasing flow of tourists from all the states of the union and serves as a working model for future highway development; and

Whereas, Much information and misinformation has appeared from time to time, concerning its safety factor for vehicular traffic; therefore be it

Resolved (if the House of Representatives concur), That the President Pro Tempore of the Senate appoint a committee of five Senators to act jointly with a similar committee of five House members to be appointed by the Speaker of the House of Representatives, and the said committee be empowered to investigate the subject of Turnpike safeguards and safety regulations; and

Be It Further Resolved, That this committee shall make a report of their findings and recommendations to the General Assembly as soon as possible.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

On the question,

Will the House concur in the resolution of the Senate?

It was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

#### REPORT OF JOINT STATE GOVERNMENT COMMISSION CONCERNING PENNSYLVANIA'S AGED

Mr. WEIDNER presented the following communication and report from the Joint State Government Commission.

The communication was read by the Clerk as follows:

February 16, 1953.

To the Honorable, the House of Representatives of the General Assembly of the Commonwealth of Pennsylvania:

On behalf of the Joint State Government Commission, I have the honor to transmit herewith A Report of the Joint State Government Commission, Session of 1953, Concerning Pennsylvania's Aged.

Copies of this report for distribution to the members of the House of Representatives have been delivered to the office of the Chief Clerk of the House.

Respectfully submitted,

BAKER ROYER,  
Chairman

BR:lrw

(For Report see Appendix.)

#### PERMISSION TO ADDRESS HOUSE

Mr. ANDREWS asked and obtained unanimous consent to address the House.

Mr. Speaker, I perhaps rise to defend in part a policy initiated by His Excellency the Governor with which I am in complete agreement. For a great many sessions we have been befuddled and bedeviled by reason of the fact that various bureaus and departments appeared under various guises and proxies with what they proclaimed as administration measures. Very frequently these administration measures represented simply the effort upon the part of a particular bureau chief, a particular bureau employe to pass a bill that would increase the emoluments of that bureau or extend the range of its operations.

If there is one principle in our government which would seem to be very well established it is that members of the cabinet, whether they are members of the President's cabinet or members of the Governor's cabinet,

are responsible to their creator, and that they have no right, and are not in any way justified, in becoming blabber mouths as far as administration policies are concerned.

And when Governor Fine informed the members of his cabinet—if he has so informed the members of his cabinet—that they are expected to confer with him concerning administration policies, I am in complete agreement with him, the editors in this Commonwealth to the contrary notwithstanding.

Perhaps indirectly I am responsible in a slight way for some of the Governor's rulings insofar as his publicity policy is concerned, because at the last session and at the beginning of this session I told him that I was heartily tired, and I believed the Members of this House were getting tired, of having bureau employes spend almost their entire time during a protracted legislative session campaigning for particular bills of primary interest to themselves.

I told the Governor that it would please me greatly if he would tell bureau employes that when the House Committees desire to hear from them they would send for them. And insofar as that phase of His Excellency's program is concerned I am in complete accord.

The only fault that I have to find, the major fault, with the Truman administration was that it had no way of channeling administration policies. There were too many people in the public service at Washington that did entirely too much talking, pretending they were talking for the administration and they were talking only for themselves.

I am in agreement with the members of the newspaper profession. I believe that any member of the press has a right to request information on payrolls, expense accounts, bids and awards on contracts, pension payments, use of state-owned cars, minutes of meetings of boards and commissions, new administrative orders, state institution operations; that they have a right to request information concerning any matter that is a matter of public record; that no matters that are of public record should be concealed by any bureau or department if specific requests are made by a member of the press for permission to inspect the record to ascertain the facts.

In the past there had been too many transactions filed apparently under the heading of "confidential" and "top secret." There should not be any such thing as top secret or confidential files relating to business that has been concluded in our sphere of operations here at Harrisburg.

So while on the one hand I am in agreement with the policy proclaimed by His Excellency, the Governor, I am also in agreement with the members of the press that they have a right to obtain specific information.

I say that in my opinion the directive issued by His Excellency, the Governor, has been misinterpreted, that it has been misrepresented. I do not believe he had any intention of suppressing any type of information and I do believe that he was telling the members of his cabinet that he wanted matters about administration policies cleared through his office. And I stand firmly with him in that principle.

#### PERMISSION TO ADDRESS HOUSE

Mr. JOHNSON asked and obtained unanimous consent to address the House.



Mr. Speaker, last week when Governor Fine was out west making a speech the storm broke, shall I say, in regard to his directive with respect to press releases. Today he planned on having a press conference, but I understand he was unable to be in the Capitol because of illness.

I think the Minority Leader has very, very clearly expressed to us here today just about what the Governor would have told the representatives of the press this morning.

I have here in my possession a statement, however, which Governor Fine issued this afternoon and I will quickly read this for the benefit of the membership.

Governor Fine said this afternoon:

Because so many people have misinterpreted my directive to you of February 9, 1953, I am clarifying that directive as follows:

All Departmental, Board, and Commission publicity material prepared for release to the public which deals with Administration policy—and Administration policy only—shall be submitted to this office prior to release.

All other information to which the public is entitled of the official activities of these agencies under the Governor's jurisdiction is to be released as heretofore upon the responsibility of the heads of these agencies.

Official Departmental activities are to be given free access to the press so far as factual data is concerned.

That practically is in line with what the Minority Leader has said about the various activities of these departments—that public information should be given freely to the press.

This step is taken to insure that the public is given information factually, correctly, and accurately.

This was the intent of the directive of February 9th which is hereby clarified but in no way changed and is designed solely in the interest of securing needed conformity to Administration policy.

It places the responsibility of Administration policy upon the Governor where that responsibility rightfully and legally belongs.

This directive will be released to the newspapers this afternoon.

#### PERMISSION TO ADD ADDITIONAL SPONSORS

Mr. SCHMIDT asked and obtained unanimous consent to add additional sponsors to a resolution to be introduced by him.

Mr. MUSTO asked and obtained unanimous consent to add additional sponsors to a bill to be introduced by him.

Mr. ZIEGLER asked and obtained unanimous consent to add additional sponsors to a bill to be introduced by him.

Mr. NEEDHAM asked and obtained unanimous consent to add additional sponsors to a bill to be introduced by him.

#### PERMISSION TO INTERROGATE

Mr. BRETH asked and obtained unanimous consent to interrogate the Chairman of the Game Committee.

Mr. BRETH. Mr. Speaker, I rise to interrogate the Chairman of the Game Committee, Mr. Goodling.

The SPEAKER. Will the gentleman from York, Mr. Goodling, permit himself to be interrogated?

Mr. GOODLING. I shall, Mr. Speaker.

Mr. BRETH. Mr. Speaker, sometime ago I questioned

the Chairman of the Game Commission on a certain item in the Budget of \$400,000 by the Game Commission which appeared to be an indication that they intended to have two more antlerless deer seasons. At that time I interrogated Mr. Goodling and I requested him to find out, if possible, from the Game Commission if such was their intention. I would like to ask Mr. Goodling if he has any information for the House.

Mr. GOODLING. Mr. Speaker, in reply to the gentleman from Clearfield, Mr. Breth, upon returning to my home after the interrogation, I dug up this news release of January 19, 1953. I want to read two or three lines for his information.

"Season dates and bag limits will definitely be settled at July meeting of the committee. At that time the game authorities will know the spring and early breeding results and will be guided by other pertinent factors in making their decision. Population and food supply studies will be made by the Commission before any decision is made as to the 1953 antlerless deer season."

In addition to that I personally contacted the president of the commission and he authorized me to say that up until this time the Game Commission has taken absolutely no stand on an antlerless deer season for 1953.

Mr. BRETH. Mr. Speaker, did the Game Commission inform the Chairman of the Game Committee at what date the hunters in the state would be informed as to whether or not there would be an antlerless deer season this year and next year?

Mr. GOODLING. Mr. Speaker, in July.

Mr. BRETH. In July?

Mr. GOODLING. Mr. Speaker, I might add for your information that in the July meeting individuals are invited in to discuss this matter with the Commission. I personally have had an invitation to appear there on several occasions. On several occasions I have appeared with the Commission when seasons and bag limits were discussed.

Mr. BRETH. Mr. Speaker, in case such a season were declared, would there be still time, in the mind of the Chairman of the Game Committee, to introduce legislation to prevent it?

Mr. GOODLING. I hope not, Mr. Speaker.

Mr. BRETH. Mr. Speaker, I would like to clarify a few things concerning the situation. First of all, I do not know whether it is generally known, but I understand you have hunted deer quite a number of years. How long have you hunted deer, Mr. Goodling?

Mr. GOODLING. Mr. Speaker, approximately thirty years.

Mr. BRETH. Mr. Speaker, and in what section of the state?

Mr. GOODLING. Mr. Speaker, since 1932 I have been hunting in the Elk-Cameron County sections.

Mr. BRETH. Mr. Speaker, and you have a camp up there?

Mr. GOODLING. Mr. Speaker, I do.

Mr. BRETH. Mr. Speaker, hunting from a camp then, you should know something about the deer population, at least around the vicinity of your camp. I would like to know whether or not, in your opinion, the number of deer generally last year was less than it was the year before?

Mr. GOODLING. Mr. Speaker, in the particular section in which I hunt, I would say, yes.

Mr. BRETH. Mr. Speaker, in your opinion was it very much less?

Mr. GOODLING. Mr. Speaker, either I am slipping as a hunter or the deer herd is greatly reduced. It has been greatly reduced in that particular section.

Mr. BRETH. Mr. Speaker, you would say then that the deer herd has been reduced over say the past four years rather to a great extent?

Mr. GOODLING. Mr. Speaker, that is correct. I am only speaking for the section in which I have hunted.

Mr. BRETH. Mr. Speaker, in your opinion as a camp hunter and as a deer hunter of thirty years standing, do you believe the deer herd in your vicinity will stand an all-out antlerless deer season this year and next year?

Mr. GOODLING. Mr. Speaker, will you repeat that question again?

Mr. BRETH. Mr. Speaker, I would like to know whether or not in your personal opinion the deer herd in the vicinity or the territory where you hunt, as the result of your thirty years hunting, you believe that the deer herd in that vicinity could stand an all-out antlerless deer season this year and next year?

Mr. GOODLING. Mr. Speaker, I would say in my opinion in that particular section I believe we have sufficient food to take care of the deer herd we have at the present time.

Mr. BRETH. Mr. Speaker, without further reduction?  
Mr. GOODLING. Mr. Speaker, without further reduction.

Mr. BRETH. Mr. Speaker, is there anything that you would care to add to my interrogation at the present time?

Mr. GOODLING. Mr. Speaker, I can only assure you and the gentleman from Clearfield County that in the very near future I expect to take some people who are supposed to know the deer situation into that particular section and we personally are going to make a rather thorough inspection of the entire section in which I hunt. I hope to be able to give you a specific answer to that question at a later date.

Mr. BRETH. Mr. Speaker, I thank the gentleman very much.

#### PERMISSION TO ADDRESS HOUSE

Mr. BRETH asked and obtained unanimous consent to address the House.

Mr. Speaker, from the information given us by the Chairman of the Games Committee, who is a long time deer hunter, I am of the opinion that if we wait until July to have a decision made on whether or not the deer herd should be slaughtered again in the next year, this Fall or for the next two years, I am afraid that the deer would suffer greatly and be knocked so low that it could hardly come back quickly.

Therefore, I want to inform the gentleman from York, Mr. Goodling, that rather than wait, I am going to introduce legislation to restrict the Game Commission to not more than one antlerless deer season every third year.

#### REPORT OF COMMITTEE ON COMMITTEE ROOMS

Mr. ERB offered a resolution from the Committee on

Rooms and asked and obtained unanimous consent for its immediate consideration.

The resolution was read, considered and adopted as follows:

In the House of Representatives, February 16, 1953.

Resolved That the House standing committee rooms designated for the Session of 1951, be the same for the Session of 1953.

RAY W. GREENWOOD, Chairman  
DANIEL H. ERB  
PRESTON A. FROST

#### PERMISSION TO ADDRESS HOUSE

Mr. ANDREWS asked and obtained unanimous consent to address the House.

Mr. Speaker, I am introducing a resolution purely as an individual. It is not in any sense a declaration of party policy.

Members of this General Assembly have encountered great difficulty in getting an approach to the ticklish subject of reapportioning the Legislative Districts of the Commonwealth. Party leaders have been unable to tackle the problem without stepping on somebody's feet. Party leaders have generally been inclined, when they attempt to reapportion the Commonwealth, to take advantage of the party position and so far as possible, murder the opposition. We should have some way of bringing before this House for its consideration a reapportionment program emanating from sources responsible, capable and impartial and non-political.

Therefore, I am offering a concurrent resolution which would create a commission whose business it would be to present to the General Assembly a detailed program prescribing explicitly a plan for reapportioning the Legislative Districts of our Commonwealth.

#### RESOLUTION

Mr. THOMPSON offered a resolution which was filed with the Clerk.

#### PERMISSION TO ADD ADDITIONAL SPONSORS

Mr. GIBSON asked and obtained unanimous consent to add additional sponsors to resolution to be introduced by him.

#### PERMISSION TO ADDRESS HOUSE

Mr. JOHNSON asked and obtained unanimous consent to address the House.

Mr. Speaker, I want to say in regard to the resolution that has just been offered by the gentleman from Cambria, Mr. Andrews, we have a Reapportionment Committee in this House. They also have one in the Senate. Mr. Weidner is the Chairman of the Committee in the House. I understand he is working hard on the matter of getting data to bring before the Committee on Reapportionment in this House so that they can get together and prepare a bill which will reapportion the Legislative Districts.

I am looking for him to bring out a House Bill which will apportion the Legislative Districts. Then there will be a bill in the Senate which will apportion the Senatorial Districts. Mr. Weidner is working on this diligently, and in due course of time a bill will be submitted to the Committee for consideration.



### PERMISSION TO INTERROGATE

Mr. ANDREWS asked and obtained unanimous consent to interrogate the Majority Leader.

Mr. ANDREWS. Mr. Speaker, I desire to interrogate the Majority Leader.

The SPEAKER. Will the Majority Leader permit himself to be interrogated?

Mr. JOHNSON. I shall, Mr. Speaker.

Mr. ANDREWS. Mr. Speaker, first of all would the Majority Leader state the intention of the Majority group with regard to FEPC legislation.

Mr. JOHNSON. Mr. Speaker, I take it the gentleman is changing the subject.

Mr. ANDREWS. Mr. Speaker, We will refer to that later on.

Mr. JOHNSON. Mr. Speaker, the FEPC is an administration bill. I now have the bill in my possession. It was not offered last week because one of the prospective sponsors was not here. The sponsor is here today and I expect to offer the bill tomorrow with the sponsors on our side.

Mr. ANDREWS. Mr. Speaker, a further interrogation.

Would the Majority Leader care to state to the House the position of the Majority party on legislation dealing with the Constitutional Convention?

Mr. JOHNSON. Mr. Speaker, there is a bill on the Calendar at the present time which provides for a Constitutional Convention. It provides for appointment by the Governor and also appointment by the Speaker and by the President pro tempore of the Senate. I received a letter from the Attorney-General to the effect that the bill was unconstitutional in its present form. We are trying to have amendments prepared to the bill which will meet the objections, and it will then be ready to come to a vote in the House.

Mr. ANDREWS. Mr. Speaker, is it the intention of the Majority Leader to offer the amendments tomorrow?

Mr. JOHNSON. Mr. Speaker, I cannot say whether the amendments will be prepared tomorrow. Some people would like to discuss the amendments with me before they are offered and I have said, yes, I would hold the bill over until next week. I am sorry I did not get a chance to discuss it with the Minority today because of the length of our caucus. Certain people would like to discuss the amendments further with me before they are offered.

Mr. ANDREWS. Mr. Speaker, how soon, in the opinion of the Majority Leader, will it be possible for him to

discuss the proposed amendments with the Members of the Minority?

Mr. JOHNSON. Mr. Speaker, I would say I would like to defer any discussion until next week, if possible.

Mr. ANDREWS. Mr. Speaker, very good. Very good.

Now as to Legislative reapportionment—you are preparing a bill. Whether it contemplates mayhem, murder and other political crimes I would not know until I saw the bill.

Mr. JOHNSON. Mr. Speaker, is that a question?

Mr. ANDREWS. Mr. Speaker, no, I am not interrogating the Majority Leader; I am informing him. And I can see no objection to the proposal that skilled non-partisan minds be permitted to play upon this problem. Any report that a commission might create would be submitted to this body and turned over to the proper committee for study. What the gentleman is saying to the people of Pennsylvania is that this reapportionment problem can be solved in perhaps a politically minded committee. What we need in Pennsylvania and have needed for years is not a Democratic reapportionment. Give me the power to reapportion and I could murder you. Give you the power to reapportion and you could murder the Minority.

We want a fair, square, non-political commission insofar as it is humanly possible in a political atmosphere. We want that kind of a reapportionment bill and there is no reason why a non-partisan commission could not perhaps make some suggestions that would be worthy of the attention, even of a committee of this House.

### COMMITTEE MEETINGS

Cities-Counties First—Second and Second Class A—Mr. Ewing, Chairman, Room 521, Tuesday, February 17, 1953, at 9:30 a. m.

Motor Vehicles—Mr. Guthrie, Chairman, Room 522, Tuesday, February 17, 1953, at 10:00 a. m.

Municipal Corporations—Mr. Kratz, Chairman, Room 521, Tuesday, February 17, 1953, at 10:30 a. m.

Legislative Service Breakfast—Cafeteria—Tuesday, February 17, 8:30 a. m.

### ADJOURNMENT

Mr. BULLEN. Mr. Speaker, I move that this House do now adjourn until Tuesday, February 17, 1953 at 11:00 a. m.

The motion was agreed to, and (at 5:52 p. m.) the House adjourned.

# Legislative Journal.

Session 1953.

140th of the General Assembly.

Vol. 33.

HARRISBURG, PA., TUESDAY, FEBRUARY 17, 1953.

No. 9.

## SENATE

TUESDAY, February 17, 1953.

The Senate met at 12:00 o'clock m., Eastern Standard Time.

By Appointment of the PRESIDENT and PRESIDENT pro tempore:

The PRESIDING OFFICER (John M. Walker) in the Chair.

### PRAYER

The Chaplain, Rev. JOHN C. MOORE, Rector of Christ Episcopal Church, Coudersport, offered the following prayer:

Lift our eyes, we beseech Thee, O God, to wide horizons, that we may see farther, for a horizon is only the limit of our sight. Cleanse our eyes that we may see Thee more clearly. If we must be trained in this hard school we call the world, help us to do our best to remake it, fashioned to Thy plan.

Help us to live worthily of our destiny that those who have gone before us may not see us fall. Prepare us for this day in Thy power, our ever living and ever loving God, for Thy Name's sake, Amen.

### STATEMENT BY THE PRESIDING OFFICER

The PRESIDING OFFICER. At this time, for the purpose of the record, the Chair would like to advise the gentlemen of the Senate that the Presiding Officer was requested to preside by the absent Lieutenant-Governor and by the President pro tempore of the Senate.

### JOURNAL APPROVED

The PRESIDING OFFICER. A quorum of the Senate being present, the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. MAHANY and Mr. KESSLER, further reading was dispensed with, and the Journal was approved.

### LEAVES OF ABSENCE

Mr. BERGER asked and obtained leave of absence for Mr. HARE, due to illness.

He also asked and obtained leave of absence for Mr. WADE, due to pressing business.

### STUDENTS OF YORK SPRINGS HIGH SCHOOL PRESENTED TO SENATE

The PRESIDING OFFICER. At this time, on behalf of

Senator McPherson of Adams County, the Chair is pleased to welcome to the Senate a group of students from York Springs High School, Adams County.

Will the members of that group please stand and take a bow?

Senator McPherson has asked us to extend to you his greetings, and we hope that you will at least get something constructive from this Session of the Senate.

## HOUSE MESSAGES

### HOUSE CONCURS IN SENATE CONCURRENT RESOLUTION

#### TIME OF NEXT MEETING

The Clerk of the House of Representatives being introduced, informed the Senate that the House has concurred in resolution from the Senate as follows:

In the Senate, February 16, 1953.

Resolved, (if the House of Representatives concur), That when the Senate adjourns this week it reconvene on Monday, February 23, 1953 at four o'clock p. m., E. S. T., and when the House of Representatives adjourns this week it reconvene on Monday, February 23, 1953 at four-thirty o'clock p. m., E. S. T.

### HOUSE BILL FOR CONCURRENCE

He also presented for concurrence bill of the House, as follows:

House Bill No. 37, entitled:

An Act authorizing the Department of Property and Supplies to sell and convey a tract of land situate in the Township of North Union, Fayette County, Pennsylvania, with the approval of the Governor.

Which was committed to the Committee on State Government.

## REPORTS FROM COMMITTEES

Mr. WAGNER, from the Committee on Banking, reported as amended, Senate Bill No. 9, entitled:

An Act to further amend subsection C of section 1009 and section 1408 of the act, approved the fifteenth day of May, one thousand nine hundred thirty-three (P. L. 624), entitled, as amended, "An act relating to the business of banking, and to the exercise of fiduciary powers by corporations; providing for the organization or corporations with fiduciary powers, and of banking corporations, with or without fiduciary powers, including the conversion of National banks into State banks, and for the licensing of private bankers, and employees' mutual banking associations; defining the rights, powers, duties, liabilities, and immunities of such corporations, of existent corporations authorized to engage in a banking business, with or without fiduciary powers, of private bankers and



employees' mutual banking associations, and of the officers, directors, trustees, shareholders, attorneys, and other employees of all such corporations, employees' mutual banking associations or private bankers, or of affiliated corporations, associations, or persons; restricting the exercise of banking powers by any other corporation, association, or person, and of fiduciary powers by any other corporation; conferring powers and imposing duties upon the courts, prothonotaries, recorders of deeds, and certain State departments, commissions, and officers; imposing penalties; and repealing certain acts and parts of acts," by changing the limitations on the amount which may under certain circumstances be invested in title insurance companies, and by making further provisions concerning the effect of merger or consolidation of banking institutions.

Mr. McCREESH, from the Committee on Banking, reported as committed, Senate Bill No. 62, entitled:

An Act to further amend subsection C of section 1210 of the act, approved the fifteenth day of May, one thousand nine hundred thirty-three (P. L. 624), entitled, as amended "An act relating to the business of banking, and to the exercise of fiduciary powers by corporations; providing for the organization of corporations with fiduciary powers, and of banking corporations, with or without fiduciary powers, including the conversion of National banks into State banks, and for the licensing of private bankers and employees' mutual banking associations; defining the rights, powers, duties, liabilities and immunities of such corporations, of existent corporations authorized to engage in a banking business, with or without fiduciary powers, of private bankers and employees' mutual banking associations, and of the officers, directors, trustees, shareholders, attorneys, and other employees of all such corporations, employees' mutual banking associations or private bankers, or of affiliated corporations, associations, or persons; restricting the exercise of banking powers by any other corporation, association, or person, and of fiduciary powers by any other corporation; conferring powers and imposing duties upon the courts, prothonotaries recorders of deeds, and certain State departments, commissions, and officers; imposing penalties; and repealing certain acts and parts of acts," by further providing for authorized investments and limitations on loans and discounts of saving banks.

He also, from the Committee on Banking, reported as committed, Senate Bill No. 64 entitled:

An Act to further amend section 1212 and to amend section 1214 of the act, approved the fifteenth day of May, one thousand nine hundred thirty-three (P. L. 624), entitled, as amended, "An act relating to the business of banking, and to the exercise of fiduciary powers by corporations; providing for the organization of corporations with fiduciary powers, and of banking corporations, with or without fiduciary powers, including the conversion of National banks into State banks, and for the licensing of private bankers, and employees' mutual banking associations; defining the rights, powers, duties, liabilities, and immunities of such corporations, of existent corporations authorized to engage in a banking business, with or without fiduciary powers, of private bankers and employees' mutual banking associations, and of the officers, directors, trustees, shareholders, attorney, and other employees of all such corporations, employees mutual banking associations or private bankers, or of affiliated corporations, associations, or persons; restricting the exercise of banking powers by any other corporation, association, or person, and of fiduciary powers by any other corporation; conferring powers and imposing duties upon the courts, prothonotaries, recorders of deeds, and certain State departments, commissions, and officers; imposing penalties; and repealing certain acts and parts of acts," by further providing concerning the powers and limitations on powers of savings banks.

## BILLS INTRODUCED AND REFERRED

Mr. MAHANY read in his place and presented to the Chair Senate Bill No. 162, entitled:

An Act making an appropriation from the States Stores Fund to the State Employees' Retirement Board to meet the obligations of the Commonwealth to the State Employees' Retirement System with respect to State employees receiving compensation from the State Stores Funds.

Which was committed to the Committee on Appropriations.

He also read in his place and presented to the Chair Senate Bill No. 163, entitled:

An Act to further amend the last paragraph of section five hundred seven of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177, entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers, and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employees in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments, boards and commissions shall be determined," by authorizing departments, boards and commissions to contract for utility services furnished by electric cooperative corporations.

Which was committed to the Committee on State Government.

He also, on behalf of Mr. TAYLOR read in place and presented to the Chair Senate Bill No. 164, entitled:

An Act making an appropriation to the several fire companies of the City of Harrisburg, Pennsylvania.

Which was committed to the Committee on Appropriations.

Mr. WOLFE read in his place and presented to the Chair Senate Bill No. 165, entitled:

An Act making an appropriation from the World War II Veterans' Compensation Fund to the Department of Military Affairs for certain administration expenses necessary for the payment of compensation to veterans, as provided by the "World War II Veterans' Compensation Act of 1947."

Which was committed to the Committee on Appropriations.

Mr. WATKINS read in his place and presented to the Chair Senate Bill No. 166, entitled:

An Act making an appropriation to the Elwyn Training School at Elwyn, in the County of Delaware, Commonwealth of Pennsylvania, and prescribing certain conditions upon which the appropriation will be available to the school.

Which was committed to the Committee on Appropriations.

He also read in his place and presented to the Chair Senate Bill No. 167, entitled:

An Act making an appropriation to the Williamson Free School of Mechanical Trades for maintenance.

Which was committed to the Committee on Appropriations.

He also, on behalf of Mr. WATSON, read in place and presented to the Chair Senate Bill No. 168, entitled:

An Act providing additional compensation for coroners in fourth to eighth class counties, under certain circumstances.

Which was committed to the Committee on Local Government.

Mr. McCUSKER read in his place and presented to the Chair Senate Bill No. 169, entitled:

An Act to further amend section four hundred nine of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," by increasing the salary of the chairman, vice-chairman and secretary of the Pennsylvania State Board of Censors.

Which was committed to the Committee on State Government.

Mr. PEELOR read in his place and presented to the Chair Senate Bill No. 170, entitled:

An Act to further amend Section 1 of the act, approved the eleventh day of May, one thousand nine hundred eleven (P. L. 279), entitled "An act relating to the time and manner of taking exceptions in any case, civil or criminal, in any court of record in this Commonwealth; to the effect thereof; to transcribing the evidence taken upon the trial of any case; to the correction and perfection of such transcript for the purposes of review; and providing that exceptions need not be taken where the decision of the court appears in the proceedings of a case," by making it unnecessary to take an exception to the ruling of a trial judge on the admission or exclusion of testimony.

Which was committed to the Committee on Judiciary General.

He also read in his place and presented to the Chair Senate Bill No. 171, entitled:

An Act authorizing and empowering the Supreme Court of Pennsylvania to prescribe by general rule, the practice and procedure governing appeals to the Supreme or Superior Courts of Pennsylvania.

Which was committed to the Committee on Judiciary General.

He also read in his place and presented to the Chair Senate Bill No. 172, entitled:

An Act providing for the appointment of expert witnesses; prescribing their qualifications and duties; providing for their compensation and costs and repealing inconsistent legislation.

Which was committed to the Committee on Judiciary General.

Mr. WAGNER read in his place and presented to the Chair Senate Bill No. 173, entitled:

An Act making an appropriation to aid certain school districts.

Which was committed to the Committee on Appropriations.

He also read in his place and presented to the Chair Senate Bill No. 174, entitled:

An Act making an appropriation for aid to free public non-sectarian county libraries and for the purchase and transportation of books.

Which was committed to the Committee on Appropriations.

He also read in his place and presented to the Chair Senate Bill No. 175, entitled:

An Act making an appropriation to the Department of Public Instruction, including proceeds of publications sold, for the purpose of revising the curricula of elementary, secondary and vocational schools.

Which was committed to the Committee on Appropriations.

Mr. HARNEY read in his place and presented to the Chair Senate Bill No. 176, entitled:

An Act making an appropriation to the Downingtown Industrial and Agricultural School, Downingtown, Pennsylvania.

Which was committed to the Committee on Appropriations.

He also read in his place and presented to the Chair Senate Bill No. 177, entitled:

An Act making an appropriation to the Trustees of the College of Lincoln University, Chester County.

Which was committed to the Committee on Appropriations.

#### REPORT FROM THE JOINT STATE GOVERNMENT COMMISSION CONCERNING PENNSYLVANIA'S AGED

Mr. DIEHM asked and obtained unanimous consent to submit a report on behalf of the Joint State Government Commission.

Mr. DIEHM, on behalf of the Joint State Government Commission, submitted the following report which was read by the Clerk as follows:

Commonwealth of Pennsylvania  
JOINT STATE GOVERNMENT COMMISSION  
of the General Assembly  
P. O. Box 61  
Room 450 — Capitol Building  
Harrisburg



February 16, 1953.

To the Honorable, the Senate of the General Assembly of the Commonwealth of Pennsylvania:

On behalf of the Joint State Government Commission I have the honor to transmit herewith A Report of the Joint State Government Commission, Session of 1953, Concerning Pennsylvania's Aged.

Copies of this report for distribution to the members of the Senate have been delivered to the office of the President pro tempore of the Senate.

Respectfully submitted,

/s/ Baker Royer

BAKER ROYER, Chairman

The PRESIDING OFFICER. The communication will be spread upon the Journal, and the report will be printed in full in the Appendix.

#### PERMISSION TO ADDRESS SENATE

Mr. HOLLAND asked and obtained unanimous consent to address the Senate.

Mr. HOLLAND. Mr. President, today, more than ever, we must build up a faith in our form of government. Men in public office must be above the taint of suspicion. Their public life must be open to careful scrutiny and above reproach. To hold public office must be considered a great honor, and public trust must be kept sacred.

Over the years Members of the Legislature, not only in Pennsylvania but in every State, have been subject to suspicion. Many stories have been written how, by means of hidden payrolls, certain legislation has been forced through the Legislature of many States, and today the public has lost faith in their elected officers.

Mr. President, I firmly believe that many of the accusations are without foundation. We, ourselves, laugh a lot of it off, but we have to stop this approach and study what we can do to bring back the Founding Fathers' faith in the great Country we have. No country in the world has been so endowed with the blessings of God as has America.

Mr. President, we have different climates in our East, West, North and South that insure us abundant crops so that starvation can never reach our land as crop failures have reached other lands. We are blessed with navigable rivers. Our hills and mountains contain the minerals and ores that have made us a great manufacturing nation. We are blessed with oil, gas and coal that are used to manufacture our ores and minerals into finished products. All of these insure for our Country a "greatness," but they do not give our country a "soul" or a "faith". The pursuit of financial gain, wealth and power, in most cases, overshadows ideals and the part that America must play in a world tottering on the abyss of crime, perscution, corruption and, yes, oblivion.

Mr. President, we must build a government free from suspicion. We must at all times by our acts show our sincerity of purpose, free from taint of personal gain. We must consider the welfare of the whole population, and not just that of any special interest or class. To achieve this, every act must be "out in the open". We must keep the lights burning in our capitol twenty-four hours a day. We must take the public into our confidence.

We must inform them of our personal interests and, above all, the public should know the source of our incomes.

Mr. President, we of the General Assembly must have another income on which to live, as unfortunately, the income of a Legislator is not self-sustaining. However, the public should know the source of this other income or incomes. In the Senate, there are 8 insurance agents; 4 real estate operators; 4 farmers; an owner of a trucking corporation; a steelworker; a mayor; an accountant; an owner of a bus corporation; 3 county commissioners; a doctor; a dentist; a pharmacist; a clergyman; a garage owner; 3 salesmen; a personnel manager of a large corporation, whose president is very active in legislative matters; a public relations man for a Teachers' Association; a public relations representative for a labor union; and 15 attorneys-at-law.

Therefore, Mr. President, I believe the time has come when to regain the confidence of the people, every man elected to office bares his financial dealings to the public. I do not think that any Member of this Senate should hesitate to give an accounting of his source of income. This does not require that the attorneys give a list of every individual he serves, but he must give a list of the business interests he represents.

Mr. President, I hope this Senate shall act quickly on this bill.

It is something that is long needed in legislative halls.

#### BILL INTRODUCED AND REFERRED

Messrs. HOLLAND, DENT, LANE, HALUSKA and LEADER read in place and presented to the Chair Senate Bill No. 178, entitled:

An Act reuiring members of the General Assembly to file financial statements at certain times and making the failure to file or the filing of false or incomplete statements the subject of impeachment.

Which was committed to the Committee on Judiciary General.

#### PERMISSION TO ADDRESS SENATE

Mr. DENT asked and obtained unanimous consent to address the Senate.

Mr. DENT. Mr. President, I want to suggest to the gentleman from Allegheny, Mr. Holland, that I am a co-sponsor of that bill, but I also would suggest to him that he should prepare legislation to compel the various groups or individuals, who make the charges against public officials, to also divulge their sources of income. They, too, should bring to the public view the source of the revenue that they spend in order to malign the public officials.

Mr. President, we have a group at home called "Operations Crusade," that, from all indications, has spent at least \$60,000 in their almost successful effort to unseat me as a Senator. Although they are all men and women who plead poverty, they seem to have sufficient funds to print the most scurrilous, slanderous and libelous literature ever published in a campaign in Westmoreland County's history. I have tried to have the Secretary of the Commonwealth apply whatever law is effective in

that particular instance, but I am told that they are not a political organization and, therefore, do not come under the election laws. Now, every effort that they have made, every speech that has been undertaken, every piece of literature that has been printed, has been printed entirely in an effort to control the politics of Westmoreland County, and yet, Mr. President, they are not, by the description contained in the election laws, considered a political organization. They are certainly not a civic organization either.

I am wondering, Mr. President, if the gentleman from Allegheny, Mr. Holland, would be so kind as to prepare legislation regarding these maligners of public officials, these self-centered perpetrators of political frauds, who are more interested in defeating men for public office than they are in building the strength of this Union.

#### PERMISSION TO ADDRESS SENATE

Mr. McGINNIS asked and obtained unanimous consent to address the Senate.

Mr. McGINNIS. Mr. President, I am a great admirer of Senator Holland. He is ninety-nine per cent right, I think, in everything he does here. He is the most enthusiastic Legislator in this Senate. However, Mr. President, he is so enthusiastic that sometimes he oversteps. I am amazed that an Irishman would introduce a bill such as the bill he just introduced.

Mr. President, I was taught from the time I was a child, by my father, who came from Ireland, to abhor informers. An informer is the most despised person in Ireland. Here in the Senate, let us not get in that frame of mind, to become informers.

The PRESIDING OFFICER. May I respectfully say to the Members of the Senate that we are now debating a bill which is still in the Judiciary General Committee.

#### PERMISSION TO ADDRESS SENATE

Mr. HOLLAND asked and obtained unanimous consent to address the Senate.

Mr. HOLLAND. Mr. President, I am a little worried, maybe, about my dear friend, for whom I have a lot of respect, too, the "old war horse of the Democratic Party," Senator McGinnis.

The PRESIDING OFFICER. Will the gentleman strike out the word "old"?

Mr. HOLLAND. Mr. President, may I put in the word "war horse"?

Mr. President, I am a little surprised that, by any stretch of the imagination, this bill is an informer's bill. I know a little bit about Ireland, too. I can go a little bit further than Senator McGinnis. The "Sein Feins" have a rallying song which is sung about my great, great uncle, who is an ancestor of my mother. The song is, "All hail to Patrick Kelaghan, who was hung by the English for teaching Gaelic in the bogs of Ireland."

Mr. President, I think I know a little bit about informers. Now, there is nothing in this bill about an informer, because it is asking us, you as a lawyer and me as a public relations man and other men who are in other businesses, to give the source of our income. No

one is asked to inform upon you; you are on your own honor.

I think you are an honorable man, Senator McGinnis, and you would not hesitate to tell your constituents in the North Side Yards what your source of income is, and what interests you represent. I do not think you have anything to hide and, therefore, have nothing to fear.

#### BILLS INTRODUCED AND REFERRED

Mr. KEPHART read in his place and presented to the Chair Senate bill No. 179, entitled:

An Act making an appropriation to the Berean Manual Training School at Philadelphia, Pennsylvania, for the purpose of the maintenance of said school.

Which was committed to the Committee on Appropriations.

He also read in his place and presented to the Chair Senate Bill No. 180, entitled:

An Act making an appropriation to the University of Pennsylvania Graduate Hospital, Philadelphia, Pennsylvania.

Which was committed to the Committee on Appropriations.

He also read in his place and presented to the Chair Senate Bill No. 181, entitled:

An Act making an appropriation to the Department of Health for use in research and demonstration work dealing with the improvement of nutritional status of civilians, with special reference to children and family groups, as well as of industrial workers and others.

Which was committed to the Committee on Appropriations.

#### PERMISSION TO ADDRESS SENATE

Mr. BARR asked and obtained unanimous consent to address the Senate.

Mr. BARR. Mr. President, I would like to inform Senator Dent that, being Secretary of the Democratic Party, I am very familiar with the Election Code. It is up to the Secretary of the Commonwealth to enforce the Election Code.

Mr. President, if this "Operations Crusade," which he referred to and which spent \$60,000 has not filed an expense account and divulged where they received their money, then the Secretary of the Commonwealth is amiss in performing his duty. If he does not step in on this situation within the next couple of weeks, I will introduce a resolution requesting him to enforce the Election Code of the Commonwealth.

The PRESIDING OFFICER. I am sure Senator Dent appreciates the recommendation of the gentleman from Allegheny, Mr. Barr.

#### REPORT FROM COMMITTEE

Mr. HALUSKA. Mr. President, I ask unanimous consent to make report from committee at this time.



The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. HALUSKA, from the Committee on Banking, reported as committed, Senate Bill No. 53, entitled:

An Act to further amend clause (4) of subsection A of section 1001 of the act, approved the fifteenth day of May, one thousand nine hundred thirty-three (P. L. 624), entitled, as amended, "An act relating to the business of banking, and to the exercise of fiduciary powers by corporations; providing for the organization of corporations with fiduciary powers, and of banking corporations, with or without fiduciary powers, including the conversion of National banks into State banks, and for the licensing of private bankers, and employees' mutual banking associations; defining the rights, powers, duties, liabilities, and immunities of such corporations, of existent corporations authorized to engage in a banking business, with or without fiduciary powers, of private bankers and employees' mutual banking associations, and of the officers, directors, trustees, shareholders, attorneys, and other employees of all such corporations, employees' mutual banking associations or private bankers, or of affiliated corporations, associations, or persons; restricting the exercise of banking powers by any other corporation, association, or person, and of fiduciary powers by any other corporation; conferring powers and imposing duties upon the courts, prothonotaries, recorders of deeds, and certain State departments, commissions, and officers; imposing penalties; and repealing certain acts and parts of acts," by further regulating the making of instalment loans.

#### REPORT FROM COMMITTEE ON EXECUTIVE NOMINATIONS

Mr. WATSON. Mr. President, I ask unanimous consent to make report from committee this time.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. WATSON, from the Committee on Executive Nominations, reported with a favorable recommendation the following nominations, made by His Excellency, the Governor of the Commonwealth, which were laid on the table:

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.  
To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following:

#### MEMBER OF THE BOARD OF TRUSTEES OF INDIANA STATE TEACHER'S COLLEGE

Joseph H. Sheriff, Windber, from April 23, 1952, until the third Tuesday of January, 1955, and until his successor shall have been appointed and qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.  
To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following:

#### MEMBERS OF INTERSTATE COMMISSION ON THE POTOMAC RIVER BASIN FOR THE COMMONWEALTH OF PENNSYLVANIA

Wilbur F. Barkdoll, Waynesboro, from September 8, 1952, for the term of two years, or until his successor is appointed.

Andrew J. Sordoni, Wilkes-Barre, from September 8, 1952, for the term of two years, or until his successor is appointed.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.  
To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following:

#### MEMBERS OF THE BOARD OF TRUSTEES OF LAURELTON STATE VILLAGE

Fred W. Maue, Shamokin, from September 9, 1952, for the term of four years, and until his successor is qualified.

Robert E. Allen, Mt. Carmel, from September 9, 1952, for the term of four years, and until his successor is qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.  
To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following:

#### MEMBERS OF THE BOARD OF TRUSTEES OF MANSFIELD STATE TEACHERS' COLLEGE

Lloyd G. Cole, Bloomsburg, from January 2, 1952, until the third Tuesday of January, 1957, and until his successor shall have been appointed and qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.  
To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following:

#### MEMBERS OF THE STATE BOARD OF MEDICAL EDUCATION AND LICENSURE

Raymond S. Leopold, Philadelphia, from January 7, 1952, for the term of four years, and until his successor shall have been appointed and qualified.

Charles L. Shafer, Kingston, from September 23, 1952, for the term of four years, and until his successor shall have been appointed and qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.  
To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following:

#### MEMBER OF THE MILITARY ADVISORY COMMISSION

Eric Fisher Wood, Bedford, from December 22, 1951, until terminated.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.  
To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following:

MEMBERS OF THE BOARD OF TRUSTEES OF  
MILLERSVILLE STATE TEACHERS' COLLEGE

J. F. Aierstock, Lancaster, from February 13, 1952, until the third Tuesday of January, 1957, and until his successor shall have been appointed and qualified.

(Miss) Ada M. Forry, Columbia, from February 13, 1952, until the third Tuesday of January, 1957, and until her successor shall have been appointed and qualified.

H. C. Burgard, Manheim, from February 13, 1952, until the third Tuesday of January, 1957, and until his successor shall have been appointed and qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following:

MEMBER OF THE OHIO RIVER VALLEY WATER  
SANITATION COMMISSION FOR THE COM-  
MONWEALTH OF PENNSYLVANIA

Howard E. Moses, Harrisburg, from March 3, 1952, until May 24, 1954, and until his successor shall be appointed and qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following:

MEMBER OF THE STATE BOARD OF OPTOMETRICAL  
EXAMINERS

Alfred T. Meyer, Wilkes-Barre, from July 24, 1952, for the term of four years, and until his successor shall have been appointed and qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following:

MEMBERS OF THE BOARD OF TRUSTEES OF THE  
PENNSYLVANIA STATE COLLEGE

Edgar C. Weichel, Scranton, from September 15, 1952, until July 1, 1955, and until his successor shall have been appointed and qualified.

W. K. Ulerich, Clearfield, from September 15, 1952, until July 1, 1955, and until his successor shall have been appointed and qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following:

MEMBER OF THE BOARD OF TRUSTEES OF  
PHILADELPHIA STATE HOSPITAL

William V. Wiener, Philadelphia, from April 3, 1952, for the term of four years, and until his successor is qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following:

MEMBERS OF THE BOARD OF TRUSTEES OF  
PHILIPSBURG STATE HOSPITAL

John T. Taylor, State College, from September 9, 1952, for the term of four years, and until his successor is qualified.

Earl Shoff, Madera, from September 9, 1952, for the term of four years, and until his successor is qualified.

Hilmer J. Anderson, Houtzdale, from September 9, 1952, for the term of four years, and until his successor is qualified.

Rembrandt Dunsmore, Philipsburg, from September 9, 1952, for the term of four years, and until his successor is qualified.

Walter Williams, Ramey, from September 9, 1952, for the term of four years, and until his successor is qualified.

(Mrs.) Nancy Fryberger, Philipsburg, from September 9, 1952, for the term of four years, and until her successor is qualified.

Benjamin Nicodemus, Port Matilda, from September 9, 1952, for the term of four years, and until his successor is qualified.

Roy H. Schreffler, Philipsburg, from September 9, 1952, for the term of four years, and until his successor is qualified.

James F. Dugan, Osceola Mills, from September 9, 1952, for the term of four years, and until his successor is qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following:

MEMBERS OF THE STATE PLANNING BOARD

E. L. Schmidt, Mt. Lebanon, from February 25, 1952, until the third Tuesday of January, 1955, and until his successor shall have been appointed and qualified.

Samuel S. Lewis, York, from February 25, 1952, until the third Tuesday of January 1955, and until his successor shall have been appointed and qualified.

Miles Horst, Palmyra, from March 3, 1952, until the third Tuesday of January, 1955, and until his successor shall have been appointed and qualified.

H. W. Prentis, Jr., Lancaster, from March 3, 1952, until November 17, 1956, and until his successor shall have been appointed and qualified.

Edward Hopkinson, Jr., Philadelphia, from March 3, 1952, until November 17, 1956, and until his successor shall have been appointed and qualified.

Alfred H. Williams, Philadelphia, from March 3, 1952, until November 17, 1955, and until his successor shall have been appointed and qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following:

MEMBER OF THE BOARD OF TRUSTEES OF  
POLK STATE SCHOOL

Forest B. Irwin, Franklin, from October 23, 1952, for the term of four years, and until his successor is qualified.

JOHN S. FINE.



Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.  
To the Honorable, the Senate of the Commonwealth of  
Pennsylvania:

In conformity with law, I have the honor to nominate  
for the advice and consent of the Senate the following:

**MEMBER OF THE STATE REAL ESTATE  
COMMISSION**

David E. Triester, Philadelphia, from April 28, 1952,  
until September 21, 1954, or until his successor has been  
appointed and qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.  
To the Honorable, the Senate of the Commonwealth of  
Pennsylvania:

In conformity with law, I have the honor to nominate  
for the advice and consent of the Senate the following:

**MEMBER OF THE BOARD OF TRUSTEES OF  
RETREAT STATE HOSPITAL**

Charles A. Malpass, Forty Fort, from January 31, 1952,  
for the term of four years, and until his successor is  
qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.  
To the Honorable, the Senate of the Commonwealth of  
Pennsylvania:

In conformity with law, I have the honor to nominate  
for the advice and consent of the Senate the following:

**MEMBER OF THE BOARD OF TRUSTEES OF  
SELINSGROVE STATE COLONY FOR  
EPILEPTICS**

Cyril Corkins, Middleburg, from April 17, 1952, for  
the term of four years, and until his successor is qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.  
To the Honorable, the Senate of the Commonwealth of  
Pennsylvania:

In conformity with law, I have the honor to nominate  
for the advice and consent of the Senate the following:

**MEMBERS OF THE BOARD OF TRUSTEES OF  
SHIPPENSBURG STATE TEACHERS'  
COLLEGE**

Paul S. Lehman, Lewistown, from September 8, 1952,  
until the third Tuesday of January, 1957, and until his  
successor shall have been appointed and qualified.

George W. Brisbin, Altoona, from September 16, 1952,  
until the third Tuesday of January, 1957, and until his  
successor shall have been appointed and qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.  
To the Honorable, the Senate of the Commonwealth of  
Pennsylvania:

In conformity with law, I have the honor to nominate  
for the advice and consent of the Senate the following:

**MEMBERS OF THE BOARD OF TRUSTEES OF  
SLIPPERY ROCK STATE TEACHERS'  
COLLEGE**

N. Kerr Thompson, Slippery Rock, from March 7, 1952,  
until the third Tuesday of January, 1957, and until his  
successor shall have been appointed and qualified.

Robert J. Heasley, Zelienople, from March 7, 1952,

until the third Tuesday of January, 1955, and until his  
successor shall have been appointed and qualified.

Ralph D. Horsman, Mt. Lebanon, from September 8,  
1952, until the third Tuesday of January, 1955, and until  
his successor shall have been appointed and qualified.

W. Lee Gilmore, Oakmont, from September 8, 1952,  
until the third Tuesday of January, 1955, and until his  
successor shall have been appointed and qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.  
To the Honorable, the Senate of the Commonwealth of  
Pennsylvania:

In conformity with law, I have the honor to nominate  
for the advice and consent of the Senate the following:

**MEMBERS OF THE BOARD OF TRUSTEES OF  
PENNSYLVANIA SOLDIERS' AND  
SAILORS' HOME**

Elmer E. Hess, Erie, from March 7, 1952, for the term  
of four years, and until his successor is qualified.

Floyd B. Owens, Erie, from March 7, 1952, for the term  
of four years, and until his successor is qualified.

W. S. Houghton, Corry, from March 7, 1952, for the  
term of four years, and until his successor is qualified.

J. Frank Graff, Kittanning, from March 7, 1952, for  
the term of four years, and until his successor is qualified.

Everett D. Walker, Erie, from March 7, 1952, for the  
term of four years, and until his successor is qualified.

Guy Woodward, Washington, from March 7, 1952, for  
the term of four years, and until his successor is qualified.

Hiram V. Hartman, New Kensington, from March 7,  
1952, for the term of four years, and until his successor  
is qualified.

E. W. Davis, Clearfield, from March 7, 1952, for the  
term of four years, and until his successor is qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.  
To the Honorable, the Senate of the Commonwealth of  
Pennsylvania:

In conformity with law, I have the honor to nominate  
for the advice and consent of the Senate the following:

**MEMBERS OF THE STATE TAX EQUALIZATION  
BOARD**

Cornelius S. Deegan, Jr., Philadelphia, from September  
15, 1952, until November 14, 1955, and until his successor  
shall be duly appointed and shall have qualified.

John N. O'Neil, Harrisburg, from September 25, 1952,  
until November 14, 1955, and until his successor shall  
be duly appointed and shall have qualified.

Walter J. Kress, Johnstown, from September 25, 1952,  
until November 14, 1955, and until his successor shall be  
duly appointed and shall have qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.  
To the Honorable, the Senate of the Commonwealth of  
Pennsylvania:

In conformity with law, I have the honor to nominate  
for the advice and consent of the Senate the following:

**MEMBER OF THE PENNSYLVANIA TURNPIKE  
COMMISSION**

David E. Watson, Philadelphia, from March 1, 1952,  
until June 4, 1961, and until his successor is appointed  
and qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.  
To the Honorable, the Senate of the Commonwealth of  
Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following:

**MEMBER OF THE UNEMPLOYMENT COMPENSATION BOARD OF REVIEW**

William J. Burchinal, Smithfield, from September 15, 1952, until July 1, 1957, and until his successor shall have been appointed and qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania,

Governor's Office, Harrisburg, January 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following:

**MEMBERS OF THE VALLEY FORGE PARK COMMISSION**

(Mrs.) Anita Porter Clothier, Valley Forge, from March 3, 1952, until the third Tuesday of January, 1955, and until her successor shall have been appointed and qualified.

(Mrs.) Charlotte S. Ewing, Berwyn, from March 3, 1952, until the third Tuesday of January, 1955, and until her successor shall have been appointed and qualified.

Milton G. Baker, Wayne, from May 12, 1952, until the third Tuesday of January, 1955, and until his successor shall have been appointed and qualified.

W. Atlee Burpee, Jr., Bryn Mawr, from July 21, 1952, until the third Tuesday of January, 1955, and until his successor shall have been appointed and qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania,

Governor's Office, Harrisburg, January 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following:

**MEMBERS OF THE STATE VETERANS' COMMISSION**

Hugh H. Hoke, Schuylkill Haven, from September 12, 1952, until the third Tuesday of January, 1955, and until his successor shall have been appointed and qualified.

John P. Larkin, Pittsburgh, from September 12, 1952, until the third Tuesday of January, 1955, and until his successor shall have been appointed and qualified.

Frank A. French, Latrobe, from September 9, 1952, until the third Tuesday of January, 1955, and until his successor shall have been appointed and qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania,

Governor's Office, Harrisburg, January 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following:

**MEMBER OF THE STATE BOARD OF VETERINARY MEDICAL EXAMINERS**

Edward J. Scanlon, Narberth, from April 17, 1952, until the third Tuesday of January, 1955, and until his successor shall have been appointed and qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania,

Governor's Office, Harrisburg, January 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following:

**MEMBERS OF THE BOARD OF TRUSTEES OF WARREN STATE HOSPITAL**

William Clement Martin, New Bethlehem, from January 28, 1952, for the term of four years, and until his successor is qualified.

Hamlin D. Redfield, Smethport, from July 29, 1952, for the term of four years, and until his successor is qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania,

Governor's Office, Harrisburg, January 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following:

**MEMBERS OF THE WASHINGTON CROSSING PARK COMMISSION**

Eugene T. Rosenberger, Quakertown, from April 9, 1952, until the third Tuesday of January, 1955, and until his successor shall have been appointed and qualified.

Clinton Oblinger, New Hope, from April 9, 1952, until the third Tuesday of January, 1955, and until his successor shall have been appointed and qualified.

William C. Varcoe, Wycombe, from April 9, 1952, until the third Tuesday of January, 1955, and until his successor shall have been appointed and qualified.

Stuart M. Hartzel, Chalfont, from August 11, 1952, until the third Tuesday of January, 1955, and until his successor shall have been appointed and qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania,

Governor's Office, Harrisburg, January 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following:

**MEMBER OF THE BOARD OF TRUSTEES OF WERNERSVILLE STATE HOSPITAL**

Samuel K. Clark, Lebanon, from March 28, 1952, for the term of four years, and until his successor is qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania,

Governor's Office, Harrisburg, January 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following:

**MEMBERS OF THE BOARD OF TRUSTEES OF WOODVILLE STATE HOSPITAL**

(Mrs.) Edythe Buente, Swissvale, from September 8, 1952, for the term of four years, and until her successor is qualified.

Frederick A. Parsons, Brentwood, from September 8, 1952, for the term of four years, and until his successor is qualified.

David J. Wright, Heidelberg, from September 8, 1952, for the term of four years, and until his successor is qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania,

Governor's Office, Harrisburg, January 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following:

**WORKMEN'S COMPENSATION REFEREES**

William Coghlan, Beaver, from January 16, 1952, until



the third Tuesday of January, 1955, and until his successor shall have been appointed and qualified.

Frank D. Fair, Sharon, from April 15, 1952, until the third Tuesday of January, 1955, and until his successor shall have appointed and qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania,

Governor's Office, Harrisburg, January 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following:

DIRECTOR AND CHAIRMAN OF THE PENNSYLVANIA PUBLIC SAFETY COMMISSION

O. B. Hannon, Pittsburgh, from December 9, 1952, until the third Tuesday of January, 1955, and until his successor shall have been appointed and qualified.

JOHN S. FINE.

### BILLS INTRODUCED AND REFERRED

Mr. LANE read in his place and presented to the Chair Senate Bill No. 182, entitled:

An Act to add Section 8 to Article II of the act, approved the ninth day of June, one thousand nine hundred eleven (P. L. 756), entitled "An act to provide for the health and safety of persons employed in and about the bituminous coal-mines of Pennsylvania, and for the protection and preservation of property connected therewith," by making unlawful the removal of surface support in certain cases and providing penalties.

Which was committed to the Committee on Mines and Mining.

He also read in his place and presented to the Chair Senate Bill No. 183, entitled:

An Act requiring the Commonwealth of Pennsylvania to appropriate moneys for assistance to political subdivisions and municipal authorities in the acquisition, construction and improvement of airports and other aeronautical facilities.

Which was committed to the Committee on State Government.

Messrs. LANE, BARR and HOLLAND read in place and presented to the Chair Senate Bill No. 184, entitled:

An Act to further amend the act, approved the first day of June, one thousand nine hundred thirty-seven (P. L. 1168), entitled "An act to protect the right of employes to organize and bargain collectively; creating the Pennsylvania Labor Relations Board; conferring powers and imposing duties upon the Pennsylvania Labor Relations Board, officers of the State government, and courts; providing for the right of employes to organize and bargain collectively; declaring certain labor practices by employers to be unfair; further providing that representatives of a majority of the employes be the exclusive representatives of all the employes; authorizing the board to conduct hearings and elections, and certify as to representatives of employes for purposes of collective bargaining; empowering the board to prevent any person from engaging in any unfair labor practice, and providing a procedure for such cases, including the issuance of a complaint, the conducting of a hearing, and the making of an order; empowering the board to petition a court of common pleas for the enforcement of its order, and providing a procedure for such cases; providing for the review of an order of the board by a court of common pleas on petition of any person aggrieved by such order, and establishing a procedure for such cases; providing for an appeal from the common pleas court to the Supreme Court; providing

the board with investigatory powers, including the power to issue subpoenas and the compelling of obedience to them through application to the proper court; providing for service of papers and process of the board; prescribing certain penalties," by further defining, declaring and limiting unfair labor practices by employers and employees; making further provision for designation and selection of representatives for the purpose of collective bargaining; changing the practice before the Labor Relations Board and limiting its powers in certain cases.

Which was committed to the Committee on Labor and Industry.

Messrs. HALUSKA, MAHANY and PECHAN read in place and presented to the Chair Senate Bill No. 185, entitled:

An Act providing for and regulating the licensing and practice of practical nursing and imposing penalties.

Which was committed to the Committee on Education.

### PERMISSION TO ADDRESS SENATE

Mr. YOSKO asked and obtained unanimous consent to address the Senate.

Mr. YOSKO. Mr. President, the resolution which I am about to present suggests a procedure in connection with the confirmation of major appointments of the Governor.

I, for one, Mr. President, just do not like the idea of one side or the other side being accused of delays in confirming the Governor's appointments. Neither do I like the idea of individuals here in the Senate being accused along the same lines.

The procedure suggested in this resolution, Mr. President, I do not want to be construed as a reflection on my distinguished colleague, Senator Watson. However, I think if we adopt this procedure on confirmations, we can expedite their disposal. If this resolution is adopted, within a week's time, that is from the time the recommendation is referred to the Chairman of the Committee on Executive Nominations, the confirmation would be disposed of.

### RESOLUTION REFERRED TO COMMITTEE

#### RECOMMENDING PLAN TO EXPEDITE GOVERNOR'S CABINET APPOINTMENTS

Mr. YOSKO offered the following resolution which was twice read as follows:

In the Senate, February 17, 1953.

Resolved that in order to expedite the Governor's Cabinet Appointments, as well as other major appointments, the following procedure is hereby adopted:

- (1) Immediately upon receipt by the Chairman of the Senate Committee on Executive Nominations of cabinet appointments and/or other major appointments from the Governor, the said Chairman shall set a time, date and place for the appointee, or appointees, to appear in person for such interrogation as any member of the Senate may deem necessary.
- (2) That the date for such hearing shall not be less than five days and not more than one week from the date of receipt of said nominations from the Governor's Office by the Chairman of the Committee on Nominations.
- (3) That said time, date and place, shall be made known to all of the members of the Senate, the appointee



and the press, by the Chairman of the Committee on Executive Nominations not later than the day following the designation of the said time, date and place.

- (4) That on the day following the appearance of the appointee, the Chairman of the Committee on Executive Nominations shall submit the name of the appointee, or appointees, before the Senate as a whole for final consideration and vote.

#### REQUEST THAT RULE 39 BE SUSPENDED

Mr. YOSKO. Mr. President, I ask unanimous consent that Rule 39, which requires resolutions be referred to an appropriate committee, be dispensed with and the Senate proceed to the consideration of the foregoing resolution.

The PRESIDING OFFICER. Is there objection?

Mr. MAHANY. Mr. President, I think this resolution needs the study of the proper committee and, therefore, I oppose its immediate consideration.

The PRESIDING OFFICER. The resolution is referred to the Committee on Executive Nominations.

#### PERMISSION TO ADDRESS SENATE

Mr. YOSKO asked and obtain unanimous consent to address the Senate.

Mr. YOSKO. Mr. President, I have another resolution, and I desire to make a statement before I present it.

Mr. President, this resolution has to do with the report submitted to us last week by the committee known as the Pennsylvania Water Resources Committee, and it is related to the INCODEL Plan. I think in the last Session of the Legislature, a resolution was adopted authorizing the Governor to appoint a committee to look into the INCODEL Plan, and the water situation generally. For that purpose there was \$350,000 appropriated to finance the activities of the committee. I read that report. I am personally interested because it is down in my district, at least to some extent.

The city of Bethlehem, Mr. President, spent millions of dollars to build dams in the area where this committee has recommended that Pennsylvania get its water, instead of joining with the INCODEL Plan. I, for one, want to know how it is going to affect that investment of the city of Bethlehem. I want to know, too, and I am sure other Members of the Senate want to know, how this \$350,000 was spent. I checked yesterday and I found that the balance in the appropriation was \$116,907.59. Just what commitments there are against that sum have not been determined. I have, however, made a request for any commitments that might be against it, so that we could determine finally the amount that was spent of the \$350,000 appropriated.

I want to know, too, Mr. President, whether there is any collusion involved in the preparation of this report. I note from the appointment of the committee that the solicitor for the committee, who happens to be William A. Schnader, of Philadelphia, is also the solicitor for the Lehigh Coal and Navigation Company, which is involved indirectly, although not named, in the committee's recommendation as a substitute plan for the INCODEL Plan. I want to know what influence he might have exerted on this committee to have them file this report instead of participating in the INCODEL Plan.

I would like to know, too, Mr. President, and I am sure the Members of this Senate would like to know, what influence was exerted by one of the engineering firms

that are serving on this committee. I understand that one of the engineering firms is also the engineering firm for the Lehigh Coal and Navigation Company.

I would like to see and examine, Mr. President, and I am sure some of you here, most of you in the Senate, would like to examine the engineer's report which, I am assuming, was used as a basis for the committee's report that was submitted to us. I understand requests for this report have been made, but they were told that it was not available. We should have that report, because I understand that if the recommendations of this committee are followed, an authority will be set up and, without a doubt, the property rights of the Lehigh Valley Coal and Navigation Company will be purchased, and they say it runs into somewhere around \$300,000,000 and that is a lot of money.

Mr. President, when I mention that fact, I wonder, too, whether this report that was submitted to us last week was not made available to somebody in advance, and as a result might have had some effect on the stock market, because the stock of the Lehigh Coal and Navigation Company, all of a sudden, went up three or four points at just about this time.

Mr. President, I do not know how many of the Members of the Senate here know that away back, as far as 1771, this Legislature conveyed some, or most, of the property that the Lehigh Coal and Navigation Company would like to sell to somebody, including the Commonwealth of Pennsylvania. The same thing applies to the water rights. I do not know whether the Lehigh Coal and Navigation Company paid anything to the Commonwealth when that conveyance was made by statute, but I do know that if the Commonwealth goes for this plan, it is going to cost us somewhere in the neighborhood, and this is only an estimate from what I read, of \$300,000,000.

I read the report of this committee, Mr. President, and, frankly, I was a little bit amazed. It did not have one good thing to say about the INCODEL Plan; everything was criticism. The INCODEL Plan could not be that bad, because I do not believe that the Pennsylvania representatives who served on that committee are the type of people who would submit a plan to us as bad as this committee painted it to be. Weldon Heyburn, for instance, who served as the Majority Leader of this Senate, was on that committee; Senator Watson is on that committee; Mr. Pitkin is on that committee; the present Speaker of the House, Mr. Smith, was on that committee; and a former Speaker of the House, Mr. Lichtenwalter was on that INCODEL Committee. I do not believe that they would recommend to this Legislature that we participate in a plan where we would be the loser.

Mr. President, this committee which submitted this report is attempting to convey the fact that New Jersey, Delaware and New York are ganging up against us, and that if we participate in that plan we are going to get the short end of it.

I am not saying, Mr. President, that we should participate in INCODEL, because, frankly, I am not too familiar with it, but I am a little bit suspicious of this plan that was submitted to us as a substitute, because of all of the circumstances and facts surrounding it.

I do know this, Mr. President, that the Lehigh Coal and Navigation Company has been attempting to sell this plan to the city of Philadelphia over a period of years.



I have advertisements that were put in the Philadelphia papers, January 23, 1946, February 8, 1946, March 15, 1946. They tried to sell this plan back in the days when Wilson was the Mayor, when Samuel was the Mayor. It has been gone into and it has been rejected, and yet this committee recommends that we take it. This committee recommends, further, that we become isolationists in so far as the water supply is concerned.

I ask you, Mr. President, to consider one important factor here. Let us assume that we did adopt the plan that was submitted by this committee, and then the estimates of some of the engineers were to the effect that the water supply would not be sufficient in the years to come, twenty, thirty, forty years to come. Where would we go for our water? Would we have to crawl on our knees to the States of New York, New Jersey and Delaware, whom I understand will go ahead with the INCODEL Plan, or do without water? These are important factors which we should look into before this report or any legislation on the subject is adopted.

They recommend, Mr. President, that we set up an authority. Authorities have us in the hole now to the extent of about \$700,000,000, and the Lord only knows how much higher that is going to go. Should we obligate ourselves here with another authority and spend a lot of additional money for administrative costs, floating bond issues and all that sort of thing over a long period of years?

Mr. President, these are all things which we should weigh, but the merits of the whole plan, INCODEL and this, can only be weighed and determined at a public hearing where all of the interested parties would be given a chance to be heard. I certainly hope that this resolution will be adopted, and that we will have the hearing so that all interested parties, as I said before, can come before us and give us their views.

### RESOLUTION REFERRED TO COMMITTEE

#### PUBLIC HEARING TO EXAMINE INCODEL PLAN

Mr. YOSKO offered the following resolution which was twice read as follows:

In the Senate, February 17, 1953.

Whereas, the Governor of the Commonwealth of Pennsylvania, appointed what is known as the Pennsylvania Water Resources Committee to:

1. To examine the Incodel Plan for the purpose of determining whether Pennsylvania, under its terms, would be in a more favorable position than it now occupies under the decree of the Supreme Court of the United States relating to the use of the waters of the Delaware River by the states of New York, New Jersey, Delaware and Pennsylvania.

2. If the committee concluded that Pennsylvania ought to become a party to the Incodel Compact, to determine whether the proposed Incodel Plan or any modification of it would adequately protect Pennsylvania's interests.

3. To make a preliminary study of the unused water supply resources of Pennsylvania for the purpose of determining to what extent southeastern Pennsylvania is dependent for its water supply upon the continued use of the waters of the Delaware River; and to make a preliminary study as to our water supply to enable you to recommend any legislation dealing with the entire subject of the conservation of Pennsylvania's invaluable water supply resources.

And Whereas, this committee prepared and filed a report with the Governor, a copy of which was made available to the Members of the Senate;

And Whereas, this report recommended among other things that Pennsylvania should not participate in the Incodel Plan involving the States of New Jersey, New York, Delaware and Pennsylvania;

And Whereas, although the committee filed a report it did not submit the engineer's report, upon which it apparently based its findings and recommendations;

And Whereas, an appropriation of \$350,000.00 was made by the Legislature to finance the activities of said committee; as of February 16; the balance in said appropriation was \$116,909.59; Commitments against this sum were not available to determine the total spent from the \$350,000.00 appropriation;

And Whereas, because of the importance of the question involved and further because the recommendations outlined in the Committee's Report are questionable, legislative inquiry into the whole subject is advisable;

Therefore, be it resolved that (a) A public hearing be held in the Senate Caucus Room at Harrisburg, Pennsylvania, within 10 days of this date for the purpose of making inquiry generally into the problem involved, as well as to go into all phases of the committee's report and its activities; (b) That all parties involved be given notice of said hearing; (c) That an itemized statement of expenditures from the \$350,000.00 appropriation be submitted to the Senate Appropriations Committee at least three days prior to the date of the public hearing; (d) That the engineer's reports of its activities, findings, surveys and recommendations be submitted to the members of the Senate at least three days prior to the said hearing.

#### REQUEST THAT RULE 39 BE SUSPENDED

Mr. YOSKO. Mr. President, I ask unanimous consent that Rule 39, which requires resolutions be referred to an appropriate committee, be dispensed with and the Senate proceed to the consideration of the foregoing resolution.

The PRESIDING OFFICER. Is there objection?

Mr. MAHANY. Mr. President, I object.

The PRESIDING OFFICER. The resolution is referred to the Committee on State Government.

#### SENIOR CLASS OF DOVER HIGH SCHOOL PRESENTED TO SENATE

Mr. LEADER. Mr. President, I would like to call to the attention of the Chair a very fine group of students from Dover High School; in fact, it is the Senior Class. They are accompanied here by one of their teachers, Mrs. Virginia Kunkel, and their Supervising Principal, Mr. Henry Miller.

The PRESIDING OFFICER. The Chair is very pleased to welcome the students from the Dover High School, and asks that they please stand and take a bow.

#### EXECUTIVE NOMINATIONS

Mr. WATSON. Mr. President, I call from the table the Executive Nominations that were reported at today's session, and ask that they be read by the Clerk.

The Clerk read the nominations as follows:

Commonwealth of Pennsylvania  
Governor's Office, Harrisburg, January 6, 1953.  
To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following:

MEMBER OF THE BOARD OF TRUSTEES OF INDIANA  
STATE TEACHERS' COLLEGE

Joseph H. Sheriff, Windber, from April 23, 1952, until

the third Tuesday of January, 1955, and until his successor shall have been appointed and qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania  
Governor's Office, Harrisburg, January 6, 1953.  
To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following:

MEMBERS OF INTERSTATE COMMISSION ON THE  
POTOMAC RIVER BASIN FOR THE COMMON-  
WEALTH OF PENNSYLVANIA

Wilbur F. Barkdoll, Waynesboro, from September 8, 1952, for the term of two years, or until his successor is appointed.

Andrew J. Sordoni, Wilkes-Barre, from September 8, 1952, for the term of two years, or until his successor is appointed.

JOHN S. FINE.

Commonwealth of Pennsylvania  
Governor's Office, Harrisburg, January 6, 1953.  
To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following:

MEMBERS OF THE BOARD OF TRUSTEES OF  
LAURELTON STATE VILLAGE

Fred W. Maue, Shamokin, from September 9, 1952, for the term of four years, and until his successor is qualified.

Robert E. Allen, Mt. Carmel, from September 9, 1952, for the term of four years, and until his successor is qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania  
Governor's Office, Harrisburg, January 6, 1953.  
To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following:

MEMBERS OF THE BOARD OF TRUSTEES OF  
MANSFIELD STATE TEACHERS' COLLEGE

Lloyd G. Cole, Blossburg, from January 2, 1952, until the third Tuesday of January, 1957, and until his successor shall have been appointed and qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania  
Governor's Office, Harrisburg, January 6, 1953.  
To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following:

MEMBERS OF THE STATE BOARD OF MEDICAL  
EDUCATION AND LICENSURE

Raymond S. Leopold, Philadelphia, from January 7, 1952, for the term of four years, and until his successor shall have been appointed and qualified.

Charles L. Shafer, Kingston, from September 23, 1952, for the term of four years, and until his successor shall have been appointed and qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania  
Governor's Office, Harrisburg, January 6, 1953.  
To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following:

MEMBER OF THE MILITARY ADVISORY  
COMMISSION

Eric Fisher Wood, Bedford, from December 22, 1951, until terminated.

JOHN S. FINE.

Commonwealth of Pennsylvania  
Governor's Office, Harrisburg, January 6, 1953.  
To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following:

MEMBERS OF THE BOARD OF TRUSTEES OF  
MILLERSVILLE STATE TEACHERS' COLLEGE

J. F. Aierstock, Lancaster, from February 13, 1952, until the third Tuesday of January, 1957, and until his successor shall have been appointed and qualified.

(Miss) Ada M. Forry, Columbia, from February 13, 1952, until the third Tuesday of January, 1957, and until her successor shall have been appointed and qualified.

H. C. Burgard, Manheim, from February 13, 1952, until the third Tuesday of January, 1957, and until his successor shall have been appointed and qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania  
Governor's Office, Harrisburg, January 6, 1953.  
To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following:

MEMBER OF THE OHIO RIVER VALLEY WATER  
SANITATION COMMISSION FOR THE COM-  
MONWEALTH OF PENNSYLVANIA

Howard E. Moses, Harrisburg, from March 3, 1952, until May 24, 1954, and until his successor shall be appointed and qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania  
Governor's Office, Harrisburg, January 6, 1953.  
To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following:

MEMBER OF THE STATE BOARD OF OPTOMETRICAL  
EXAMINERS

Alfred T. Meyer, Wilkes-Barre, from July 24, 1952, for the term of four years, and until his successor shall have been appointed and qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania  
Governor's Office, Harrisburg, January 6, 1953.  
To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following:

MEMBERS OF THE BOARD OF TRUSTEES OF  
THE PENNSYLVANIA STATE COLLEGE

Edgar C. Weichel, Scranton, from September 15, 1952, until July 1, 1955, and until his successor shall have been appointed and qualified.

W. K. Ulerich, Clearfield, from September 15, 1952, until July 1, 1955, and until his successor shall have been appointed and qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania  
Governor's Office, Harrisburg, January 6, 1953.  
To the Honorable, the Senate of the Commonwealth of Pennsylvania:



In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following:

MEMBER OF THE BOARD OF TRUSTEES OF  
PHILADELPHIA STATE HOSPITAL

William V. Wiener, Philadelphia, from April 3, 1952, for the term of four years, and until his successor is qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following:

MEMBERS OF THE BOARD OF TRUSTEES OF  
PHILIPSBURG STATE HOSPITAL

John T. Taylor, State College, from September 9, 1952, for the term of four years, and until his successor is qualified.

Earl Shoff, Madera, from September 9, 1952, for the term of four years, and until his successor is qualified.

Hilmer J. Anderson, Houtzdale, from September 9, 1952, for the term of four years, and until his successor is qualified.

Rembrandt Dunsmore, Philipsburg, from September 9, 1952, for the term of four years, and until successor is qualified.

Walter Williams, Ramey, from September 9, 1952, for the term of four years, and until his successor is qualified.

(Mrs.) Nancy Fryberger, Philipsburg, from September 9, 1952, for the term of four years, and until her successor is qualified.

Benjamin Nicodemus, Port Matilda, from September 9, 1952, for the term of four years, and until his successor is qualified.

Roy H. Schreffler, Philipsburg, from September 9, 1952, for the term of four years, and until his successor is qualified.

James F. Dugan, Osceola Mills, from September 9, 1952, for the term of four years, and until his successor is qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following:

MEMBERS OF THE STATE PLANNING BOARD

E. L. Schmidt, Mt. Lebanon, from February 25, 1952, until the third Tuesday of January, 1955, and until his successor shall have been appointed and qualified.

Samuel S. Lewis, York, from February 25, 1952, until the third Tuesday of January, 1955, and until his successor shall have been appointed and qualified.

Miles Horst, Palmyra, from March 3, 1952, until the third Tuesday of January, 1955, and until his successor shall have been appointed and qualified.

H. W. Prentis, Jr., Lancaster, from March 3, 1952, until November 17, 1956, and until his successor shall have been appointed and qualified.

Edward Hopkinson, Jr., Philadelphia, from March 3, 1952, until November 17, 1956, and until his successor shall have been appointed and qualified.

Alfred H. Williams, Philadelphia, from March 3, 1952, until November 17, 1955, and until his successor shall have been appointed and qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following:

MEMBER OF THE BOARD OF TRUSTEES OF  
POLK STATE SCHOOL

Forest B. Irwin, Franklin, from October 23, 1952, for the term of four years, and until his successor is qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following:

MEMBER OF THE STATE REAL ESTATE  
COMMISSION

David E. Triester, Philadelphia, from April 28, 1952, until September 21, 1954, or until his successor has been appointed and qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following:

MEMBER OF THE BOARD OF TRUSTEES OF  
RETREAT STATE HOSPITAL

Charles A. Malpass, Forty Fort, from January 31, 1952, for the term of four years, and until his successor is qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following:

MEMBER OF THE BOARD OF TRUSTEES OF SELINS-  
GROVE STATE COLONY FOR EPILEPTICS

Cyril Corkins, Middleburg, from April 17, 1952, for the term of four years, and until his successor is qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following:

MEMBERS OF THE BOARD OF TRUSTEES OF  
SHIPPENSBURG STATE TEACHERS' COLLEGE

Paul S. Lehman, Lewistown, from September 8, 1952, until the third Tuesday of January, 1957, and until his successor shall have been appointed and qualified.

George W. Brisbin, Altoona, from September 16, 1952, until the third Tuesday of January, 1957, and until his successor shall have been appointed and qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following:

**MEMBERS OF THE BOARD OF TRUSTEES OF  
SLIPPERY ROCK STATE TEACHERS' COLLEGE**

N. Kerr Thompson, Slippery Rock, from March 7, 1952, until the third Tuesday of January, 1957, and until his successor shall have been appointed and qualified.

Robert J. Heasley, Zelienople, from March 7, 1952, until the third Tuesday of January, 1955, and until his successor shall have been appointed and qualified.

Ralph D. Horsman, Mt. Lebanon, from September 8, 1952, until the third Tuesday of January, 1955, and until his successor shall have been appointed and qualified.

W. Lee Gilmore, Oakmont, from September 8, 1952, until the third Tuesday of January, 1955, and until his successor shall have been appointed and qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following:

**MEMBERS OF THE BOARD OF TRUSTEES OF PENN-  
SYLVANIA SOLDIERS' AND SAILORS' HOME**

Elmer E. Hess, Erie, from March 7, 1952, for the term of four years, and until his successor is qualified.

Floyd B. Owens, Erie, from March 7, 1952, for the term of four years, and until his successor is qualified.

W. S. Houghton, Corry, from March 7, 1952, for the term of four years, and until his successor is qualified.

J. Frank Graff, Kittanning, from March 7, 1952, for the term of four years, and until his successor is qualified.

Everett D. Walker, Erie, from March 7, 1952, for the term of four years, and until his successor is qualified.

Guy Woodward, Washington, from March 7, 1952, for the term of four years, and until his successor is qualified.

Hiram V. Hartman, New Kensington, from March 7, 1952, for the term of four years, and until his successor is qualified.

E. W. Davis, Clearfield, from March 7, 1952, for the term of four years, and until his successor is qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following:

**MEMBER OF THE STATE TAX EQUALIZATION  
BOARD**

Cornelius S. Deegan, Jr., Philadelphia, from September 15, 1952, until November 14, 1955, and until his successor shall be duly appointed and shall have qualified.

John N. O'Neil, Harrisburg, from September 25, 1952, until November 14, 1955, and until his successor shall be duly appointed and shall have qualified.

Walter J. Kress, Johnstown, from September 25, 1952, until November 14, 1955, and until his successor shall be duly appointed and shall have qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following:

**MEMBER OF THE PENNSYLVANIA TURNPIKE  
COMMISSION**

David E. Watson, Philadelphia, from March 1, 1952, until June 4, 1961, and until his successor is appointed and qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following:

**MEMBER OF THE UNEMPLOYMENT COMPENSATION  
BOARD OF REVIEW**

William J. Burchinal, Smithfield, from September 15, 1952, until July 1, 1957, and until his successor shall have been appointed and qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following:

**MEMBERS OF THE VALLEY FORGE PARK  
COMMISSION**

(Mrs.) Anita Porter Clothier, Valley Forge, from March 3, 1952, until the third Tuesday of January, 1955, and until her successor shall have been appointed and qualified.

(Mrs.) Charlotte S. Ewing, Berwyn, from March 3, 1952, until the third Tuesday of January, 1955, and until her successor shall have been appointed and qualified.

Milton G. Baker, Wayne, from May 12, 1952, until the third Tuesday of January, 1955, and until his successor shall have been appointed and qualified.

W. Atlee Burpee, Jr., Bryn Mawr, from July 21, 1952, until the third Tuesday of January, 1955, and until his successor shall have been appointed and qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following:

**MEMBERS OF THE STATE VETERANS' COMMISSION**

Hugh H. Hoke, Schuylkill Haven, from September 12, 1952, until the third Tuesday of January, 1955, and until his successor shall have been appointed and qualified.

John P. Larkin, Pittsburgh, from September 12, 1952, until the third Tuesday of January, 1955, and until his successor shall have been appointed and qualified.

Frank A. French, Latrobe, from September 9, 1952, until the third Tuesday of January, 1955, and until his successor shall have been appointed and qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following:

**MEMBER OF THE STATE BOARD OF VETERINARY  
MEDICAL EXAMINERS**

Edward J. Scanlon, Narberth, from April 17, 1952, until



the third Tuesday of January, 1955, and until his successor shall have been appointed and qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.  
To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following:

MEMBERS OF THE BOARD OF TRUSTEES OF  
WARREN STATE HOSPITAL

William Clement Martin, New Bethlehem, from January 28, 1952, for the term of four years, and until his successor is qualified.

Hamlin D. Redfield, Smethport, from July 29, 1952, for the term of four years, and until his successor is qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.  
To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following:

MEMBERS OF THE WASHINGTON CROSSING PARK  
COMMISSION

Eugene T. Rosenberger, Quakertown, from April 9, 1952, until the third Tuesday of January, 1955, and until his successor shall have been appointed and qualified.

Clinton Oblinger, New Hope, from April 9, 1952, until the third Tuesday of January, 1955, and until his successor shall have been appointed and qualified.

William C. Varcoe, Wycombe, from April 9, 1952, until the third Tuesday of January, 1955, and until his successor shall have been appointed and qualified.

Stuart M. Hartzel, Chalfont, from August 11, 1952, until the third Tuesday of January, 1955, and until his successor shall have been appointed and qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.  
To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following:

MEMBER OF THE BOARD OF TRUSTEES OF  
WERNERSVILLE STATE HOSPITAL

Samuel K. Clark, Lebanon, from March 28, 1952, for the term of four years, and until his successor is qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.  
To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following:

MEMBERS OF THE BOARD OF TRUSTEES OF WOOD-  
VILLE STATE HOSPITAL

(Mrs.) Edythe Buente, Swissvale, from September 8, 1952, for the term of four years, and until her successor is qualified.

Frederick A. Parsons, Brentwood, from September 8, 1952, for the term of four years, and until his successor is qualified.

David J. Wright, Heidelberg, from September 8, 1952,

for the term of four years, and until his successor is qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.  
To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following:

WORKMEN'S COMPENSATION REFEREES

William Coghlan, Beaver, from January 16, 1952, until the third Tuesday of January, 1955, and until his successor shall have been appointed and qualified.

Frank D. Fair, Sharon, from April 15, 1952, until the third Tuesday of January, 1955, and until his successor shall have been appointed and qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.  
To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following:

DIRECTOR AND CHAIRMAN OF THE PENNSYLVANIA  
PUBLIC SAFETY COMMISSION

O. B. Hannon, Pittsburgh, from December 9, 1952, until the third Tuesday of January, 1955, and until his successor shall have been appointed and qualified.

JOHN S. FINE.

CONSIDERATION OF EXECUTIVE NOMINATIONS

Mr. WATSON asked and obtained unanimous consent for immediate consideration of the nominations read by the Clerk.

EXECUTIVE SESSION

A motion was made by Mr. WATSON and Mr. WATKINS,

That the Senate do now resolve itself into Executive Session, for the purpose of acting upon the nominations reported at today's session.

Which was agreed to.

Whereupon,

A motion was made by Mr. WATSON and Mr. MADIGAN,

That the Senate do advice and consent to the nominations reported.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Bane,	Harney,	McCusker,	Stiefel,
Barr,	Holland,	McGinnis,	Taylor,
Berger,	Kephart,	McMenamin,	Toole,
Blass,	Kessler,	McPherson, Jr.	Wagner,
Camiel,	Koprivier, Jr.	Miller,	Watkins,
Chapman,	Lane,	Pechan,	Watson,
Crowe,	Leader,	Peelor,	Weiner,
Dent,	Letzler,	Probert,	Wolfe,
Diehm,	Madigan,	Ruth,	Wood,
DiSilvestro,	Mahany,	Silvert,	Yosko,
Fleming,	Mallery,	Snowden,	Walker,
Freed,	McCreesh,	Stevenson,	Presiding Officer
Haluska,			

NAYS—0

Two-thirds, of all the Senators having voted, "aye", the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

#### EXECUTIVE SESSION RISES

Mr. WATSON. Mr. President, I move that the Executive Session do now rise.

Mr. KEPHART. Mr. President, I second the motion.

The motion was agreed to.

### CALENDAR

#### THIRD READING CALENDAR

##### BILL OVER IN ORDER

Mr. MAHANY. Mr. President, I ask unanimous consent that Senate Bill No. 8, on third reading, entitled:

An Act authorizing contact representatives of Veterans Administration hospitals to take affidavits and acknowledgments of persons undergoing treatment therein; and providing for the effect thereof.

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

##### BILL ON THIRD READING AMENDED

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 12, entitled:

An Act relating to certain commercial transactions in or regarding personal property and contracts and other documents concerning them, including sales, commercial paper, bank deposits and collections, documentary letters of credit, bulk transfers, warehouse receipts, bills of lading, other documents of title, investment securities, and secured transactions, including certain sales of accounts, chattel paper, and contract rights; providing for public notice to third parties in certain circumstances; regulating procedure, evidence and damages in certain court actions involving such transactions, contracts or documents and to make uniform the law with respect thereto

And said bill having been read at length the third time,

On the question,

Will the Senate agree to the bill on third reading?

Mr. MAHANY. Mr. President, I ask unanimous consent, on behalf of Mr. Walker, to offer amendments at this time.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

The Clerk read the amendments as follows:

Amend Sec. 3-107, page 139, line 3, by striking out the words "stated sum" and inserting in lieu thereof: "sum stated". Amend Sec. 3-503, page 172, lines 6 and 7, by striking out the words "presentment for acceptance is due", and inserting in lieu thereof: "it must either be presented for acceptance or negotiated". Amend Sec. 3-503, page 173, line 1, by striking out the words "on another bank". Amend Sec. 4-212, page 208, line 5, by striking out the words "of the dishonor of the item" and inserting in lieu thereof: "that it will not receive payment in ordinary course". Amend Sec. 7-208, page 248, line 1, by striking out the word "the" where it appears the first time in said line, and inserting in lieu thereof: "any". Amend Sec. 7-301, page 253, line 7, by inserting after the word "of" the following: "the". Amend Sec. 7-302, page 254, line 7, by inserting after the word "by" where

it appears the second time in said line, the following: "a". Amend Sec. 7-307, page 258, line 2, by striking out the word "the" and inserting in lieu thereof: "a". Amend Sec. 7-309, page 261, line 7, by striking out the word "different" and inserting in lieu thereof: "higher". Amend Sec. 8-207, page 281, line 2, by striking out the words "to otherwise" and inserting in lieu thereof: "otherwise to". Amend Sec. 9-312, page 330, line 4, by inserting after the word "conflicting" the following: "perfected". Amend Sec. 9-312, page 332, lines 8 to 14, inclusive, by striking out all of lines 8 to 13, and the figure "(8)" in line 14, and inserting in lieu thereof: "(7)". Amend Sec. 9-401, page 338, line 8, by inserting after the word "farmer" the following: "or is". Amend Sec. 9-505, page 351, line 15, by striking out the word "the" where it appears the first time in said line.

On the question,

Will the Senate agree to the amendments?

They were agreed to.

On the question,

Will the Senate agree to the bill on third reading, as amended?

##### BILL OVER IN ORDER

Mr. MAHANY. Mr. President, I ask unanimous consent that Senate Bill No. 12, on third reading, go over in its order, as amended.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

#### BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 16, as follows:

An Act to amend Sections 31 and 32 of the act approved the thirty-first day of March one thousand eight hundred sixty (P. L. 427) entitled "An act to Consolidate Revise and Amend the Laws of this Commonwealth relating to Penal Proceedings and Pleadings" by permitting the trial of cases of involuntary manslaughter in quarter sessions courts

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Sections 31 and 32 of the act approved the thirty-first day of March one thousand eight hundred sixty (P. L. 427) entitled "An act to Consolidate Revise and Amend the Laws of this Commonwealth relating to Penal Proceedings and Pleadings" are hereby amended to read as follows

Section 31 The courts of oyer and terminer and general jail delivery shall have power—

I To inquire by the oaths and affirmations of good and lawful men of the county of all crimes committed or triable in such county

II To hear determine and punish the same and to deliver the jails of such county of all prisoners therein according to law

III To try indictments found in the quarter sessions and certified by the said court according to law and the said courts shall have exclusive jurisdiction and power to try and punish all persons charged with any of the crimes herein enumerated which shall be committed within the respective county to wit

1 All persons charged with any murder [or manslaughter] voluntary manslaughter or other homicide except involuntary manslaughter when such crime is the only homicide with which a person is charged and all persons charged with being accessory to any such crime

2 All persons charged with treason against the Commonwealth



3. All persons charged with sodomy buggery rape or robbery their counsellors aiders and abettors

4 All persons charged with the crime of voluntary and maliciously burning any building or other thing made punishable in the same manner as arson

5 All persons charged with mayhem or with the crime of cutting off the tongue putting out the eye slitting the nose cutting off the nose cutting off a lip cutting off or disabling any limb or member of a person by lying in wait or with malice aforethought and with intent in so doing to main or disfigure such person and their aiders and abettors and counsellors

6 All persons charged with burglary

7 Every woman who shall be charged with having endeavored privately either by herself or the procurement of others to conceal the death of any issue of her body male or female which if it were born alive would be by law a bastard so that it may not be known whether such issue was born dead or alive or whether it was murdered or not

8 All persons charged with the second or any subsequent offense of receiving harboring or concealing any robber burglar felon or thief or with the crime of receiving or buying any goods or chattels which shall have been feloniously taken or stolen knowing the same to be so taken or stolen

Section 32 The courts of quarter sessions of the peace shall have jurisdiction and power within the respective counties—

I To inquire by the oaths or affirmations of good and lawful men of the county of all crimes misdemeanors and offences whatsoever against the laws of this Commonwealth which shall be triable in the respective county

II To inquire of hear determine and punish in due form of law all such crimes and misdemeanors including involuntary manslaughter when such crime is the only homicide with which a person is charged and offences whereof exclusive jurisdiction is not given as aforesaid to the courts of oyer and terminer of such county

III To take in the name of the Commonwealth all manner of recognizances and obligations heretofore taken and allowed to be taken by any justice of the peace and they shall certify such as shall be taken in relation to any crime not triable therein to the next court of oyer and terminer having power to take cognizance thereof

IV To continue or discharge the recognizance and obligations of persons bound to keep the peace or to be of good behaviour taken as aforesaid or certified into such court by any justice of the peace of such county and to inquire of hear and determine in the manner hitherto practiced and allowed all complaints which shall be found thereon

V The courts of quarter sessions shall also have jurisdiction in cases of fines penalties or punishments imposed by any act of assembly for offences misdemeanors or delinquencies except where it shall be otherwise expressly provided and enacted

VI The said courts shall also have and exercise such other jurisdiction and powers not herein enumerated as may have been heretofore given to them by law

Whenever any indictment shall be found in any court of quarter sessions for any crime or offence not triable therein it shall be the duty of said court to certify the same into the court of oyer and terminer next to be holden in such county there to be heard and determined in due course of law

The judges of the county courts of oyer and terminer and quarter sessions and every of them shall have power to direct their writs or precepts to all or any of the sheriffs or other officers of any of the counties cities boroughs or towns corporate of this Commonwealth to arrest and bring before them persons indicted for felonies and other offences and amenable to the respective court each of said courts shall have power to award process to levy and recover such fines forfeitures and amercements as shall be imposed taxed or adjudged by them respectively each of the said courts shall have full power and authority to establish such rules for regulating the practice thereof respectively and for expediting the determination of suits

causes and proceedings therein as in their discretion they shall judge necessary or proper Provided That such rules shall not be inconsistent with the constitution and laws of this Commonwealth each of the said courts is empowered to issue writs of subpoena under their official seal into any county of this Commonwealth to summon and bring before the respective court any person to give testimony in any cause or matter depending before them under the penalties hitherto appointed and allowed in any such case by the laws of this Commonwealth

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

#### YEAS—48

Bane,	Haluska.	McCreesh,	Stevenson,
Barr,	Harney,	McCusker,	Stiefel,
Berger,	Holland,	McGinnis,	Taylor,
Blass,	Kephart,	McMenamin,	Toole,
Camel,	Kessler,	McPherson, Jr.	Wagner,
Chapman,	Koprivier, Jr.	Miller,	Watkins,
Crowe,	Lane,	Pechan,	Watson,
Dent,	Leader,	Peelor,	Weiner,
Diehm,	Letzler,	Propert,	Wolfe,
DiSilvestro,	Madigan,	Ruth,	Wood,
Fleming,	Mahany,	Silvert,	Yosko.
Freed,	Mallery,	Snowden,	Walker,
			Presiding Officer

#### NAYS—0

A majority of all the Senators having voted, "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence,

#### BILL OVER IN ORDER

Mr. MAHANY. Mr. President, I ask unanimous consent that Senate Bill No. 52, on third reading, entitled:

An Act to amend clause XV, of section 1202 of the act, approved the fourth day of May, one thousand nine hundred twenty-seven (P. L. 519), entitled "An act concerning boroughs, and revising, amending, and consolidating the law relating to boroughs," by further defining the powers of boroughs with regard to garbage, rubbish, sludge and other waste treatment and disposal, acting separately or jointly with other political subdivisions.

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

#### SECOND READING CALENDAR

#### BILL OVER IN ORDER

Mr. MAHANY. Mr. President, I ask unanimous consent that Senate Bill No. 5, on second reading, entitled:

An Act to amend the act approved the twenty-fifth day of May one thousand nine hundred thirty-seven (P. L. 814), entitled "An act to provide for the permanent personal registration of electors in cities of the second class as a condition of their right to vote at elections and primaries and their enrollment as members of political parties as a further condition of their right to vote at primaries prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors and prescribing the powers and duties of citizens parties political bodies registration commissions commissioners registrars inspectors of registration and other appointees of registration commissions county election boards election officers municipal officers depart-



ments and bureaus police officers courts judges prothonotaries sheriffs county commissioners peace officers county treasurers county controllers registrars of vital statistics certain public utility corporations real estate brokers rental agents and boards of school directors and imposing penalties" by further providing for the composition of the registration commission imposing duties on the county commissioners and ending the terms of the present commissioners

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

### BILL ON SECOND READING

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with.

The Senate proceeded to the second reading and consideration of Senate Bill No. 7, entitled:

An Act to amend Section 3 of the act approved the eighteenth day of May one thousand nine hundred forty-nine (P. L. 1440), entitled "An act concerning notaries public and amending revising consolidating and changing the law relating thereto" by requiring notaries to be qualified electors

And said bill having been read at length the second time,

On the question,

Will the Senate agree to the bill on second reading?

Mr. FREED. Mr. President, I desire to offer amendments at this time. I might state that Senator Pechan requested me to present these on his behalf.

Mr. MAHANY. Mr. President, may we be at ease a moment, please?

The PRESIDING OFFICER. The Senate will be at ease. (The Senate was at ease.)

Mr. FREED. Mr. President, I withdraw my request to offer amendments at this time.

### BILL OVER IN ORDER

Mr. FREED. Mr. President, I ask unanimous consent that Senate Bill No. 7, on second reading, go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

### BILL ON SECOND READING

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with.

The Senate proceeded to the second reading and consideration of Senate Bill No. 18, entitled:

An Act to further amend Section 3 of the act approved the twenty-fourth day of June one thousand nine hundred thirty-seven (P. L. 2045) entitled as amended "An act relating to the support of indigent persons; providing for the support of such persons by certain relatives, and for the recovery of public moneys expended for care and assistance from the property and estates of certain persons; providing for guardians of the person and property of such persons; providing for the arrest and seizure and sale of the property of deserters; and providing procedure," by providing that the petition for support in certain cases shall be prepared by the executive director of the assistance board of the county where the relative liable and financially able to support resides; imposing

duty on district attorneys to file such petitions and further modifying such procedure.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

### BILL ON SECOND READING AMENDED

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with.

The Senate proceeded to the second reading and consideration of Senate Bill No. 27, entitled:

An Act to further amend Section 1 of the act, approved the twelfth day of June, one thousand nine hundred nineteen (P. L. 476), entitled as amended "An act to regulate and establish the fees, to be charged and collected by the recorder of deeds in counties of the second class," by further increasing, regulating and changing such fees.

The first section was read.

On the question,

Will the Senate agree to the section?

Mr. BARR offered the following amendment:

Amend Section 1, page 7, lines 11 to 14 inclusive, by striking out all of said lines.

It was agreed to.

The section was agreed to as amended.

The title was read and agreed to.

And said bill having been read at length the second time, and agreed to as amended,

Ordered, To be transcribed for a third reading.

### BILLS OVER IN ORDER

Mr. MAHANY. Mr. President, I ask unanimous consent that Senate Bill No. 44, on second reading, entitled:

An Act to amend Section 1 of the Act approved the fourteenth day of January, one thousand nine hundred fifty-two, (Appropriation Acts 70), entitled, "An act making an appropriation to the Elwyn Training School at Elwyn, in the County of Delaware, Commonwealth of Pennsylvania, and prescribing certain conditions upon which the appropriation will be available to the school," by increasing the per capita annual maintenance rate of wards of the Commonwealth.

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. MAHANY. Mr. President, I ask unanimous consent that Senate Bill No. 88, on second reading, entitled:

An Act to amend the act, approved the twenty-seventh day of December, one thousand nine hundred fifty-one (P. L. 1742), entitled "An act to provide revenue by imposing a State tax relating to certain documents; prescribing and regulating the method and manner of evidencing the payment of such tax; conferring powers and imposing duties upon certain persons, partnerships, associations, and corporations, recorders of deeds, and the Department of Revenue; saving certain local taxes and authorizing amendments, extensions and supplements to the ordinances and resolutions relating thereto; and providing penalties," by exempting certain documents from said tax, fixing the value of certain land for tax purposes, exempting persons accepting any document from payment of the tax, changing effect of failure to pay the tax, and affix stamps, and validating certain documents to which insufficient stamps have been affixed.



go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. MAHANY. Mr. President, I ask unanimous consent that Senate Bill No. 91, on second reading, entitled:

An Act to further amend Section 5 of the act approved the thirty-first day of May one thousand nine hundred forty-five (P. L. 1198) entitled "An act providing for the conservation and improvement of land affected in connection with the mining of bituminous coal by the open pit mining method regulating such mining and providing penalties" by further regulating back-filling and operation reports.

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

### BILL ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 112, entitled:

An Act to further amend Section 1 of the act, approved the third day of May, one thousand nine hundred fifteen (P. L. 226), entitled "An act to establish and regulate the fees to be received and charged by the prothonotary of the courts of common pleas of this Commonwealth, in counties having over eight hundred thousand, and less than one million five hundred thousand, inhabitants, according to the last preceding United States census," by changing and further fixing the fees to be charged by the prothonotary.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

### BILLS ON FIRST READING

Mr. MAHANY. Mr. President, I move that the Senate do now proceed to the first reading of all bills reported from committees for the first time at today's session.

Mr. STEVENSON. Mr. President, I second the motion. The motion was agreed to.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 9, entitled:

An Act to further amend subsection C of section 1009 and section 1408 of the act, approved the fifteenth day of May, one thousand nine hundred and thirty-three (P. L. 624), entitled, as amended, "An act relating to the business of banking, and to the exercise of fiduciary powers by corporations; providing for the organization of corporations with fiduciary powers, and of banking corporations, with or without fiduciary powers, including the conversion of National banks into State banks, and for the licensing of private bankers, and employees' mutual banking associations; defining the rights, powers, duties, liabilities, and immunities of such corporations, of existent corporations authorized to engage in a banking business, with or without fiduciary powers, of private bankers and employees' mutual banking associations, and of the officers, directors, trustees, shareholders, attorneys, and other employees of all such corporations, employees' mutual banking associations or private bankers, or of affiliated corporations, associations, or persons; restricting the exercise of banking powers by any other corporation, association, or persons, and of fiduciary powers by any other corporation; conferring powers and impos-

ing duties upon the courts, prothonotaries, recorders of deeds, and certain State departments, commissions, and officers; imposing penalties; and repealing certain acts and parts of acts," by changing the limitations on the amount which may under certain circumstances be invested in title insurance companies, and by making further provision concerning the effect of merger or consolidation of banking institutions.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 53, entitled:

An Act to further amend clause (4) of subsection A of section 1001 of the act, approved the fifteenth day of May, one thousand nine hundred and thirty-three (P. L. 624), entitled, as amended, "An act relating to the business of banking, and to the exercise of fiduciary powers by corporations; providing for the organization of corporations with fiduciary powers, and of banking corporations, with or without fiduciary powers, including the conversion of National banks into State banks, and for the licensing of private bankers, and employees' mutual banking associations; defining the rights, powers, duties, liabilities, and immunities of such corporations, of existent corporations authorized to engage in a banking business, with or without fiduciary powers, of private bankers and employees' mutual banking associations, and of the officers, directors, trustees, shareholders, attorneys, and other employees of all such corporations, employees' mutual banking associations or private bankers, or of affiliated corporations, associations, or persons; restricting the exercise of banking powers by any other corporation, association, or persons, and of fiduciary powers by any other corporation; conferring powers and imposing duties upon the courts, prothonotaries, recorders of deeds, and certain State departments, commissions, and officers; imposing penalties; and repealing certain acts and parts of acts," by further regulating the making of installment loans.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 62, entitled:

An Act to further amend subsection C of section 1210 of the act, approved the fifteenth day of May, one thousand nine hundred thirty-three (P. L. 624), entitled, as amended "An act relating to the business of banking, and to the exercise of fiduciary powers by corporations; providing for the organization of corporations with fiduciary powers, and of banking corporations, with or without fiduciary powers, including the conversion of National banks into State banks, and for the licensing of private bankers and employees' mutual banking associations; defining the rights, powers, duties, liabilities, and immunities of such corporations, of existent corporations authorized to engage in a banking business, with or without fiduciary powers, of private bankers and employees' mutual banking associations, and of the officers, directors, trustees, shareholders, attorneys, and other employees of all such corporations, employees' mutual banking associations or private bankers, or of affiliated corporations, associations, or persons; restricting the exercise of banking powers by any other corporations, association, or person, and of fiduciary powers by any other corporation; conferring powers and imposing duties upon the courts, prothonotaries, recorders of deeds, and certain State departments, commissions, and officers; imposing penalties; and repealing certain acts and parts of acts," by further providing for authorized investments and limitations on loans and discounts of savings banks.

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 64, entitled:

An Act to further amend section 1212 and to amend section 1214 of the act, approved the fifteenth day of May, one thousand nine hundred thirty-three (P. L. 624), entitled, as amended "An act relating to the business of banking, and to the exercise of fiduciary powers by corporations; providing for the organization of corporations with fiduciary powers, and of banking corporations, with or without fiduciary powers, including the conversion of National banks into State banks, and for the licensing of private bankers and employees' mutual banking associations; defining the rights, powers, duties, liabilities, and immunities of such corporations, of existent corporations authorized to engage in a banking business, with or without fiduciary powers, of private bankers and employees' mutual banking associations, and of the officers, directors, trustees, shareholders, attorneys, and other employees of all such corporations, employees' mutual banking associations or private bankers, or of affiliated corporations, associations, or persons; restricting the exercise of banking powers by any other corporations, association, or person, and of fiduciary powers by any other corporation; conferring powers and imposing duties upon the courts, prothonotaries, recorders of deeds, and certain State departments, commissions, and officers; imposing penalties; and repealing certain acts and parts of acts," by further providing concerning the powers and limitations on powers of savings banks.

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

### ADJOURNMENT

Mr. MAHANY. Mr. President, I move that the Senate do now adjourn until Monday, February 23, 1953, at 4:00 o'clock p. m., Eastern Standard Time.

Mr. MCGINNIS. Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 1:34 o'clock p. m., Eastern Standard Time, until Monday, February 23, 1953, at 4:00 o'clock p. m., Eastern Standard Time.

## HOUSE OF REPRESENTATIVES

TUESDAY, February 17, 1953

The House met at 11:00 a. m.

The SPEAKER (Charles C. Smith) in the Chair.

### PRAYER

The Chaplain, Reverend William Hugh Fryer, offered the following prayer:

O God, Holy and Just, Who exalteth a nation that follows the way of righteousness, we pray for our land and people that we may become worthy of Thy gracious favor. Deliver us from greed of gain, from race and class prejudice and ill will, from all causes of discontent and strife; and inspire in us, we beseech Thee such love of our neighbor and concern for one another's welfare that we shall work together with one heart and will to secure equality of opportunity and due reward for all. Amen.

### JOURNAL APPROVAL POSTPONED

The SPEAKER. Are there any corrections to the Journal of Monday, February 16, 1953?

Mr. JOHNSON. Mr. Speaker, I move that the approval of the Journal of Monday, February 16 be postponed until the same has been printed.

The motion was agreed to.

### BILLS INTRODUCED AND REFERRED

By Messrs. WILLIAMS and POLEN.

HOUSE BILL No. 238.

An Act to add Rule 77-1 to Section 6 of Article XI of the act, approved the ninth day of June, one thousand nine hundred eleven (P. L. 756), entitled "An act to provide for the health and safety of persons employed in and about the bituminous coal-mines of Pennsylvania, and for the protection and preservation of property connected therewith," by limiting the use of electric locomotives fed from open trolley wires.

Referred to the Committee on Mines and Mining.

By Messrs. WILLIAMS and POLEN.

HOUSE BILL No. 239.

An Act to further amend the act, approved the ninth day of June, one thousand nine hundred eleven (P. L. 756), entitled "An act to provide for the health and safety of persons employed in and about the bituminous coal-mines of Pennsylvania, and for the protection and preservation of property connected therewith," by requiring mine superintendents to have first grade mine foremen's certificates.

Referred to the Committee on Mines and Mining.

By Messrs. WILLIAMS and POLEN.

HOUSE BILL No. 240.

An Act to amend Article XXV of the act approved the ninth day of June, one thousand nine hundred eleven (P. L. 756) entitled "An act to provide for the health and safety of persons employed in and about the bituminous coal-mines of Pennsylvania, and for the protection and preservation of property connected therewith," by requiring the employment of an assistant to every motorman operating a locomotive in or about any mine.

Referred to the Committee on Mines and Mining.

By Messrs. FLYNN, WILLIAMS and POLEN.

HOUSE BILL No. 241.

An Act to add Section 9 to Article III of the act, approved the ninth day of June, one thousand nine hundred eleven (P. L. 756), entitled "An act to provide for the health and safety of persons employed in and about the bituminous coal-mines of Pennsylvania and for the protection and preservation of property connected therewith," by providing for the installation of water sprinklers on all mechanized mining and loading machinery and for the use thereof and imposing duties on mine superintendents and mine foremen.

Referred to the Committee on Mines and Mining.

By Messrs. WILLIAMS, POLEN, McCANN and KORNICK.

HOUSE BILL No. 242.

An Act to add General Rule 41 to Article XXV of the act, approved the ninth day of June, one thousand nine hundred eleven (P. L. 756), entitled "An act to provide for the health and safety of persons employed in and about the bituminous coal-mines of Pennsylvania, and for the protection and preservation of property con-



nected therewith," by regulating the transportation of men in and about the bituminous coal-mines.

Referred to the Committee on Mines and Mining.

By Messrs. FLYNN, WILLIAMS, POLEN and McCANN. HOUSE BILL No. 243.

An Act to further amend Sections 4 and 8 of the act, approved the thirty-first day of May, one thousand nine hundred forty-five (P. L. 1198), entitled "An act providing for the conservation and improvement of land affected in connection with the mining of bituminous coal by the open pit mining method; regulating such mining; and providing penalties," by increasing the amount of the bond which the operator must file and the annual charges against completion.

Referred to the Committee on Mines and Mining.

By Messrs. ROVANSEK, WILLIAMS and POLEN. HOUSE BILL No. 244.

An Act to further amend rule five of Article XXV of the act approved the ninth day of June, one thousand nine hundred eleven (P. L. 756) entitled "An act to provide for the health and safety of persons employed in and about the bituminous coal-mines of Pennsylvania, and for the protection and preservation of property connected therewith," by requiring motormen and operators of portable mining machines to have an attendant and an assistant and prohibiting the use of such machines unless equipped with standard permissible lighting systems.

Referred to the Committee on Mines and Mining.

By Messrs. ROVANSEK, WILLIAMS and POLEN. HOUSE BILL No. 245.

An Act to further amend Section 1 and to amend Section 2 of Article V of the act, approved the ninth day of June, one thousand nine hundred eleven (P. L. 756), entitled "An act to provide for the health and safety of persons employed in and about the bituminous coal-mines of Pennsylvania, and for the protection and preservation of property connected therewith," by requiring all mines to be examined before each shift of miners shall enter any mine, and eliminating the provisions which heretofore permitted the keeping of fire boss record books beneath the surface of the mines.

Referred to the Committee on Mines and Mining.

By Messrs. ROVANSEK, WILLIAMS, POLEN and McCANN. HOUSE BILL No. 246.

An Act to add a new section to Article VI of the act, approved the ninth day of June, one thousand nine hundred eleven (P. L. 756) entitled "An act to provide for the health and safety of persons employed in and about the bituminous coal-mines of Pennsylvania, and for the protection and preservation of property connected therewith," by requiring the installation of safety chambers in bituminous mines and requiring certain specifications for and equipment to be kept in such chambers.

Referred to the Committee on Mines and Mining.

By Messrs. ROVANSEK, WILLIAMS and POLEN. HOUSE BILL No. 247.

An Act to further amend the act approved the ninth day of June, one thousand nine hundred eleven (P. L. 756), entitled "An act to provide for the health and safety of persons employed in and about the bituminous coal-mines of Pennsylvania, and for the protection and preservation of property connected therewith," by requiring shot-firers in bituminous mines to have helpers and defining the duties of such helpers.

Referred to the Committee on Mines and Mining.

By Mr. MAXWELL.

HOUSE BILL No. 248.

An Act to amend Section 23 of the act, approved the eleventh day of May, one thousand nine hundred twenty-one, (P. L. 522) entitled, as amended, "An act relating to dogs, and the protection of live stock, poultry, and game birds raised in captivity from damage by dogs; providing for the licensing of dogs by the Secretary of Agriculture; providing for the enumeration of dogs by assessors; regulating the keeping of dogs, and authorizing their destruction in certain cases; providing for the protection of licensed dogs, and for dogs temporarily imported for trial, show, and breeding purposes; prescribing certain privileges for hunting dogs and dogs owned or used by the Board of Game Commissioners; providing for the assessment of damages done to live stock, poultry, and game birds by dogs and for live stock killed by, or dying from, rabies, and for the illegal killing of licensed dogs, and the payment of such damages by the Commonwealth; imposing powers and duties on certain State, county, city, borough, town, and township officers and employees, directing the payment of all moneys collected into the State Treasury; and providing penalties," by prescribing penalties for the stealing of dogs or for the receipt or purchase of dogs known to have been stolen.

Referred to the Committee on Judiciary.

By Mr. McINROY.

HOUSE BILL No. 249.

An Act to amend Section 471 of the act, approved the twelfth day of April, one thousand nine hundred fifty-one (P. L. 90), entitled "An act relating to alcoholic liquors, alcohol and malt and brewed beverages; amending, revising, consolidating and changing the laws thereto; regulating and restricting the manufacture, purchase, sale, possession, consumption, importation, transportation, furnishing, holding in bond, holding in storage, traffic in and use of alcoholic liquors, alcohol and malt and brewed beverages and the persons engaged or employed therein; defining the powers and duties of the Pennsylvania Liquor Control Board; providing for the establishment and operation of State liquor stores, for the payment of certain license fees to the respective municipalities and townships, for the abatement of certain nuisances and, in certain cases, for search and seizure without warrant; prescribing penalties and forfeitures; providing for local option, and repealing existing laws," by limiting offers in compromise in lieu of suspension to first offenses.

Referred to the Committee on Liquor Control.

By Mr. ERB.

HOUSE BILL No. 250.

An Act to further amend the act, approved the twenty-ninth day of June, one thousand nine hundred thirty-seven (P. L. 2423), entitled, as amended "An act establishing a Pennsylvania State Police Retirement System; providing for payments upon retirement, death, disability, involuntary retirement, and of certain medical expenses from the State Employees' Retirement Fund, under the Administration of the State Employees' Retirement Board; providing for contributions by members of the Pennsylvania State Police and the Commonwealth; providing for the guarantee by the Commonwealth of certain of said funds; providing for the subrogation of the Commonwealth to the rights of the member or dependents against certain third parties; exempting annuities, allowances, returns, benefits, and rights from taxation and judicial processes; and providing penalties," by providing further benefits to contributors' widows and members on disability allowance; increasing involuntary retirement allowances and removing limitation on nomination of a beneficiary.

Referred to the Committee on State Government.

By Mr. MAXWELL.

HOUSE BILL No. 251.

An Act to add subsection (k) to Section 903 of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the



protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by further limiting the lawful gross weight of commercial vehicles, tractors and trailers and combinations thereof using the highways during certain periods.

Referred to the Committee on Motor Vehicles.

By Mr. PEIFLY. HOUSE BILL No. 252.

An Act to further amend the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by authorizing volunteer firemen to attach an emblem, including a blue warning light to their automobile, and providing penalties.

Referred to the Committee on Motor Vehicles.

By Mr. TOOMEY. HOUSE BILL No. 253

An Act to further amend subsection (a) of Section 824 of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims, registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs,

incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties, imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation, and providing for refunds," by further regulating danger and caution signals equipment for motor vehicles.

Referred to Committee on Motor Vehicles.

By Mr. SCHMIDT. HOUSE BILL No. 254.

An Act making an appropriation to the Department of Justice for the payment of certain moral claims against the Commonwealth.

Referred to Committee on Appropriations.

By Messrs. RUBIN, MILLER and MATHEWS.  
HOUSE BILL No. 255.

An Act making an appropriation to the Jefferson Medical College of Philadelphia, Pennsylvania, for medical education and research.

Referred to Committee on Appropriations.

By Mr. SEYLER. HOUSE BILL No. 256.

An Act to validate conveyances and other instruments which have been defectively acknowledged.

Referred to Committee on Judiciary.

By Mr. SEYLER. HOUSE BILL No. 257.

An Act to amend section 306 of the act, approved the second day of May, one thousand nine hundred twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh, and eighth classes; and revising, amending and consolidating the laws relating thereto," by granting the president judge of the common pleas court the power to cast the deciding vote in certain cases when the salary board's vote is a two and two tie.

Referred to the Committee on Counties.

By Messrs. CURWOOD and WALLACE.  
HOUSE BILL No. 258.

An Act providing for the establishment of a fish hatchery in Luzerne County, and making an appropriation.

Referred to the Committee on Appropriations.

By Mr. FLEISCHMAN. HOUSE BILL No. 259.

An Act to protect pedestrians, who have tunnel vision, on public streets and highways; requiring vehicles to come to a full stop in certain cases; restricting the use of red and white spiraled batons by other pedestrians; and imposing penalties.

Referred to the Committee on Welfare.

By Mr. LIPPINCOTT. HOUSE BILL No. 260.

An Act to amend section 1 of the act, approved the twenty-fourth day of April, one thousand nine hundred forty-seven (P. L. 89) entitled "An act relating to the form, execution, revocation, operation and interpretation of wills; to nuncupative wills; to the appointment of testamentary guardians; to elections to take under or against wills and the procedure in reference thereto," by changing the provisions which permit minors in military service and mariners to dispose of their property by will.

Referred to the Committee on Judiciary.



By Messrs. McCULLOUGH, LIGHT and STEVENSON. HOUSE BILL No. 261.

An Act to amend the act, approved the sixteenth day of May, one thousand nine hundred fifty-one (P. L. 300), entitled "An act authorizing counties of the second and fourth classes to establish fire training schools for the paid and volunteer firemen of municipalities within the county," by authorizing counties of the fifth class to establish fire training schools.

Referred to the Committee on Counties.

By Mr. McCANN. HOUSE BILL No. 262.

An Act to further amend Section 20 of the act approved the second day of May, one thousand nine hundred twenty-five (P. L. 448), entitled "An act relating to fish; and amending, revising, consolidating, and changing the law relating to fish in the inland waters and boundary lakes and boundary rivers of the Commonwealth," by authorizing fishing in streams in Greene County.

Referred to the Committee on Fisheries.

By Messrs. CURWOOD and WALLACE. HOUSE BILL No. 263.

An Act providing for the establishment of a game farm in Luzerne County; and making an appropriation.

Referred to the Committee on Game and Forestry.

By Mr. RAGOT. HOUSE BILL No. 264.

An Act to amend Subsection (c) of Section 3 and to further amend subsection (d) of Section 3 and Section 607 of the act, approved the fifth day of August, one thousand nine hundred forty-one (P. L. 752), entitled "An act regulating and improving the civil service of certain departments and agencies of the Commonwealth; vesting in the State Civil Service Commission and a Personnel Director certain powers and duties; providing for classification of positions, adoption of compensation schedules and certification of payrolls; imposing duties upon certain officers and employees of the Commonwealth; authorizing service to other State departments or agencies and political subdivisions of the Commonwealth in matters relating to civil service; defining certain crimes and misdemeanors; imposing penalties; making certain appropriations, and repealing certain acts and parts thereof," by including certain regular employees of the Department of Highways within the classified or unclassified service and further regulating their status on effective date of this act.

Referred to the Committee on State Government.

By Mr. RAGOT. HOUSE BILL No. 265.

An Act to amend the act approved the twelfth day of April, one thousand nine hundred fifty-one (P. L. 90) entitled "An act relating to alcoholic liquors, alcohol and malt and brewed beverages; amending, revising, consolidating and changing the laws relating thereto; regulating and restricting the manufacture, purchase, sale, possession, consumption, importation, transportation, furnishing, holding in bond, holding in storage, traffic in and use of alcoholic liquors, alcohol and malt and brewed beverages and the persons engaged or employed therein; defining the powers and duties of the Pennsylvania Liquor Control Board; providing for the establishment and operation of State liquor stores, for the payment of certain license fees to the respective municipalities and townships, for the abatement of certain nuisances and, in certain cases, for search and seizure without warrant; prescribing penalties and forfeitures; providing for local option, and repealing existing laws," by further providing for transfers of certain liquor licenses.

Referred to the Committee on Liquor Control.

By Mr. WILBUR H. HAMILTON. HOUSE BILL No. 266.

An Act making an appropriation to the Women's Medical College of Pennsylvania, East Falls, Philadelphia, Pennsylvania.

Referred to the Committee on Appropriations.

By Messrs. RUBIN, MILLER and MATHEWS. HOUSE BILL No. 267.

An Act making an appropriation to The Franklin Institute of the State of Pennsylvania at Philadelphia, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. GREENWOOD. HOUSE BILL No. 268.

An Act to further amend section 1101 of the act, approved the third day of June, one thousand nine hundred thirty-seven (P. L. 225), entitled "An act concerning, game and other wild birds and wild animals, and amending, revising, consolidating, and changing the law relating thereto," by requiring the Pennsylvania Game Commission to pay certain bounties.

Referred to the Committee on Game and Forestry.

By Messrs. WEIDNER and BOMBERGER. HOUSE BILL No. 269.

An Act to amend the penalty clause of Section 1002 of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by increasing the penalty for violations of the speed restrictions by persons not having an operator's license or learner's permit.

Referred to the Committee on Motor Vehicles.

By Messrs. ZIEGLER, HOCKER, OGILVIE, MOODY and TOMPKINS. HOUSE BILL No. 270.

An Act providing for a referendum to determine the will of the electorate in regard to a constitutional convention.

Referred to the Committee on State Government.

By Messrs. NEEDHAM and WARGO, Mrs. MUNLEY and Mrs. COYLE. HOUSE BILL No. 271.

An Act to add Section 655.1 to the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-nine (P. L. 872) entitled "An act to consolidate, amend and revise the penal laws of the Commonwealth," by penalizing discrimination in the employment of the physically handicapped.

Referred to the Committee on Judiciary.



By Messrs. GEER and PRICE. HOUSE BILL No. 272.

An Act to further amend Section 610 and to amend Section 610.1 of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles and garage keepers; providing that records are admissible as evidence; imposing upon the owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees and miscellaneous receipts; making an appropriation and providing for refunds," by requiring operator's age on operator's license card, prohibiting operation of vehicles unless such age is stated correctly.

Referred to the Committee on Motor Vehicles.

By Messrs. MUSTO, CURWOOD and WALLACE.  
HOUSE BILL No. 273.

An Act to amend subdivision (2) of subsection (d) of section 1404 of the act, approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1333), entitled "An act concerning elections, including general, municipal, special and primary elections, the nomination of candidates, primary and election expenses and election contests; creating and defining membership of county boards of elections; imposing duties upon the Secretary of the Commonwealth, courts, county boards of elections, county commissioners; imposing penalties for violation of the act, and codifying, revising and consolidating the laws relating thereto; and repealing certain acts and parts of acts relating to elections," by providing for count of votes on voting machine by the county board and comparison thereof with district returns and correction of district returns.

Referred to the Committee on Elections and Apportionment.

By Mr. DUNN. HOUSE BILL No. 274.

An Act making an appropriation to the Department of Mines for the purpose of conducting surveys and research relating to the cause, extent and best manner of control of outcrop, underground and culm bank fires, and to plan and execute projects for the control or extinguishment of such fires.

Referred to the Committee on Appropriations.

By Messrs. MUSTO, WALLACE, CURWOOD,  
NEEDHAM and WARGO. HOUSE BILL No. 275.

An Act providing for the conservation and improvement of lands worked for anthracite coal by the strip mining method; requiring the filling by surface owners of trenches, holes, cuts and pits resulting from such workings, and upon their failure or refusal, by the Department of Mines at the owners' expense; defining the powers and duties of such owners and the department; providing for Commonwealth liens and public sales of property involved under certain circumstances; and prescribing penalties.

Referred to the Committee on Mines and Mining.

By Messrs. MUSTO, CURWOOD and WALLACE.  
HOUSE BILL No. 276.

An Act to further amend subsection (a) of section 33 of the act, approved the twenty-ninth day of April, one thousand nine hundred thirty-seven (P. L. 487), entitled "An act to provide for the permanent personnel registration of electors in boroughs, towns, and townships as a condition of their right to vote at elections and primaries, and their enrollment as members of political parties as a further condition of their right to vote at primaries; prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors; requiring the county commissioners of the various counties to act as a registration commission therefor; and prescribing the powers and duties of citizens, parties, political bodies, registration commissions, commissioners, registrars, inspectors of registration and other appointees of registration commissions, county election boards, election officers, municipal officers, departments and bureaus, police officers, courts, judges, prothonotaries, sheriffs, county commissioners, peace officers, county treasurers, county controllers, registrars of vital statistics, certain public utility corporations, real estate brokers, rental agents and boards of school directors; and imposing penalties," by requiring street lists to contain certain information concerning registered electors entitled to assistance in voting.

Referred to the Committee on Elections and Apportionment.

By Messrs. MUSTO, WALLACE and CURWOOD.  
HOUSE BILL No. 277.

An Act to further amend subsection (a) of Section 34 of the act, approved the twenty-fifth day of May, one thousand nine hundred thirty-seven (P. L. 849), entitled "An act to provide for the permanent personal registration of electors in cities of the third class as a condition of their right to vote at elections and primaries, and their enrollment as members of political parties as a further condition of their right to vote at primaries; prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors; and prescribing the powers and duties of citizens, parties, political bodies, registration commissions, commissioners, registrars, inspectors of registration and other appointees of registration commissions, county election boards, election officers, municipal officers, departments and bureaus, police officers, courts, judges, prothonotaries, sheriffs, county commissioners, peace officers, county treasurers, county controllers, registrars of vital statistics, certain public utility corporations, real estate brokers, rental agents, and boards of school directors; imposing penalties; and repealing existing legislation," by requiring street lists to contain certain information concerning registered electors entitled to assistance in voting.

Referred to the Committee on Elections and Apportionment.

By Mr. HOCKER. HOUSE BILL No. 278.

An Act to repeal Section 683, 684, and 685 of the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto," providing for the appointment of a tax collector in certain cases.

Referred to the Committee on Education.

By Mr. HOCKER. HOUSE BILL No. 279.

An Act to further amend Section 1207 of the act, approved the third day of June, one thousand nine hundred



thirty-seven (P. L. 1333) entitled "An act concerning elections, including general, municipal, special and primary elections, and nomination of candidates, primary and election expenses and election contests; creating and defining membership of county boards of elections; imposing duties upon the Secretary of the Commonwealth, courts, county boards of elections, county commissioners; imposing penalties for violation of the act, and codifying, revising and consolidating the laws relating thereto; and repealing certain acts and parts of acts relating to elections" by changing the compensation of constables and their deputies.

Referred to the Committee on Elections and Apportionment.

By Mr. HOCKER.

HOUSE BILL No. 280.

An Act to amend Section 1205 of the act approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1333), entitled "An act concerning elections, including general, municipal, special and primary elections, the nomination of candidates, primary and election expenses and election contests; creating and defining membership of county boards of elections; imposing duties upon the Secretary of the Commonwealth, courts, county boards of elections, county commissioners; imposing penalties for violation of the act, and codifying, revising and consolidating the laws relating thereto; and repealing certain acts and parts of acts relating to elections," by changing the time for closing polls.

Referred to the Committee on Elections and Apportionment.

By Mr. GLEASON.

HOUSE BILL No. 281.

An Act to add section 684.1 to the act approved the twenty-fourth day of June, one thousand nine hundred thirty-nine (P. L. 872), entitled "An act to consolidate, amend and revise the penal laws of the Commonwealth," by making it unlawful for officers or employees of the Commonwealth to drive over certain closed roads for purpose of hunting or fishing.

Referred to the Committee on Judiciary.

By Mr. GLEASON.

HOUSE BILL No. 282.

An Act to amend Section 605 of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-nine (P. L. 872), entitled "An act to consolidate, amend and revise the penal laws of the Commonwealth," by authorizing the playing of bingo, and the licensing of operators by counties.

Referred to the Committee on Law and Order.

By Mr. GLEASON.

HOUSE BILL No. 283.

An Act to amend the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto," by limiting issuance of certificates and diplomas to graduates of State Teachers' College whose tuition has been paid by the Commonwealth; requiring such persons to teach three years in schools of this Commonwealth.

Referred to the Committee on Education.

By Mr. MORAN.

HOUSE BILL No. 284.

An Act to further amend the act, approved the second day of June, one thousand nine hundred fifteen (P. L. 736) entitled, as amended, "An act defining the liability of an employer to pay damages for injuries received by an employe in the course of employment; establishing an

elective schedule of compensation; providing procedure for the determination of liability and compensation thereunder; and prescribing penalties," by changing maximum and minimum rates, periods and aggregate of compensation.

Referred to the Committee on Workmens Compensation.

By Messrs. MORAN and JOHN J. MURRAY.

HOUSE BILL No. 285.

A Joint Resolution proposing an amendment to Article 4, Sections 8 and 21 of the Constitution of the Commonwealth of Pennsylvania, making the office of the Attorney General an elective office.

Referred to the Committee on State Government.

By Mr. MORAN.

HOUSE BILL No. 286.

An Act to further amend Section 1 of the act approved the thirteenth day of April, one thousand eight hundred eighty-seven (P. L. 21) entitled "An act for the establishment of a uniform standard of time throughout the Commonwealth," by providing for a referendum to decide upon the question of retaining or changing such uniform standard of time.

Referred to the Committee on State Government.

By Messrs. WILLIAMS, POLEN, McCANN,

THOMPSON and COOPER. HOUSE BILL No. 287.

An Act creating the Bituminous Mine Law Study Commission for the purpose of making a study and investigation of all laws relating to bituminous coal mines; and the preparation of a modern code relating thereto; and making an appropriation.

Referred to the Committee on Mines and Mining.

By Messrs. GEER and THOMPSON.

HOUSE BILL No. 288.

An Act designating certain offices as incompatible with elected offices in cities, boroughs and townships of the first class.

Referred to the Committee on Municipal Corporations.

By Messrs. BLAIR and WATERHOUSE.

HOUSE BILL No. 289.

An Act making an appropriation to the Pennsylvania Historical and Museum Commission for the preservation maintenance and development of the Fort LeBoeuf Memorial and certain expenses in connection therewith.

Referred to the Committee on Appropriations.

By Messrs. GIBSON, MOORE and BRETH.

HOUSE BILL No. 290.

A Joint Resolution proposing an amendment to section one, article nine of the Constitution of the Commonwealth of Pennsylvania making special provision for the taxation of private forest reserves.

Referred to the Committee on Game and Forestry.

By Mr. BLAIR.

HOUSE BILL No. 291.

An Act to further amend the first paragraph of Section 20 of the act, approved the second day of May, one thousand nine hundred twenty-five (P. L. 448), entitled "An act relating to fish; and amending, revising, consolidating, and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth," by extending the length of Elk Creek emptying into Lake Erie, that is not subject to closed trout season regulations.

Referred to the Committee on Fisheries.



By Messrs. HOCKER and KENT. HOUSE BILL No. 292.

An Act to amend Section 1515 of the act approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto," by requiring regular courses of instruction in constitutional law and government in public, private and parochial schools.

Referred to the Committee on Education.

By Messrs. MORAN and THOMAS.

HOUSE BILL No. 293.

An Act to further amend Section 1607 of the act, approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1333), entitled "An act concerning elections, including general, municipal, special and primary elections, the nomination of candidates, primary and election expenses and election contests; creating and defining membership of county boards of elections; imposing duties upon the Secretary of the Commonwealth, courts, county boards of elections, county commissioners; imposing penalties for violation of the act, and codifying, revising and consolidating the laws relating thereto; and repealing certain acts and parts of acts relating to elections," by changing the provisions relating to filing of candidates' expense accounts.

Referred to the Committee on Elections and Apportionment.

By Messrs. MORAN and JENKINS.

HOUSE BILL No. 294.

An Act to further amend clause (d) of Section 401 of the act, approved the fifth day of December, one thousand nine hundred thirty-six (1937 P. L. 2897), entitled "An act establishing a system of unemployment compensation to be administered by the Department of Labor and Industry and its existing and newly created agencies with personnel (with certain exceptions) selected on a civil service basis; requiring employers to keep records and make reports, and certain employers to pay contributions based on pay-rolls to provide moneys for the payment of compensation to certain unemployed persons; providing procedure and administrative details for the determination, payment and collection of such contributions and the payment of such compensation; providing for cooperation with the Federal Government and its agencies; creating certain special funds in the custody of the State Treasurer; and prescribing penalties," by clarifying certain existing and adding new qualifications required to receive compensation.

Referred to the Committee on Workmen's Compensation.

By Messrs. BRETH and WALLACE.

HOUSE BILL No. 295.

An Act to further amend subsection (c) of Section 501 of the act, approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1225), entitled "An act concerning game and other wild birds and wild animals; and amending, revising, consolidating and changing the law relating thereto," by providing that an open season for antlerless deer shall not be more frequent than once in three years.

Referred to the Committee on Game and Forestry.

By Messrs. ROBERT K. HAMILTON and TOOMEY.

HOUSE BILL No. 296.

An Act making an appropriation to the Department of Property and Supplies for printing the Borough Code.

Referred to the Committee on Appropriations.

## RESOLUTIONS INTRODUCED AND REFERRED

By Mr. BLAIR.

RESOLUTION No. 15.

In the House of Representatives, February 16, 1953.

Pursuant to the act of June 1, 1945 (P. L. 1340) known as the Motor Vehicle Safety Responsibility Act, the Secretary of Revenue is given broad powers to suspend operating privileges of persons involved in motor vehicle accidents.

Under certain circumstances as set forth in sections four and five of this law, the Secretary of Revenue has authority to suspend the operating privilege pending the securing of a release from liability, and this applies whether or not the particular accident results in any litigation or in a judgment.

Inasmuch as this law relates primarily to financial responsibility for damages in civil suits arising from motor vehicle accidents rather than to an exercise of the police power of the State to protect the public safety, broad powers of the Secretary of Revenue to suspend operating privileges may seriously be questioned; now therefore be it

Resolved, By the House of Representatives, That the Joint State Government Commission shall study the Motor Vehicle Safety Responsibility Act with a view toward preventing the arbitrary and unnecessary suspension of the operating privilege when no litigation or judgment is involved or when such suspension is otherwise without the scope of the act, and be it further

Resolved, That the Joint State Government Commission shall report to the next regular session of the General Assembly its findings and recommendations, together with such drafts of legislation, as are necessary to carry the same into effect.

Referred to the Committee on Rules.

By Messrs. SCHMIDT, READINGER, SEYLER and TOLL. (Concurrent) RESOLUTION No. 16.

In the House of Representatives, February 16, 1953.

Whereas, The McCarran-Walters immigration bill as enacted by Congress over presidential veto contains many inequitable provisions which are of great concern to the fair minded and thinking citizens of this nation; and

Whereas, It is of utmost concern to this nation that a modern immigration system be instituted which reflects the desire of the majority of Americans that many present residents of other areas of the world be admitted to this country on a basis which gives full recognition to the desirability of admitting properly qualified persons to this country without imposition of strict quota limitations to persons from certain areas, and without limitation in regard to their racial or national background; therefore be it

Resolved, (if the Senate concur), That the General Assembly of the Commonwealth of Pennsylvania hereby memorializes the Congress of the United States to repeal the provisions of the McCarran-Walters Immigration Act; and be it further

Resolved, That copies of this resolution be transmitted to the presiding officers of each House of the Congress of the United States and to each Senator and Representative from Pennsylvania in the Congress of the United States.

Referred to the Committee on Rules.

By Messrs. THOMPSON, COOPER and EWING.

RESOLUTION No. 17.

In the House of Representatives, February 16, 1953.

Whereas, There are in this Commonwealth fourteen State Teachers Colleges, wherein the enrollment is upwards of eleven thousand students; and

Whereas, There is a great need in Pennsylvania for three thousand more teachers annually; and

Whereas, Many prospective students who would prefer to attend State Teachers Colleges are deterred from so



doing because many of the buildings of such institutions are fire and health hazards; now, therefore be it

Resolved, That the Joint State Government Commission is hereby directed to make, with the aid of engineers and architects which it is hereby authorized to employ, a study of the buildings in relation to fire and health hazards, of all State Teachers Colleges; and be it further

Resolved, That the Commission report its findings and recommendations to the next session of the General Assembly, together with the approximate cost of eliminating such hazards.

Referred to the Committee on Rules.

By Mr. ANDREWS. (Concurrent) RESOLUTION No. 18.

In the House of Representatives, February 16, 1953.

Whereas, the Constitution of Pennsylvania, Article II, Sections 16 and 17, provides for the manner in which the Commonwealth shall be apportioned into senatorial and representative districts; and

Whereas, the Constitution of Pennsylvania, Article II, Section 18, places a mandatory duty on the General Assembly, after each United States decennial census, to apportion the Commonwealth into senatorial and representative districts agreeable to the provisions of Article II, Sections 16 and 17; and

Whereas, the General Assembly has not so apportioned the Commonwealth after the last United States decennial census in 1950, or since the apportionment under the Act of May 10, 1921, P. L. 449 455, after the United States decennial census of 1920; and

Whereas, the present apportionment of this Commonwealth into senatorial and representative districts is not agreeable to or in conformance with Article II, Sections 16 and 17, of the Constitution of Pennsylvania; and

Whereas, in the 32 years since the last apportionment in 1921, the shift and growth in population in this Commonwealth have raised complex technical and political problems with relation to apportionment under the provisions of the Constitution; therefore be it

Resolved (if the Senate concur) that a commission is hereby created which shall consist of ten members who shall be the following persons: The head of the Department of Political Science, or person occupying a similar capacity, of the University of Pittsburgh, the University of Pennsylvania, Pennsylvania State College and Temple University; the president of the League of Women Voters of Pennsylvania; the president of the Pennsylvania Bar Association; two members of the Senate, to be appointed by the President pro tempore of the Senate, one from each of the major political parties; and two members of the House of Representatives, to be appointed by the Speaker of the House, one from each of the major political parties. The commission shall organize by electing a chairman, vice-chairman and secretary. The secretary need not be a member of the commission. The members of the commission shall serve without compensation, but shall be reimbursed for all necessary expenses incurred in the discharge of their duties.

It shall be the duty of the commission to study and investigate the present system of apportionment of this Commonwealth into senatorial and representative districts and the present population and its distribution in this Commonwealth, and to recommend in detail a specific reapportionment plan to guide the General Assembly in reapportioning the Commonwealth into senatorial and representative districts in a manner agreeable to the provisions of Article II, Sections 16 and 17, of the Constitution and to the spirit of representative government in Pennsylvania.

The commission shall have the power to employ and fix the compensation of such stenographers and assistants as may be deemed necessary to carry out the work of the commission, but due diligence shall be exercised by the commission to enlist such voluntary assistance as may be available from citizens, research organizations, and other agencies in Pennsylvania or elsewhere, generally recognized as qualified to aid the commission with information or advice. The Legislative Reference Bureau, the Bureau

of Statistics of the Department of Internal Affairs, and other agencies of the Commonwealth, as well as all local governments within the Commonwealth, shall give the commission, on request, such information and assistance as may be reasonably accessible; and be it

Further resolved that the sum of \$30,000 is hereby appropriated for the use of the commission created by this resolution.

Referred to the Committee on Rules.

## YORK SPRINGS HIGH SCHOOL WELCOMED

The SPEAKER. The Chair is happy to welcome as visitors, the Junior and Senior Classes of York Springs High School, and their Supervising Principal, Professor Wilbur Cassel and Miss Elnore Wolfinger.

They are guests of the gentleman from Adams, Francis Worley, who is himself a graduate of this same High School, twenty years ago.

## DOVER HIGH SCHOOL WELCOMED

The SPEAKER. The Chair also welcomes to the Hall of the House a delegation of students from the Dover High School of York County under the supervision of their Principal, Mr. Harry Miller and teacher, Mrs. Kunkle. They are the guests of the gentleman from York, Mr. Bear.

## SENATE MESSAGE

### TIME OF NEXT MEETING

The Clerk of the Senate being introduced presented an extract from the Journal of the Senate, which was read as follows:

In the Senate, February 16, 1953.

Resolved, (if the House of Representatives concur), That when the Senate adjourns this week it reconvene on Monday, February 23, 1953 at four o'clock p. m., E. S. T., and when the House of Representatives adjourns this week it reconvene on Monday, February 23, 1953 at four-thirty o'clock p. m., E. S. T.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

On the question,

Will the House concur in the resolution of the Senate? It was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

## FORMER MEMBER WELCOMED

The SPEAKER. The Chair is pleased to welcome to the Hall of the House a former Member from the County of Philadelphia, Honorable Samuel Rose.

## REPORTS FROM COMMITTEES

Mr. WILLIAMS from the Committee on Motor Vehicles, reported as committed, House Bill No. 105, entitled:

An Act to amend Section 1222 of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring



powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by increasing secretary's fee for supplying certain information.

Mr. THOMPSON from the Committee on Cities—Counties—First—Second and Second Class A, reported as committed, House Bill No. 112, entitled:

An Act to further amend Section 1 of the act, approved the thirtieth day of March, one thousand nine hundred fifteen (P. L. 34), entitled "An act to promote the health and efficiency of firemen, in cities of the second class, by providing for a two-platoon system for firemen in the department of public safety of such cities," by further regulating the hours of duty of firemen in cities of the second class.

## BILLS ON THIRD READING

### BILL PASSED OVER

There being no objection House Bill No. 1  
Printer's No. 8  
was passed over at the request of Mr. JOHNSON.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 37, as follows:

An Act authorizing the Department of Property and Supplies to sell and convey a tract of land situate in the Township of North Union Fayette County Pennsylvania with the approval of the Governor

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The Department of Property and Supplies with approval of the Governor is hereby authorized on behalf of the Commonwealth of Pennsylvania to sell at public sale to the highest bidder the following described tract of land situate in North Union Township Fayette County Pennsylvania

Beginning at a point on the southerly curb line of the old Connellsville Road in line of land of Park Place Cemetery said point being offset south twenty degrees and twenty minutes East (S 20 degrees 20 minutes E), thirty and sixteen one hundredths (30.16) feet from the center line of the present State Highway Route Number 117 at Station 67 + 84.40 of the State Highway Enumeration as shown on the plan for Route 117 Section 9 approved by the Governor September 26 1941 thence North twenty degrees and twenty minutes West (N 20 degrees 20 minutes W) for a distance of five hundred forty-one and ninety-two one hundredths (541.92) feet to a point thence North sixty degrees and fifty minutes East (N 60 degrees 50 minutes E) for a distance of four hundred ninety-five and ninety-eight one hundredths (495.98) feet to a point thence South twenty-nine degrees and ten minutes East (S 29 degrees 10 minutes E) for a distance of two hundred (200) feet to a point said point being South sixty degrees and fifty minutes West (S 60 degrees 50 minutes W) fifty (50) feet from a concrete monument thence South sixty degrees and fifty minutes West (S 60 degrees and 50 minutes W) for a distance of sixty-five (65) feet to a point said point being North sixty degrees and fifty minutes East (N 60 degrees 50 minutes E) one hundred eighty-three and sixty-one one hundredths (183.61) feet from a concrete monument thence South

twenty-nine degrees and ten minutes East (S 29 degrees 10 minutes E) for a distance of three hundred and thirty-five and forty-six one hundredths (335.46) feet to a point on the southerly curb line of the old Connellsville Road and in line of land of St Mary's Cemetery said point being offset South twenty-nine degrees and ten minutes East (S 29 degrees 10 minutes E) fifty-five and forty-four one hundredths (55.44) feet from the centerline of the present State Highway Route Number 117 at Station 72 + 94.82 of the State Highway Enumeration thence by the said Southerly curb line of the old Connellsville Road South sixty degrees and fifty minutes West (S 60 degrees and 50 minutes W) for a distance of five hundred fourteen and twenty-three one hundredths (514.23) feet to the place of beginning and containing 6.1081 acres subject to the reservations contained in Indenture dated June 2 1947 and recorded in the Office for Recording of Deeds in Fayette County Pennsylvania in Deed Book 640 page 132 by which the Commonwealth acquired title to this property

Section 2 The deed of conveyance shall be approved by the Department of Justice and shall be executed by the Secretary of Property and Supplies in the name of the Commonwealth of Pennsylvania

Section 3 All monies received from the sale of the land herein authorized shall be deposited in the Motor License Fund

Section 4 This act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

### YEAS—206

Adam,	Gibson,	Markley,	Schuster,
Alexander,	Gleason,	Mathews,	Schwartz,
Amarando,	Glick,	Maxwell,	Scott,
Andrews,	Goodling,	McCann,	Seyler,
Ashton,	Gramlich,	McCormack,	Shoemaker,
Auker,	Greenwood,	McCullough,	Shotwell,
Banker,	Guss,	McDermitt,	Smith, W. B.,
Barkdoll,	Gutendorf,	McGee,	Snider,
Baumunk,	Guthrie,	McInroy,	Spencer,
Bazin,	Hall,	McWherter,	Stank,
Bear,	Hamilton, R. K.,	Metz,	Stevenson,
Bell,	Hamilton, W. H.,	Mihm,	Stimmel,
Blair,	Harris,	Mikula,	Stone,
Boies,	Haudenshield,	Miller,	Stoner,
Bolton,	Helm,	Mills,	Strausser,
Bomberger,	Hersch,	Monroe,	Sucher,
Boory,	Hewitt,	Moody,	Taylor,
Bower,	Hocker,	Moore,	Thomas,
Breisch,	Hoggard,	Moran,	Thompson,
Breth,	Ide,	Moscrip,	Toll,
Brown,	Jenkins,	Muldowney,	Tompkins,
Bucchin,	Jim,	Munley,	Toomey,
Buchanan,	Johnson,	Murray, J. J.,	VanSant,
Cioffi,	Jones, Geo. E.,	Murray, P. G.,	Varallo,
Capano,	Jones, Gran'le F.,	Musto,	Varnier,
Cianfrani,	Jones, Paul F.,	Naugle,	Vaughan,
Cioffi,	Jones, T. H. W.,	Needham,	Verona,
Clapper,	Jump,	Ogilvie,	Wall,
Cochran,	Kamyk,	Olsen,	Wallace,
Comer,	Keller,	Parlante,	Walsh,
Connelly,	Kent,	Peiffy,	Wargo,
Conner,	Kerlin,	Peta,	Waterhouse,
Cooper,	Kline,	Petrosky,	Watkins,
Coyle,	Kohl,	Pettigrew,	Weidner,
Curwood,	Kolankiewicz,	Pfaff,	Welsh,
Davis,	Kornick,	Phillips,	Wescott,
Dougherty,	Kratz,	Polaski,	Whalley,
Down,	Kromer,	Polen,	Wheeler,
Downey,	Kubacki,	Poltenstein,	White,
Dunn,	Lafore,	Price,	Whitnight,
Erb,	Lederer,	Quisenberry,	Willaredt,
Ewing,	Leonard,	Ragot,	Williams,
Farabaugh,	Leven,	Readinger,	Wilt,
Fenrich,	Light,	Reagan,	Wood,
Ferster,	Limper,	Reidenbach,	Worley,
Filo,	Lippincott,	Richter,	Yeakel,



Flack,  
Fleischman,  
Floyd,  
Flynn,  
Frost,  
Geer,

Lopresti,  
Lovett,  
Lutty,  
Maguire,  
Mahan,

Rosen,  
Rovanssek,  
Royer,  
Rubin,  
Sarraf,  
Schmidt,

Yetzer,  
Young,  
Zeit,  
Ziegler,  
Smith, C. C.,  
Speaker

#### NAYS—1

DuBois,

#### NOT VOTING—1

Lelsey,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

### PERMISSION TO ADD ADDITIONAL SPONSORS

Mrs. VARALLO asked and obtained unanimous consent to add additional sponsors to a resolution to be introduced by her.

Mr. TOLL asked and obtained unanimous consent to add additional sponsors to a group of bills to be introduced by him.

Mr. McGEE asked and obtained unanimous consent to add additional sponsors to a bill to be introduced by him.

Mr. TAYLOR asked and obtained unanimous consent to add additional sponsors to a bill to be introduced by him.

### PERMISSION TO ADDRESS HOUSE

Mr. JOHNSON asked and obtained unanimous consent to address the House.

Mr. Speaker, yesterday when the Members arrived here they were very pleasantly surprised to find a cigar in their respective mail boxes and it said on the cigar, "Grandfather Gleason," I believe. They conveyed the glad tidings that a grandchild had been born to our good Member from Lycoming, Representative Gleason. So, we want to congratulate this young man on this great achievement.

Personally, I do not smoke cigars and I am sure that the Minority Leader is a pipe smoker, but be that as it may, I enjoyed the token and on behalf of the Members on our side of the House, I certainly want to thank and congratulate Representative Gleason.

I now yield to the gentleman from Westmoreland, Mr. Maxwell.

The SPEAKER. The gentleman from McKean, Mr. Johnson, yields to the gentleman from Westmoreland, Mr. Maxwell.

Mr. MAXWELL. Mr. Speaker, I would like to differ just a little with the gentleman from McKean, Mr. Johnson. I also received in my mail box a round, long brown object wrapped in cellophane. Now he called this a cigar. There is no brand name on it but I really believe that cognomen for this type of whatever you want to call it is "El Ropo."

I understand that my good friend Mr. Gleason made an outlay of approximately \$35 or \$40 for these so called "El Ropos." If he would only have consulted me I am sure I could have saved him a great deal of money. Because I could have gotten him the finest Manila hemp. I could have bought it by the yard, and he would have saved considerable money. But no doubt he will still save money because he will probably deduct it from his income tax as necessary expenses.

But laying all joking aside, I know that my colleague

on the other side of the House is very proud of the fact that he has a new grandson, and I am sure that if this boy grows into the likeness of his charming daughter-in-law and his son, whom it has been my pleasure to have met and to have spent some time with last year; I know that this child in the years to come will be the pride and joy of Mr. Gleason.

I think it would be very appropriate at this time, out of consideration of the fine gesture of Mr. Gleason in giving us these fine cigars, that the House give him a rising vote of thanks. I so move you, Mr. Speaker.

Mr. JOHNSON. Mr. Speaker, I second that motion. The motion was agreed to.

### PERMISSION TO ADDRESS HOUSE

Mr. HEWITT asked and obtained unanimous consent to address the House.

Mr. Speaker, I differ from the Majority Leader inasmuch as I do smoke. I smoke a cigar called "El Verso." The cigar that I received in my mailbox—you will notice I did not rise and make this unanimous, I was sitting down when the others rose. I would call the cigar an "El Stinko."

I appreciate the good intentions of the gentleman from Lycoming, the grandparent of this daughter and I do hope that when she grows up, she will not have the strength of that cigar but will be more like the one I smoke—an El Verso.

The SPEAKER. The Chair recognizes the new grandpa, the gentleman from Lycoming, Mr. Gleason.

Mr. GLEASON. Mr. Speaker, I want to tell "Sittin' Bull" there that if he cannot smoke them, he can chew them.

You know when I get up before one of these things (indicating microphone) it kind of reminds me of the fellow back home when he went to join the army the last time.

He talked pretty slowly. He went to a recruiting office and he said:

"I - want - to - join - the - army."

Of course, all through his conversation there was that slow talk and the boys at the desk kind of snickered. He kind of looked them over and he said:

"I'll - tell - you - fellows - something—I - can - shoot - a - darned - sight - faster - than - I - can - talk."

So, that is the way I am—I can shoot a little better than I can get up here and shoot off over the microphone.

I want to thank the gentlemen, Mr. Johnson and Mr. Maxwell. Doc Maxwell came up and 'coon hunted with me a year ago and I took him over the mountains a little and I found out he was not so good as his boy was.

But Doc, I want to straighten you on one thing—It was not a boy; it was a girl. I was hoping it would be a boy because we need a tractor driver on the farm soon. Grandpa is getting too old, but it is like the fellow said about prohibition, he said: "It's better than no liquor at all." So, we will accept what we get. I thank everybody.

### RESOLUTION

#### CONDOLENCE

Mrs. COYLE offered a resolution and asked and obtained unanimous consent for its immediate consideration. The resolution was read by the Clerk as follows:

In the House of Representatives, February 17, 1953.

Whereas, For those of us who knew Paul C. Lewis, over the years, it seems difficult to realize that he has been called to the Great Beyond; especially is this true for he seemed as strong and hardy as an oak tree on a hill top; and

Whereas, Paul C. Lewis, known affectionately as "Paul" to everyone who knew him, was himself a body of radiant affection and kindness. He was born in Philadelphia on June 20, 1909; educated in the public schools of Philadelphia, was very active in the Democratic Party in Philadelphia and was a member of this House of Representatives from 1936 to 1938. Some years later he entered the vending machine business and became general manager of the industrial division of the Berlo Vending Machine Company. He also served as secretary of the Eagles Football Team. His wife was the former Margaret Rimmel; now therefore be it

Resolved, That the sympathy of the Members of this House of Representatives be extended to the widow of Paul C. Lewis; and be it further

Resolved, That this resolution be entered upon the Journal of the House and that a copy thereof be transmitted by the Chief Clerk to Mrs. Paul C. Lewis, 3419 Midvale Avenue, Philadelphia, Pennsylvania.

JOSEPHINE C. COYLE	LOUIS LEONARD
FRANCIS X. MULDOWNEY	DAVID M. BOIES
JOSEPH J. HERSCH	MARTIN C. MIHM
JOS. A. McGEE	JOHN F. STANK
MARY A. VARALLO	ALBERT S. READINGER
GEORGE J. SARRAF	JAMES E. LOVETT

The resolution was unanimously adopted.

## RESOLUTION

### WASHINGTON'S BIRTHDAY

Messrs. JOHNSON and ANDREWS offered a resolution and asked and obtained unanimous consent for its immediate consideration.

The resolution was read by the Clerk as follows:

In the House of Representatives, February 17, 1953.

We pause today to celebrate the two hundred and twenty-first birthday of the first President of this Nation, to whose prudence, valor, wisdom and sacrifice we owe our liberty and our independence; and to pay tribute to his greatness, to acknowledge his accomplishments and from his life to draw inspiration and help and guidance.

His complete poise—an alliance of coolness and determination with unconquerable energy—was the secret of his many successes.

His willingness to sacrifice position and fortune and life, if necessary, in order to win the freedom and liberty of which he dreamed, coupled with his ability to withstand hardship and privation won for him the love and admiration and respect of the men who made up his army.

These were natural qualities of greatness, fostered, not by books or schools, but by an active life in the outdoors with strong, courageous men and in hazardous undertaking.

It was in 1777 at Valley Forge, that he was put to the most severe test of his courage, his energy, his determination to win, and his willingness to sacrifice.

It was then that his army was prostrated by sickness and rife for mutiny. He was faced with popular apathy, military cabals and the disaffection of the Continental Congress, but his strength of character, his ability to hold the confidence of his soldiers and his courage and endurance combined to maintain the flame of national unity.

In the annals of modern greatness, he stands alone.

Nature made him great and he made himself not only the outstanding citizen of his time, but made his greatness immortal; therefore be it

Resolved, By this House of Representatives of the General Assembly of the Commonwealth of Pennsylvania, that, as we pause in our labors for that Commonwealth and its people, to pay tribute to our first President, we will, from his life, draw inspiration to make our work and our lives and our willingness to sacrifice more closely resemble his, and that as he survived Valley Forge through courage and fortitude and his abiding faith in his God, so will we seek to find the right road to peace and happiness and finding it, to carry on undauntedly and courageously until that end is reached.

The resolution was unanimously adopted.

## RESOLUTION

### CONGRATULATIONS

Mr. AUKER offered a resolution and asked and obtained unanimous consent for its immediate consideration.

The resolution was read by the Clerk as follows:

In the House of Representatives, February 17, 1953.

George W. and Armanda (Hannawalt) Jones were the happiest people in McVeytown, on February 16, 1891, for on that day was born the tiny bundle of happiness that was to occupy a seat on the Republican side of this hall during the 1939, 1941, 1953 and many subsequent sessions.

The precious tot was named George E. Jones and after a suitable infancy, was sent forth to gather his education in the McVeytown and Lewistown public schools.

At the age of twelve he became a newsboy and at the age of twenty he established a restaurant business, which is still successful and flourishing.

He became a musician and renowned as a bandsman, organizing and directing many musical organizations.

He became a husband when he married Viola P. Clemens, and he became a father six times.

He was successful in all of his endeavors, therefore, he became a Legislator. The success of his first two terms is fact and the success of his third and following terms is assured; therefore, be it

Resolved, That the members of the House of Representatives extend our heartiest congratulations to the not so tiny bundle of happiness sitting in seat 163 and express our hope that he shall occupy it as he occupies his life, well and long.

The resolution was unanimously adopted.

The SPEAKER. The Chair recognizes the gentleman from Blair, Mr. Jones.

Mr. GEORGE E. JONES. Mr. Speaker, do you expect me to say something here?

I want to thank the gentleman from Blair, Mr. Auker, for his choice of words. I couldn't do it any better.

The SPEAKER. The Chair congratulates and thanks the gentleman.

## ADJOURNMENT

Mr. STRAUSSER. Mr. Speaker, I move that this House do now adjourn until Monday, February 23, 1953 at 4:30 p. m.

The motion was agreed to, and (at 11:55 a. m.) the House adjourned.





# Legislative Journal.

Session 1953.

140th of the General Assembly.

Vol. 33.

HARRISBURG, PA., MONDAY, FEBRUARY 23, 1953.

No. 10.

## SENATE

MONDAY, February 23, 1953

The Senate met at 4:00 o'clock p. m., Eastern Standard Time.

The PRESIDENT (Lieutenant-Governor Lloyd H. Wood) in the Chair.

### PRAYER

The Chaplain, Rev. JOHN C. MOORE, Rector of Christ Episcopal Church, Coudersport, offered the following prayer:

Almighty God, Whom we would worship and serve, help us sincerely to seek Thee so that our consciences may be quickened by the thought of Thy majesty and power, our minds fed by Thy truth, our imagination enlivened, our hearts opened, our wills strengthened and our whole being dedicated to Thy glory, Who dost reign with the Son and the Holy Spirit, one God, world without end, Amen.

### JOURNAL APPROVED

The PRESIDENT. A quorum of the Senate being present, the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. MAHANY and Mr. HARE, further reading was dispensed with, and the Journal was approved.

### LEAVES OF ABSENCE

Mr. HARE asked and obtained leave of absence for Mr. KEPHART, due to illness.

He also asked and obtained leave of absence for Mr. PECHAN, because of pressing business.

Mr. BARR asked and obtained leave of absence for Mr. MCGINNIS, because of pressing business.

He also asked and obtained leave of absence for Mr. BANE, because of pressing business.

### COMMUNICATION FROM THE GOVERNOR

The Secretary to the Governor being introduced, presented communication in writing from His Excellency, the Governor of the Commonwealth, which was read as follows:

#### JOINT SESSION

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, February 23, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

If it meets with the approval of the General Assembly, I should like to address the members in Joint Session today, at five-thirty o'clock p. m.

JOHN S. FINE.

### SENATE CONCURRENT RESOLUTIONS

Mr. LETZLER. Mr. President, I ask unanimous consent to offer two resolutions at this time.

The PRESIDENT. Is there objection? The Chair hears none.

### JOINT SESSION

Mr. LETZLER offered the following concurrent resolution which was twice read, considered and agreed to:

In the Senate, February 23, 1953.

Resolved, (if the House of Representatives concur), That the Senate and House of Representatives meet in Joint Session Monday, February 23, 1953, at five-thirty o'clock P. M. in the Hall of the House of Representatives for the purpose of hearing an address by His Excellency, the Governor of the Commonwealth.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

### COMMITTEE TO ESCORT THE GOVERNOR TO THE HALL OF THE HOUSE

Mr. LETZLER offered the following concurrent resolution which was twice read, considered and agreed to:

In the Senate, February 23, 1953.

Resolved, (if the House of Representatives concur), That a committee of three on the part of the Senate be appointed to act with a similar committee on the part of the House of Representatives (if the House shall appoint such committee), to escort His Excellency, the Governor of the Commonwealth, to the Hall of the House of Representatives to address the Members of the General Assembly in Joint Session, pursuant to a resolution already adopted by the Senate and the House of Representatives.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

### NOMINATIONS BY THE GOVERNOR

#### REFERRED TO COMMITTEE

The Secretary to the Governor being introduced, presented communications in writing from His Excellency, the Governor of the Commonwealth, which were read as follows, and referred to the Committee on Executive Nominations.



## JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, February 16, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Mrs. Virginia J. Palmer, R. D. No. 4, Mercer, Mercer County, for appointment as Justice of the Peace in and for the Township of Fairview, Mercer County, until the first Monday of January 1954, to fill a vacancy.

JOHN S. FINE.

## JUSTICES OF THE PEACE

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, February 16, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Justices of the Peace to serve until the first Monday of January 1954:

Samuel McCurley, R. D. No. 1, Barto, Berks County, in and for the Township of Hereford, Berks County, to fill a vacancy.

Russell W. Carls, Sr., R. D. No. 1, Wysox, Bradford County, in and for the Township of Wysox, Bradford County, vice James L. Robbins, deceased.

Oliver I. Lebo, Sixty-seventh Street, Rutherford Heights, Dauphin County, in and for the Township of Swatara, Dauphin County, vice Morris E. Youtz, deceased.

JOHN S. FINE.

## MEMBERS OF COUNTY BOARDS OF ASSISTANCE

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, February 23, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as members of County Boards of Assistance:

## BERKS COUNTY

Thomas H. Gottshall (Republican), 129 North Reading Avenue, Boyertown, to serve until December 31, 1953, and until his successor is duly appointed and qualified, vice Daniel E. Bause, Boyertown, resigned.

## LEBANON COUNTY

Robert F. James (Republican), 1025 Cornwall Road, Lebanon, to serve until December 31, 1955, and until his successor is duly appointed and qualified, vice Raymond J. Coleman, Lebanon, whose term expired.

JOHN S. FINE.

## MEMBER OF INTERSTATE COMMISSION ON POTOMAC RIVER BASIN

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, February 23, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate J. R. Hoffert, 209 North Twenty-sixth Street, Camp Hill, Cumberland County, for appointment as a member of the Interstate Commission on the Potomac River Basin for the Commonwealth of Pennsylvania, for the term of two years, or until his successor is appointed, vice Harry Gard Knox, Mechanicsburg, representative of the Sanitary Water Board, whose term expired.

JOHN S. FINE.

## JUSTICES OF THE PEACE

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, February 23, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Justices of the Peace, to serve until the first Monday of January 1954:

Woodrow W. Kirkwood, R. F. D. No. 5, Kittanning, Armstrong County, in and for the Township of Rayburn, Armstrong County, vice Charles W. Kirkwood, resigned.  
Mrs. Edith B. Shimp, Quentin, Lebanon County, in and for the Township of West Cornwall, Lebanon County, vice Lester J. Shimp, deceased.

Charles D. Eaton, Landisburg, Perry County, in and for the Borough of Landisburg, Perry County, to fill a vacancy.

JOHN S. FINE.

## NOMINATIONS BY THE GOVERNOR

## NOTARIES PUBLIC

He also presented in writing from His Excellency, the Governor of the Commonwealth, nominations for appointment as Notaries Public.

## CONSIDERATION OF NOTARIES PUBLIC

Mr. WATSON. Mr. President, I move that the Senate do now proceed to the consideration of nominations for appointment as Notaries Public, sent to the Senate, by His Excellency, the Governor of the Commonwealth, on February 23, 1953.

Mr. FLEMING. Mr. President, I second the motion.  
The motion was agreed to.

The nominations were read as follows:

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, February 23, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Notaries Public, for terms of four years to compute from the dates shown:

To compute from date of confirmation

## ALLEGHENY COUNTY

Mrs. Mabel T. Langsdale, Pittsburgh, 216 Lindley Street (14).

Miss Katherine P. McNulty, Pittsburgh, 3943-5-7 Sennott Street (13).

J. Albert Taylor, Shaler Twp., 603 Mt. Royal Blvd., Pgh. (23).

## ARMSTRONG COUNTY

Miss Joan M. Granson, Kittanning.

H. C. Howard, Kittanning.

Mrs. Margaret E. McCaslin, Kittanning.

## BEAVER COUNTY

Roy W. Thompson, Beaver Falls.

## BEDFORD COUNTY

Willis L. Long, Woodbury.

## BERKS COUNTY

Mrs. R. Jean Forry, Reading.

Paul F. Lanshe, Reading.

## BRADFORD COUNTY

Angelo Cannavino, Sayre.

## BUCKS COUNTY

George E. Gardner, Tullytown.

## CAMBRIA COUNTY

Stewart H. Ream, Johnstown.

## CUMBERLAND COUNTY

Mrs. Mary B. Kelso, Shippensburg.

## DAUPHIN COUNTY

Kenneth W. Thomas, Wiconisco Twp., Wiconisco.

## ELK COUNTY

Mrs. Louise M. Smith, Johnsonburg.

## FAYETTE COUNTY

Eugene M. Miller, Connellsville.

## FRANKLIN COUNTY

Ralph A. Diehl, Mercersburg.

## FULTON COUNTY

Charles B. Taylor, Todd Twp., McConnellsburg.

## INDIANA COUNTY

Mrs. Edith S. Mock, Indiana.

## LACKAWANNA COUNTY

Stephen Chisek, Fell Twp., Simpson.  
Miss Lyda M. Griffiths, Scranton.

## LANCASTER COUNTY

Irving Leites, Lancaster.  
Paul R. Rosenberger, Manheim Twp., Lancaster.

## LEHIGH COUNTY

Robert N. St. Mary, Allentown.

## MERCER COUNTY

Mrs. Isabelle E. Sveighart, West Middlesex.

## MONTGOMERY COUNTY

Miss Othelia Aamodt, Lower Merion Twp, Bryn Mawr.  
Miss Margaret L. Jenkins, Lower Merion Twp., Bryn Mawr.  
Nicholas H. Mastrantuono, Abington Twp., Willow Grove.

## NORTHUMBERLAND COUNTY

James B. McFee, Coal Twp., Elysburg.

## PHILADELPHIA COUNTY

Edward Gray, 135 South Broad Street (9).  
Miss Helen G. Hershey, 1501 Race St., Schaff Bldg.  
Mrs. Isabella Maguire, 313 Wharton Street (47).  
Pascual Martinez, 806 North Second St. (23).  
Miss Veronica Sullivan, 2852-68 Memphis Street (34).

## WASHINGTON COUNTY

Wilbur L. More, Monongahela.

## WESTMORELAND COUNTY

Alex Turda, Monessen.

To compute from the dates set opposite their names

## GREENE COUNTY

Paul D. Greenlee, Waynesburg, 2-28-53.

## VENANGO COUNTY

Miss Virginia Hanna, Franklin, 3-1-53.

## ALLEGHENY COUNTY

John P. Tvrdovsky, East Deer Twp., Creighton, 3-2-53.

## BEDFORD COUNTY

Walter H. Reese, Bedford, 3-3-53.

## CHESTER COUNTY

Everett J. Hoopes, Downingtown, 3-4-53.

## ALLEGHENY COUNTY

L. N. Roberts, Pittsburgh, 5703 Melvin St., 3-5-53.

## BEDFORD COUNTY

James W. Richey, Everett, 3-5-53.

## COLUMBIA COUNTY

LeRoy W. Creasy, Bloomsburg, 3-5-53.

## HUNTINGDON COUNTY

E. S. Rinker, Rockhill, Orbisonia, 3-5-53.

## PHILADELPHIA COUNTY

William M. Keenan, 2225 Land Title Bldg., 3-5-53.  
Frank Laska, 2353 Orthodox St. (37), 3-5-53.  
Miss Catharine G. Magee, 1241 N. 65th St. (31), 3-5-53.  
Miss Helen M. Wilcox, 5037 Walton Ave. (43), 3-5-53.

## WESTMORELAND COUNTY

Albert Chenet, Latrobe, 3-5-53.

## LANCASTER COUNTY

E. E. Habecker, Lititz, 3-6-53.

## ALLEGHENY COUNTY

R. A. Cargo, Wilkinsburg, 3-7-53.

## ERIE COUNTY

A. F. Griswold, Erie, 3-7-53.

## MONTOUR COUNTY

Ellis S. Raup, Danville, 3-7-53.

## PHILADELPHIA COUNTY

Miss Edith G. Cavanaugh, 1405 Locust St. (2), 3-7-53.  
Joseph Fisher, 1725 Memorial Ave. (4), 3-7-53.

## DELAWARE COUNTY

Richard C. Bergeman, Darby, 3-9-53.

## MONTGOMERY COUNTY

Mrs. Kathryn B. Ramsey, West Conshohocken, 3-9-53.

## WESTMORELAND COUNTY

H. G. English, Vandergrift, 3-9-53.

## FAYETTE COUNTY

Mrs. Dorothy F. Tassone, Masontown, 3-10-53.

## PHILADELPHIA COUNTY

Miss Helen I. McCloskey, 2d Fl., 215 S. Broad St., 3-10-53.

## ALLEGHENY COUNTY

James C. Mahon, Collier Twp., Bridgeville, 3-12-53.

## CAMBRIA COUNTY

Miss Grace T. Leonard, Johnstown, 3-12-53.

## LACKAWANNA COUNTY

Miss Ann M. Kearney, Scranton, 3-14-53.  
Mrs. Anna S. Gruber, Scranton, 3-15-53.



## LANCASTER COUNTY

Mrs. Kathleen Reynolds, Lancaster, 3-15-53.

## LYCOMING COUNTY

Mrs. Loretta Weston Swank, Williamsport, 3-15-53.

## ALLEGHENY COUNTY

Charles R. Trevaskis, Turtle Creek, 3-17-53.

## BLAIR COUNTY

Miss Marian R. Piper, Altoona, 3-19-53.

## PHILADELPHIA COUNTY

Edward O. Kellner, 1120 E. Columbia Ave., 3-19-53.

## ALLEGHENY COUNTY

Harry Grove, Glassport, 3-24-53.

## PHILADELPHIA COUNTY

Miss M. Edith Cheatley, 2300 Carpenter St., 3-24-53.

## FAYETTE COUNTY

Miss Cora B. Wyncoop, Uniontown, 3-25-53.

## PHILADELPHIA COUNTY

Isaac E. Gealt, 1211 Chestnut St. (7), 3-25-53.

Miss Reba E. Joachim, 939 Land Title Bldg., 3-27-53.

## CLARION COUNTY

Burnett Mealy, Washington Twp., Fryburg, 3-28-53.

## WAYNE COUNTY

Carl W. Kuehner, Salem Twp., Lakeville, 3-31-53.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, February 23, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Notaries Public, for terms of four years to compute from the dates shown:

To compute from date of confirmation

## ALLEGHENY COUNTY

Miss Joan Anusewicz, Pittsburgh, 719 Plaza Bldg. (19).

John H. Bragdon, Bellevue.

Roddy Deramo, Coraopolis.

W. Wilson Geist, Pittsburgh, Room 216, Fulton Bldg.

Mrs. Helen D. Gillette, Harrison Twp., Natrona Heights.

William T. Jones, McKees Rocks.

A. J. Killard, Pittsburgh, 820 Grant Building (19).

Sam J. LaRocca, Pittsburgh, 51st St. & AVRR (1).

Miss Mary L. Merdian, Pittsburgh, 123 University Place.

Miss Eleanor M. O'Leary, Pittsburgh, 1818 Ironton St.

(3).

Miss Helen M. Phillips, Pittsburgh, 401 Liberty Ave.

(22).

R. A. Reiland, Pittsburgh, 226 Gulf Bldg. (19).

Joseph F. Rossi, Coraopolis.

William F. Secreto, Harrison Twp., Natrona Heights.

Richard A. Smith, Pittsburgh, Room 715, Park Bldg.

Mrs. Elizabeth S. Stanger, Pittsburgh, 2025 Perrysville Ave.

Mrs. Eleanor Waters, McKeesport.

Mrs. Esther A. Weis, McKeesport.

Francis W. Wilson, Pittsburgh, 4001 Windgap Road (4).

Mrs. Florence S. Wolfe, Pittsburgh, 617 E. Ohio St. (12).

## ARMSTRONG COUNTY

Charles A. Vogel, Parker, Parkers Landing.

## BEAVER COUNTY

Walter V. Casasanta, Ambridge.

## BERKS COUNTY

Mrs. Sophia M. Stewart, Lower Alsace Twp., Stony Creek Mills.

## BRADFORD COUNTY

Robert R. Vineski, Canton.

## BUCKS COUNTY

Mrs. Mildred B. Headley, Morrisville.  
Mendelsohn H. Price, Lower Southampton Twp., Langhorne.

## CAMBRIA COUNTY

Robert Ingram, Johnstown.

Mrs. Catherine B. Poole, Johnstown.

Mrs. Mary D. Smith, Southmont, Johnstown.

## CARBON COUNTY

Isadore F. Hackash, Lansford.

## CENTRE COUNTY

Paul M. Etters, Spring Twp., Pleasant Gap.

## CHESTER COUNTY

Mrs. Miriam W. Brabson, Oxford.

Gilbert Hazlett, Kennett Square.

Mrs. Bertha M. Ralston, North Coventry Twp., Pottstown.

Miss Sara E. Russell, Coatesville.

## CRAWFORD COUNTY

Miss Alice M. Eccles, Meadville.

## CUMBERLAND COUNTY

Kenneth M. Hale, Shippensburg.

## DAUPHIN COUNTY

Leo J. Bartell, Harrisburg.

E. VanHorn, Harrisburg.

R. E. Whitehead, Harrisburg.

William P. Zengerle, Swatara Twp., Harrisburg.

## DELAWARE COUNTY

Miss Marguriet Daniels, Sharon Hill.

Frank R. Gray, Rutledge.

## ERIE COUNTY

Miss Mary Ann Crotty, Erie.

Mrs. Florence M. Paulson, Erie.

## FAYETTE COUNTY

Paul C. Sheahan, Luzerne Twp., Isabella.

## INDIANA COUNTY

W. Earl Oakes, Clymer.

## JEFFERSON COUNTY

Mrs. Doree H. Long, Punxsutawney.

## LACKAWANNA COUNTY

Miss Elizabeth R. Boylan, Carbondale.

Robert Martin, Carbondale.

## LEHIGH COUNTY

Miss Lillian I. Erdell, Bethlehem.

## LUZERNE COUNTY

Miss Josephine Cashion, Wilkes-Barre.

## LYCOMING COUNTY

Miss Josephine M. Lanigan, Williamsport.  
William J. Van Horn, Williamsport.

## MERCER COUNTY

H. Clair Bruce J., Greenville.

## MONTGOMERY COUNTY

Mrs. Daisy H. Hauswald, Lower Merion Twp., Ardmore.  
Evan J. Kline, Pottstown.  
Mrs. Irene Leonard, West Norriton Twp., Norristown.  
Mrs. Josephine S. Savage, Lower Merion Twp., Haverford.  
John H. Smith, Plymouth Twp., Norristown.

## NORTHAMPTON COUNTY

Ralph L. Beitler, Lower Nazareth Twp., Bethlehem.

## PHILADELPHIA COUNTY

Mrs. Jenny E. Blumberg, 435 E. Wyoming Ave. (20).  
John F. Byrne, 7034 Castor Ave. (24).  
Miss Clementine Di Bernardo, 1311 W. Wingohocking St. (40).  
Francis J. Delaney, 4304-06 Frankford Ave. (24).  
John J. Falkenbach, Howard & Christian Sts. (47).  
Brown's Frosted Foods, Inc.  
Stanley Feinstein, 6635 Large Street (24).  
Mrs. Mary T. Friedel, 2521 North Front St. (33).  
Mrs. Anne Gallagher, 1606 Walnut Street (3).  
Mrs. Rita S. Hummel, 4272 Wissahickon Ave. (32).  
Miss Regina H. Kolbe, 744 Fidelity-Phila. Bldg.  
J. T. McGowan, 1611 W. Ruscomb Street (41).  
Theodore Possoff, 1311 W. Wingohocking St. (40).  
Miss Kathryn M. Pryor, 3230 Teesdale Street (36).  
Miss Rachele Scalise, 5048 Ludlow Terrace.  
Mrs. Dorothy B. Scharlach, 3610 North 22nd Street (40).  
Alexander S. Segal, 626 Widener Bldg.  
Miss Roxie L. Stiffler, 5958 North 21st Street (38).  
Miss Jessie D. Valenti, 1415 Walnut Street (2).

## SOMERSET COUNTY

Frank P. Heffley, Meyersdale.

## SULLIVAN COUNTY

Paul P. Rush, Dusore.

## WASHINGTON COUNTY

Mrs. Antonette Spelick, East Bethlehem Twp., Millsboro.

## WESTMORELAND COUNTY

Harry J. Himler, Latrobe.

## WYOMING COUNTY

Norman W. Saxton, Nicholson.

## YORK COUNTY

Albert W. Owen, York.

To compute from the dates set opposite their names

## DELAWARE COUNTY

Mrs. Ann Lloyd Conly, Haverford Twp., Ardmore, 2-28-53.  
Mrs. Erma R. Scofield, Upper Darby Twp., Upper Darby, 2-26-53.

## ALLEGHENY COUNTY

Hector R. Mariani, Pittsburgh, 4613 Lorigan Street, 2-28-53.  
John F. Thomas, Pittsburgh, 4846 Library Road, 2-28-53.

## PHILADELPHIA COUNTY

Richard S. Rommel, 555 North 17th St., 2-28-53.

## ALLEGHENY COUNTY

Anthony Perry, Munhall, 3-1-53.  
Francis X. Plunkett, Pittsburgh, 7220 Kelly St. (8), 3-2-53.

## BEAVER COUNTY

Albert S. Solkovy, Aliquippa, 3-2-53.

## CLINTON COUNTY

Francis R. Windfelder, Renovo, 3-2-53.

## MONROE COUNTY

Mrs. Violet Hallett Price, Barrett Twp., Cresco, 3-2-53.

## PHILADELPHIA COUNTY

Philip T. Calabrese, 500 N. 63rd St. (31), 3-2-53.  
Samuel Huberman, 1416 S. Penn Square (2), 3-2-53.  
Murray Le Vine, 1622 Chestnut St. (3), 3-2-53.  
Harry W. Rommel, 555 N. 17th St. (30), 3-2-53.

## WESTMORELAND COUNTY

F. M. van Ameringen, New Kensington, 3-2-53.

## MONTGOMERY COUNTY

Stanley H. Snyder, Pennsburg, 3-3-53.

## PHILADELPHIA COUNTY

Mark T. DiLuzio, 1022 Catharine St. (47), 3-3-53.  
Miss Beatrice G. Lutz, 1724 Lincoln-Liberty Bldg. (7), 3-3-53.

## ALLEGHENY COUNTY

C. J. Brutscher, Pittsburgh, 629 Kirtland St. (8), 3-5-53.  
Miss Mary F. Collins, McKees Rocks, 3-5-53.  
Miss M. P. Ferguson, Pittsburgh, 307 4th Ave., 3-5-53.  
Geo. R. Jones, Dormont, 3-5-53.  
Robt. L. Wickline, Pittsburgh, Suite 4149-52 Jenkins Arcade, 3-5-53.

## CARBON COUNTY

Walter D. Hobson, Lansford, 3-5-53.

## COLUMBIA COUNTY

John K. Jacoby, Berwick, 3-5-53.

## DAUPHIN COUNTY

Mrs. Ethel E. Zweifel, Harrisburg, 3-5-53.

## LEBANON COUNTY

C. E. Gingrich, South Londonderry Twp., Lawn, 3-5-53.

## PHILADELPHIA COUNTY

Miss Lavinia M. Barger, 2927 W. Nicholas St., 3-5-53.  
Frederick W. Cloak, 321 Market St. (6), 3-5-53.  
John Cluelow, 117 S. 17th St. (3), 3-5-53.  
Miss Anna M. Feeney, 1528 Walnut St. (2), 3-5-53.  
Wilbert A. Klopfe, 1448 E. Luzerne St. (24), 3-5-53.  
Joseph Marciano, 813 S. 11th St. (47), 3-5-53.

## ALLEGHENY COUNTY

Max Rogal, Pittsburgh, 1225-30 Grant Bldg., 3-6-53.

## ARMSTRONG COUNTY

Mrs. Mabel A. Waugaman, Leechburg, 3-6-53.

## BERKS COUNTY

Charles Gison, Reading, 3-6-53.

## CAMBRIA COUNTY

Miss Edith M. Butts, Johnstown, 3-6-53.



## ERIE COUNTY

John J. Galbo, Erie, 3-6-53.

## PHILADELPHIA COUNTY

Mrs. Edna H. Gerdine, 123 S. Broad St. (9), 3-6-53.

## ALLEGHENY COUNTY

Adolph Goldberg, McKeesport, 3-7-53.

E. Burdette Robinson, Homestead, 3-7-53.

Julius Schmidt, Pittsburgh, 7525 Kensington St. (21), 3-7-53.

William C. Lane, Winfield Twp., Marwood, 3-7-53.

## CHESTER COUNTY

Norman T. Grubb, West Chester, 3-7-53.

## COLUMBIA COUNTY

Paul D. Jacobs, Bloomsburg, 3-7-53.

## CUMBERLAND COUNTY

Miss C. Irene Furst, Mechanicsburg, 3-7-53.

## LUZERNE COUNTY

Edward J. Staub, Kingston Twp., Trucksville, 3-7-53.

## LYCOMING COUNTY

Earl W. Cohick, Williamsport, 3-7-53.

## PHILADELPHIA COUNTY

Miss Elizabeth Craig, 1010 Fidelity-Phila. Trust Bldg. (9), 3-7-53.

Abraham J. Golden, 1521 Packard Bldg. (2), 3-7-53.

Miss Jennie E. Watt, 1421 Chestnut St. (2), 3-7-53.

## ALLEGHENY COUNTY

Miss Regina S. Larkin, McKeesport, 3-8-53.

## BERKS COUNTY

Miss Flora R. Fix, Reading, 3-8-53.

## BLAIR COUNTY

Mrs. Sara A. Hersherberger, Martinsburg, 3-8-53.

## YORK COUNTY

Mrs. Amanda E. Quickel, York, 3-8-53.

## ALLEGHENY COUNTY

Charles H. Bode, Pittsburgh, 1541 Fallowfield Ave., 3-9-53.

Miss Mary Ann Rody, McKees Rocks, 3-9-53.

C. Gibson Shaw, McKeesport, 3-9-53.

## CAMBRIA COUNTY

Miss Elisabeth R. Taney, Johnstown, 3-9-53.

## JEFFERSON COUNTY

Earl Holben, Ringgold Twp., Ringgold, 3-9-53.

## PHILADELPHIA COUNTY

Benj. B. Brasler, 4913 York Road (41), 3-9-53.

Israel Kohn, 1512 South 5th St., 3-9-53.

## WESTMORELAND COUNTY

O. W. Laughrey, Scottdale, 3-9-53.

## ALLEGHENY COUNTY

Miss Pauline Slavkin, Pittsburgh, 1017 Union Trust Bldg. (19), 3-10-53.

## ERIE COUNTY

Francis F. McClintock, Union City, 3-10-53.

## LAWRENCE COUNTY

Herman L. Feldman, Ellwood City, 3-10-53.

## PHILADELPHIA COUNTY

Miss Anna Mae Dietz, 916 Walnut St., 3-10-53.

Mrs. Catherine R. Greany, 4922 City Ave., 3-10-53.

Mrs. Marian W. McMurtrie, 3946 Lancaster Ave., 3-10-53.

Miss Margaret E. Rein, 1630 Roumfort Rd., 3-10-53.

## WESTMORELAND COUNTY

M. H. Claster, New Kensington, 3-10-53.

## HUNTINGDON COUNTY

Miss Gretta M. Drake, Huntingdon, 3-12-53.

## MONTGOMERY COUNTY

Casper Puche, Norristown, 3-12-53.

## PHILADELPHIA COUNTY

Charles C. Gallagher, 1430 S. Penn Sq., 3-12-53.

## WASHINGTON COUNTY

R. A. S. Pollock, Washington, 3-12-53.

## WESTMORELAND COUNTY

Mrs. Mildred B. Snyder, Scottdale, 3-12-53.

## PHILADELPHIA COUNTY

Peter Penrose, 5340 N. Carlisle St., 3-14-53.

Morris Perch. S. E. Cor. 32d & Diamond Streets (21) 3-14-53.

Samuel Salkowe, 11 N. Juniper St., 3-14-53.

## ALLEGHENY COUNTY

George P. Fulton, Pittsburgh, 501 Penn Avenue, 3-15-53.

## MONTGOMERY COUNTY

Miss Gene E. Stout, Abington Twp., Roslyn, 3-15-53.

## PHILADELPHIA COUNTY

Mrs. Louise P. Schaeffer, 1025 Cherry St., 3-15-53.

## WASHINGTON COUNTY

Miss Helen Tengi, Donora, 3-15-53.

## BLAIR COUNTY

Miss Adeline Feters, Tyrone, 3-17-53.

## PHILADELPHIA COUNTY

Thomas A. Mechin, 7034 Castor Ave., 3-17-53.

## LUZERNE COUNTY

E. Walter Samuel, Wilkes-Barre, 3-19-53.

## CARBON COUNTY

Mrs. Bertha R. Davis, Summit Hill, 3-23-53.

## ALLEGHENY COUNTY

Miss Augusta A. Bean, Pittsburgh, 345 Fourth Avenue, 3-24-53.

## CAMBRIA COUNTY

Mrs. Helen O. Polentes, South Fork, 3-24-53.

## PHILADELPHIA COUNTY

Miss Margaret C. Rapp, 1601 Chestnut St., 3-24-53.

## VENANGO COUNTY

W. E. Crow, Oil City, 3-24-53.

## ALLEGHENY COUNTY

Miss Helen M. Griffin, McKeesport, 3-25-53.

Mrs. Myrtle J. Jones, Pittsburgh, 3380 Blvd. of the Allies, 3-25-53.

## BUTLER COUNTY

Theodore C. H. Keck, Butler, 3-25-53.

## MONTGOMERY COUNTY

I. K. B. Hansell, Ambler, 3-25-53.

## SCHUYLKILL COUNTY

John W. Dreher, Pottsville, 3-25-53.

## ALLEGHENY COUNTY

W. J. McGreevey, Pittsburgh, 500 Law & Finance Bldg., 3-26-53.

## BEAVER COUNTY

Howard D. Durr, Aliquippa, 3-26-53.

## BERKS COUNTY

W. Earl Brenneman, Heidelberg Twp., Womelsdorf, 3-27-53.

## PHILADELPHIA COUNTY

Miss Mary Weisenburger, 112 South 16th St., 3-27-53.

## ALLEGHENY COUNTY

Mrs. Jean S. Elkin, Wilkinsburg, 3-28-53.  
William A. Fabricius, Pittsburgh, 1412 Frick Bldg., 3-28-53.

## BERKS COUNTY

Samuel D. Butz, Kutztown, 3-28-53.  
Mrs. Frieda S. Griffith, Reading, 3-28-53.

## CHESTER COUNTY

Edwin D. Baldwin, Downingtown, 3-28-53.

## DELAWARE COUNTY

Ernest Hibberd, Media, 3-28-53.

## LEBANON COUNTY

Carl H. Balsbaugh, Myerstown, 3-28-53.

## MONTGOMERY COUNTY

Miss Mildred Brunner, Pottstown, 3-28-53.

Mrs. Sarah S. Craig, Cheltenham Twp., Elkins Park, 3-28-53.

## PHILADELPHIA COUNTY

Mrs. Camilla Checchio, 7022 Torresdale Ave., 3-28-53.  
Miss. C. Elizabeth Crown, 1600 Walnut St., 3-28-53.  
Charles C. Hibbs Jr., 4812 Rising Sun Ave., 3-28-53.  
Fred G. Muhl, 1600 Church Lane, 3-28-53.  
Harry Pollock, 1825 South 6th St., 3-28-53.

## SCHUYLKILL COUNTY

Gordon D. Reed, Schuylkill Haven, 3-28-53.

## LUZERNE COUNTY

Mrs. Rebecca Howell James, Kingston, 3-30-53.

## ALLEGHENY COUNTY

Mrs. Elizabeth T. Garner, Collier Twp., Bridgeville, 3-31-53.

## FRANKLIN COUNTY

George W. Kolb, Waynesboro, 3-31-53.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, February 16, 1953.  
To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Notaries Public, for terms of four years to compute from the dates shown:

To compute from date of confirmation

## ALLEGHENY COUNTY

Mrs. Thelma L. Ayers, McKeesport.  
G. Robert Berringer, Wilkinsburg.  
Mrs. Inez M. Gabrielli, West Mifflin.  
Henry C. Herchenroether, Sr., Pittsburgh, 105 W. Ohio St. (12).

Miss D. E. Loughner, Pittsburgh, 435 Liberty Ave.

Miss Mary Katheryn McNally, McKeesport.

Charles R. Passfume, Homestead.

W. H. Thompson, Bellevue.

J. Terry Winslow, Pittsburgh, 1142 Marshall Ave.

Miss Mary F. Zalec, Pittsburgh, 354 Century Bldg.

## BEAVER COUNTY

D. M. Carver, Jr., Beaver.

Miss Virginia R. Skapik, Ambridge.

## BERKS COUNTY

Richard A. Behrenhausen, Laureldale.

Albert Bowman, Kenhorst, Reading.

Mrs. Luella K. White, Reading.

## BLAIR COUNTY

Edwin A. Rudasill, Altoona.

Miss Helen C. Wolf, Hollidaysburg.

## BRADFORD COUNTY

Miss Helen A. Manley, Troy.

## BUCKS COUNTY

John Mason, Doylestown.

A. Sampson Pascoe, Bristol.

Mrs. Erma D. Walker, Yardley.

## BUTLER COUNTY

Miss Mildred G. McMahan, Butler.

## CAMBRIA COUNTY

L. J. Kennedy, Sankertown, Cresson.

Miss Dolores M. Lagana, Ebensburg.

Miss Rosemary P. Sutton, Johnstown.

## CARBON COUNTY

Frank R. Diehl, Leighton.

## CENTRE COUNTY

Mrs. Leona J. Hess, Philipsburg.

E. W. Russell, Snow Shoe.

## CHESTER COUNTY

Mrs. Ruth W. Bahl, Coatesville.

## CLEARFIELD COUNTY

Miss Nora E. Bailey, Morris Twp., Morrisdale.

## CUMBERLAND COUNTY

Mrs. Doris Keller, New Cumberland.

## DAUPHIN COUNTY

Mrs. Mildred G. Hikes, Harrisburg.

Sidney Rhyon, Harrisburg.

Mrs. Blanche E. Shupp, Harrisburg.

Miss Ada M. Steely, Harrisburg.



## DELAWARE COUNTY

Miss Eleanor Fungaroli, Upper Darby Twp., Upper Darby.

Charles A. Gabries, Chester.  
Miss Evelyn R. Johnson, Ridley Park.  
Mrs. Ann Evans LaRue, Upper Darby Twp., Drexel Hill.

## BERKS COUNTY

J. Walter Miller, Reading.

## CUMBERLAND COUNTY

Frank H. Wagner, East Pennsboro Twp., Enola.

## FAYETTE COUNTY

Franklin L. Moore, Uniontown.

## LACKAWANNA COUNTY

David Greenblatt, Scranton.  
Albert Judge, Carbondale.  
Bert L. Liles, Scranton.

## LANCASTER COUNTY

R. S. Starr, Lancaster.

## LAWRENCE COUNTY

Mrs. Helen M. Beck, New Castle.

## LEBANON COUNTY

Mrs. Catherine E. Cilley, Lebanon.

## LUZERNE COUNTY

Miss Anne Kester, Luzerne.  
Joseph W. Long, Wilkes-Barre.  
Wm. Rabinowitz, Wilkes-Barre.

## LYCOMING COUNTY

Mrs. Martha Haugan, Williamsport.  
Robert K. Page, Williamsport.

## MONTGOMERY COUNTY

Daniel T. Crowley, Lower Merion Twp., Bryn Mawr.  
John J. Gray, Hatfield.  
Theodore K. Keyser, Lansdale.  
Mrs. Berenice K. Mulholland, Lower Merion Twp., Ardmore.  
Herbert N. Nase, Hatfield.  
Amos S. Schultz, East Greenville.  
Norman J. Shea, Jr., Lower Merion Twp., Villanova.  
Mrs. Helen G. Sorensen, Lower Merion Twp., Ardmore.  
Everett S. Tyson, Upper Merion Twp., Port Kennedy.

## PHILADELPHIA COUNTY

William I. Antonoff, 435 E. Wyoming Ave. (20).  
Mrs. Margaret C. Bell, 2950 E. Tioga St. (34).  
Mrs. Winifred M. Blaine, 1405 Bankers Securities Bldg.  
E. Russell Bradley, 6317 Wister Street (38).  
Mrs. Ruth M. Crema, 1309 Noble Street (23).  
Miss Margaret L. Dugan, 1616 Walnut Street (3).  
A. Earl Eberz, S. E. Cor. 10th & Lombard Sts.  
Miss Evelyn Hinman, 1723 Spruce Street (3).  
Mrs. Dorothy R. Jeter, Rm. 666, City Hall (7).  
Edward Y. Kline, Wayne & Roberts Ave. (44).  
Bernard Leibovitz, 3410 Kensington Ave. (34).  
Samuel Lichtenstein, 7807 Thouron Ave. (19).  
Miss Gertrude M. Loney, 22d Flr., Market St. Nat'l Bank Bldg. (7).  
James J. McFarland, 2409 E. Allegheny Ave. (34).  
Thomas G. McFarland, 2409 E. Allegheny Ave. (34).  
Mrs. Amanda Norris, 1700 W. Arlington St. (21).  
Louis O. Notskas, Millar Bros., Inc., 35th & Reed Sts. (46).  
Miss Rose L. Raab, 620 E. Clementine St. (34).  
Mrs. Harriet A. Rader, 5661 Florence Ave. (43).

Miss Virginia A. Ratcliffe, Wayne & Windrim Aves. (44).  
Daniel J. Simonson, 1617 Pennsylvania Blvd. (4).  
Reuben Trachtman, 523 North 40th St. (4).

## VENANGO COUNTY

William M. Fleckenstein, Oil City.

## WASHINGTON COUNTY

Voy Lacock, Washington.  
Mrs. Martha C. Yenke, Bentleyville.

## WAYNE COUNTY

Mrs. Shirley M. Firestone, Honesdale.

## WESTMORELAND COUNTY

Kenneth L. Hilliard, Greensburg.  
Mrs. Mabel D. McArtle, Greensburg.  
Richard S. Silvis, Greensburg.

## WYOMING COUNTY

Harry R. Vosburg, Laceyville.

## YORK COUNTY

Charles E. Artzberger, Dover.  
F. I. Baugher, Hanover.

To compute from the dates set opposite their names

## DELAWARE COUNTY

Mrs. Alice M. Baird, Swarthmore, 2-23-53.

## CUMBERLAND COUNTY

A. Douglas Thompson, Carlisle, 2-24-53.

## DAUPHIN COUNTY

Mrs. Mary E. Rowe, Harrisburg, 2-25-53.  
Lester C. Lerew, Harrisburg, 2-26-53.

## ALLEGHENY COUNTY

Frank J. Stritzinger, Neville Twp., Neville Island, Pgh. (25), 2-27-53.

## CLARION COUNTY

Ernest E. Shumaker, Jr., New Bethlehem, 3-1-53.  
Miss Gertrude Z. Smith, New Bethlehem, 3-1-53.

## WASHINGTON COUNTY

A. W. Cline, Donora, 3-1-53.

## ALLEGHENY COUNTY

Harry Heeg, Pittsburgh, 613 Tripoli St., (12), 3-2-53.  
Wm. J. Stengel, West View, 3-2-53.

## BEAVER COUNTY

R. C. Stout, Beaver, 3-2-53.

## BLAIR COUNTY

Robert B. Smith, Hollidaysburg, 3-2-53.

## CAMBRIA COUNTY

C. H. Moose, South Fork, 3-2-53.

## CHESTER COUNTY

J. Arthur Cooper, Coatesville, 3-2-53.

## DAUPHIN COUNTY

Edwin E. Bolton, Harrisburg, 3-2-53.  
Malvin S. Finton, Lykens, 3-2-53.

## LANCASTER COUNTY

M. M. Garman, Lancaster, 3-2-53.

## LUZERNE COUNTY

Mrs. Marie T. Corgan, Luzerne, 3-2-53.

## MONTGOMERY COUNTY

Frank S. Talarico, Lower Merion Twp., Ardmore, 3-2-53.

## PHILADELPHIA COUNTY

Harry K. Clair, 318 Walnut St. (6), 3-2-53.  
Mrs. Helen B. Hogeland, 5931 Lansdowne Ave., 3-2-53.  
James F. McClellan, 5108 N. Broad St., 3-2-53.  
James F. McGinn, 1414 S. 23d St., (46), 3-2-53.

## SCHUYLKILL COUNTY

Miss Grace P. Hendricks, Mahanoy City, 3-2-53.

## WASHINGTON COUNTY

Mrs. Mabel E. Trower, Washington, 3-2-53.

## WYOMING COUNTY

John N. Christian, Laceyville, 3-2-53.

## YORK COUNTY

D. A. Heindel, Windsor, 3-2-53.

## FAYETTE COUNTY

John H. Ewing, Uniontown, 3-3-53.

## LACKAWANNA COUNTY

John F. Buckley, Scranton, 3-3-53.

## LEBANON COUNTY

Reuben T. King, Lebanon, 3-3-53.

## SCHUYLKILL COUNTY

Steve Souchack, Mahanoy City, 3-3-53.

## WESTMORELAND COUNTY

Mrs. Eva T. Kautzman, New Kensington, 3-3-53.

## DELAWARE COUNTY

Miss Mary Pension, Media, 3-4-53.

## ALLEGHENY COUNTY

E. F. Locher, Pittsburgh, 401 Wood Street, (22), 3-5-53.  
Miss J. M. McLain, Pittsburgh, 1732 Oliver Bldg., (22), 3-5-53.

## BERKS COUNTY

J. Victor Grim, Reading, 3-5-53.  
Miss Helen B. Jackson, Reading, 3-5-53.

## CENTRE COUNTY

Frederick P. Saylor, Bellefonte, 3-5-53.

## CLARION COUNTY

Floyd F. King, Knox, 3-5-53.

## DAUPHIN COUNTY

Miss Ethel G. Davis, Harrisburg, 3-5-53.

## ERIE COUNTY

Miss Viola M. Kuchler, Erie, 3-5-53.

## FRANKLIN COUNTY

Mrs. Hazel Stahl Clark, Chambersburg, 3-5-53.

## LACKAWANNA COUNTY

Miss Teresa M. Cawley, Scranton, 3-5-53.

## LANCASTER COUNTY

Mrs. H. A. Burkholder, Ephrata, 3-5-53.

## LEHIGH COUNTY

Harry P. Grammes, Whitehall Twp., Egypt, 3-5-53.  
Miss Helen A. Huver, Allentown, 3-5-53.

## LUZERNE COUNTY

Bernard E. Piorkowski, Wyoming, 3-5-53.

## MERCER COUNTY

Miss Anna C. Hart, Sharon, 3-5-53.  
Mrs. Edna Moore, Sharon, 3-5-53.

## NORTHAMPTON COUNTY

John D. Keleher, Bethlehem, 3-5-53.

## PHILADELPHIA COUNTY

Abner A. Dubbis, 4100 W. Girard Ave., 3-5-53.  
Albert A. Drucker, 1420 Walnut St., 3-5-53.  
Norman F. Griffin, Pratt & Penn Sts., 3-5-53.  
John V. Pfluger, 933 W. Somerset St., 3-5-53.  
Martin Rosenthal, 306 S. 19th St., 3-5-53.

## SCHUYLKILL COUNTY

Mrs. Estella Johnson, Minersville, 3-5-53.

## VENANGO COUNTY

J. E. Taylor, Emlenton, 3-5-53.  
Miss Alice E. Davis, Warren, 3-5-53.  
Miss Frances L. Young, Warren, 3-5-53.

## YORK COUNTY

Miss Lillian M. Newcomer, York, 3-5-53.

## ALLEGHENY COUNTY

Miss A. M. Tapscott, Pittsburgh, 2728 Murray Ave., 3-6-53.

## BERKS COUNTY

Mrs. Carrie A. Hauser, Reading, 3-6-53.

## DAUPHIN COUNTY

Charles M. Krout, Harrisburg, 3-6-53.

## MONTGOMERY COUNTY

W. DeVoe, Jr., Danville, 3-6-53.

## NORTHUMBERLAND COUNTY

Miss Helen B. Lyons, Mount Carmel, 3-6-53.

## PHILADELPHIA COUNTY

Miss E. Virginia Fones, 128 S. 10th St., 3-6-53.  
T. Curtis Lloyd, 730 U. G. I. Bldg., 3-6-53.  
Charles L. Nace, 9th St & Columbia Ave., 3-6-53.  
Miss Laura K. Sickel, 723-4 Commercial Trust Bldg., 3-6-53.  
Miss Anna J. Walter, 1608 Walnut St., 3-6-53.

## SCHUYLKILL COUNTY

Miss Ellen M. Hegarty, Tamaqua, 3-6-53.  
Charles B. Jacobs, Orwigsburg, 3-6-53.

## ALLEGHENY COUNTY

William J. Blum, Pittsburgh, 102 Glen Caladh St., 3-7-53.  
Miss Edna E. Brideson, Pittsburgh, 5437 Ellsworth Ave., 3-7-53.  
E. T. Chance, Pittsburgh, 3619 Forbes St., 3-7-53.  
Carl L. Schumann, Pittsburgh, 606 Commonwealth Bldg., 3-7-53.



## BLAIR COUNTY

Miss E. Rea Long, Hollidaysburg, 3-7-53.

## BUCKS COUNTY

Joseph W. Barton, Bristol, 3-7-53.

## CAMBRIA COUNTY

Floyd M. Sawtelle, East Conemaugh, Johnstown, 3-7-53.

## DAUPHIN COUNTY

Mrs. Grayce Breckenmaker, Harrisburg, 3-7-53.

## ERIE COUNTY

D. A. Berarducci, Erie, 3-7-53.

## LANCASTER COUNTY

David L. Landis, Elizabethtown, 3-7-53.

## MONTGOMERY COUNTY

Joseph Valentine, Lower Merion Twp., Ardmore, 3-7-53.

## NORHAMPTON COUNTY

Miss Mary L. Shafer, Bethlehem, 3-7-53.

## PHILADELPHIA COUNTY

Mrs. Florence E. Achey, 6444 Germantown Ave., 3-7-53.

John T. Carroll, 18th Fl., 1528 Walnut St., 3-7-53.

L. Northrop Castor, 8004 Frankford Ave. (36) 3-7-53.

David Friedman, 1010 Liberty Trust Bldg., 3-7-53.

Russell C. Gourley, 1218 Chestnut St (7) 3-7-53.

Miss Mary Henze, 106 E. Girard Ave., (25) 3-7-53.

Robert E. Hoover, 4840 Old York Rd (41) 3-7-53.

David E. Treister, S. E. Cor. 83rd & Eastwick Ave. (42) 3-7-53.

Otto W. Woltersdorf, 4510 Frankford Ave (24) 3-7-53.

## WESTMORELAND COUNTY

Jay B. Peterson, Youngwood, 3-7-53.

## YORK COUNTY

Ephraim C. Sheffer, York, 3-7-53.

## PHILADELPHIA COUNTY

Mrs. M. Mossell Griffin, 1432 Lombard St, 3-8-53.

## ALLEGHENY COUNTY

James S. McKain, Ross Twp., West View, 3-8-53.

## PHILADELPHIA COUNTY

Wm. Brucker, 3505 Kensington Ave., 3-8-53.

## WASHINGTON COUNTY

W. Robert Crawford, Union Twp., Elrama, 3-8-53.

## FAYETTE COUNTY

W. A. Crow, Smithfield, 3-9-53.

## FRANKLIN COUNTY

Miss Abigail J. Flack, Chambersburg, 3-9-53.

## PHILADELPHIA COUNTY

Harold Webb, 4715 Walnut St. (39) 3-9-53.

## CHESTER COUNTY

Mrs. Edith Russell Dutton, West Chester, 3-10-53.

G. Raymond Greeby, N. W. Cor. 20th St. & Passyunk Ave. (45) 3-10-53.

William J. Martin, Rm. 301 Bailey Bldg., 1218 Chestnut St., 3-10-53.

## YORK COUNTY

Emory W. Brandt, York, 3-10-53.

## BLAIR COUNTY

T. Chester Parsons, Altoona, 3-11-53.

## PHILADELPHIA COUNTY

John P. Cunningham, 2219 W. Lehigh Ave., 3-11-53.

Thos. J. Gavaghan, 2615 W. Lehigh Ave., 3-11-53.

## ALLEGHENY COUNTY

Albert E. Beckman, Mount Oliver, 3-12-53.

## LUZERNE COUNTY

Mrs. Frances Sippel Griffiths, Hazleton, 3-12-53.

## UNION COUNTY

Miss Kathryn M. Crawl, Lewisburg, 3-12-53.

## WASHINGTON COUNTY

Miss Elinor C. Monnick, Washington, 3-12-53.

## MONTGOMERY COUNTY

Charles A. Differ, Bridgeport, 3-13-53.

## PHILADELPHIA COUNTY

Herman E. Schnaebele, 4110 N. Broad St. (32) 3-13-53.

## ALLEGHENY COUNTY

Saul Elinoff, Pittsburgh, 5562 Hobart St. (17) 3-15-53.

C. Leslie Phebus, Pittsburgh, 702 Bingham St. (3) 3-15-53.

Walter A. Wennerstrom, Pittsburgh, 604 Warrington Ave. (10) 3-15-53.

## BUTLER COUNTY

Merle F. Perry, Adams Twp., Mars, 3-15-53.

## COLUMBIA COUNTY

D. G. Fetterolf, Catawissa, 3-15-53.

## CUMBERLAND COUNTY

Emmett R. Woods, Carlisle, 3-15-53.

## DAUPHIN COUNTY

Harry L. Bowers, Harrisburg, 3-15-53.

## LACKAWANNA COUNTY

J. Wesley Allgood, Scranton, 3-15-53.

## LAWRENCE COUNTY

Mrs. M. P. Strohecker, Enon Valley, 3-15-53.

## LUZERNE COUNTY

Miss Marian Littleton, Kingston, 3-15-53.

## MONROE COUNTY

Howard S. Eckert, East Stroudsburg, 3-15-53.

## PHILADELPHIA COUNTY

James Allen, 429 S. 16th St. (46), 3-15-53.

Joseph G. Camero, 472-78 Drexel Bldg., 3-15-53.

Miss Mabel V. MacKenzie, 3d Fl., Packard Bldg., 3-15-53.

Walter P. Pilik, 2226 Brandywine St., 3-15-53.

## WESTMORELAND COUNTY

Milton E. Uncapher, Jr., Vandergrift, 3-15-53.

## ALLEGHENY COUNTY

H. O. Hornberger, Jr., Pittsburgh, 4737 Second Ave. (7), 3-16-53.

## BLAIR COUNTY

Mrs. Mary D. Dematteis, Altoona, 3-16-53.

## BRADFORD COUNTY

J. I. Morley, Athens, 3-16-53.

## LEBANON COUNTY

Edward H. Smith, Anville Twp., Annville, 3-16-53.

## PHILADELPHIA COUNTY

Samuel J. Marchiano, 1183 S. 11th St (47), 3-16-53.

## WASHINGTON COUNTY

C. S. Warne, Monongahela, 3-16-53.

## YORK COUNTY

Frank B. Snyder, York, 3-16-53.

## ALLEGHENY COUNTY

Fred G. Battaglia, Pittsburgh, 6405 Northumberland St., 3-17-53.

Francis W. Bruggeman, Pittsburgh, 4060 Penn Avenue (24), 3-17-53.

Everett B. Dunbar, Mount Lebanon Twp., 729 Washington Rd., Pgh, 3-17-53.

## BERKS COUNTY

D. E. Herb, Wernersville, 3-17-53.

## FAYETTE COUNTY

Miss Adella Kuharzyk, Uniontown, 3-17-53.

## WESTMORELAND COUNTY

John Paul Levinson, Jeannette, 3-17-53.

James W. Ramsey, Ligonier, 3-17-53.

W. A. Saling, Ligonier, 3-17-53.

## INDIANA COUNTY

Mrs. Rowena D. Galbreath, Indiana, 3-18-53.

## ALLEGHENY COUNTY

Miss Clara M. Becker, Pittsburgh, 1439 Woods Run Ave. (12), 3-19-53.

## LUZERNE COUNTY

Louis A. Tannuzzo, Dupont, Avoca, 3-19-53.

## McKEAN COUNTY

Henry A. Onofrio, Bradford, 3-19-53.

## NORTHUMBERLAND COUNTY

John F. Gillespie, Shamokin, 3-19-53.

## PHILADELPHIA COUNTY

Miss Ruth Oves, 3714 Walnut St. (4), 3-19-53.

## SUSQUEHANNA COUNTY

E. J. Ahearn, Susquehanna Depot, 3-19-53.

## NORTHAMPTON COUNTY

Paul P. Ruyak, Bethlehem, 3-20-53.

## ARMSTRONG COUNTY

Miss Wilda B. Guthrie, Apollo, 3-21-53.

## ERIE COUNTY

Chester K. Reichert, Erie, 3-21-53.

## PHILADELPHIA COUNTY

Vernon Stanton, 4421 Germantown Ave., 3-21-53.

## ALLEGHENY COUNTY

J. P. Kulzer, Castle Shannon, 3-22-53.

## BERKS COUNTY

Mrs. Sarah B. Dry, Maxatawny Twp., Kutztown, 3-22-53.

## DAUPHIN COUNTY

R. C. Llewellyn, Harrisburg, 3-22-53.

## LACKAWANNA COUNTY

William Zacharellis, Scranton, 3-22-53.

## PHILADELPHIA COUNTY

Mrs. Hilda W. Maley, 540 North 17 St., 3-22-53.

Miss Dorothea H. Meynen, Rm. 1405, 1500 Walnut St. Bldg. (2), 3-22-53.

Louis Mohr, Jr., 2019 W. Somerset St., 3-22-53.

Miss Dorothy W. Stem, The Curtis Pub. Co., Independence Sq. (5), 3-22-53.

## WARREN COUNTY

Miss Anna E. Donahue, Warren, 3-22-53.

## WASHINGTON COUNTY

Harold A. Pete, Donora, 3-22-53.

## YORK COUNTY

Michael Dietz, York, 3-22-53.

## PHILADELPHIA COUNTY

Geo. A. Butler, 12 South 12th St., 3-23-53.

## ALLEGHENY COUNTY

H. W. Bowman, Pittsburgh, 420 Blvd. of the Allies, 3-25-53.

David B. Fawcett, Pittsburgh, 1707 Henry W. Oliver Building, 3-24-53.

Miss Nora E. Kelleher, Pittsburgh, 132 S. Graham St., 3-24-53.

Mrs. Irene Vollbrecht, Pittsburgh, 510 Jones Law Annex (19), 3-24-53.

## CLARION COUNTY

Mrs. Martha L. Welch, Rimersburg, 3-25-53.

## CLEARFIELD COUNTY

Leo R. Brockbank, DuBois, 3-24-53.

## CLINTON COUNTY

Norval J. Remick, Lock Haven, 3-24-53.

## ELK COUNTY

Miss Katrine Smith, St. Marys, 3-24-53.

## PHILADELPHIA COUNTY

Frank J. Dolge, 2042 Bridge Street, 3-24-53.

Frank C. Forderer, 2729 N. Front St., 3-24-53.

John S. Lake, 3823 Lancaster Ave., 3-24-53.

## WESTMORELAND COUNTY

Clarence W. Beck, Youngwood, 3-24-53.

## ALLEGHENY COUNTY

Miss G. D. Berkebile, Pittsburgh, 806 Keystone Bldg., 3-25-53.

John C. Burrey, Pittsburgh, Carnegie Inst. of Technology, 3-25-53.

Philip Green, Bridgeville, 3-25-53.



Henry Welling, Jr., Pittsburgh, 1904 Brownsville Rd., 3-25-53.

#### ARMSTRONG COUNTY

Julius Steiner, Ford City, 3-25-53.

#### BERKS COUNTY

Miss Lillie M. Fry, Reading, 3-25-53.

#### CHESTER COUNTY

Louis Cutillo, Phoenixville, 3-25-53.

#### LACKAWANNA COUNTY

Miss Mary Duffy, Scranton, 3-25-53.

#### LANCASTER COUNTY

Harry O. Conn, Lancaster, 3-25-53.

#### MERCER COUNTY

C. E. Brockway, Sharon, 3-25-53.

#### PHILADELPHIA COUNTY

Mrs. Dorothy H. Gutpahr, 3320 Germantown Ave., 3-25-53.

Charles Keinath, Rm. 817, 1617 Pennsylvania Blvd., 3-25-53.

Louis S. Neidig, Jr., 501 Commercial Trust Bldg., 3-25-53.

#### ALLEGHENY COUNTY

S. F. Bubarth, O'Hara Twp., Sharpsburg, 3-26-53.

Mrs. Margaret A. Small, Dormont, 3-26-53.

#### BERKS COUNTY

Edmund Harvey, Reading, 3-26-53.

#### ELK COUNTY

Mrs. Beatrice B. Smith, St. Marys, 3-26-53.

#### LUZERNE COUNTY

Miss Frances F. Willis, Nanticoke, 3-26-53.

#### PHILADELPHIA COUNTY

Joseph Larkin, Jr., 1227 N. Broad St., 3-26-53.

Miss Edith L. Dague, Washington, 3-26-53.

#### WESTMORELAND COUNTY

Mrs. Virginia Hall Ross, Greensburg, 3-26-53.

#### ALLEGHENY COUNTY

Miss Mary E. Higgins, Pittsburgh, 550 Grant St., 3-27-53.

#### LANCASTER COUNTY

Edwin E. Rutherford, Marietta, 3-27-53.

#### PHILADELPHIA COUNTY

Miss Anna L. Gerhard, 3143 N. Wendle St., 3-27-53.

Otto Pischke, Jr., 7010 Elmwood Ave., 3-27-53.

S. Stone, 1515 Locust St., 3-27-53.

George Singman, 7155 Germantown Ave. (19), 3-28-53.

#### WESTMORELAND COUNTY

C. R. Murphy, Monessen, 3-28-53.

#### BERKS COUNTY

Henry M. Mayer, Reading, 3-29-53.

#### ERIE COUNTY

Alban W. Curtze, Erie, 3-29-53.

#### MONTGOMERY COUNTY

Charles H. Peacock, Jr., Lower Merion Twp., Wynne-wood, 3-29-53.

#### PHILADELPHIA COUNTY

Walter W. Hutzel, 2801 North 25th St., 3-29-53.

#### ADAMS COUNTY

John W. Hewitt, Gettysburg, 3-30-53.

#### BUCKS COUNTY

John E. Healey, Bristol, 3-30-53.

#### CHESTER COUNTY

John R. Yost, Phoenixville, 3-30-53.

#### LEBANON COUNTY

Louis Sundel, Lebanon, 3-30-53.

#### PHILADELPHIA COUNTY

Alfred P. Orleans, 100 W. Rockland St., 3-30-53.

#### ALLEGHENY COUNTY

Phillip Hillen, Heidelberg, Carnegie, 3-31-53.

John H. Spinnenweber, South Fayette Twp., Bridgeville, 3-31-53.

#### BERKS COUNTY

Miss Virginia A. Haas, Reading, 3-31-53.

#### McKEAN COUNTY

A. W. Eisenman, Bradford, 3-31-53.

#### MONTGOMERY COUNTY

A. Clarence Emery, Norristown, 3-31-53.

#### PHILADELPHIA COUNTY

Thomas A. Bianche, 2873 Kensington Ave., 3-31-53.

A. Carp, 416, Walnut St. (6), 3-31-53.

Miss Louise De Marco, 1912 Conlyn St., 3-31-53.

#### SCHUYLKILL COUNTY

Walter C. Van Arsdale, Walter Twp., Tamaqua, 3-31-53.

#### WASHINGTON COUNTY

A. W. T. Strott, Washington, 3-31-53.

#### WESTMORELAND COUNTY

John T. Lasher, New Kensington, 3-31-53.

#### YORK COUNTY

Mrs. Ruth B. Kisiner, York, 3-31-53.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, February 16, 1953.  
To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Notaries Public, for terms of four years to compute from the dates shown:

To compute from date of confirmation

#### ALLEGHENY COUNTY

Moe Levison, Pittsburgh, 2813 Penn Ave.

Mrs. Alice H. McMillen, Carnegie.

Clarence Maneer, McKeesport.

Mrs. Hilda Friedman Talenfeld, Pittsburgh, 1436 5th Ave.

#### BERKS COUNTY

Mrs. Arlene F. Sternbergh, Reading.

#### BLAIR COUNTY

Miss Mary C. MacCormac, Altoona.

## BUCKS COUNTY

Arlington F. Myers, Doylestown.

## CHESTER COUNTY

Brower R. Ellis, West Vinvent Twp., Chester Springs.

## DAUPHIN COUNTY

Vincent Forlizzi, Harrisburg.

## ERIE COUNTY

John J. Knochel, Erie.

## JEFFERSON COUNTY

Mrs. Virginia A. Magnusson, Punxsutawney.

## LACKAWANNA COUNTY

J. Harry Morosini, Scranton.  
Nicholas Salamone, Old Forge.

## LEHIGH COUNTY

Mrs. Virginia H. Kline, Allentown.  
Miss Dolores E. Stein, Emmaus.

## LUZERNE COUNTY

Mrs. Florence M. Shedlock, West Pittston.  
Norman A. Shupeck, Hazleton.

## MONROE COUNTY

John H. DeHaven, Pocono Twp., Scotrun.  
Harold C. Edwards, Stroudsburg.

## PHILADELPHIA COUNTY

Abraham Breitman, 1136 W. Columbia Ave., (22).  
Miss Dorothy M. Brown, 824 Lincoln-Liberty Bldg.  
J. J. Farrell, 34 S. 17th St., Rm. 249.  
Frederick F. Hallowell, 1326 Walnut Street, (7).  
John G. McKinley, 824 Lincoln-Liberty Bldg.  
Claude R. Moore, 4625 Spruce Street, (43).  
Eugene G. Pine, 139 W. Tulpehocken St., (44).  
Francis J. Radano, 5837 Florence Ave.  
Mrs. Emma A. Rothmeyer, 3701 N. Broad St., (40).  
Jacob D. Saltzman, Rm. 206, Lafayette Bldg.  
Dean A. Shenton, 2628 N. Mascher St., (33).  
J. Ellis Shipman, Rm. 514, Earle Theatre Bldg.  
A. J. Stucker, 5806 N. 12th Street, (41).  
Simon Sussman, 16th & Callowhill Sts., Middishade Co., Inc., (2).  
Gayraud S. Wilmore, 3751 N. Bouvier St.

## POTTER COUNTY

G. A. Shaw, Coudersport.

## YORK COUNTY

Miss Flo A. Markey, York.  
Lester J. Sell, Hanover.  
Miss Leona E. Slenker, York.

## WESTMORELAND COUNTY

H. Earl Whitehead, Hempfield Twp., Irwin.

To compute from the dates set opposite their names

## PHILADELPHIA COUNTY

Mrs. Anne De Fazio, 4 S. 15th St., (2), 2-26-53.

## ALLEGHENY COUNTY

John M. Beedle, Elizabeth, 3-2-53.

## BLAIR COUNTY

William T. Canan, Altoona, 3-2-53.

## McKEAN COUNTY

Miss Emma Terrell, Bradford, 3-2-53.

## BUCKS COUNTY

Ralph A. Keller, Perkasio, 3-3-53.

## ALLEGHENY COUNTY

Thomas F. Holleran, Pittsburgh, 4153 Murray Avenue, (17), 3-5-53.

## BERKS COUNTY

Howard W. Body, Amity Twp., Yellow House, 3-5-53.

## LEHIGH COUNTY

Miss Beatrice M. Lagle, Allentown, 3-5-53.

## MONROE COUNTY

Miss Margie A. Elliott, Stroudsburg, 3-5-53.

## MONTGOMERY COUNTY

John F. O'Brien, Bridgeport, 3-5-53.

## PHILADELPHIA COUNTY

Mrs. Maude E. Baker, 1209 W. Oxford St., (22), 3-5-53.  
Miss Mary M. Dwyer, 1500 Commercial Trust Bldg., (2), 3-5-53.  
Edwin S. Freiling, 1528 Walnut St. Bldg., 3-5-53.  
Robert L. Goode, 3713 Germantown Ave., 3-5-53.

## DAUPHIN COUNTY

Miss Katherine E. Beightol, Harrisburg, 3-6-53.

## ERIE COUNTY

Jackson D. Magenau, Erie, 3-6-53.

## INDIANA COUNTY

Arch Catalno, Canoe Twp., Rossiter, 3-6-53.

## McKEAN COUNTY

A. J. Henretty, Bradford, 3-6-53.

## PHILADELPHIA COUNTY

David J. Dean, 121 S. Broad St., (7), 3-6-53.

## YORK COUNTY

Miss Hilda V. Bose, York, 3-6-53.

## ALLEGHENY COUNTY

J. C. Fix, Aspinwall, 3-7-53.  
William F. McCrea, Sewickley, 3-7-53.

## ARMSTRONG COUNTY

Miss Lulu C. McCafferty, Freeport, 3-7-53.

## PHILADELPHIA COUNTY

Louis Bonaventura, 1502 S. 8th St., (47), 3-7-53.

## ARMSTRONG COUNTY

George A. Rhodes, Kittanning, 3-8-53.

## PHILADELPHIA COUNTY

Albert E. Leonard, 6009 Lansdowne Ave., 3-8-53.

## ALLEGHENY COUNTY

John F. White, Pittsburgh, 1647 Oliver Bldg., (28), 3-9-53.

## CRAWFORD COUNTY

G. Stanley Maxwell, Meadville, 3-9-53.



## PHILADELPHIA COUNTY

Joseph Green, 4427 Lancaster Ave., (4) 3-9-53.  
Miss Edna E. Price, 4118 Pechin St., (28), 3-9-53.

JOHN S. FINE.

A motion was made by Mr. WATSON and Mr. FLEMING,

That the Senate do advise and consent to said nominations.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

## YEAS—46

Barr,	Hare,	McCusker,	Taylor,
Berger,	Harney,	McMenamin,	Toole,
Blass,	Holland,	McPherson, Jr.	Wade,
Camel,	Kessler,	Miller,	Wagner,
Chapman,	Koprivier, Jr.	Peelor,	Walker,
Crowe,	Lane,	Proper,	Watkins,
Dent,	Leader,	Ruth,	Watson,
Diehm,	Letzler,	Silvert,	Weiner,
DiSilvestro,	Madigan,	Snowden,	Wolfe,
Fleming,	Mahany,	Stevenson,	Wood,
Freed,	Mallery,	Stiefel,	Yosko,
Haluska	McCreesh,		

## NAYS—0

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

## BILLS INTRODUCED AND REFERRED

Mr. WADE read in his place and presented to the Chair, Senate Bill No. 186, entitled:

An Act to further amend Section 228 of the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto," by providing for appeal to court of quarter sessions from action of State Council of Education on creation or change of fourth class districts.

Which was committed to the Committee on Education.

He also read in his place and presented to the Chair, Senate Bill No. 187, entitled:

An Act to add Section 13.2 to the act approved the twenty-seventh day of June, one thousand nine hundred twenty-three (P. L. 858), entitled "An act establishing a State employes' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing State employes, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon the heads of departments in which State employes serve; excepting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties," by providing an additional State annuity and appropriations therefor.

Which was committed to the Committee on State Government.

Mr. McCUSKER read in his place and presented to the Chair, Senate Bill No. 188, entitled:

An Act making an appropriation to the Department of Welfare for the maintenance of the Home for the Aged and Infirm Deaf at Philadelphia.

Which was committed to the Committee on Appropriations.

Mr. STEVENSON read in his place and presented to the Chair, Senate Bill No. 189, entitled:

An Act to further amend the act, approved the twenty-ninth day of May, one thousand nine hundred thirty-one (P. L. 280), entitled "An act relating to delinquent taxes on seated lands, and prescribing interest charges on non-payment thereof; requiring the receivers and collectors of county, city, borough, town, township, school district and poor district taxes to make a return to the county commissioners of such unpaid taxes, and providing for the lien thereof; authorizing the county treasurers to collect such taxes, and to sell seated lands at public sale for taxes heretofore or hereafter returned as unpaid; and authorizing the county commissioners to purchase such lands and resell the same under certain circumstances," by requiring the county treasurer to give notice of tax sales to persons in whose names the property is last registered and to lien creditors.

Which was committed to the Committee on Local Government.

Mr. HARNEY read in his place and presented to the Chair, Senate Bill No. 190, entitled:

An Act to further amend the act, approved the twenty-second day of June, one thousand nine hundred thirty-one (P. L. 594), entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance and improvement under certain conditions and restrictions; limiting the obligation of the Commonwealth in the construction of certain structures located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act," by changing a route and adding a new route in Chester County.

Which was committed to the Committee on Highways.

He also read in his place and presented to the Chair, Senate Bill No. 191, entitled:

An Act to further amend the act, approved the first day of June, one thousand nine hundred thirty-three (P. L. 1172), entitled "An act establishing certain streets in boroughs and incorporated towns as State highways, and providing for their construction and maintenance at the expense of the Commonwealth," by extending a route in Chester County.

Which was committed to the Committee on Highways.

Mr. KOPRIVER, JR., read in his place and presented to the Chair, Senate Bill No. 192, entitled:

An Act to amend Section 102 and to add Section 1207.1 to the act approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30) entitled, "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating, and changing the laws relating thereto," by defining "educational secretary" and providing for certification of educational secretaries.

Which was committed to the Committee on Education.



Mr. RUTH read in his place and presented to the Chair, Senate Bill No. 193, entitled:

An Act to amend section 263 of the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto," by authorizing electors, in certain cases, to present petitions to the court for the submission to the electors of a question of merger of school districts.

Which was committed to the Committee on Education.

He also read in his place and presented to the Chair, Senate Bill No. 194, entitled:

An Act to amend Section 251 of the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto," by authorizing electors to present petitions for submission to the electorate of a question of the formation of a union school district.

Which was committed to the Committee on Education.

Messrs. LANE, DENT and HALUSKA read in place and presented to the Chair, Senate Bill No. 195, entitled:

An Act providing for the creation and the appointment by the Governor of the members of a Crime Investigating Commission; prescribing its powers and duties; imposing duties on courts and certain public officers; giving the power of subpoena; prescribing witness fees and in certain cases giving immunity to witnesses.

Which was committed to the Committee on State Government.

Mr. LANE read in his place and presented to the Chair, Senate Bill No. 196, entitled:

An Act making an appropriation to the Department of Welfare for the maintenance of The Memorial Hospital of Monongahela, Washington County, Pennsylvania.

Which was committed to the Committee on Appropriations.

He also read in his place and presented to the Chair, Senate Bill No. 197, entitled:

An Act relating to the acknowledgement of instruments, the attestation of documents, the administration of oaths and affirmations, the execution of depositions and affidavits, and other notarial acts, heretofore or hereafter taken before any commissioned officer of the armed forces of the United States, and providing that such instruments and documents executed by any person who is a member of or actually present with the armed forces of the United States or is outside the United States for certain purposes, shall be legal, valid and binding, and providing for the form of the instrument or document and what proof shall be sufficient of the authority of such commissioned officer so to act.

Which was committed to the Committee on Judiciary General.

He also read in his place and presented to the Chair, Senate Bill No. 198, entitled:

An Act relating to Powers of Attorney.

Which was committed to the Committee on Judiciary General.

Messrs. DENT and WOOD read in place and presented to the Chair, Senate Bill No. 199, entitled:

An Act to amend clause (b) of Section 1 of the act, approved the thirtieth day of June, one thousand nine hundred forty-seven, (P. L. 1183), entitled "An act relating to strikes by public employes; prohibiting such strikes; providing that such employes by striking terminate their employment; providing for reinstatement under certain conditions; providing for a grievance procedure; and providing for hearings before civil service and tenure authorities," and in certain cases before the Pennsylvania Labor Relations Board," by making certain changes in the grievance procedure provided for in the act.

Which was committed to the Committee on Labor and Industry.

Mr. BARR (by request) read in his place and presented to the Chair, Senate Bill No. 200, entitled:

An Act relating to the regulation, control and stabilization of rents and possession of housing spaces and living accommodations by municipalities and townships.

Which was committed to the Committee on Local Government.

Mr. WOLFE read in his place and presented to the Chair, Senate Bill No. 201, entitled:

An Act to further amend the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees and miscellaneous receipts; making an appropriation and providing for refunds," by changing the penalties for operating a motor vehicle, trailer or semi-trailer that has not been inspected.

Which was committed to the Committee on Highways.

He also read in his place and presented to the Chair, Senate Bill No. 202, entitled:

An Act to further amend the act, approved the twenty-second day of June, one thousand nine hundred thirty-one (P. L. 594), entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligation of the Commonwealth in the construction of certain structures located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations of such highways; and making an appropriation to carry out the provisions of said act," by adding two new routes in Northumberland County.

Which was committed to the Committee on Highways.



### PERMISSION TO ADDRESS SENATE

Mr. CROWE asked and obtained unanimous consent to address the Senate.

Mr. CROWE. Mr. President, the resolution which I am about to offer requests a copy of the plans of the Pennsylvania Water Resources Committee, which was appointed by the Governor to check the INCODEL Plan and come up with some other plan.

Personally, Mr. President, no plans have been made available to this Legislature and I think we should have a chance to see what is contemplated. In the Poconos, according to a brief sketch I saw in one of the newspapers, practically every stream that amounts to anything is going to be damned up. To be very frank about it, I think it is an outrage. I would like to see the plans before I make any further comment.

### SENATE RESOLUTIONS

#### INCODEL PLANS TO BE MADE AVAILABLE TO MEMBERS OF SENATE

Mr. CROWE offered the following resolution which was twice read as follows:

In the Senate, February 23, 1953.

Whereas, The Governor of the Commonwealth of Pennsylvania appointed the Pennsylvania Water Resources Committee to study the Incodel Plan and the water supply in southeastern Pennsylvania; and

Whereas, The committee prepared and filed a report with the Governor, a copy of which was made available to the Members of the Senate; and

Whereas, The engineers' reports and plans upon which the committee based its findings and recommendations are not available to the Members of the Senate; therefore be it

Resolved, That all engineers' reports and plans made in connection with the study of the Incodel Plan and the water supply in southeastern Pennsylvania be made available to the Members of the Senate for use and study.

### RULE 39 SUSPENDED

Mr. CROWE. Mr. President, I ask unanimous consent that Rule 39, which requires resolutions be referred to an appropriate committee, be suspended and the Senate do now proceed to the consideration of the resolution just read.

The PRESIDENT. Is there objection?

The Chair hears none.

On the question,

Will the Senate agree to the resolution?

It was agreed to.

### RESOLUTION REFERRED TO COMMITTEE

#### URGING APPOINTMENT OF SENATE COMMITTEE TO ASCERTAIN LICENSURE PROCEDURE OF STATE ATHLETIC COMMISSION

Messrs. SILVERT and McMENAMIN offered the following resolution which was twice read and referred to the Committee on State Government:

In the Senate, February 23, 1953.

Whereas, The State Athletic Commission of this Commonwealth has the duty of administering the laws allowing and regulating boxing, sparring and wrestling matches and exhibitions within this Commonwealth; and

Whereas, Questions have arisen as to the qualifications

of certain persons to whom the State Athletic Commission has issued promoters' and managers' licenses; therefore be it

Resolved, That the President pro tempore of the Senate appoint three senators as a Senate committee to ascertain from the State Athletic Commission the methods and criteria by which it determines the fitness and qualifications of persons making application for State licenses as promoters or managers; and be it further

Resolved, That the said Senate committee shall, at its earliest convenience, make a written report to the Senate as to its findings.

### SENATE CONCURRENT RESOLUTION

#### TIME OF NEXT MEETING

Mr. FREED offered the following concurrent resolution, which was twice read, considered and agreed to:

In the Senate, February 23, 1953.

Resolved (if the House of Representatives concur), That when the Senate adjourns this week it reconvene on Monday, March 2, 1953, at four o'clock p.m., E.S.T.; and when the House of Representatives adjourns this week it reconvene on Monday, March 2, 1953, at four-thirty o'clock p.m., E.S.T.

Ordered That the Clerk present the same to the House of Representatives for concurrence.

### PERMISSION TO ADDRESS SENATE

Mr. McCUSKER asked and obtained unanimous consent to address the Senate.

Mr. McCUSKER. Mr. President, I have the distinct honor of presenting this resolution pertaining to my former State Senator, Louis Farrell, who recently passed away.

Mr. President, Senator Farrell endeared himself to the hearts of each and everyone in Harrisburg and Philadelphia, so that he became affectingly known as "Uncle Lou." I would like to point out that only recently it came to my attention that old Senators never die, they merely pass away. So let it be with "Uncle Lou."

Mr. President, I would like to say that as this resolution is passed, I am sure "Uncle Lou," from his heavenly microphone, will say to each and every one, "God bless your hearts."

### SENATE RESOLUTION

#### EULOGIZING FORMER SENATOR LOUIS H. FARRELL

Mr. McCUSKER offered the following resolution which was twice read, considered and agreed to:

In the Senate, February 23, 1953.

Louis H. Farrell, former State Senator from Northeast Philadelphia's Eighth District, died on January 27, 1953, at Abington Hospital.

Senator Farrell was born on April 5, 1877, on a farm at Bustleton, Philadelphia, and lived there for the remainder of his life.

He had a deep sense of civic responsibility and devoted more than thirty-three years of his lifetime to public service. He served for 21 years as a city real estate assessor, and served in the Senate of Pennsylvania from 1938 to 1950.

While in the Senate he introduced legislation which would remove restrictions on the sale of colored oleomargarine as a part of his program in championing the cause of the people he represented. He introduced bills to reapportion Philadelphia's Senatorial Districts, and to make the registration laws more reasonable and just.

Senator Farrell was a vestryman at St. Luke's Epis-



copal Church, Welsh Road, Bustleton, for 50 years. He was active in Masonic affairs and a member of Jerusalem Lodge, F. & A. M., Frankford Consistory, Jerusalem Royal Arch Chapter 3, and Philadelphia Consistory.

In recognition of Senator Farrell's long and useful life as a public officer of great trust, as an energetic lodge man, as a loyal churchman and as a devoted family man, and in recollection of our pleasant personal and official association with him as a Senator; therefore be it

Resolved, That the members of the Senate of Pennsylvania extend our deepest sympathy to his family in this, their hour of loss; and be it further

Resolved, That the Secretary of the Senate be instructed to forward a copy of this resolution to Mrs. Alice Farrell, at 9427 Bustleton Avenue, Philadelphia.

#### STATEMENT BY THE CHAIR

The PRESIDENT. This is the first time the Chair has desired to have a vote. The Chair would certainly have liked to have voted in support of that resolution.

Senator Farrell was one of the grandest men that ever sat in this Senate in my time, and that goes back longer than the Chair would like to admit sometimes.

#### PARLIAMENTARY INQUIRY

Mr. YOSKO. Mr. President, I rise to a question of parliamentary inquiry.

The PRESIDENT. The gentleman from Northampton, Mr. Yosko, will state his question of parliamentary inquiry.

Mr. Yosko. Mr. President, are we now under the Order of Business of Petitions and Remonstrances?

The PRESIDENT. Senator Yosko, with your permission, we are holding that particular Order of Business until we return from the Joint Session.

Mr. YOSKO. Thank you, Mr. President.

#### PERMISSION TO ADDRESS SENATE

Mr. YOSKO asked and obtained unanimous consent to address the Senate.

Mr. YOSKO. Mr. President, two weeks ago I had incorporated into the record, from No. 2 to No. 20, the releases of the Chesterman State Government Survey Committee. Last week, I made a part of the record Release No. 21. I now have Release Nos. 22, 23, 24, and 25, which I understand is the end of the survey as well as the releases that will be issued.

Mr. President, I desire to make these a part of the record.

The PRESIDENT. The releases now offered by the gentleman from Northampton, Senator Yosko, will be spread upon the Journal.

"From:

"State Government Survey Committee  
"Room 455, Education Building  
"Harrisburg, Pennsylvania

"NEWSPAPER INFORMATION

"FOR RELEASE

"P.M., Thursday—February 19, 1953

"Release No: 22

"Plan of Organization

"One of the most significant aspects of the State Government Survey Committee's plan for increasing the efficiency of governmental operations—the grouping of related activities into basic operating elements or Administrations—was explained in detail by the Survey Committee today.

"In its final report, now being readied for Governor John S. Fine, the Committee proposed the creation of nine such operating Administrations, embracing functions now scattered among 26 independent governmental units,

plus a Management Administration that would be concerned with the administrative machinery and business operations of the government.

"The total accountability of the State government has grown to more than \$1,000,000,000 a year including borrowed funds and monies received from Federal taxing authorities," the Committee explained.

"This is big business as well as a big burden on those who must provide those funds, and it is imperative that functions be so organized that the manifold responsibilities of government can be discharged in a businesslike manner."

"In evaluating the plan of organization developed by the Survey Committee, Chairman Francis J. Chesterman, of Philadelphia, urged, the following points should be kept in mind:

"1. The State government is suffering from an administrative "topheaviness" resulting from the addition of new functions from time to time with administrative heads reporting directly to the Governor. At the present time 42 different administrative officials report directly to the Chief Executive—an intolerable situation from the standpoint of efficient administration. Under the proposed plan the total would be reduced from 42 to 12—a much more reasonable figure.

"2. While the Committee suggests the abolition of certain governmental units and the elimination of the independent status of others, such action would not result in the elimination of any essential functions. Rather, service to the public would be improved because the rearrangement would facilitate the coordination of related activities.

"3. The Committee has carefully guarded against forcing unrelated activities into an organizational unit, in the belief that such an artificial consolidation is not only expensive but depreciates the functions involved. For example, the Committee suggests that the Liquor Control Board and the Public Utility Commission, being unrelated to the functions of the nine operating Administrations, be maintained as independent agencies under the Governor.

"4. While the Committee believes its plan of organization to be a sound and workable one, it does not intend to indicate that other alternatives, faithful to the principles in question, would not serve the purpose."

"The principal reason underlying the recommendation for the establishment of a Management Administration, it was explained, 'was the recognition by the Committee of the fact that the present organization of the government makes inadequate provision for attention to administrative performance, as distinct from policy-making and technical functioning.

"This inadequacy stem from the lack of a top position charged with the administrative effectiveness and business efficiency of the widespread operations of the State government. Considering the inevitable preoccupation of the Governor with matters of policy, and the almost infinite demands on his time from other sources, it is unrealistic to expect a Governor to fulfill this need."

"Insofar as the nine operating Administrations are concerned, the Committee's plan would have the effect of introducing a new form of administrative organization between the department level and the Governor, not only to reduce the number of officials reporting directly to the Governor, but to achieve better coordination of related functions.

"The Survey Committee cited the proposed new Health and Welfare Administration as an example in explaining just how its proposed grouping would work.

"In this instance the Department of Health (less the Bureau of Milk Sanitation), the Department of Welfare including a revitalized Bureau of Institutional Management; the Department of Public Assistance, and the Bureau of Rehabilitation now in the Department of Labor and Industry would be brought together into one Administration under a capable administrator who would report directly to the Governor.

"Each of the affected departments would continue under the direction of a responsible, qualified Secretary," the Committee emphasized, "but instead of reporting



directly to the Governor, the department heads would report to the Health and Welfare Administrator.

"It is our belief that with the help of a capable administrator who is immediately concerned with their problems, and with the improvement in coordination that can be expected, the department heads should be able to operate their respective programs even more effectively than they can at the present time."

"Even where the elimination of existing agencies is recommended, the Committee continued, there would be no impairment of any essential services.

"For example," it was pointed out, "the Committee has recommended that the Department of Mines be eliminated as an independent agency and its functions incorporated into the Labor and Industry Administration; and that the Milk Control Commission be abolished as an independent unit and its functions absorbed into the Agriculture Administration.

"The Committee's only objective in proposing such changes is to achieve a more logical and efficient assignment of responsibilities and to eliminate unnecessary duplication of 'housekeeping' functions. No interference whatsoever with present programs is contemplated."

"Other departments the Survey Committee suggests eliminating are Commerce and Internal Affairs. Their functions also, except for promotional activities which the Committee suggests be discontinued, would be assigned to more appropriate departments.

"The composition of the nine basic operating Administrations suggested by the Committee follows

"1. Public Education Administration—The Department of Public Instruction (less administration of the Solicitation Act, the Pennsylvania State Board of Censors, the Bureau of Professional Licensing and the School Employees Retirement Board); the Pennsylvania Historical and Museum Commission.

"2. Works Administration, embracing all activities incident to the planning, construction and maintenance of state highways and works—Highway Department (less the Division of Highway Forestry), Construction Bureau now in Property and Supplies; Bureau of Grounds and Buildings now in Property and Supplies; State Planning Board; Division of City Planning and Landscape Architecture now in the Department of Internal Affairs.

"3. Health and Welfare Administration—Department of Health (less milk sanitation), Department of Welfare, including a revitalized Bureau of Institutional Management; Department of Public Assistance; Bureau of Rehabilitation now in Labor and Industry.

"4. Labor and Industry Administration—Department of Labor and Industry (less Bureau of Rehabilitation); Bureau of Weights and Measures now in Internal Affairs; and the Department of Mines.

"5. Finance Administration, including all functions associated with the collection, custody and disbursement of state funds, which are now lodged in the Treasury Department, the Department of Revenue and the State Tax Equalization Board.

"6. Law Administration, consolidating all activities relating to the interpretation and enforcement of the law, as in the Federal Government's Department of Justice, which are now assigned to the Attorney General, the Pennsylvania State Police, the Board of Parole and the Board of Pardons.

"7. State Administration—the present State Department, the Department of Military Affairs, State Council of Civil Defense; Department of Banking; Insurance Department; the School Employees Retirement Board now in the Department of Public Instruction; and the Bureaus of Land Records and Municipal Affairs now in the Department of Internal Affairs.

"8. Agriculture Administration—present Department of Agriculture; Milk Control Commission; Bureau of Milk Sanitation now in the Department of Health.

"9. Conservation Administration—Game Commission, Fish Commission, Department of Forests and Waters, Division of Highway Forestry now in the Department of Highways; Sanitary Water Board now in the Department of Health; and Topographic and Geologic Survey now in the Department of Internal Affairs."

"From:

"State Government Survey Committee

"Room 455, Education Building

"Harrisburg, Pennsylvania

"NEWSPAPER INFORMATION

"FOR RELEASE

"A.M., Friday, February 20, 1953

"Release No. 23

"Banking

"The State Government Survey Committee suggested today that the Insurance Department and the Department of Banking be merged into a new Department of Financial Institutions at a saving of approximately \$80,000 a biennium in administrative, or 'housekeeping' expense.

"The recommendation for the consolidation of the two departments, Chairman Francis J. Chesterman, of Philadelphia, pointed out, as part of the Survey Committee's over-all plan for achieving more efficient governmental organization.

"The Survey Committee revealed its proposal in a report on the Department of Banking.

"Although time has not permitted a detailed study of the Insurance Department," the Committee pointed out, "the similarity of the general functions and methods of operation of the two departments suggests that they might profitably be combined into one department."

"The Survey Committee, nearing the end of a study of governmental operations requested by Governor John S. Fine, found that the Department of Banking 'is operated in an efficient and economical manner and is carrying out its functions in a manner satisfactory both to the financial institutions supervised and to the general public.'

"The Committee's recommendations, 'aimed at enabling the department to meet its expanding responsibilities with a minimum of increased cost,' included:

"1. The Banking Board and the Building and Loan Board should be more effective in assisting the Secretary of Banking in determining policy matters.

"2. Conferences of bank examiners and building and loan examiners should be held at least annually in order to increase the efficiency and uniformity of examination procedures.

"3. Cooperation between Building and Loan Bureau and officials of the Pennsylvania Savings and Loan League should be encouraged on legislative matters, dividend rates, questions of competition with Federal Savings and Loan Associations, installment share sinking-fund, loans and other problems of mutual interest.

"4. Bills to financial institutions for examination costs should be itemized and bills for overhead costs should be supplemented with information as to how such charges are made up. In order to verify the Department's present method of allocating costs, actual cost records should be maintained for a period of a year.

"5. The Consumer Credit Division and the Motor Vehicle Sales Finance Divisions should be consolidated into a Bureau of Consumer Credit, headed by a deputy Secretary of Banking. A Consumer Credit Board should be established to assist the Secretary of Banking in the formulation of policies for this type of business. Examinations of sales agencies should be more thorough.

"6. The leased quarters of the Pennsylvania Securities Commission in downtown Harrisburg should be vacated as soon as the existing lease permits and the offices located in regularly assigned quarters in the Department of Banking. The Commission's present quarters were leased in 1949 at a cost of \$12,000 a year, the Committee noted.

"The Department of Banking does not receive any appropriation from the State, the Survey Committee explained. The actual expenses of examinations are paid by the institutions examined. License fees charged consumer credit and motor vehicle sales finance organizations are deposited in the Banking Fund to meet the expenses of that part of the department.

"The Pennsylvania Securities Commission is an independent administrative board affiliated with the Depart-



ment of Banking. The Securities Commission does receive an appropriation from the General Fund but receipts from the licensing of investment dealers, advisers and salesmen are deposited in the General Fund and these Receipts, the Committee pointed out, are sufficient to offset the amount of the appropriation.

"On the subject of examination the Committee pointed out that while the cooperation that has been achieved between Federal and State bank examiners has been most effective in reducing expenses and inconveniences, 'the same degree of cooperation has not been achieved between Federal and State building and loan examiners.'

"The department is endeavoring to remedy this condition by assigning more building and loan examiners,' it was explained, 'and by changing its examination forms to agree with those used by the Home Loan Bank Board.'

"On the subject of consumer credit, the Committee pointed out that 'no regulations have ever been promulgated for credit or consumer discount companies and the regulations for small loan companies are in need of revision.'

"Agencies engaged in the business of financing motor vehicle sales, the Committee pointed out, are required to be licensed by the Motor Vehicle Sales Finance Division and it is impowered to make investigations for discovering violations of the Motor Vehicle Sales Finance Act.

"State banks engaging in motor vehicle financing are investigated by the bank examiners at the time the other affairs of the banks are being examined,' the Committee noted. 'National banks, licensed for motor sales financing, are not investigated, neither are out-of-state sales finance companies investigated.'

"Investigations of this type of business are considered policing as contrasted to the protective functions of bank and building and loan examination. In the four years ending September 30, 1951, investigations have resulted in the refunding to borrowers of \$70,523 in unlawful charges made by installment sellers and sales finance licensees.'

"The Committee was aided in its study of the Department of Banking by a task force consisting of George R. Bailey, vice president of the Harrisburg National Bank; T. N. Burke, vice president, Interstate Finance and Consumer Discount Company, Philadelphia; Norman T. Hayes, vice president, Philadelphia National Bank; R. J. Hopkins, president, Titusville Trust Company; R. G. Kirschmann, secretary-treasure, Johnstown Finance and Loan Company; and G. M. Watson, treasurer, State Capital Savings and Loan Association, Harrisburg.

"The task force was assisted by a research staff from the Pennsylvania Economy League, Inc., consisting of G. Fred Berger, Consultant on Banking Practices and Procedures; John N. Carson, Secretary; and Martin P. Klingel, Assistant Director of the Economy League, Philadelphia."

"From:

"State Government Survey Committee  
Room 455, Education Building  
Harrisburg, Pennsylvania

"NEWSPAPER INFORMATION  
FOR RELEASE  
Sunday, February 22, 1953

"Release No. 24

"Labor and Industry

"The State Government Survey Committee today suggested operating improvements in the Department of Labor and Industry which 'would in a few years save the Commonwealth at least five percent of the department's present expenditures, or approximately \$500,000 a biennium.'

"The greatest need for improvement was found in the fields of employment security, workmen's compensation, and inspection, the Committee explained, noting that 'other activities of the department are generally operating

efficiently and carrying out the functions for which they were created.'

"The conditions in need of correction are ones of long standing,' Chairman Francis J. Chesterman, of Philadelphia, pointed out, 'and it is to the credit of the Secretary of the Department that he is endeavoring to correct them as rapidly as possible.'

"The Survey Committee, now in the final stages of a study of governmental operations requested by Governor John S. Fine, offered the following recommendations for improving the department's operating efficiency:

"1. The Special Administration Fund of the Bureau of Employment Security should be placed under the same controls as other funds.

"2. The Board of Review of the Bureau of Employment Security should coordinate the work of referees, but should not hear second appeals de novo.

"3. The insuring requirements of the workmen's compensation law should be strictly enforced to provide maximum protection for employees.

"4. Hearings before workmen's compensation referees should be expedited to eliminate the costly back-log of cases.

"5. The management of the State Workmen's Insurance Fund should be reorganized on a business basis. The investment portfolio should be under the direction of the proposed Investment Council.

"6. Duplication of statistical services within the department should be eliminated.

"7. An advisory committee should be established for each division in the Bureau of Inspection to supply technical advice and assistance.

"8. The Division of Mines, Quarries and Explosives and the Department of Mines should be combined into a Bureau of Mines and Minerals.

"9. The Divisions of Accident Prevention and Occupational Disease Prevention should be abolished because their work duplicates that of other units.

"10. The Bureau of Inspection should be reorganized to achieve proper assignment, coordination and control of all inspectors. Personnel should be increased in order that all required inspections may be made. Uniform districts should be established and all inspectors should report to the District Supervisor. Inspection fees should be increased to cover the expenses of operating the Bureau. Revised inspection manuals should be prepared and kept current, and in-service training programs should be conducted.

"11. The Bureau of Industrial Standards should be made a division in the Bureau of Inspection with sufficient personnel to conduct meaningful tests of equipment offered for inspection.

"12. The industrial Board should be abolished as a departmental administrative board and should be reconstituted as an advisory board to the Division of Industrial Standards. The members of this Board should be qualified to offer competent advice on technical problems as well as to assist in the formulation of policy.

"13. The Bureau of Rehabilitation and the State Board of Vocational Rehabilitation should be transferred to the proposed Health and Welfare Administration with which their functions are closely allied, in order to secure greater coordination of services.

"The comments of the Survey Committee on the department's various activities—

"On the Bureau of Employment Security:

"This bureau administers both the unemployment compensation law and the employment services. It is entirely financed by federal grants, although the money is really furnished by part of the federal payroll tax that Pennsylvania employers are required to pay. Since the inception of the Unemployment Tax Act more than \$205,000,000 has been paid by state employers, but only about half that amount has been returned to Pennsylvania.

"Penalties and interest accruing from delinquent employer accounts are deposited in a special administration fund subject only to the control of the Secretary of Labor and Industry and the limitation that no other funds are available for the projects for which it is expended. As of January 1, 1953, a total of \$2,048,937 had been paid into



this fund and the balance as of that date was \$987,875. "This fund may be expended for the payment of costs of administration not properly chargeable against federal grants. In 1947, Act 316 was passed enlarging the purposes for which it might be expended to include acquisition of land and buildings to house the offices of Unemployment Compensation.

"The sum of \$807,078 has been spent for a building site and for architect's fees, and an additional \$253,983 has been expended for a number of surveys, rentals and salaries. On March 1, 1953, bids will be taken for the construction of a 16-story building adequate for all offices of the entire department. The building will be financed by the General State Authority.

"Referees located in various sections of the state hear appeals on employment compensation cases. A second hearing may be conducted by a Board of Review at which all of the original evidence is again presented. Recently a modification of this plan has been adopted permitting the waiving of the original hearing before a referee."

"On the Bureau of Workmen's Compensation:

"The Bureau has not given proper attention at all times to the enforcement of the insuring requirements of the compensation law and thus failed to protect employees. This has resulted in loss to the Commonwealth in litigation and in the imposition of burdens on relief agencies. Employers of few persons are especially difficult to insure. Applicants for self-insurance were not always thoroughly screened as to their financial ability to pay compensation.

"It is understood from the Secretary of the department that since the Committee started its survey changes have been instituted to enforce the insuring requirements. Unemployment Compensation reports have been checked for names of employers and field men have increased their activities with the result that 5752 new contracts of Workmen's Compensation Insurance have been placed in the calendar year 1952.

"Three representatives of the Self-Insurers Advisory Board have been asked to cooperate in suggesting changes to strengthen self-insurance. New regulations have been promulgated requiring a filing of a minimum of \$25,000 in bonds or other securities and if liabilities exceed that figure, evidence of re-insurance must be filed. All trust agreements are being re-examined."

"On the Workmen's Compensation Board:

"This board hears and determines petitions and appeals from the decisions of referees in workmen's compensation cases. Delay in hearing and determining workmen's compensation and occupational disease cases has resulted in a large backlog of undetermined cases now in the hands of referees.

"The referees do not seem to be performing their duties in an orderly fashion. There is a shortage of referees and of competent reporting personnel. The policy of continuances and postponements is too liberal. Loss to claimants, extra expenses to the state and to employers result from this condition of affairs and relief organizations are unduly burdened by these delays.

"Two steps have been taken to correct the large backlog of cases. The Governor has appointed an Administrative Assistant with the responsibility to get the referees' calendars current and salaries of referees have been adjusted to a more equitable scale, which should make it easier to secure the services of competent personnel to fill the vacant positions."

"On the State Workman's Insurance Fund:

"The State Workmen's Insurance Board administers the State Workmen's Insurance Fund, which was created to provide workmen's compensation insurance and is constituted from premiums paid by employers for compensation insurance.

"This Fund is overstaffed; salaries of employees are generally low compared with industry. Some local offices are poorly conducted; absenteeism; irregular work loads and lack of proper supervision were found.

"Personnel is not properly screened as to qualifications; overstaffing results from the ineffective personnel. Valuable office space is taken up by many hundreds of tons of correspondence which might be destroyed or micro-filmed. Payments of dividends, although regularly recom-

mended by the Board, were delayed several years. The 1947-48 dividends were not paid until March 1952. In October of 1952 dividends for 1949 and 1950 were paid.

"Despite the severe criticism of the personnel and operating methods of the Fund, it must be pointed out that it has operated at a profit in a line that most casualty insurance companies consider unprofitable business.

"The investment portfolio now totals \$16,500,000. The investment of these funds is the responsibility of the Board, consisting of the Secretary of Labor and Industry, the State Treasurer and the Insurance Commissioner. In practice, the Secretary of Labor and Industry handles the investments."

"On the Bureau of Industrial Standards:

"The work of this bureau is ineffective. It inspects and approves only equipment submitted to it and conducts no subsequent field inspections to determine that quality of devices approved is maintained. There are only two employees in the Bureau."

"On the Bureau of Inspection:

"The present set-up is confusing and inefficient. The seven divisions operate as independent units. In some divisions all inspectors have headquarters in Harrisburg; in others, field offices are established. For practical purposes the majority of inspectors use their homes as offices and no one has knowledge of their daily itineraries.

"There is no system of assignment for inspectors. They roam about as they see fit and many of their reports are so identical from day to day as to make them suspect.

"Suitable monthly reports and summaries are lacking and considerable duplication of record keeping exists between the local offices and Harrisburg. The entire bookkeeping system is outmoded. There is no in-service training program for inspectors.

"No standardization procedure and no time limit for reporting accidents exists. There is duplication of accident investigations by this Bureau and the Bureau of Women and Children. Duplications of other inspections exist within the Bureau and with other agencies such as the Department of Welfare, the Department of Health and the State Police.

"Insurance company inspections of boilers and elevators are accepted, but even with this outside aid there are many thousands of each that have never been inspected or even registered.

"The present regulations of the Buildings Division are uncoordinated and archaic. In fact, regulations and manuals issued by all divisions need revision not only in contents, but as to format and availability to the public. Codification of all laws administered by the Department was published in October 1952, and could well serve as a basis for assembling the information which is required by the public.

"The only work performed by the Accident Prevention Division is a duplication of statistics kept in the Bureau of Research and Information. The functions of the Occupational Disease Prevention Division are being actively conducted by the Department of Health with technically trained personnel and specialized equipment. This division in the Department of Labor and Industry is doing only photography and printing.

"Salaries of all inspectors and office personnel are considered inadequate. Many inequalities in classification of employees exist."

"On the Bureau of Rehabilitation:

"The Bureau maintains a case load of about 18,000, with about 10,000 annual additions and eliminations. The biennial cost of the Bureau is about \$2,300,000 of which two-thirds is paid by the Federal government. During the past year about 3500 persons were supplied with training, surgery, treatment, or helpful appliances.

"Rehabilitation work has been profitable by moving disabled persons from relief rolls and making them productive citizens. A study of 691 disabled cases formerly on relief showed a difference between \$762,000 annual relief costs before rehabilitation and \$1,407,000 annual earnings after rehabilitation.

"An experiment in rehabilitating the mentally ill is now being conducted at one mental hospital."



"The Committee's study of the Department of Labor and Industry was based on a survey made by a volunteer 'task force' headed by Louis B. F. Raycroft, Philadelphia, retired president of the Electric Storage Battery Corp.

"The task force was organized as follows:

"Group 1, Bureau of Employment Security and Bureau of Research and Information—Penrose Hertzler, Pottsville, general counsel for the Philadelphia and Reading Coal and Iron Company, chairman; William I. Cassidy, Reading, secretary of the Manufacturers' Association of Berks County; and Mr. Raycroft.

"Group 2, State Workmen's Insurance Fund, Bureau of Workmen's Compensation, and Workmen's Compensation Board—Samuel C. Devey, Wilmerding, personnel director, Westinghouse Air Brake Co., chairman; Robert S. Carson, Indiana, executive assistant to the president of the Rochester and Pittsburgh Coal Company; and Dr. G. L. Laverty, Harrisburg.

"Group 3, Industrial Board, Bureau of Industrial Standards and Bureau of Inspection—Theodore A. Serrill, Harrisburg, manager of the Pennsylvania Newspaper Publishers' Association, chairman; Dan Farrell, Pittsburgh, Supervisor of Safety, United States Steel Corporation; and John H. Seeton, Philadelphia, president of the Pennsylvania Manufacturers' Association.

"Group 4, Labor Relations Board, Bureau of Mediation—Robert D. Henderson, professor, Bucknell University, chairman; Sterling G. McNeese, Harrisburg attorney.

"Group 5, Bureau of Women and Children, Bureau of Hours and Minimum Wages—John E. Means, Lancaster, secretary of the Pennsylvania Retailers Association, chairman; W. J. Mooney, Harrisburg, executive secretary of the Pennsylvania Association of Dyers and Cleaners; and Charles York, of York, secretary of the Pennsylvania Cannery Association.

"Group 6, Bureau of Rehabilitation—Dr. Laverty and Walter Linn, Philadelphia, secretary, Pennsylvania Self-Insurers Association."

"From:

"State Government Survey Committee

"Room 455, Education Building

"Harrisburg, Pennsylvania

"NEWSPAPER INFORMATION

"FOR RELEASE

"A.M., Monday, February 23, 1953

"Release No. 25

"State

"Reorganization of the Department of State into a new State Administration with increased responsibilities was suggested today by the State Government Survey Committee.

"The objective of the Committee in suggesting the reorganization, Chairman Francis J. Chesterman, of Philadelphia, explained, 'is to capitalize upon the department's traditional role and to provide it with staff competence to perform the variety of functions that are common to but not an integral part of the specialized duties of other departments.'

"As steps toward the fulfillment of that objective and the achievement of savings estimated at approximately \$18,500 a biennium, the Survey Committee recommended:

"1. Consolidation of two of the department's present bureaus—the Elections Bureau and the Commission Bureau—into one Bureau of Commissions and Elections in order to establish a more uniform work load.

"2. Elimination of a third bureau—the Legislative Bureau—and the transfer of its responsibilities to the Legislative Reference Bureau of the General Assembly. Also, revision of the present procedure for the punctuation of laws to make punctuation a part of the legislative process rather than a function of the Department of State.

"3. Establishment in the State Administration of a centralized Licensing Department, creation of which had been urged earlier by the Committee.

"4. Transfer of the Bureau of Land Records and the Bureau of Municipal Affairs to the State Administration

from the Department of Internal Affairs. The functions of the Bureau of Municipal Affairs, the Committee suggested, should be restricted to a secretarial-archival role.

"5. Transfer to the State Administration of the Department of Military Affairs and the State Council of Civil Defense. The separate entities of these two agencies should be retained in their respective civilian and military functions, the Committee said, with continued full cooperation between the two.

"6. Incorporation in the State Administration of the proposed Department of Financial Institutions which, under an earlier recommendation, would be made up of the present departments of Banking and Insurance.

"7. Merging of the School Employees' Retirement Board and the State Employees' Retirement Board into a single Retirement Board in the State Administration.

"This recommendation does not contemplate the merger of the two retirement funds,' the Committee emphasized. 'The two funds should be kept separate, but the clerical functions involved should be consolidated under one director in order to eliminate duplication of services, functions, personnel and mechanical installations.'

"8. Revision of the laws governing the commissioning of elected and appointed officers to eliminate differences in forms and procedures wherever possible.

"9. Revision of the laws governing the appointment of notaries public to vest the power of appointment in the Secretary of the Commonwealth subject to a test by the present Civil Service Board or the proposed Personnel Board to determine the applicant's competence.

"10. Codification of the corporation laws of the Commonwealth to establish a single uniform procedure, eliminate unnecessary diversity of language and reduce the duplication of records.

"11. Modification of the corporation laws to permit the substitution of microfilm for the original copy and to authorize the submission of microfilm records as primary evidence in legal proceedings.

"The merger of the Commission Bureau and the Elections Bureau, the Survey Committee explained, was prompted by the fact that the peak work load of the Commission Bureau occurs in odd-numbered years when the Legislature is in session, while the peak work load of the Elections Bureau occurs in even-numbered years when general elections are held.

"If the two were combined into one bureau,' the Committee said, 'an even work load could be established and a saving effected of at least \$15,500 a biennium.'

"The Committee asserted that the Legislative Bureau in the Department of State is active and has significant duties only during those periods when the General Assembly is in session and the months immediately following the close of the sessions.

"Elimination of the Bureau, it was noted, would necessitate the establishment in the State Administration of a position of legislative record clerk to receive, record and file bills and resolutions passed by the General Assembly; to transmit bills to the Governor for his signature or veto; to attest the Governor's signature on bills; and to receive and file the Governor's vetoes.

"On the subject of the punctuation of laws, the Survey Committee pointed out that Pennsylvania is the only state that gives an administrative officer of the executive department the duty of punctuating the laws after passage.

"Although punctuation is not technically a part of the law,' the Committee explained, 'it does at times influence the interpretation of the law and is therefore more properly a part of the legislative process.'

"In detailing its recommendation for the merging of the two Retirement Boards, the Committee suggested that the new consolidated Board 'be limited to five members, readily available for prompt decisions and action on investment opportunities.'

"The Retirement Board should have administrative responsibility for the retirement funds and should depend on the proposed Investment Council for financial advice and counsel on general investment policies,' the Committee added.

"The State Employees' Retirement Board is now attached to the Department of State; the School Employees' Retirement



ment Board is presently affiliated with the Department of Public Instruction.

"A second retirement board attached to the Department of State—the Municipal Employees' Retirement Board—has never been active, the Committee said, and should be dissolved. The reason for its inactivity: before any municipal plans were approved other legislation was passed permitting employees of political subdivisions to join Federal Social Security.

"The comments of the Committee on other recommendations follow:

"On the need for more uniformity in commission forms and procedures:

"Approximately 75 different forms are used in commissioning elective and appointive officers as a result of the unnecessary variations in the wording of the laws. Although the issuance of commissions is basically a simple clerical operation, these many variations require considerable supervisory attention and are time consuming."

"On the laws governing notaries public and justices of the peace:

"The present procedure for the appointment of notaries is not only rather complex, but does not make provision for any tests to determine the competence of persons being commissioned.

"Also, under the present law neither notaries nor justices of the peace are required to notify the Commission Bureau of any change of address or name, and as a result it is impossible for the files to be accurate.

"If certain changes in the laws governing notaries public and justices of the peace were made, savings of \$3000 a biennium could be realized."

"On the need for revision of the corporation laws:

"Photocopying was introduced into the Corporation Bureau in 1939 for reproducing documents that had to be recorded. Since that date over 900,000 copies of documents have been made. A Duplex photocopy costs approximately 15 cents; a Simplex photocopy approximately 23 cents. The cost of original and duplicate microfilm, including cost of materials and payroll, is approximately 4 cents.

"Although all records have been microfilmed, the original or photocopies cannot be destroyed because of an opinion of the Attorney General that microfilm is not a "copy" as required by law.

"Also, the work of the Corporation Bureau is made complex by unnecessary variations in the laws governing corporations, cooperatives and associations that are not justified by the subject of the law.

"The work load of the Bureau has more than doubled in the past ten years. It is estimated that it takes two years to train a clerk to handle the technical details without immediate supervision, but 17 of the 42 clerks have had less than a year and a half of service."

"The Committee based its study of the Department of State on a survey made possible through the cooperation of Dr. Rufus H. Fitzgerald, Chancellor, and Dr. Charles B. Nutting, Vice Chancellor, University of Pittsburgh Dr. William G. Willis directed the study. Staff assistance was provided by Dr. Albert B. Martin and Dr. Rosalind L. Branning."

## BILLS INTRODUCED AND REFERRED

Mr. SNOWDEN. Mr. President, I ask unanimous consent to introduce a bill at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. SNOWDEN read in his place and presented to the Chair Senate Bill No. 203, entitled:

An Act to amend subsection (a) of Section 9 of the act approved the twenty-sixth day of May one thousand nine hundred forty-nine (P. L. 1828) entitled "An act concerning the investment powers and duties of guardians committees trustees and other fiduciaries except personal representatives and prescribing the nature and kind of investments which may be made and retained by such fiduciaries" by authorizing investments in com-

mon stocks of investment companies meeting certain qualifications and eliminating the requirement that stock must be listed on an exchange as to the stock of investment companies.

Which was committed to the Committee on Judiciary General.

Mr. YOSKO. Mr. President, I ask unanimous consent to introduce bills at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. YOSKO read in his place and presented to the Chair Senate Bill No. 204, entitled:

An Act to further amend the act approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employees in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments, boards and commissions shall be determined," by creating the Department and office of the Accountant General and defining their powers and duties; changing certain powers and duties of the Governor and of the various departments, boards, commissions and officers; and providing for the transfer of certain employees from the Department of the Auditor General to the Department of the Accountant General.

Which was committed to the Committee on State Government.

He also read in his place and presented to the Chair Senate Bill No. 205, entitled:

An Act to further amend the act approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 343), entitled "An act relating to the finances of the State government; providing for the settlement, assessment, collection, and lieu of taxes, bonus, and all other accounts due the Commonwealth, the collection and recovery of fees and other money or property due or belonging to the Commonwealth, or any agency thereof, including escheated property and the proceeds of its sale, the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth, and the settlement of claims against the Commonwealth, the resettlement of accounts and appeals to the courts, refunds of moneys erroneously paid to the Commonwealth, auditing the accounts of the Commonwealth and all agencies thereof, of all public officers collecting moneys payable to the Commonwealth, or any agency thereof, and all receipts of appropriations from the Commonwealth and imposing penalties; affecting every department, board, commission, and officer of the State government, every political subdivision of the State, and certain officers of such subdivisions, every person, association, and corporation required to pay, assess, or collect taxes, or to make returns or reports under the laws imposing taxes for State purposes, or to pay license fees or other moneys to the Commonwealth, or any agency thereof, every State depository and every debtor or creditor of the Commonwealth," by defining the powers



and duties of the Department of the Accountant General and the Accountant General; providing for the installation and maintenance of a uniform system of accounts of Commonwealth finances and of accounting reports based thereon; imposing duties on every Commonwealth agency, receiving or disbursing moneys from or on behalf of the Commonwealth, and further regulating the disbursement of moneys from the State Treasury.

Which was committed to the Committee on State Government.

He also read in his place and presented to the Chair Senate Bill No. 206, entitled:

An Act to amend Section 8 of the act approved the thirty-first day of March one thousand nine hundred forty-nine (P. L. 372) entitled "An act to promote the welfare of the people of the Commonwealth creating The General State Authority as a body corporate and politic with power to construct, improve, equip, furnish and operate projects and to lease the same and to fix fees, rentals and charges for the use thereof authorizing and regulating the issuance of bonds for said Authority and providing for the payment of such bonds and the rights of the holders thereof and to enter into agreements with the government of the United States or any Federal agency and authorizing the Department of Property and Supplies to grant, assign, convey or lease to the Authority lands of the Commonwealth and interests therein and to acquire lands therefor granting the right of eminent domain empowering The General State Authority to sell and convey projects and property to the Commonwealth and providing that no debt of the Commonwealth shall be incurred in the exercise of any of the powers granted by this act" by authorizing the Department of the Accountant General to examine the accounts and books of the Authority and providing for reimbursement.

Which was committed to the Committee on State Government.

### REPORT FROM COMMITTEE

Mr. LANE. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. LANE, from the Committee on Highways, reported as committed Senate Bill No. 60, entitled:

An Act to further amend the act, approved the twenty-second day of June, one thousand nine hundred thirty-one (P. L. 594), entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligation of the Commonwealth in the construction of certain structures located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act," by deleting a route in Lancaster County.

### CALENDAR

#### THIRD READING CALENDAR

#### BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 8, as follows:

An Act authorizing contact representatives of Veterans Administration hospitals to take affidavits and acknowledgements of persons undergoing treatment therein and providing for the effect thereof

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Every contact representative of a Veterans' Administration hospital in this Commonwealth who complies with the requirements hereof is authorized to take affidavits and acknowledgements of all instruments executed by persons undergoing treatment at the hospital. Each contact representative shall furnish to the Secretary of the Commonwealth a written statement signed by him and containing his name and address and a statement that he is the contact representative of the designated Veterans Administration hospital. The statement shall be accompanied by a certificate of the chief administrative officer of the hospital to the effect that the person furnishing the statement is the contact representative of the hospital.

Section 2 Upon receipt of the statement and certificate Secretary of the Commonwealth shall issue under his hand and seal of his office a certificate of authority. Each certificate of authority shall be numbered in the order of the date issued. The Secretary of the Commonwealth shall certify the record of any certificate of authority whenever required. The Secretary of the Commonwealth shall make no charge for filing statements and certificates nor for issuing certificates of authority nor for certifying the record thereof.

Section 3 Each affidavit or acknowledgement of a person undergoing treatment in a Veterans Administration hospital taken by the contact representative of the hospital shall show the date when taken the signature and title of the contact representative including the name and location of the Veterans Administration hospital and the number of his certificate of authority and the fact that the person sworn or who acknowledges is at the time undergoing treatment at the hospital. No contact representative shall make any charge for taking such affidavits or acknowledgements.

Section 4 All instruments acknowledged before a contact representative may be offered in evidence without further proof and may be recorded in the office of the recorder of deeds. The record shall be constructive notice of all matters contained therein and the record or exemplification thereof shall be legal evidence in all cases where the original would be competent evidence.

Section 5 Whoever wilfully and knowingly makes a false oath or affirmation before a contact representative is guilty of perjury.

Whoever violates any of the provisions of this act is guilty of a misdemeanor and upon conviction shall be sentenced to pay a fine not more than five hundred dollars (\$500) or undergo imprisonment not more than two (2) years or both.

Section 6 The provisions of this act shall become effective immediately upon final enactment.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—46

Barr,	Hare,	McCusker,	Taylor,
Berger,	Harney,	McMenamin,	Toole,
Blass,	Holland,	McPherson, Jr.	Wade,
Camel,	Kessler,	Miller,	Walker,
Chapman,	Koprivier, Jr.	Peelot,	Wagner,
Crowe,	Lane,	Propert,	Watkins,
Dent,	Leader,	Ruth,	Watson,
Diehm,	Letzler,	Silvert,	Weiner,
DiSilvestro,	Madigan,	Snowden,	Wolfe,
Fleming,	Mahany,	Stevenson,	Wood,
Freed,	Mallery,	Stiefel,	Yosko,
Haluska,	McCreesh,		

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.



Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 12, as follows:

An Act relating to certain commercial transactions in or regarding personal property and contracts and other documents concerning them including sales commercial paper bank deposits and collections documentary letters of credit bulk transfers warehouse receipts bills of lading other documents of title investment securities and secured transactions including certain sales of accounts chattel paper and contract rights providing for public notice to third parties in certain circumstances regulating procedure evidence and damages in certain court actions involving such transactions contracts or documents and to make uniform the law with respect thereto

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The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

## Article 1

## General Provisions

## Part 1

## Short Title Construction Application and Subject Matter of the Act

Section 1-101 Short Title This Act shall be known and may be cited as Uniform Commercial Code

Section 1-102 Purposes Rules of Construction (1) This Act shall be liberally construed and applied to promote its underlying purposes and policies

(2) Underlying purposes and policies of this Act are

- (a) to simplify and modernize and develop greater precision and certainty in the rules of law governing commercial transactions

- (b) to preserve flexibility in commercial transactions and to encourage continued expansion of commercial practices and mechanisms through custom usage and agreement of the parties

- (c) to make uniform the law among the various jurisdictions

(3) In construing and applying this Act to effect its purposes the following rules shall apply

- (a) Definitions and formal requirements such as those determining what constitutes a negotiable instrument a bona fide purchaser a holder in due course or due negotiation of documents of title are not subject to variation by agreement

- (b) Except as otherwise provided by this Act the rights and duties of a third party may not be adversely varied by an agreement to which he is not a party or by which he is not otherwise bound

- (c) The general obligations prescribed by this Act such as good faith due diligence commercial reasonableness and reasonable care may not be disclaimed by agreement but the parties may by agreement determine the standards by which the performance

of such obligations is to be measured if such standards are not manifestly unreasonable

(d) Provisions of this Act which are qualified by the words "unless otherwise agreed" or words of similar import may be waived or modified by agreement and the absence of such words contains no negative implication

(e) Subject to the foregoing subsections and except as otherwise specifically provided in this Act the effect of provisions of this Act may be varied by agreement

(f) The Comments of the National Conference of Commissioners on Uniform State Laws and The American Law Institute may be consulted in the construction and application of this Act but if text and comment conflict text controls

(g) Prior drafts of text and comments may not be used to ascertain legislative intent

Section 1-103 Supplementary General Principles of Law Applicable Unless displaced by the particular provisions of this Act the principles of law and equity including the law merchant and the law relative to capacity to contract principal and agent estoppel fraud misrepresentation duress coercion mistake bankruptcy or other validating or invalidating cause shall supplement its provisions

Section 1-104 Construction Against Implicit Repeal This Act being a general act intended as a unified coverage of its subject matter no part of it shall be deemed to be impliedly repealed by subsequent legislation if such construction can reasonably be avoided

Section 1-105 Applicability of the Act Parties' Right to Choose Applicable Law (1) Article 1 applies to any contract or transaction to which any other Article of this Act applies

(2) The Articles on Sales (Article 2) Documentary Letters of Credit (Article 5) and Documents of Title (Article 7) apply whenever any contract or transaction within the terms of any one of the Articles is made or occurs after the effective date of this Act and the contract

- (a) is made offered or accepted or the transaction occurs within this state or

- (b) is to be performed or completed wholly or in part within this state or

- (c) relates to or involves goods which are to be or are in fact delivered shipped or received within this state or

- (d) involves a bill of lading warehouse receipt or other document of title which is to be or is in fact issued delivered sent or received within this state or

- (e) is an application or agreement for a credit made sent or received within this state or involves a credit issued in this state or under which drafts are to be presented in this state or confirmation or advice of which is sent or received within this state or involves any negotiation within this state of a draft drawn under a credit

(3) The Articles on Commercial Paper (Article 3) and Bank Deposits and Collections (Article 4) apply whenever any contract or transaction within the terms of either of the Articles is made or occurs after the effective date of this Act and the contract

- (a) is made offered or accepted or the transaction occurs within this state or

- (b) is to be performed or completed wholly or in part within this state or

- (c) involves commercial paper which is made drawn or transferred within this state

(4) The Article on Investment Securities (Article 8) applies whenever any contract or transaction within its terms is made or occurs after the effective date of this Act and the contract

- (a) is made offered or accepted or the transaction occurs within this state or

- (b) is to be performed or completed wholly or in part within this state or

- (c) involves a security issued or transferred within this state



But the validity of a corporate security shall be governed by the law of the jurisdiction of incorporation

(5) The Articles on Bulk Transfers (Article 6) and Secured Transactions (Article 9) apply whenever any contract or transaction within their terms is made or occurs after the effective date of this Act and falls within the provisions of Section 6—102 or Sections 9—102 and 9—103

(6) Whenever a contract instrument document security or transaction bears a reasonable relationship to one or more states or nations in addition to this state the parties may agree that the law of any such other state or nation shall govern their rights and duties In the absence of an agreement which meets the requirements of this subsection this Act governs

Section 1—106 Remedies to be Liberally Administered

(1) The remedies provided by this Act shall be liberally administered to the end that the aggrieved party may be put in as good a position as if the other party had fully performed but neither consequential nor penal damages may be had except as specifically provided in this Act or by other rule of law

(2) Any right or obligation declared by this Act is enforceable by action unless the provision declaring it specifies a different and limited effect

Section 1—107 Waiver or Renunciation of Claim or Right after Breach Any claim or right arising out of an alleged breach can be discharged in whole or in part without consideration by a written waiver or renunciation signed by the aggrieved party

Section 1—108 Severability If any provision or clause of this Act or application thereof to any person or circumstance is held invalid such invalidity shall not affect other provisions or applications of the Act which can be given effect without the invalid provision or application and to this end the provisions of this Act are declared to be severable

Section 1—109 Section Captions Section captions are parts of this Act

## Part 2

### General Definitions and Principles of Interpretation

Section 1—201 General Definitions Subject to additional definitions contained in the subsequent Articles of this Act which are applicable to specific Articles or Parts thereof and unless the context otherwise requires in this Act

(1) "Action" in the sense of a judicial proceeding includes recoupment counterclaim set-off suit in equity and any other proceedings in which rights are determined

(2) "Aggrieved party" means a party entitled to resort to a remedy

(3) "Agreed" or "Agreement" means the bargain in fact as found in the language of the parties or in course of dealing or usage of trade or course of performance or by implication from other circumstances (Compare "Contract")

(4) "Bank" means any person engaged in the business of banking

(5) "Bearer" means the person in possession of an instrument document of title or security payable to bearer or indorsed in blank

(6) "Bill of lading" means a document evidencing the receipt of goods for shipment issued by a person engaged in the business of transporting or forwarding goods and includes an airbill "Airbill" means a document serving for air transportation as a bill of lading does for marine or rail transportation and includes an air consignment note or air waybill

(7) "Branch" includes a separately incorporated foreign branch of a bank

(8) "Burden of establishing" a fact means the burden of persuading the triers of fact that the existence of the fact is more probable than its non-existence

(9) "Buyer in ordinary course of business" means a person who buys goods in ordinary course from a person in the business of selling goods of that kind but does not include a pawnbroker or a person buying goods from

a farmer "Buying" may be for cash or on secured or unsecured credit and includes receiving goods securities or documents of title under a pre-existing contract for sale but does not include a transfer in bulk or as security for or in total or partial satisfaction of a money debt

(10) "Conspicuous" A term or clause is conspicuous when it is so written that a reasonable person against whom it is to operate ought to have noticed it A printed heading in capitals (as NON-NEGOTIABLE BILL OF LADING) is conspicuous Language in the body of a form is "conspicuous" if it is in larger or other contrasting type or color But in a telegram any stated term is "conspicuous" Whether a term or clause is "conspicuous" or not is for decision by the court

(11) "Contract" means the total obligation in law which results from the parties' agreement as affected by this Act and any other applicable rules of law (Compare "Agreement")

(12) "Creditor" means an unsecured creditor and includes any representative of creditors including an executor or administrator of an insolvent debtor's or assignor's estate

(13) "Defendant" includes a person in the position of defendant in a cross-action or counterclaim

(14) "Delivery" with respect to instruments documents of title chattel paper or securities means voluntary transfer of possession

(15) "Document of title" includes bill of lading dock warrant dock receipt warehouse receipt or order for the delivery of goods and also any other document which in the current course of business or financing is treated as adequately evidencing that the person in possession of it is entitled to receive hold and dispose of the document and the goods it covers To be a document of title a document must purport to be issued by or addressed to a bailee and purport to cover goods in the bailee's possession which are either identified or are fungible portions of an identified mass

(16) "Fault" means wrongful act omission or breach

(17) "Fungible" with respect to goods or securities means goods or securities of which any unit is by nature or usage of trade the equivalent of any other like unit Goods which are not fungible shall be deemed fungible for the purposes of this Act to the extent that under a particular agreement or document unlike units are treated as equivalents

(18) "Genuine" means free of forgery or counterfeiting

(19) "Good faith" means honesty in fact in the conduct or transaction concerned

(20) "Holder" means a person who is in possession of a document of title or an instrument or an investment security drawn issued or indorsed to him or to his order or bearer or in blank

(21) To "honor" is to pay or to accept and pay or where a credit so engages to purchase or discount a draft complying with the terms of the credit

(22) "Insolvency proceedings" includes any assignment for the benefit of creditors or other proceedings intended to liquidate or rehabilitate the estate of the person involved

(23) A person is "insolvent" who either has ceased to pay his debts in the ordinary course of business or cannot pay his debts as they become due or is insolvent within the meaning of the Federal Bankruptcy Law

(24) "Money" means a medium of exchange authorized or adopted by a domestic or foreign government as a part of its currency

(25) A person has "notice" of a fact when

- (a) he has actual knowledge of it or
- (b) he has received a notice or notification of it or
- (c) from all the facts and circumstances known to him at the time in question he has reason to know that it exists

(26) A person "notifies" another by taking such steps as may be reasonably required to inform the other in ordinary course whether or not such other party actually comes to know it

(27) A person "receives" a notice or notification when

- (a) It comes to his attention or



(b) it is duly delivered at the place of business through which the contract was made or at any other place held out by him as the place for receipt of such communications Notice or a notification received by an organization is effective for a particular transaction from the time when it is brought to the attention of the individual conducting that transaction and in any event from the time when it would have been brought to his attention if the organization had exercised due diligence

(28) "Organization" includes a corporation government or governmental subdivision or agency business trust estate trust partnership or association two or more persons having a joint or common interest or any other legal or commercial entity

(29) "Party" as distinct from "third party" means a person who has made a contract within this Act

(30) "Person" includes an individual or an organization

(31) "Presumption" or "presumed" means that the trier of fact must find the existence of the fact presumed unless and until evidence is introduced which would support a finding of its non-existence

(32) "Purchase" includes taking by sale discount mortgage pledge lien issue or re-issue gift or any other voluntary transaction creating an interest in property

(33) "Purchase" means a person who takes by purchase

(34) "Remedy" means any remedial right to which an aggrieved party is entitled with or without resort to a tribunal

(35) "Representative" includes an agent an officer of a corporation or association and a trustee executor or administrator of an estate or any other person empowered to act for another

(36) "Rights" includes remedies

(37) "Security interest" means an interest in property which secures payment or performance of an obligation The reservation by a seller or consignor of property notwithstanding identification of goods to a contract for sale or notwithstanding shipment or delivery is a "security interest" The term also includes the interest of a financing buyer of accounts chattel paper or contract rights

(38) "Send" in connection with any writing or notice means to deposit in the mail or deliver for transmission by any other usual means of communication with postage or cost of transmission provided for and properly addressed and in the case of an instrument to an address specified thereon or otherwise agreed or if there be none to any address reasonable under the circumstances The receipt of any writing or notice within the time at which it would have arrived if properly sent has the effect of a proper sending

(39) "Signed" includes any authentication

(40) "Surety" includes guarantor

(41) "Telegram" includes a message transmitted by radio teletype cable any mechanical method of transmission or the like

(42) "Term" means that portion of an agreement which relates to a particular matter

(43) "Unauthorized signature" means a signature made without actual implied or apparent authority and includes a forgery

(44) "Warehouse receipt" means a receipt issued by a person engaged in the business of storing goods for others

(45) "Written" or "writing" includes printing type-writing or other intentional reduction to tangible form

Section 1—202 Prima Facie Evidence by Third Party Documents A document in due form purporting to be a bill of lading policy or certificate of insurance official weigher's or inspector's certificate consular invoice or any other document authorized or required by the contract to be issued by a third party shall be prima facie evidence of its own authenticity and genuineness and of the facts stated in the document by the third party

Section 1—203 Obligation of Good Faith Every contract within this Act imposes an obligation of good faith in its performance or enforcement

Section 1 —204 Time Reasonable Time "Seasonably"

(1) Wherever this Act requires any action to be taken

within a reasonable time the agreement may fix any time which is not manifestly unreasonable

(2) What is a reasonable time for taking any action depends on the nature purpose and circumstances of such action

(3) An action is taken "seasonably" when it is taken at or within the time agreed or if no time is agreed at or within a reasonable time

Section 1—205 Course of Dealing and Usage of Trade (1) A course of dealing is a sequence of previous conduct between the parties to a particular transaction which is in fact fairly to be regarded as establishing a common basis of understanding for interpreting their words and conduct

(2) A usage of trade is any practice or method of dealing currently recognized as established in a particular place or among those engaged in trade or in a particular vocation or trade Its existence and scope are questions of fact

(3) The parties to a contract are bound by any course of dealing between them and by any usage of trade of which both are or should be aware and parties engaged in a particular vocation or trade are bound by its usages

(4) Unless contrary to a mandatory rule of this Act

(a) A course of dealing or usage of trade gives particular meaning to and supplements or qualifies terms of the agreement

(b) The express terms of the agreement and any course of dealing or usage of trade shall be construed wherever reasonable as consistent with each other but when such construction is unreasonable express terms shall control both course of dealing and usage of trade and course of dealing shall control usage of trade

(5) The usage of trade in the place where any part of performance is to occur shall be used in interpreting the agreement as to that part of the performance

(6) A party intending to offer evidence of a usage of trade must give the other party such notice as will prevent surprise

Section 1—206 Right to Signed Receipt for Goods or Payment Where a person tenders payment goods or documents he may require a signed receipt as a condition of completing delivery

Section 1—207 Performance or Acceptance Under Reservation of Rights A party who with explicit reservation of rights performs or promises performance or assents to performance in a manner demanded or offered by the other party does not thereby prejudice the rights reserved Such words as "without prejudice" "under protest" or the like are sufficient

Section 1—208 Option to Accelerate at Will A term providing that one party may accelerate payment or performance or require collateral or additional collateral not on stated contingencies but "at will" or "when he deems himself insecure" or in words of similar import means that he has power to do so only in the good faith belief that the prospect of payment or performance is impaired but the burden of establishing lack of good faith is on the party against whom the power has been exercised

## Article 2

### Sales

#### Part 1

#### Short Title General Construction and Subject Matter

Section 2—101 Short Title This Article shall be known and may be cited as Uniform Commercial Code—Sales

Section 2—102 Certain Security and Other Transactions Excluded From This Article This article does not apply to any transaction which although in the form of an unconditional contract to sell or present sale is intended to operate only as a security transaction nor does this Article impair or repeal any statute regulating sales to consumers farmers or other specified classes of buyers

Section 2—103 Definitions and Index of Definitions (1) In this Article unless the context otherwise requires



- (a) "Buyer" means a person who buys or contracts to buy goods
- (b) "Good faith" in the case of a merchant includes observance of reasonable commercial standards
- (c) "Receipt" of goods means taking physical possession of them
- (d) "Seller" means a person who sells or contracts to sell goods

(2) Other definitions apply in to this Article or to specified Parts thereof and the sections in which they appear are

- "Banker's credit" Section 2—325
- "Between merchants" Section 2—104
- "Cancellation" Section 2—106(4)
- "Commercial unit" Section 2—105
- "Confirmed credit" Section 2—325
- "Conforming to contract" Section 2—106
- "Contract for sale" Section 2—106
- "Cover" Section 2—712
- "Entrusting" Section 2—403
- "Financing agency" Section 2—104
- "Future goods" Section 2—105
- "Goods" Section 2—105
- "Installment contract" Section 2—612
- "Letter of credit" Section 2—325
- "Lot" Section 2—105
- "Merchant" Section 2—104
- "Overseas" Section 2—323
- "Person in position of seller" Section 2—707
- "Present sale" Section 2—106
- "Sale" Section 2—106
- "Sale on approval" Section 2—326
- "Sale on return" Section 2—326
- "Termination" Section 2—106

(3) The following definitions in other Articles apply to this Article

- "Check" Section 3—104
- "Consignee" Section 7—102
- "Consignor" Section 7—102
- "Dishonor" Section 3—508
- "Draft" Section 3—104
- "Value" Section 7—102

(4) In addition Article 1 contains general definitions and principles of construction and interpretation applicable throughout this Article

Section 2—104 Definitions "Merchant" "Between Merchants" "Financing Agency" (1) "Merchant" means a person who deals in goods of the kind or otherwise by his occupation holds himself out as having knowledge or skill peculiar to the practices or goods involved in the transaction or to whom such knowledge or skill may be attributed by his employment of an agent or broker or other intermediary who by his occupation holds himself out as having such knowledge or skill

(2) "Financing agency" means a bank finance company or other person who in the ordinary course of business makes advances against goods or documents of title or who by arrangement with either the seller or the buyer intervenes in ordinary course to make or collect payment due or claimed under the contract for sale as by purchasing or paying the seller's draft or making advances against it or by merely taking it for collection whether or not documents of title accompany the draft "Financing agency" includes also a bank or other person who similarly intervenes between persons who are in the position of seller and buyer in respect to the goods (Section 2—707)

(3) "Between merchants" means in any transaction with respect to which both parties are chargeable with the knowledge or skill of merchants

Section 2—105 Definitions Transferability "Goods" "Future" Goods "Lot" "Commercial Unit" (1) "Goods" means all things (including specially manufactured goods) which are movable at the time of identification to the contract for sale other than the money in which the price is to be paid investment securities (Article 8) and things in action "Goods" also includes the unborn young of animals and growing crops and other identified things attached to realty and capable of severance without

material harm thereto as described in the section on goods to be served from realty (Section 2—107)

(2) Goods must be both existing and identified before any interest in them can pass Goods which are not both existing and identified are "future" goods A purported present sale of future goods or of any interest therein operates as a contract to sell

(3) There may be a sale of a part interest in existing identified goods

(4) An undivided share in an indented bulk of fungible goods is sufficiently identified to be sold although the quantity of the bulk is not determined Any agreed proportion of such a bulk or any quantity thereof agreed upon by number weight or other measure may to the extent of the seller's interest in the bulk be sold to the buyer who then becomes an owner in common

(5) "Lot" means a parcel or a single article which is the subject matter of a separate sale or delivery whether or not it is sufficient to perform the contract

(6) "Commercial unit" means such a unit of goods as by commercial usage is a single whole for purposes of sale and division of which materially impairs in character or value on the market or in use A Commercial unit may be a single article (as a machine) or a set of articles (as a suite of furniture or an assortment of sizes) or a quantity (as a bale gross or carload) or any other unit treated in use or in the relevant market as a single whole

Section 2—106 Definitions "Contract for Sale" "Sale" "Present Sale" "Conforming" to Contract "Termination" "Cancellation" (1) "Contract for sale" includes both a present sale of goods and a contract to sell goods at a future time A "sale" consists in the passing of title from the seller to the buyer for a price (Section 2—401) A "present sale" means a sale which is accomplished by the making of the contract

(2) Goods or conduct including any part of a performance are "conforming" or conform to the contract when they are in accordance with the obligations under the contract

(3) "Termination" occurs when either party pursuant to a power created by agreement or law puts an end to the contract otherwise than for its breach On "termination" all obligations which are still executory on both sides are discharged but any right based on prior breach or performance survives

(4) "Cancellation" occurs when either party puts an end to the contract for breach by the other and its effect is the same as that of "termination" except that the cancelling party also retains any remedy for breach of the whole contract or any unperformed balance

Section 2—107 Goods To Be Severed From Realty Recording (1) A contract for the sale of timber minerals or the like or a structure or its materials to be removed from realty is a contract for the sale of goods within this Article if they are to be severed by the seller but until severance a purported present sale thereof is ineffective

(2) A contract for the sale apart from the land of growing crops or other identified things attached to realty and capable of severance without material harm thereto but not described in subsection (1)

(a) is a contract for sale of goods within this Article whether the subject matter is to be severed by the buyer or by the seller even though it forms part of the realty at the time of contracting and subject to any third party rights provided by the law relating to realty records the parties can by identification work a constructive severance at the time of contracting and

(b) may be executed and recorded as a document transferring an interest in land and shall then constitute notice to third parties of the buyer's rights under the contract for sale

## Part 2

### Form Formation and Readjustment of Contract

#### Section 2—201 Formal Requirements Statute of Frauds

(1) Except as otherwise provided in this section a contract



for the sale of goods for the price of \$500 or more is not enforceable by way of action or defense unless there is some writing sufficient to indicate that a contract for sale has been made between the parties and signed by the party against whom enforcement is sought or by his authorized agent or broker. A writing is not insufficient because it omits or incorrectly states a term agreed upon but the contract is not enforceable under this paragraph beyond the quantity of goods shown in such writing.

(2) Between merchants if within a reasonable time a writing in confirmation of the contract and sufficient against the sender is received and the party receiving it has reason to know its contents it satisfies the requirements of subsection (1) against such party unless written notice of objection to its contents is given within ten days after it is received.

(3) A contract which does not satisfy the requirements of subsection (1) but which is valid in other respects is enforceable

(a) if the goods are to be specially manufactured for the buyer and are not suitable for sale to others in the ordinary course of the seller's business and the seller before notice of repudiation is received and under circumstances which reasonably indicate that the goods are for the buyer has made either a substantial beginning of their manufacture or commitments for their procurement or

(b) if the party against whom enforcement is sought admits in his pleading or otherwise in court that a contract for sale was made or

(c) with respect to goods for which payment has been made and accepted or which have been received and accepted (Section 2—606)

Section 2—202 Final Written Expression Parol or Extrinsic Evidence Terms with respect to which the confirmatory memoranda of the parties agree or which are otherwise set forth in a writing intended by the parties as a final expression of their agreement with respect to such terms as are included therein may not be contradicted by evidence of any prior agreement or of a contemporaneous oral agreement but may be explained or supplemented

(a) by course of dealing or usage of trade (Section 1—205) or by course of performance (Section 2—208) and

(b) by evidence of consistent additional terms unless the court finds the writing to have been intended also as a complete and exclusive statement of the terms agreed upon

Section 2—203 Seals Inoperative The affixing of a seal to a writing evidencing a contract for sale or an offer to buy or sell goods does not constitute the writing a sealed instrument and the law with respect to sealed instruments does not apply to such a contract or offer

Section 2—204 Formation in General (1) A contract for sale of goods may be made in any manner sufficient to show agreement

(2) Conduct by both parties which recognizes the existence of a contract is sufficient to establish a contract for sale even though the moment of its making cannot be determined

(3) Even though one or more terms are left open a contract for sale does not fail for indefiniteness if the parties have intended to make a contract and there is a reasonably certain basis for giving an appropriate remedy

Section 2—205 Firm Offers An offer by a merchant to buy or sell goods in a signed writing which gives assurance that it will be held open needs no consideration to be irrevocable for a reasonable time or during a stated time but in no event for a time exceeding three months but such term on a form supplied by the offeree must be separately signed by the offeror

Section 2—206 Offer and Acceptance in Formation of Contract (1) Unless the contrary is unambiguously indicated by the language or circumstances

(a) an offer to make a contract shall be construed as inviting acceptance in any manner and by any medium reasonable in the circumstances

(b) an order or other offer to buy goods for prompt or

current shipment can be accepted either by such shipment or by a prompt promise thereof

(2) Unless the seller states the contrary a shipment sent in response to an order to which it does not conform is an acceptance and at the same time a breach. But a shipment of non-conforming goods offered as an accommodation to the buyer in substitution for the goods described in the order is not an acceptance

(3) The beginning of a requested performance can be a reasonable mode of acceptance but in such a case an offeror who is not notified of acceptance within a reasonable time may treat the offer as having lapsed before acceptance

Section 2—207 Additional Terms in Acceptance or Confirmation (1) A definite and seasonable expression of acceptance or a written confirmation which is sent within a reasonable time operates as an acceptance even though it states terms additional to or different from those offered or agreed upon

(2) The additional terms are to be construed as proposals for addition to the contract and between merchants become part of the contract unless they materially alter it or notification of objection to them has already been given or is given within a reasonable time

Section 2—208 Course of Performance or Practical Construction Where the contract for sale involves repeated occasions for performance by either party with knowledge of the nature of the performance and opportunity for objection to it by the other any course of performance accepted without objection shall be relevant to determine the meaning of the agreement or to show a waiver or modification of any term inconsistent with such course of performance

Section 2—209 Modification and Waiver (1) An agreement modifying a contract within this Article needs no consideration to be binding

(2) A signed agreement which excludes modification except by a signed writing cannot be otherwise modified but except as between merchants such a requirement on a form supplied by the merchant must be separately signed by the other party

(3) The requirements of the Statute of Frauds section of this Article (Section 2—201) must be satisfied if the contract as modified is within its provisions

(4) Although an attempt at modification does not satisfy the requirements of subsection (2) or (3) it can operate as a waiver

(5) Unless reliance on it has made retraction unjust a waiver which affects an executory portion of the contract may be retracted by receipt of reasonable notification that strict performance will be required of any term waived

Section 2—210 Delegation of Performance Assignment of Rights (1) A party may perform his duty through a delegate unless otherwise agreed or unless the other party has a substantial interest in having his original promisor perform or control the acts required by the contract. No delegation of performance relieves the party delegating from liability for any breach

(2) Unless otherwise agreed all rights of either seller or buyer can be assigned except where the assignment would materially change the performance of the other party. A right to damages for breach of the whole contract or a right arising out of the assignor's due performance of his entire obligation can be assigned despite agreement otherwise

(3) Unless the circumstances indicate the contrary a prohibition of assignment of "the contract" is to be construed as barring only the delegation to the assignee of the assignor's performance

(4) An assignment of "the contract" or of "all my rights under the contract" or an assignment in similar general terms is an assignment of rights and unless the circumstances indicate the contrary (as in an assignment for security) it is a delegation of performance of the duties of the assignor and its acceptance by the assignee constitutes a promise by him to perform those duties. This promise is enforceable by either the assignor or the other party to the original contract



(5) The other party may treat any assignment which delegates performance as impairing his expectation of performance and may without prejudice to his rights against the assignor demand assurances from the assignee (Section 2—609)

### Part 3

#### General Obligation and Construction of Contract

Section 2—301 General Obligations of Parties The obligation of the seller is to transfer and deliver and that of the buyer is to accept and pay in accordance with the contract

Section 2—302 Unconscionable Contract or Clause (1) If the court finds the contract or any clause of the contract to be unconscionable it may refuse to enforce the contract or may strike any unconscionable clauses and enforce the contract as if the stricken clause had never existed

(2) When it is claimed or appears to the court that the contract or any clause thereof may be unconscionable the court may afford the parties an opportunity to present evidence as to its commercial setting purpose and effect to aid the court in making the determination

Section 2—303 Allocation or Division of Risks Where this Article allocates a risk or a burden as between the parties "unless otherwise agreed" the agreement may not only shift the allocation but may also divide the risk or burden

Section 2—304 Price Payable in Money Goods Realty or Otherwise (1) The price can be made payable in money or otherwise If it is payable in whole or in part in goods each party is a seller of the goods which he is to transfer

(2) Even though all or part of the price is payable in an interest in realty the transfer of the goods and the seller's obligations with reference to them are subject to this Article but not the transfer of the interest in realty or the transferor's obligations in connection therewith

Section 2—305 Open Price Term (1) The parties if they so intend can conclude a contract for sale even though the price is not settled In such a case the price is a reasonable price at the time for delivery if

(a) nothing is said as to price or

(b) the price is left to be agreed by the parties and they fail to agree or

(c) the price is to be fixed in terms of some agreed market or other standard as set or recorded by a third person or agency and it is not so set or recorded

(2) A price to be fixed by the seller or by the buyer means a price for him to fix in good faith

(3) When a price left to be fixed otherwise than by agreement of the parties fails to be fixed through fault of one party the other may at his option treat the contract as cancelled or himself fix a reasonable price

(4) Where however the parties intend not to be bound unless the price be fixed or agreed and it is not fixed or agreed there is no contract In such a case the buyer must return any goods already received or if unable so to do must pay their reasonable value at the time of delivery and the seller must return any portion of the price paid on account

Section 2—306 Output Requirements and Exclusive Dealings (1) A term which measures the quantity by the output of the seller or the requirements of the buyer means such actual output or requirements as may occur in good faith except that no quantity unreasonably disproportionate to any stated estimate or in the absence of a stated estimate to any normal or otherwise comparable prior output or requirements may be tendered or demanded

(2) Where in connection with a contract for sale there is a lawful agreement for exclusive dealing by either the seller or the buyer in the kind of goods concerned good faith also imposes on each party an obligation of due diligence

Section 2—307 Delivery in Single Lot or Several Lots Unless otherwise agreed all goods called for by a contract for sale must be tendered in a single delivery and payment is due only on such tender but where the circumstances gives either party the right to make or demand delivery

in lots the price if it can be apportioned may be demanded for each lot

Section 2—308 Absence of Specified Place for Delivery Unless otherwise agreed

(a) the place for delivery of goods is the seller's place of business or if he has none his residence but

(b) in a contract for sale of identified goods which to the knowledge of the parties at the time of contracting are in some other place that place is the place for their delivery and

(c) documents of title may be delivered through customary banking channels

Section 2—309 Absence of Specific Time Provisions Notice of Termination (1) The time for shipment or delivery or any other action under a contract is not provided in this Article or agreed upon shall be a reasonable time

(2) Where the contract provides for successive performances but is indefinite in duration it is valid for a reasonable time but unless otherwise agreed may be terminated at any time by either party

(3) Termination of a contract require that reasonable notification be received by the other party and an agreement dispensing with notification is invalid if its operation would be unconscionable

Section 2—310 Open Time for Payment or Running of Credit Authority to Ship Under Reservation Unless otherwise agreed

(a) payment is due at the time and place at which the buyer is to receive the goods even though the place of shipment is the place of delivery and

(b) if the seller is authorized to send the goods he may ship them under reservation and may demand payment against tender of the documents of title but in the absence of such a term as C I F C O D or cash against documents the buyer may inspect the goods after their arrival before he pays and

(c) if delivery is otherwise authorized and made by way of documents of title payment is due at the time and place at which the buyer is to receive the documents regardless of where the goods are to be received and

(d) where the seller is required or authorized to ship the goods on credit the credit period runs from the time of shipment but post-dating the invoice or delaying its dispatch will correspondingly delay the starting of the credit period

Section 2—311 Options and Cooperation Respecting Performance (1) A contract for sale which is otherwise sufficiently definite (subsection (3) of Section 2—204) is not made invalid by the fact that the agreement leaves particulars of performance to be specified by one of the parties

(2) Unless otherwise agreed specifications relating to assortment of the goods are at the buyer's option and specifications or arrangements relating to shipment are at the seller's option

(3) Where the exercise of such an option will materially affect the other party's performance but is not seasonably exercised or where one party's cooperation is necessary to the agreed performance of the other but is not seasonably forthcoming the other party in addition to all other remedies

(a) is excused for any resulting delay in his own performance and

(b) may also either proceed to perform in any reasonable manner or await the time for his own performance and then treat the failure to exercise the option or to cooperate as a breach by failure to deliver or accept the goods

Section 2—312 Warranty of Title and Against Infringement (1) Unless otherwise agreed there is in a contract for sale a warranty by the seller that

(a) the title conveyed shall be good and its transfer rightful and

(b) the goods shall be delivered free from any security interest or other lien or encumbrance of which the buyer at the time of contracting has no knowledge and also free from any rightful claim



of any third person by way of infringement or otherwise unless the circumstances at the time of contracting place the risk of such claim upon the buyer

(2) Where the circumstances give the buyer reason to know that the person selling does not claim title in himself or that he is purporting to sell only such right or title as he or a third person may have no personal obligation is imposed by this section on the person selling unless otherwise agreed

Section 2—213 Express Warranties by Affirmation the seller are created as follows

Promise Description Sample (1) Express warranties by

(a) Any affirmation of fact or promise made by the seller to the buyer which relates to the goods and becomes a basis of the bargain creates an express warranty that the goods shall conform to the affirmation or promise

(b) Any description of the goods which is made a basis of the bargain creates an express warranty that the goods shall conform to the description

(c) Any sample or model which is made a basis of the bargain creates an express warranty that the whole of the goods shall conform to the sample or model

(2) It is not necessary to the creation of an express warranty that the seller use formal words such as "warrant" or "guarantee" or that he have a specific intention to make a warranty but an affirmation merely of the value of the goods or a statement purporting to be merely the seller's opinion or commendation of the goods does not create a warranty

Section 2—314 Implied Warranty Merchantability Usage of Trade (1) Unless excluded or modified (Section 2—316) a warranty that the goods shall be merchantable is applied in a contract for their sale if the seller is a merchant with respect to goods of that kind or though not a merchant states generally that they are guaranteed The serving for value of food or drink to be consumed either on the premises or elsewhere is a sale

(2) Goods to be merchantable must at least be such as

(a) pass without objection in the trade under the contract description and

(b) are of fair average quality in the trade and within the description and

(c) are fit for the ordinary purposes for which such goods are used and

(d) run within the variations permitted by the agreement of even kind quality and quantity within each unit and among all units involved and

(e) are adequately contained packaged and labeled as the agreement may require and

(f) conform to the promises or affirmations of fact made on the container or label if any

(3) Unless excluded or modified (Section 2—316) other implied warranties may arise from course of dealing or usage of trade

Section 2—315 Implied Warranty Fitness for Particular Purpose Where the seller at the time of contracting has reason to know any particular purpose for which the goods are required and that the buyer is relying on the seller's skill or judgment to select or furnish suitable goods there is unless excluded or modified under the next section an implied warranty that the goods shall be fit for such purpose

Section 2—316 Exclusion or Modification of Warranties (1) If the agreement creates an express warranty words disclaiming it are inoperative

(2) Exclusion or modification of the implied warranty of merchantability or of fitness for a particular purpose must be in specific language and if the inclusion of such language creates an ambiguity in the contract as a whole it shall be resolved against the seller except that

(a) all implied warranties are excluded by expressions like "as is" "as they stand" "with all faults" or other language which in common understanding calls the buyer's attention to the exclusion of warranties and makes plain that there is no implied warranty and

(b) when the buyer has examined the goods or the sample or model as fully as he desired or has refused to examine the goods there is no implied warranty with regard to defects which an examination ought in the circumstances to have revealed to him and

(c) an implied warranty can also be excluded or modified by course of dealing or course of performance or usage of trade

(3) Remedies for breach of warranty can be limited in accordance with the provisions of this Article on liquidation or limitation of damages and on contractual modification of remedy (Sections 2—718 and

Section 2—317 Cumulation and Conflict of Warranties Express or Implied Warranties whether express or implied shall be construed as consistent with each other and as cumulative but if such construction is unreasonable the intention of the parties shall determine which warranty is dominant In ascertaining that intention the following rules apply

(a) Exact or technical specifications displace an inconsistent sample or model or general language of description

(b) A sample from an existing bulk displaces inconsistent general language of description

(c) Express warranties displace inconsistent implied warranties other than an implied warranty of fitness for a particular purpose

Section 2—318 Third party Beneficiaries of Warranties Express or Implied A seller's warranty whether express or implied extends to any natural person who is in the family or household of his buyer or who is a guest in his home if it is reasonable to expect that such person may use consume or be affected by the goods and who is injured in person by breach of the warranty A seller may not exclude or limit the operation of this section

Section 2—319 F O B and F A S Terms (1) Unless otherwise agreed the term F O B (which means "free on board") at a named place even though used only in connection with the stated price is a delivery term under which

(a) when the term is F O B the place of shipment the seller must at that place ship the goods in the manner provided in this Article (Sec 2—504) and bear the expense and risk of putting them into the possession of the carrier or

(b) when the term is F O B the place of destination the seller must at his own expense and risk transport the goods to that place and there tender delivery of them in the manner provided in this Article (Section 2—503)

(c) when under either (a) or (b) the term is also F O B vessel car or other vehicle the seller must in addition at his own expense and risk load the goods on board If the term is F O B vessel the buyer must name the vessel and in an appropriate case the seller must comply with the provisions of this Article on the form of bill of lading (Section 2—323)

(2) Unless otherwise agreed the term F A S vessel (which means "free alongside") at a named port even though used only in connection with the stated price is a delivery term under which the seller must

(a) at his own expense and risk deliver the goods alongside the vessel in the manner usual in that port and

(b) obtain and tender a receipt for the goods in exchange for which the carrier is under a duty to issue a bill of lading

(3) Unless otherwise agreed in any case falling within subsection (1) (a) or (c) or subsection (2) the buyer must seasonably give any needed instructions for making delivery including when the term is F A S or F O B the loading berth of the vessel and in an appropriate case its name and sailing date The seller may treat the failure of needed instructions as a failure of cooperation under this Article (Section 2—311) He may also at his option move the goods in any reasonable manner preparatory to delivery or shipment



(4) Under the term F O B vessel or F A S unless otherwise agreed the buyer must make payment against tender of the required documents and the seller may not tender nor the buyer demand delivery of the goods in substitution for the documents

Section 2—320 C I F and C & F Terms (1) The term C I F means that the price includes in a lump sum the cost of the goods and the insurance and freight to the named destination The term C & F or C F means that the price so includes cost and freight to the named destination

(2) Unless otherwise agreed and even though used only in connection with the stated price and destination the term C I F destination or its equivalent requires the seller at his own expense and risk to

- (a) put the goods into the possession of a carrier at the port for shipment and obtain a negotiable bill or bills of lading covering the entire transportation to the named destination and
- (b) load the goods and obtain a receipt from the carrier (which may be contained in the bill of lading) showing that the freight has been paid or provided for and
- (c) obtain a policy or certificate of insurance including any war risk insurance of a kind and on terms then current at the port of shipment in the usual amount in the currency of the contract shown to cover the same goods covered by the bill of lading and providing for payment of loss to the order of the buyer or for the account of whom it may concern but the seller may add to the price the amount of the premium for any such war risk insurance and
- (d) prepare an invoice of the goods and procure any other documents required to effect shipment or to comply with the contract and
- (e) forward and tender with commercial promptness all the documents in due form with any indorsement necessary to perfect the buyer's rights

(3) Unless otherwise agreed the term C & F or its equivalent has the same effect and imposes upon the seller the same obligations and risks as a C I F term except the obligation as to insurance

(4) Under the term C I F or C & F unless otherwise agreed the buyer must make payment against tender of the required documents and the seller may not tender nor the buyer demand delivery of the goods in substitution for the documents

Section 2—321 C I F or C & F "Net Landed Weights" "Payment on Arrival" Warranty of Condition on Arrival Under a contract containing a term C I F or C & F

(1) Where the price is based on or is to be adjusted according to "net landed weights" "delivered weights" "out turn" quantity or quality or the like unless otherwise agreed the seller must reasonably estimate the price The payment due on tender of the documents called for by the contract is the amount so estimated but after final adjustment of the price a settlement must be made with commercial promptness

(2) An agreement described in subsection (1) or any warranty of quality or condition of the goods on arrival places upon the seller the risk of ordinary deterioration shrinkage and the like in transportation but has no effect on the place or time of identification to the contract for sale or delivery or on the passing of the risk of loss

(3) Unless otherwise agreed where the contract provides for payment on or after arrival of the goods the seller must before payment allow such preliminary inspection as is feasible but if the goods are lost delivery of the documents and payment are due when the goods should have arrived

Section 2—322 Delivery "Ex-Ship" (1) Unless otherwise agreed a term for delivery of goods "ex-ship" (which means from the carrying vessel) or in equivalent language is not restricted to a particular ship and requires delivery from a ship which has reached a place at the named port of destination where goods of the kind are usually discharged

(2) Under such a term unless otherwise agreed

(a) the seller must discharge all liens arising out of the carriage and furnish the buyer with direction which puts the carrier under a duty to deliver the goods and

(b) the risk of loss does not pass to the buyer until the goods leave the ship's tackle or are otherwise properly unloaded

Section 2—323 Form of Bill of Lading Required in Overseas Shipment "Overseas" (1) Where the contract contemplates overseas shipment and contains a term C I F or C & F or F O B vessel the seller unless otherwise agreed must obtain a negotiable bill of lading stating that the goods have been loaded on board or received for shipment

(2) Where in a case within subsection (1) a bill of lading has been issued in a set of parts unless otherwise agreed if the documents are not to be sent from abroad the buyer may demand tender of the full set otherwise only one part of the bill of lading need be tendered Even if the agreement expressly requires a full set

(a) due tender of a single part is acceptable within the provisions of this Article on cure of improper delivery (subsection (1) of Section 2—508) and

(b) even though the full set is demanded if the documents are sent from abroad the person tendering a single part may nevertheless require payment against such parts as are then available if accompanied by an indemnity which the buyer in good faith deems adequate

(3) A shipment by water or by air or a contract contemplating such shipment is "overseas" insofar as by usage of trade or agreement it is subject to the commercial financing or shipping practices characteristic of international deep water commerce

Section 2—324 "To Arrive" Term Under a term "to arrive" or "no arrival no sale" or the like unless otherwise agreed

(a) the seller must properly ship conforming goods and if they arrive by any means he must tender them on arrival but he assumes no obligation that the goods will arrive unless he has caused the non-arrival and

(b) where without fault of the seller the goods are in part lost or have so deteriorated as no longer to conform to the contract or arrive after the contract time the buyer may proceed as if there had been casualty to unique goods (Section 2—613)

Section 2—325 "Letter of Credit" Term "Confirmed Credit" (1) Failure of the buyer seasonably to furnish an agreed letter of credit is a breach of the contract for sale

(2) After the furnishing of a proper letter of credit the seller may not without seasonably notifying the buyer require payment directly from him

(3) Unless otherwise agreed the term "letter of credit" or "banker's credit" in a contract for sale means an irrevocable credit issued by a financing agency of good repute and where the shipment is overseas of good international repute The term "confirmed credit" means that the credit must also carry the direct obligation of such an agency which does business in the seller's financial market

Section 2—326 Sale on Approval and Sale or Return

(1) A "sale on approval" is a contract for sale under which the goods delivered notwithstanding such use by the buyer as is consistent with their testing or trying out are to remain the sellers' until acceptance by the buyer A "sale or return" is a contract for sale under which the goods even though they conform to the contract or have been accepted by the buyer are subject to return at his option

(2) There is a contract for sale or return when goods are delivered to the buyer for resale and are charged at a fixed price but even though they conform to the contract are returnable against recredit or repayment of their price in full or less minor charges Where the buyer has a place of business at which he deals in goods of the kind involved such words as "on consignment" or "on memorandum" or other words purporting to reserve title to the seller until payment or resale are insufficient as



against the buyer's creditors to keep the transaction from being a sale or return unless the seller complies with any applicable law requiring a consignor's interest or the like to be evidenced by a sign or establishes that the buyer is known to be primarily engaged in selling the goods of others or complies with the filing provisions of the Article on Secured Transactions (Article 9)

(3) Any "or return" term of a contract for sale is to be treated as a separate contract for sale within the statute of frauds section of this Article (Section 2—201) and as contradicting the sale aspect of the contract within the provisions of this Article on parol or extrinsic evidence (Section 2—202)

Section 2—327 Special Incidents of Sales on Approval and Sale or Return (1) Under a sale on approval unless otherwise agreed

- (a) although the goods are identified to the contract the risk of loss and the title do not pass to the buyer until acceptance and
- (b) use of the goods consistent with the purpose of trial is not acceptance but failure seasonably to notify the seller of election to return the goods is acceptance if the goods conform to the contract acceptance of any part is acceptance of the whole and
- (c) after due notification of election to return the return is at the seller's risk and expense but a merchant buyer must follow any reasonable instructions

(2) Under a sale or return unless otherwise agreed

- (a) the option to return extends to the whole or any commercial unit of the goods while in substantially their original condition but must be exercised seasonably and
- (b) the return is at the buyer's risk and expense

Section 2—328 Sales by Auction (1) In a sale by auction if goods are put up in lots each lot is the subject of a separate sale

(2) A sale by auction is complete when the auctioneer so announces by the fall of the hammer or in other customary manner Where a bid is made while the hammer is falling in acceptance of a prior bid the auctioneer may in his discretion reopen the bidding or declare the goods sold under the bid on which the hammer was falling

(3) Such a sale is with reserve unless the goods are in explicit terms put up without reserve In an auction with reserve the auctioneer may withdraw the goods or the bidder may retract his bid until the auctioneer's announcement of completion but a bidder's retraction does not revive any previous bid In an auction without reserve the goods cannot be withdrawn nor a bid retracted

(4) If the auctioneer knowingly receive a bid on the seller's behalf or the seller makes or procures such a bid except at a forced sale or where notice has been given that liberty for such bids is reserved the buyer may at his option avoid the sale or take the goods at the price of the last prior good faith bid

#### Part 4

##### Title Creditors and Good Faith Purchasers

Section 2—401 Passing of Title Reservation for Security Limited Application of This Section Each provision of this Article with regard to the rights obligations and remedies of the seller the buyer purchasers or other third parties applies irrespective of title to the goods except where the provision refers to such title Insofar as situations are not covered by the other provisions of this Article and matters concerning title become material the following rules apply

(1) Title to goods cannot pass under a contract for sale prior to their identification to the contract (Section 2—501) Subject to this provision title to goods passes from the seller to the buyer in any manner and on any conditions explicitly agreed on by the parties except that

- (a) any reservation by the seller of the title (property) in goods delivered or otherwise identified to

a contract for sale is limited in effect to reservation of a security interest and

- (b) no agreement that a contract for sale is a "cash sale" alters the effects of identification or impairs the rights of good faith purchasers from the buyer

(2) Unless otherwise explicitly agreed title passes to the buyer at the time and place at which the seller completes his performance with reference to the physical delivery of the goods despite any reservation of a security interest and even though document of title is to be delivered at a different time or place and in particular despite any reservation of a security interest by the bill of lading

- (a) if the contract requires or authorizes the seller to send the goods to the buyer but does not require him to deliver them at destination title passes to the buyer at the time and place of shipment but
- (b) if the contract requires delivery at destination title passes on tender there

(3) Unless otherwise explicitly agreed where delivery is to be made without moving the goods

- (a) if the seller is to deliver a document of title title passes at the time when and the place where he delivers such documents or
- (b) if the goods are at the time of contracting already identified and no documents are to be delivered title passes at the time and place of contracting

(4) A rejection or other refusal by the buyer to receive or retain the goods whether or not justified or a justified revocation of acceptance reverts title to the goods in the seller Such reversion occurs by operation of law and is not a "sale"

Section 2—402 Rights of Seller's Creditors Against Sold Goods (1) A creditor of the seller may treat a sale or an identification of goods to a contract for sale as void if as against him a retention of possession by the seller is fraudulent under any rule of law of the state where the goods are situated except that retention of possession in good faith and current course of trade by a merchant-seller for a commercially reasonable time after a sale or identification is not fraudulent

(2) Nothing in this Article shall be deemed to impair the rights of creditors of the sellers where identification to the contract and delivery are made not in current course of trade but in satisfaction of or as security for a pre-existing claim for money security or the like and are made under circumstances which apart from this Article would constitute the transaction a fraudulent transfer or avoidable preference

Section 2—403 Power to Transfer Good Faith Purchase of Goods "Entrusting" (1) A purchaser of goods acquires all title which his transferor has or has power to transfer except that a purchaser of a limited interest acquires rights only to the extent of the interest purchased A person with voidable title has power to transfer a good title to a good faith purchaser for value

(2) Any entrusting of possession of goods to a merchant who deals in goods of that kind gives him power to transfer all rights of the entruster to a buyer in ordinary course of business

(3) "Entrusting" includes any delivery and any acquiescence in retention of possession regardless of any condition expressed between the parties to the delivery or acquiescence and regardless of whether the procurement of the entrusting or the possessor's disposition of the goods have been such as to be larcenous under the criminal law

(4) The rights of other purchasers of goods and of lien creditors are governed by the Articles on Secured Transactions (Article 9) Bulk Transfers (Article 6) and Documents of Title (Article 7)

#### Part 5

##### Performance

Section 2—501 Insurable Interest in Goods Manner of Identification of Goods (1) The buyer obtains an insurable interest in goods by identification of existing goods as



goods to which the contract refers even though the goods so identified are nonconforming and he has an option to return or reject them Such identification can be made at any time and in any manner explicitly agreed to by the parties In the absence of explicit agreement identification occurs

- (a) when the contract is made if it is for the sale of goods already existing and identified
- (b) if the contract is for the sale of future goods other than those described in paragraph (c) when goods are shipped marked or otherwise designated by the seller as goods to which the contract refers
- (c) when the crops are planted or otherwise become growing crops or the young are conceived if the contract is for the sale of unborn young to be born within twelve months after contracting or for the sale of crops to be harvested within twelve months or the next normal harvest season after contracting whichever is longer

(2) The seller retains an insurable interest in goods so long as title to or any security interest in the goods remains in him and where the identification is by the seller alone he may until default or insolvency or notification to the buyer that the identification is final substitute other goods for those identified

Section 2—502 Buyer's Right to Goods on Seller's Insolvency (1) Subject to subsection (2) and even though the goods have not been shipped a buyer who has paid a part or all of the price of goods in which he has an insurable interest may on making and keeping good a tender of any unpaid portion of their price recover them from the seller if the seller becomes insolvent within ten days after receipt of the first installment on their price

(2) If the identification creating his insurable interest has been made by the buyer he acquires the right to recover the goods only if they conform to the contract for sale

Section 2—503 Manner of Seller's Tender of Delivery (1) Tender of delivery requires that the seller put and hold conforming goods at the buyer's disposition and give the buyer any notification reasonably necessary to enable him to take delivery The manner time and place for tender are determined by the agreement and this Article and in particular

- (a) tender must be at a reasonable hour and if it is of goods they must be kept available for the period reasonably necessary to enable the buyer to take possession but
- (b) unless otherwise agreed the buyer must furnish facilities reasonably suited to the receipt of the goods

(2) Where the case is within the next section respecting shipment tender requires that the seller comply with its provisions

(3) Where the seller is required to deliver at a particular destination tender requires that he comply with subsection (1) and also in any appropriate case tender documents as described in subsections (4) and (5) of this section

(4) Where goods are in the possession of a bailee and are to be delivered without being moved tender requires that the seller either

- (a) tender a negotiable document of title covering such goods or
- (b) procure acknowledgment by the bailee of the buyer's right to possession of the goods

Tender to the buyer of a non-negotiable document of title or of other written direction to the bailee to deliver is sufficient tender unless the buyer seasonably objects and receipt by the bailee of notification of the buyer's rights fixes those rights as against the bailee and all third persons but risk of loss of the goods and of any failure by the bailee to obey the direction remains on the seller until the buyer has had a reasonable time to present it and a refusal by the bailee to obey it defeats the tender

(5) Where the contract requires the seller to deliver documents

- (a) he must tender all such documents in correct

form except as provided in this Article with respect to bills of lading in a set (subsection (2) of Section 2—323) and

- (b) tender through customary banking channels is sufficient and dishonor of a draft accompanying the documents constitutes non-acceptance or rejection

Section 2—504 Shipment by Seller Where the seller is required or authorized to send the goods to the buyer and the contract does not require him to deliver them at a particular destination then unless otherwise agreed he must

- (a) put the goods in the possession of a carrier and make such a contract for their transportation as may be reasonable having regard to the nature of the goods and other circumstances of the case and
- (b) obtain and promptly deliver or tender in due form any document necessary to enable the buyer to obtain possession of the goods or otherwise required by the agreement or by usage of trade and
- (c) promptly notify the buyer of the shipment Failure to notify the buyer under paragraph (c) or to make a proper contract under paragraph (a) is a ground for rejection only if material delay or loss ensues

Section 2—505 Seller's Shipment Under Reservation (1) Where the seller has identified goods to the contract by or before shipment

- (a) his procurement of a negotiable bill of lading to his own order or otherwise reserves in him a security interest in the goods but no more His procurement of it to the order of a financing agency or of the buyer indicates in addition only the seller's expectation of transferring that interest to the person named
- (b) a non-negotiable bill of lading to himself or his nominee reserves possession of the goods as security but except in a case of conditional delivery (subsection (2) of Section 2—507) a non-negotiable bill of lading naming the buyer as consignee reserves no security interest even though the seller retains possession of the bill of lading

(2) When shipment by the seller with reservation of a security interest is in violation of the contract for sale it constitutes an improper contract for transportation within the preceding section but impairs neither the rights given to the buyer by shipment and identification of the goods to the contract nor the seller's powers as a holder of a negotiable document

Section 2—506 Rights of Financing Agency (1) A financing agency by making payment or advances against a draft which relates to a shipment of goods acquires to that extent the shipper's rights in the goods and his right to have the draft honored by the buyer in addition to its own rights under the draft and any document of title securing it

(2) The right to reimbursement of a financing agency which has in good faith honored or purchased the draft under commitment to or authority from the buyer is not impaired by subsequent discovery of defects with reference to any relevant document

Section 2—507 Effect of Seller's Tender Delivery on Condition (1) Tender of delivery is a condition to the buyer's duty to accept the goods and unless otherwise agreed to his duty to pay for them Tender entitles the seller to acceptance of the goods and to payment according to the contract

(2) Where payment is due and demanded on the delivery to the buyer of goods or documents of title his right as against the seller to retain or dispose of them is conditional upon his making the payment due

Section 2—508 Cure by Seller of Improper Tender or Delivery Replacement (1) Where any tender or delivery by the seller is rejected because non-conforming and the time for performance has not yet expired the seller may seasonably notify the buyer of his intention to cure and may then within the contract time make a conforming delivery

- (2) Where the buyer rejects a non-conforming tender



which the seller had reasonable grounds to believe would be acceptable with or without money allowance the seller may if he seasonably notifies the buyer have a further reasonable time to substitute a conforming tender

Section 2—509 Risk of Loss in the Absence of Breach  
(1) Where the contract requires or authorizes the seller to ship the goods

- (a) if it does not require him to deliver at destination the risk of loss passes to the buyer when the goods are duly delivered to the carrier even though the shipment is under reservation but
- (b) if it does require him to deliver at destination the risk of loss passes to the buyer when the goods are there duly tendered

In neither case does risk of loss turn on the time of delivery of documents of title

(2) Where the case is not within subsection (1) and the goods are not held by a bailee to be delivered without being moved (subsection (4) of Section 2—503) the risk of loss passes to the buyer on his receipt of the goods if the seller is a merchant otherwise the risk passes to the buyer on tender of delivery

(3) The provisions of this section are subject to contrary agreement of the parties and to the provisions of this Article on sale on approval (Section 2—327)

Section 2—510 Effect of Breach on Risk of Loss (1) Where a tender or delivery of goods fails to conform to the contract the risk of their loss remains on the seller until cure or acceptance

(2) Where the buyer rightfully revokes acceptance he may to the extent of any deficiency in his effective insurance coverage treat the risk of loss as resting on the seller

(3) Where the buyer as to conforming goods already identified to the contract for sale repudiates or is otherwise in breach before risk of their loss has passed to him the seller may to the extent of any deficiency in his effective insurance coverage treat the risk of loss as resting on the buyer

Section 2—511 Tender of Payment by Buyer Payment by Check (1) Unless otherwise agreed tender of payment is a condition to the seller's duty to tender and complete any delivery

(2) Tender of payment is sufficient when made by any means or in any manner current in the ordinary course of business unless the seller demands payment in legal tender and gives any extension of time reasonably necessary to procure it

(3) Payment by check is conditional and is defeated as between the parties by dishonor of the check on due presentment

Section 2—512 Payment by Buyer Before Inspection (1) Where the contract requires payment before inspection non-conformity of the goods does not excuse the buyer from so making payment unless

- (a) the non-conformity appears without inspection or
- (b) despite tender of the required documents the circumstances would justify injunction against honor under the provisions of this Act (Section 5—111)

(2) Payment pursuant to subsection (1) does not constitute an acceptance of the goods or impair the buyer's right to inspect or any of his remedies

Section 2—513 Buyer's Right to Inspection of Goods

(1) Unless otherwise agreed where the buyer has not previously examined the goods tendered or delivered or identified to the contract for sale he has a right subject to subsection (3) to inspect them at any reasonable place and time and in any reasonable manner When the seller is required or authorized to send the goods to the buyer the inspection may be after their arrival

(2) Expenses of inspection must be borne by the buyer but may be recovered from the seller if the goods do not conform and are rejected

(3) Unless otherwise agreed and subject to the provisions of this Article on C I F contracts (subsection (3) of Section 2—321) the buyer is not entitled to inspect the goods before payment of the price when the contract provides

- (a) for delivery "C O D" or on other like terms or

(b) for payment against documents of title except where such payment is due only after the goods are to become available for inspection

(4) A place or method of inspection fixed by the parties is presumed to be exclusive but unless otherwise expressly agreed it does not postpone identification or shift the place for delivery or for passing the risk of loss If compliance becomes impossible inspection shall be as provided in this section unless the place or method fixed was clearly intended as an indispensable condition failure of which avoids the contract

Section 2—514 When Documents Deliverable on Acceptance When on Payment Unless otherwise agreed documents against which a draft is drawn are to be delivered to the drawee on acceptance of the draft if it is payable more than three days after presentment otherwise only on payment

Section 2—515 Preserving Evidence of Goods in Dispute In furtherance of the adjustment of any claim or dispute

- (a) either party on reasonable notification to the other and for the purpose of ascertaining the facts and preserving evidence has the right to inspect test and sample the goods including such of them as may be in the possession or control of the other and
- (b) the parties may agree to a third party inspection or survey to determine the conformity or condition of the goods and may agree that the findings shall be binding upon them in any subsequent litigation or adjustment

Part 6

Breach Repudiation and Excuse

Section 2—601 Buyer's Rights on Improper Delivery Subject to the provisions of this Article on breach in installment contracts (Section 2—612) and unless otherwise agreed under the sections on contractual limitation of remedy (Section 2—718 and 2—719) if the goods or the tender of delivery fail in any respect to conform to the contract the buyer may

- (a) reject the whole or
- (b) accept the whole or
- (c) accept any commercial unit or units and reject the rest

Section 2—602 Manner and Effect of Rightful Rejection (1) Rejection of goods must be within a reasonable time after their delivery or tender It is ineffective unless the buyer reasonably notifies the seller

(2) Subject to the provisions of the two following sections on rejected goods (Sections 2—603 and 2—604)

- (a) after rejection any exercise of ownership by the buyer with respect to any commercial unit is wrongful as against the seller and
- (b) if the buyer has before rejection taken physical possession of goods in which he does not have a security interest under the provisions of this Article (subsection (3) of Section 2—711) he is under a duty after rejection to hold them with reasonable care at the seller's disposition for a time sufficient to permit the seller to remove them but
- (c) the buyer has no further obligations with regard to goods rightfully rejected

(3) The seller's rights with respect to goods wrongfully rejected are governed by the provisions of this Article on seller's remedies in general (Section 2—703)

Section 2—603 Merchant Buyer's Duties as to Rightfully Rejected Goods (1) Subject to any security interest in the buyer (subsection (3) of Section 2—711) when the seller has no agent or place of business at the market of rejection a merchant buyer is under a duty after rejection of goods in his possession or control to follow any reasonable instructions received from the seller with respect to the goods and in the absence of such instructions to make reasonable efforts to sell them for the seller's account if they are perishable or threaten to decline in value speedily Instructions are not reasonable if on demand indemnity for expenses is not forthcoming



(2) When the buyer sells goods under subsection (1) he is entitled to reimbursement from the seller or out of the proceeds for reasonable expenses of caring for and selling them and if the expenses include no selling commission then to such commission as is usual in the trade or if there is none to a reasonable sum not exceeding ten per cent on the gross proceeds

(3) In complying with this section the buyer is held only to good faith and good faith conduct hereunder is neither acceptance nor conversion nor the basis of an action for damages

Section 2—604 Buyer's Options as to Salvage of Rightfully Rejected Goods Subject to the provisions of the immediately preceding section on perishables if the seller gives no instructions within a reasonable time after notification of rejection the buyer may store the rejected goods for the seller's account or reship them to him or resell them for the seller's account with reimbursement as provided in the preceding section Such action is not acceptance or conversion

Section 2—605 Waiver of Buyer's Objections by Failure to Particularize (1) The buyer's failure to state in connection with rejection a particular defect which is ascertainable by reasonable inspection precludes him from relying on the unstated defect to justify rejection or to establish breach

(a) where the seller could have cured it if stated seasonably or

(b) between merchants when the seller has after rejection made a request in writing for a full and final written statement of all defects on which the buyer proposes to rely

(2) Payment against documents made without reservation of rights precludes recovery of the payment for defects apparent on the face of the documents

Section 2—606 What Constitutes Acceptance of Goods

(1) Acceptance of goods occurs when the buyer

(a) signifies his acceptance to the seller or

(b) fails to make an effective rejection (Subsection (1) of Section 2—602) but such acceptance does not occur until the buyer has had a reasonable opportunity to inspect them or

(c) does any act inconsistent with the seller's ownership but if such act is wrongful as against the seller it is an acceptance only if ratified by him

(2) Acceptance of a part of any commercial unit is acceptance of that entire unit

Section 2—607 Effect of Acceptance Notice of Breach

(1) The buyer must pay at the contract rate for any goods accepted

(2) Acceptance of goods by the buyer precludes rejection of the goods accepted and if made with knowledge of a non-conformity cannot be revoked because of it unless the acceptance was on the reasonable assumption that the non-conformity would be seasonably cured but acceptance does not of itself impair any other remedy provided by this Article for non-conformity

(3) When a non-conforming tender has been accepted the buyer must within a reasonable time after he discovers or should have discovered the breach notify the seller of breach or be barred from any remedy The burden is on the buyer to establish any breach with respect to the goods accepted

Section 2—608 Revocation of Acceptance in Whole or in Part (1) The buyer may revoke his acceptance of a lot or commercial unit whose non-conformity substantially impairs its value to him if he has accepted it

(a) on the reasonable assumption that its non-conformity would be cured and it has not been seasonably cured or

(b) without discovery of such non-conformity if his acceptance was reasonably induced either by the difficulty of discovery before acceptance or by the seller's assurances

(2) Revocation of acceptance must occur within a reasonable time after the buyer discovers or should have discovered the ground for it and before any substantial change in condition of the goods which is not caused by

their own defects It is not effective until the buyer notifies the seller of it

(3) A buyer who so revokes has the same rights and duties with regard to the goods involved as if he had rejected them

Section 2—609 Right to Adequate Assurance of Performance (1) A contract for sale imposes an obligation on each party that the other's expectation of receiving due performance will not be impaired When reasonable grounds for insecurity arise with respect to the performance of either party the other may in writing demand adequate assurance of due performance and until he receives such assurance may if commercially reasonable suspend any performance for which he has not already received the agreed return

(2) Between merchants the reasonableness of grounds for insecurity and the adequacy of any assurance offered shall be determined according to commercial standards

(3) Acceptance of any improper delivery or payment does not prejudice the aggrieved party's right to demand adequate assurance of future performance

(4) After receipt of a justified demand failure to provide within a reasonable time not exceeding thirty days such assurance of due performance as is adequate under the circumstances of the particular case is a repudiation of the contract

Section 2—610 Anticipatory Repudiation When either party repudiates the contract with respect to a performance the loss of which will substantially impair the value of the contract to the other the aggrieved party may

(a) resort to any remedy for breach (Sections 2—703 and 2—711) or

(b) await performance by the repudiating party or negotiate for retraction the repudiating party meanwhile being free to retract as provided and limited by the next section and

(c) in either case suspend his own performance

Section 2—611 Retraction of Repudiation (1) Until the repudiating party's next performance is due he can retract his repudiation unless the aggrieved party has since the repudiation cancelled or materially changed his position or otherwise indicated that he considers the repudiation final

(2) Retraction may be by any method which clearly indicates to the aggrieved party that the repudiating party intends to perform but must include any assurance justifiably demanded under the provisions of this Article (Section 2—609)

(3) Retraction reinstates the repudiating party's rights under the contract with due excuse and allowance to the aggrieved party for any delay occasioned by the repudiation

Section 2—612 "Installment Contract" Breach (1) An "installment contract" is one which requires or authorizes the delivery of goods in separate lots to be separately accepted and paid for even though the contract contains a clause "each delivery is a separate contract" or its equivalent

(2) The buyer may reject any installment which is non-conforming if the non-conformity substantially impairs the value of that installment and cannot be cured or if the non-conformity is a defect in the required documents but if the non-conformity does not fall within subsection (3) and the seller gives adequate assurance of its cure the buyer must accept that installment

(3) Whenever non-conformity or default with respect to one or more installments substantially impairs the value of the whole contract there is a breach of the whole But the aggrieved party reinstates the contract if he accepts a non-conforming installment without seasonably notifying of cancellation or if he brings an action with respect only to past installments or demands performance as to future installments

Section 2—613 Casualty to Unique Goods Where the contract relates to identified goods which are irreplaceable or are treated by the parties as unique for purpose of the contract and the goods suffer casualty without fault of either party before the risk of loss passes to the buyer



or in a proper case under a "to arrive" term (Section 2—324) then

- (a) if the loss is total the contract is avoided and
- (b) if the loss is partial or the goods have so deteriorated as no longer to conform to the contract the buyer may nevertheless demand inspection and his option either treat the contract as avoided or accept the goods with due allowance from the contract price for the deterioration or deficiency in quantity but without further right against the seller

Section 2—614 Substituted Performance (1) Where without fault of either party the agreed berthing loading or unloading facilities fail or an agreed type of carrier becomes unavailable or the agreed manner of delivery otherwise becomes commercially impracticable but a commercially reasonable substitute is available such substitute performance must be tendered and accepted

(2) If the agreed means or manner of payment fails because of domestic or foreign governmental regulation the seller may withhold or stop delivery unless the buyer provides a means or manner of payment which is commercially a substantial equivalent If delivery has already been taken payment by the means or in the manner provided by the regulation discharges the buyer's obligation unless the regulation is discriminatory oppressive or predatory

Section 2—615 Excuse by failure of Presupposed Conditions Except so far as a seller may have assumed a greater obligation and subject to the preceding section on substituted performance

- (a) delay in delivery or non-delivery in whole or in part by a seller who complies with paragraphs (b) and (c) is not a breach of his duty under a contract for sale if performance as agreed has been made impracticable by the occurrence of a contingency the non-occurrence of which was a basic assumption on which the contract was made or by compliance in good faith with any applicable foreign or domestic governmental regulation or order whether or not it later proves to be invalid

- (b) Where the causes mentioned in paragraph (a) affect only a part of the seller's capacity to perform he must allocate production and deliveries among his customers but may at his option include regular customers not then under contract He may so allocate in any manner which is fair and reasonable

- (c) The seller must notify the buyer seasonably that there will be delay or non-delivery and when allocation is required under paragraph (b) of the estimated quota thus made available for the buyer

Section 2—616 Procedure on Notice Claiming Excuse

(1) Where the buyer receives notification of a material or indefinite delay or an allocation justified under the preceding section he may by written notification to the seller as to any delivery concerned and where the prospective deficiency substantially impairs the value of the whole contract under the provisions of this Article relating to breach of installment contracts (Section 2—612) then also as to the whole

- (a) terminate and thereby discharge any unexecuted portion of the contract or

- (b) modify the contract by agreeing to take his available quota in substitution

(2) If after receipt of such notification from the seller the buyer fails so to modify the contract within a reasonable time not exceeding thirty days the contract lapses with respect to any deliveries affected

(3) The provisions of this section may not be negated by agreement except insofar as the seller has assumed a greater obligation under the preceding section

#### Part 7

#### Remedies

Section 2—701 Remedies for Breach of Collateral Contracts Not Impaired Remedies for breach of any obligation or promise collateral or ancillary to a contract for sale are not impaired by the provisions of this Article

Section 2—702 Seller's Remedies on Discovery of

Buyer's Insolvency (1) Where the seller discovers the buyer to be insolvent he may

- (a) refuse delivery except for cash including payment for all goods theretofore delivered under the contract and stop delivery under this Article (Section 2—705) and

- (b) subject to the rights of a buyer in ordinary course or other good faith purchaser or lien creditor under this Article (Section 2—403) and within ten days after receipt reclaim any goods received by the buyer on credit but if misrepresentation of solvency has been made to the particular seller in writing within three months before delivery the ten days limitation does not apply

(2) Successful reclamation of goods excludes all other remedies with respect to them

Section 2—703 Seller's Remedies in General Where the buyer wrongfully rejects or revokes acceptance of goods or fail to make a payment due on or before delivery or repudiates with respect to a part or the whole then with respect to any goods directly affected and if the breach is of the whole contract (Section 2—612) then also with respect to the whole undelivered balance the aggrieved seller may

- (a) withhold delivery of such goods
- (b) stop delivery by any bailee as hereafter provided (Section 2—705)
- (c) proceed under the next section respecting goods still unidentified to the contract
- (d) resell and recover damages as hereafter provided (Section 2—706)
- (e) so far as any goods have not been resold recover damages for their non-acceptance (Section 2—708) or in a proper case their price (Section 2—709)
- (f) cancel

Section 2—704 Seller's Right to Identify Goods to the Contract Notwithstanding Breach An aggrieved seller under the preceding section may identify to the contract conforming goods not already identified if at the time he learned of the breach they are in his possession or control If the goods were then in process of procurement or manufacture he may complete the process and identify them to the contract unless in reasonable commercial judgement the completion will materially increase the damages

Section 2—705 Seller's Stoppage of Delivery in Transit or Otherwise (1) The seller may stop delivery of goods in the possession of a carrier or other bailee when he discovers the buyer to be insolvent (Section 2—702) and may stop delivery of carload truckload planeload or larger shipments of express or freight when the buyer wrongfully repudiates or fails to make a payment due before delivery or if for any other reason the seller has a right to withhold or reclaim the goods

(2) As against such buyer the seller may stop delivery until

- (a) receipt of the goods by the buyer or
  - (b) acknowledgment to the buyer by any bailee of the goods except a carrier that the bailee holds the goods for the buyer or
  - (c) such acknowledgment to the buyer by a carrier by reshipment or as warehouseman or
  - (d) negotiation to the buyer of any negotiable document of title covering the goods
- (3) (a) To stop delivery the seller must so notify as to enable bailee by reasonable diligence to prevent delivery of the goods
- (b) After such notification the bailee must hold and deliver the goods according to the directions of the seller but the seller is liable to the bailee for any ensuing charges or damages
- (c) If a negotiable document of title has been issued for goods the bailee is not obliged to obey a notification to stop until surrender of the document

Section 2—706 Seller's Resale Including Contract for Resale (1) Under the conditions stated in Section 2—703 on seller's remedies the seller may resell the goods concerned or the undelivered balance thereof Where the resale is made in good faith and in a commercially



reasonable manner the seller may recover the difference between the resale price and the contract price together with any incidental damages allowed under the provisions of this Article (Section 2—710) but less any expense saved in consequence of the buyer's breach

(2) Except as otherwise provided in subsection (3) or unless otherwise agreed resale may be at public or private sale including sale by way of one or more contracts to sell or identification to an existing contract of the seller. Sale may be as a unit or in parcels and at any time and place and on any terms but every aspect of the sale including the method manner time place and terms must be commercially reasonable. The resale must be reasonably identified as referring to the broken contract but it is not necessary that the goods be in existence or that any or all of them have been identified to the contract before the breach

(3) Where the resale is at private sale the seller must give the buyer reasonable notification of his intention to resell

(4) Where the resale is at public sale

(a) only identified goods can be sold except where there is a recognized market for a public sale of futures in goods of the kind and

(b) it must be made at a usual place or market for public sale if one is reasonably available and except in the case of goods which are perishable or threaten to decline in value speedily the seller must give the buyer reasonable notice of the time and place of the resale and

(c) if the goods are not to be within the view of those attending the sale the notification of sale must state the place where the goods are located and provide for their reasonable inspection by prospective bidders and

(d) the seller may buy

(5) A purchaser who buys in good faith at a resale takes the goods free of any rights of the original buyer even though the seller fails to comply with one or more of the requirements of this section

(6) The seller is not accountable to the buyer for any profit made on any resale. A person in the position of a seller (Section 2—707) or a buyer who has rightfully rejected or justifiably revoked acceptance must account for any excess over the amount of his security interest as hereinafter defined (subsection (3) of Section 2—711)

Section 2—707 "Person in the Position of a Seller" A buyer's agent or other consignor who has paid or become responsible for the price or anyone who otherwise holds as against the buyer or consignee a security interest in goods similar to that of a seller is a "person in the position of a seller" and may as provided in this Article withhold or stop delivery (Section 2—705) and resell (Section 2—706) and recover incidental damages (Section 2—710)

Section 2—708 Seller's Damages for Non-Acceptance The measure of damages for non-acceptance is the difference between the price current at the time and place for tender and the unpaid contract price together with any incidental damages provided in this Article (Section 2—710) but less any expense saved in consequence of the buyer's breach except that if the foregoing measure of damages is inadequate to put the seller in as good a position as performance would have done then the measure of damages is the profit (including reasonable overhead) which the seller would have made from full performance by the buyer

Section 2—709 Action for the Price (1) When the buyer fails to pay the price as it becomes due the seller may recover together with any incidental damages under the next section the price

(a) of goods accepted or of conforming goods lost or damaged after risk of their loss has passed to the buyer and

(b) of goods identified to the contract if the seller is unable after reasonable effort to resell them at a reasonable price or the circumstances reasonably indicate that such effort will be unavailing

(2) Where the seller sues for the price he must hold

for the buyer any goods which have been identified to the contract and are still in his control except that if resale becomes possible he may resell them at any time prior to the collection of the judgment. The net proceeds of any such resale must be credited to the buyer and payment of the judgment entitles him to any goods not resold

(3) After the buyer has wrongfully rejected or revoked acceptance of the goods or has failed to make a payment due or has repudiated (Section 2—610) a seller who is held not entitled to the price under this section shall nevertheless be awarded damages for non-acceptance under the preceding section

Section 2—710 Seller's Incidental Damages Incidental damages to an aggrieved seller include any commercially reasonable charges expenses or commissions incurred in stopping delivery in the transportation care and custody of goods after the buyer's breach in connection with return or resale of the goods or otherwise resulting from the breach

Section 2—711 Buyer's Remedies in General Buyer's Security Interest in Rejected Goods (1) Where the seller fails to make delivery or repudiates or the buyer rightfully rejects or justifiably revokes acceptance then with respect to any goods involved and with respect to the whole if the breach goes to the whole contract (Section 2—612) the buyer may cancel and whether or not he has done so may in addition to recovering so much of the price as has been paid

(a) "cover" and have damages under the next section as to all the goods affected whether or not they have been identified to the contract or

(b) recover damages for non-delivery as provided in this Article (Section 2—713)

(2) Where the seller fails to deliver or repudiates the buyer may also

(a) if the goods have been identified recover them as provided in the Article (Section 2—502) or

(b) in a proper case obtain specific performance or replevy the goods as provided in this Article (Section 2—716)

(3) On rightful rejection or justifiable revocation of acceptance a buyer who has paid all or part of the price has a security interest in goods in his possession or control for the amount paid plus any expenses reasonably incurred in their inspection receipt transportation care and custody and may on notifying the seller of his intention to do so hold such goods and resell them on like manner as an aggrieved seller (Section 2—706)

Section 2—712 "Cover" Buyer's Procurement of Substitute Goods (1) After a breach within the preceding section the buyer may "cover" by making in good faith and without unreasonable delay any reasonable purchase of or contract to purchase goods in substitution for those due from the seller

(2) The buyer may recover from the seller as damages the difference between the cost of cover and the contract price together with any incidental or consequential damages as hereinafter defined (Section 2—715) but less any expense saved in consequence of the seller's breach

(3) Failure of the buyer to effect cover within this section does not bar him from any other remedy

Section 2—713 Buyer's Damages for Non-Delivery (1) The measure of damages for non-delivery is the difference between the price current at the time the buyer learned of the breach and the contract price together with the incidental and consequential damages as provided in this Article (Section 2—715) but less any expense saved in consequence of the seller's breach

(2) Current price is to be determined as of the place for tender or in case of rejection after arrival or revocation of acceptance as of the place of arrival

Section 2—714 Buyer's Damages for Breach in Regard to Accepted Goods (1) Where the buyer has accepted goods and given notification (subsection (3) of Section 2—607) he may recover as damages for any non-conformity of tender the loss resulting in the ordinary course of events from the seller's breach as determined in any manner which is reasonable



(2) The measure of damages for breach of warranty is the difference at the time and place of acceptance between the value of the goods accepted and the value they would have had if they had been as warranted unless special circumstances show proximate damages of a different amount

(3) In a proper case any incidental and consequential damages under the next section may also be recovered

Section 2—715 Buyer's Incidental and Consequential Damages (1) Incidental damages resulting from the seller's breach include expenses reasonably incurred in inspection receipt transportation and care and custody of goods rightfully rejected and commercially reasonable charges expenses or commissions in connection with effecting cover and any damages from delay or otherwise resulting from the breach

(2) Consequential damages include

(a) any loss resulting from general or particular requirements and needs of which the seller at the time of contracting had been to know and which could not reasonably be prevented by cover or otherwise and

(b) injury to person or property proximately resulting from any breach of warranty

Section 2—716 Buyer's Right to Specific Performance or Replevin (1) Specific performance may be decreed where the goods are unique or in other proper circumstances

(2) The decree for specific performance may include such terms and conditions as to payment of the price damages or other relief as the court may deem just

(3) The buyer has a right of replevin for goods identified to the contract if after reasonable effort he is unable to effect cover for such goods or the circumstances reasonably indicate that such effort will be unavailing or if the goods have been shipped under reservation and satisfaction of the security interest in them has been made or tendered

Section 2—717 Deduction of Damages From Price The buyer on notifying the seller of his intention so to do may deduct all or any part of damages resulting from any breach from any part of the price still due

Section 2—718 Liquidation or Limitation of Damages Deposits (1) Damages for breach by either party may be liquidated in the agreement but only at an amount which is reasonable in the light of the anticipated or actual harm caused by the breach the difficulties of proof of loss and the inconvenience or non-feasibility of otherwise obtaining an adequate remedy A term fixing unreasonably large liquidated damages is void as a penalty

(2) A "deposit" or "down" or part payment of more than 20 per cent of the price or \$500 whichever is smaller to be forfeited on breach is so forfeited only to the extent that it is reasonable liquidation of damages Where a seller has received payment in goods the proceeds of their resale shall in the event of breach by the buyer be treated as a "down" payment for purposes of this subsection but if the seller has notice of the buyer's breach before reselling goods received in payment or as a deposit his resale is subject to the conditions laid down in this Article on resale by an aggrieved seller (Section 2—706)

Section 2—719 Contractual Modification or Limitation of Remedy (1) Subject to the provisions of subsections (2) and (3) of this section and of the preceding section on liquidation and limitation of damages

(a) the agreement may provide for remedies in addition to or in substitution for those provided in this Article and may limit or alter the measure of damages recoverable under this Article as by limiting the buyer's remedies to return of the goods and repayment of the price or to repair and replacement of non-conforming goods or parts and

(b) resort to a remedy as provided is optional unless the remedy is expressly agreed to be exclusive in which case it is the sole remedy

(2) Where circumstances cause an exclusive or limited remedy to fail of its essential purpose remedy may be had as provided in this Act

(3) Consequential damages may be limited or excluded unless the limitation or exclusion is unconscionable Limitation of consequential damages for injury to the person in the case of consumer goods in prima facie unconscionable but limitation of damages where the loss is commercial is not

Section 2—720 Effect of "Cancellation" or "Rescission" on Claims for Antecedent Breach Unless the contrary intention clearly appears expressions of "cancellation" or "rescission" of the contract or the like shall not be construed as a renunciation or discharge of any claim in damages for an antecedent breach

Section 2—721 Remedies for Fraud Remedies for material misrepresentation or fraud include all remedies available under this Article for nonfraudulent breach and neither rescission of the contract for sale nor rejection or return of the goods bars the other remedies

Section 2—722 When Can Sue Third Parties for Injury to Goods Where a third party so deals with goods which have been identified to a contract for sale as to cause actionable injury to a party to that contract

(a) after the goods have been accepted a right of action against the third party is exclusively in the buyer unless his acceptance has been revoked

(b) before acceptance or after revocation of the buyer's acceptance a right of action against the third party is in the party to the contract for sale who has either title to or a security interest or an insurable interest in the goods and if the goods have been destroyed or converted a right of action is also in the party who either bore the risk of loss under the contract for sale or has since the injury assumed that risk as against the other

(c) if at the time of the injury the party plaintiff did not bear the risk of loss as against the other party to the contract for sale and there is no arrangement between them for disposition of the recovery his suit or settlement is subject to his own interest as a fiduciary for the other party to the contract

(d) either party may with the consent of the other sue for the benefit of whom it may concern

Section 2—723 Proof of Market Price Time and Place (1) If an action based on anticipatory repudiation comes to trial before the time for performance with respect to some or all of the goods damages shall be determined according to the price of such goods prevailing at the time when the aggrieved party learned of the repudiation

(2) If evidence of a price prevailing at the times or places described in this Article is not readily available the price prevailing within any reasonable time before or after the time described or at any other place which in commercial judgment or under usage of trade would serve as a reasonable substitute for the one described may be used making any proper allowance for the cost of transporting the goods to or from such other place But a party intending to offer evidence of a price prevailing at a time or place other than the one described in this Article must so notify the other party as to prevent surprise

Section 2—724 Admissibility of Market Quotations Whenever the prevailing price or value of any goods regularly bought and sold in any established commodity market is in issue reports in official publications or trade journals or in newspapers or periodicals of general circulation published as the reports of such market shall be admissible in evidence The circumstances of the preparation of such a report may be shown to affect its weight but not its admissibility

Section 2—725 Statute of Limitations in Contracts for Sale (1) An action for breach of any contract for sale must be commenced within four years after the cause of action has accrued By the original agreement the parties may reduce the period of limitation to not less than one year but may not extend it

(2) A cause of action accrues when the breach occurs regardless of the aggrieved party's lack of knowledge of the breach A breach of warranty occurs when tendered or delivery is made except that where a warranty explicitly



extends to future performance of the goods and discovery of the breach must await the time of such performance the cause of action accrues when the breach is or should have been discovered

(3) Where an action commenced within the time limited by subsection (1) is so terminated as to leave available a remedy by another action for the same breach such other action may be commenced after the expiration of the time limited and within six months after the termination of the first action unless the termination resulted from voluntary discontinuance or from dismissal for failure or neglect to prosecute

(4) This section does not alter the law on tolling of the statute of limitations nor does it apply to causes of action which have accrued before this Act become effective

### Article 3

#### Commercial Paper

##### Part 1

#### Short Title Form and Interpretation

Section 3—101 Short Title This Article shall be known and may be cited as Uniform Commercial Code—Commercial Paper

Section 3—102 Definitions and Index of Definitions (1) In this Article unless the context otherwise requires

- (a) "Issue" means the first delivery of an instrument to a holder or a remitter
- (b) An "order" is a direction to pay and must be more than an authorization or request. It must identify the person to pay with reasonable certainty. It may be addressed to one or more such persons jointly or in the alternative but not in succession.
- (c) A "promise" is an undertaking to pay and must be more than an acknowledgement of an obligation.
- (d) "Secondary party" means a drawer or endorser.
- (e) "Instrument" means a negotiable instrument.

(2) Other definitions applying to this Article and the sections in which they appear are

- "Acceptance" Section 3—410
- "Accommodation party" Section 3—415
- "Alteration" Section 3—407
- "Certificate of deposit" Section 3—104
- "Certification" Section 3—411
- "Check" Section 3—104
- "Definite time" Section 3—109
- "Dishonor" Section 3—507
- "Documentary Draft" Section 4—104
- "Draft" Section 3—104
- "Holder in due course" Section 3—302
- "Negotiation" Section 3—202
- "Note" Section 3—104
- "Notice of dishonor" Section 3—508
- "On demand" Section 3—108
- "Presentment" Section 3—504
- "Protest" Section 3—509
- "Signature" Section 3—401

(3) The following definitions in other Articles apply to this Article

- "Account" Section 4—104
- "Banking Day" Section 4—104
- "Clearing house" Section 4—104
- "Collecting bank" Section 4—105
- "Customer" Section 4—104
- "Depository Bank" Section 4—105
- "Documentary Draft" Section 4—104
- "Item" Section 4—104
- "Midnight deadline" Section 4—104
- "Payor bank" Section 4—105

(4) In addition Article 1 contains general definitions and principles of construction and interpretation applicable throughout this Article

Section 3—103 Limitations on Scope of Article (1) This Article does not apply to money documents of title or investment securities

(2) The provisions of this Article are subject to the provisions of the Article on Bank Deposits and Collec-

tions (Article 4) and Secured Transactions (Article 9)

Section 3—104 Form of Negotiable Instruments "Draft" "Check" "Certificate of Deposit" "Note" (1) Any writing to be a negotiable instrument within this Article must

- (a) be signed by the maker or drawer and
  - (b) contain an unconditional promise or order to pay a sum certain in money and no other promise or obligation or power given by the maker or drawer except as authorized by this Article and
  - (c) be payable on demand or at a definite time and
  - (d) be payable to order or to bearer
- (2) A writing which complies with the requirements of this section is
- (a) a "draft" ("bill of exchange") if it is an order
  - (b) a "check" if it is a draft drawn on a bank and payable on demand
  - (c) a "certificate of deposit" if it is an acknowledgment by a bank of receipt of money with an engagement to repay it
  - (d) a "note" if it is a promise other than a certificate of deposit

Section 3—105 When Promise or Order Unconditional (1) A promise or order otherwise unconditional is not made conditional by the fact that the instrument

- (a) is subject to implied or constructive conditions or
- (b) states its consideration whether performed or promised or the transaction which gave rise to the instrument or that the promise or order is made or the instrument matures in accordance with or "as per" such transaction or
- (c) refers to or states that it arises out of a separate agreement or
- (d) states that it is drawn under a letter of credit or
- (e) states that it is secured whether by mortgage, reservation of title or otherwise or
- (f) indicates a particular account to be debited or any other fund or source from which reimbursement is expected or
- (g) is limited to payment out of a particular fund or the proceeds of a particular source if the instrument is issued by a government or governmental agency or unit or
- (h) is limited to payment out of the entire assets of a partnership unincorporated association trust or estate by or on behalf of which the instrument is issued

(2) A promise or order is not unconditional if the instrument

- (a) states that it is subject to or governed by any other agreement or
- (b) states that it is to be paid only out of a particular fund or source except as provided in this section

Section 3—106 Sum Certain (1) The sum payable is a sum certain even though it is to be paid

- (a) with stated interest or by stated installments or
- (b) with stated different rates of interest before and after default or a specified date or
- (c) with a stated discount or addition if paid before or after the date fixed for payment or
- (d) with exchange or less exchange whether at a fixed rate or at the current rate or
- (e) with costs of collection or an attorney's fee or both upon default

(2) Nothing in this section shall validate any term which is otherwise illegal

Section 3—107 Money (1) An instrument is payable in money if the medium of exchange in which it is payable is money at the time the instrument is made. In instrument payable in "currency" or "current funds" is payable in money

(2) A promise or order to pay a Sum Stated in a foreign currency is for a sum certain in money and unless a different medium of payment is specified in the instrument may be satisfied by payment of that number of dollars which the stated foreign currency will purchase at the buying sight rate for that currency on the day on which the instrument is payable or if payable on demand on the day of demand. If such an instrument specifies a foreign

currency as the medium of payment the instrument is payable in that currency

Section 3—108 Payable on Demand Instruments payable on demand include those payable at sight or an presentation and those in which no time for payment is stated

Section 3—109 Definite Time (1) An instrument is payable at a definite time if by its terms it is payable

- (a) on or before a stated date or at a fixed period after a stated date or
- (b) at a fixed period after sight or
- (c) at a definite time subject to any acceleration or
- (d) at a definite time subject to extension at the option of the holder or to extension to a further definite time at the option of the maker or automatically upon or after a specified act or event

(2) An instrument which by its terms is otherwise payable only upon an act or event uncertain as to time of occurrence is not payable at a definite time even though the act or event has occurred

Section 3—110 Payable to Order (1) An instrument is payable to order when by its terms it is payable to the order or assigns of any person therein specified with reasonable certainty or to him or his order or when it is conspicuously designated on its face as "exchange" or the like and names a payee It may be payable to the order of

- (a) the maker or drawer or
- (b) the drawee or
- (c) a payee who is not maker drawer or drawee or
- (d) two or more payees together or in the alternative or
- (e) an estate trust or fund in which case it is payable to the order of the representative of such estate trust or fund or his successors or
- (f) an office or officer as such in which case it is payable to the order of the incumbent of the office or his successors or
- (g) a partnership or unincorporated association in which case it is payable to the partnership or association and may be indorsed or transferred by any person thereto authorized

(2) An instrument not payable to order is not made so payable by such words as "payable upon return of this instrument properly indorsed"

(3) An instrument made payable both to order and to bearer is payable to order unless the bearer words are handwritten or typewritten

Section 3—111 Payable to Bearer An instrument is payable to bearer when by its terms it is payable to

- (a) bearer or the order of bearer or
- (b) a specified person or bearer or
- (c) "cash" or the order of "cash" or any other indication which does not purport to designate a specific payee

Section 3—112 Terms and Omissions Not Affecting Negotiability (1) The negotiability of an instrument is not affected by

- (a) the omission of a statement of any consideration or of the place where the instrument is drawn or payable or
- (b) a statement that collateral has been given for the instrument or in case of default on the instrument the collateral may be sold or
- (c) a promise to give additional collateral on demand or
- (d) a term authorizing a confession of judgment on the instrument if it is not paid when due or
- (e) a term purporting to waive the benefit of any law intended for the advantage or protection of any obligor or
- (f) a term in a draft providing that the payee by indorsing or cashing it acknowledges full satisfaction of an obligation of the drawer

(2) Nothing in this section shall validate any term which is otherwise illegal

Section 3—113 Seal An instrument otherwise negotiable is within this Article even though it is under a seal

Section 3—114 Date Antedating Postdating (1) The

negotiability of an instrument is not affected by the fact that it is undated antedated or postdated

(2) Where an instrument is antedated or postdated the time when it is payable is determined by the stated date if the instrument is payable on demand or at a fixed period of after date

(3) Where the instrument or any signature thereon is dated the date is presumed to be correct

Section 3—115 Incomplete Instruments (1) When a paper whose contents at the time of signing show that it is intended to become an instrument is signed while still incomplete in any necessary respect it cannot be enforced until completed but when it is completed in accordance with authority given it is effective as completed

(2) If the completion is unauthorized the rules as to material alteration apply (Section 3—407) even though the paper was not delivered by the maker or drawer but the burden of establishing that any completion is unauthorized is on the party so asserting

Section 3—116 Instruments Payable to Two or More Persons An instrument payable to the order of two or more persons

- (a) if in the alternative is payable to any one of them and may be negotiated discharged or enforced by any of them who has possession of it
- (b) if not in the alternative is payable to all of them and may be negotiated discharged or enforced only by all of them

Section 3—117 Instruments Payable with Words of Description An instrument made payable to a named person with the addition of words describing him

- (a) as agent or officer of a specified person is payable to his principal but the agent or officer may act as if he were the holder
- (b) as any other fiduciary for a specified person or purpose is payable to the payee and may be negotiated discharged or enforced by him
- (c) in any other manner is payable to the payee unconditionally and the additional words are without effect on subsequent parties

Section 3—118 Ambiguous Terms and Rules of Construction The following rules apply to every instrument

- (a) Where there is doubt whether the instrument is a draft or a note the holder may treat it as either A draft drawn on the drawer is effective as a note
- (b) Handwritten terms control typewritten and printed terms and typewritten control printed
- (c) Words control figures except that if the words are ambiguous figures control
- (d) Unless otherwise specified a provision for interest means interest at the judgment rate at the place of payment from the date of the instrument or if it is undated from the date of issue
- (e) Unless the instrument otherwise specifies two or more persons who sign as maker acceptor or drawer or indorser and as a part of the same transaction are jointly and severally liable even though the instrument contains such words as "I promise to pay"
- (f) Notwithstanding any term of the instrument the holder may extend it only with the consent of the maker at the time of extension Unless otherwise specified consent to extension authorizes a single extension for not longer than the original period

Section 3—119 Other Writings Affecting Instrument (1) As between the obligor and his immediate obligee or any transferee the terms of an instrument may be modified or affected by any other written agreement executed as a part of the same transaction except that a holder in due course is not affected by any limitation of his rights arising out of the separate written agreement if he had no notice of the limitation when he took the instrument

(2) A separate agreement does not affect the negotiability of an instrument

Section 3—120 Instruments "Payable Through" Bank An instrument which states that it is "payable through" a bank or the like designates that bank as a collecting bank to make presentment but does not of itself authorize the bank to pay the instrument



Section 3—121 Instruments Payable at Bank A note or acceptance which states that it is payable at a bank is the equivalent of a draft drawn on the bank payable when it falls due out of any funds of the maker or acceptor in current account or otherwise available for such payment

Section 3—122 Accrual of Cause of Action (1) cause of action against a maker or an acceptor accrues

(a) in the case of a time instrument on the day after maturity

(b) in the case of a demand instrument upon its date or if no date is stated on the date of issue

(2) A cause of action against the obligor of a demand or time certificate of deposit accrues upon demand but demand on a time certificate may not be made until on or after the date of maturity

(3) A cause of action against a drawer of a draft or an indorser of any instrument accrues upon demand following dishonor of the instrument Notice of dishonor is a demand

(4) Unless an instrument provides otherwise interest runs at the rate provided by law for a judgment

(a) in the case of a maker of a demand not from the date of demand

(b) in all other cases from the date of accrual of the cause of action

## Part 2

### Transfer and Negotiation

Section 3—201 Transfer Right to Indorsement (1) Transfer of an instrument vests in the transferee such rights as the transferor has therein except that a transferee who has himself been a party to any fraud or illegality affecting the instrument or who as a prior holder had notice of a defense or claim against it cannot improve his position by taking from a later holder in due course

(2) A transfer of a security interest in an instrument vests the foregoing rights in the transferee to the extent of the interest transferred

(3) Unless otherwise agreed any transfer for value of an instrument not then payable to bearer gives the transferee the specifically enforceable right to have the unqualified indorsement of the transferor Negotiation takes effect only when the indorsement is made and until that time there is no presumption that the transferee is the owner

Section 3—202 Negotiation (1) Negotiation is the transfer of an instrument in such form that the transferee becomes a holder If the instrument is payable to order it is negotiated by delivery with any necessary indorsement if payable to bearer it is negotiated by delivery

(2) An indorsement must be written by or on behalf of the holder and on the instrument or on a paper so firmly affixed thereto as to become a part thereof

(3) An indorsement is effective for negotiation only when it conveys the entire instrument or any unpaid residue If it purports to be of less it operates only as a partial assignment

(4) Words of assignment condition waiver guaranty limitation or disclaimer of liability and the like accompanying an indorsement do not affect its character as an indorsement

Section 3—203 Wrong or Misspelled Name Where an instrument is made payable to a person under a misspelled name or one other than his own he may indorse in that name or his own or both but signature in both names may be required by a person paying or giving value for the instrument

Section 3—204 Special Indorsement Blank Indorsement (1) A special indorsement specifies the person to whom or to whose order it makes the instrument payable Any instrument specifically indorsed becomes payable to the order of the special indorsee and may be further negotiated only by his indorsement

(2) An indorsement in blank specifies no particular indorsee and may consist of a mere signature An instrument payable to order and indorsed in blank becomes payable to bearer and may be negotiated by delivery alone until specially indorsed or indorsed for collection (Section 3—206)

Section 3—205 Conditional Indorsement Prohibiting Transfer Neither a conditional indorsement nor one purporting to prohibit further transfer of the instrument prevents its further transfer or negotiation and the transferee may enforce payment in disregard of the limitation but the indorsee and any other subsequent transferee except a collecting or payor bank takes the instrument or its proceeds subject to any rights of the indorser

Section 3—206 Indorsement "For Collection" "For Deposit" to Agent or in Trust When an indorsement whether blank or special states that it is "for collection" "for deposit" or otherwise for the benefit or account or use of the indorser or of another person

(a) the first taker under that indorsement must apply any value given by him for or on the security of the instrument in the manner and to the person or account directed by the indorsement

(b) to the extent that he does so he becomes a holder for value

(c) later holders for value are not affected by the direction contained in the indorsement unless they have reasonable grounds to believe that a fiduciary has negotiated the instrument in breach of duty (Subsection (2) (b) of Section 3—304)

Section 3—207 Negotiation Effective Although It May Be Rescinded (1) Negotiation is effective to transfer the instrument although the negotiation is

(a) made by an infant a corporation exceeding its powers or any other person without capacity or

(b) obtained by fraud duress or mistake of any kind or

(c) part of an illegal transaction or

(d) made in breach of duty

(2) Except as against a subsequent holder in due course such negotiation is subject to rescission the declaration of a constructive trust or any other remedy permitted by law

Section 3—208 Reacquisition Where an instrument is returned to or reacquired by a prior party he may cancel any indorsement which is not necessary to his title and reissue or further negotiate the instrument but any intervening party is discharged as against the reacquiring party and subsequent holders not in due course and if his indorsement has been cancelled is discharged as against subsequent holders in due course as well

## Part 3

### Rights of a Holder

Section 3—301 Rights of a Holder The holder of an instrument whether or not he is the owner may transfer or negotiate it and except as otherwise provided in Section 3—603 on payment or satisfaction discharge it or enforce payment in his own name

Section 3—302 Holder in Due Course (1) A holder in due course is a holder who takes the instrument

(a) for value and

(b) in good faith including observance of the reasonable commercial standards of any business in which the holder may be engaged and

(c) without notice that it is overdue or has been dishonored or of any defense against or claim to it on the part of any person

(2) A payee may be a holder in due course

(3) A holder does not become a holder in due course of an instrument

(a) by purchase of its at judicial sale or by taking it under legal process or

(b) by acquiring it in taking over an estate or

(c) by purchasing it as part of a bulk transaction not in regular course of business of the transferor

(4) A purchaser of a limited interest can be a holder in due course only to the extent of the interest purchased

Section 3—303 Taking for Value A holder takes the instrument for value

(a) to the extent that the agreed consideration has been performed or that he acquires a security interest in or a lien on the instrument otherwise than by legal process or

(b) when he takes the instrument in payment of or



as security for an antecedent claim against any person whether or not the claim is due or

(c) when he gives a negotiable instrument for it or makes an irrevocable commitment to a third person  
Section 3—304 Notice to Purchaser (1) The purchaser has notice of a claim or defense if

(a) the instrument is so incomplete bears such visible evidence of forgery or alteration or is otherwise so irregular as to call into question its validity terms or ownership or to create an ambiguity as to the party to pay or

(b) the purchaser has notice that the obligation of any party is voidable in whole or in part or that all parties have been discharged

(2) The purchaser has notice of a claim against the instrument when he has reasonable grounds to believe

(a) that the transfer to him is a preference voidable under the law of bankruptcy or insolvency

(b) that a fiduciary has negotiated the instrument in payment of or as security for his own debt or in any transaction for his own benefit or otherwise in breach of duty

(3) Except as provided with respect to conditional trust or collection indorsements in the course of bank collections (Sections 4—203 and 4—205) the purchaser also has notice of a claim against the instrument if it has previously been indorsed conditionally or in such manner as to prohibit further negotiation and such indorsement has not been cancelled

(4) The purchaser has notice than an instrument is overdue if he has reasonable grounds to believe

(a) that any part of the principal amount is overdue or that there is an uncured default in payment of another instrument of the same series or

(b) that acceleration of the instrument has been made or

(c) that he is taking a demand instrument after demand has been made or more than a reasonable length of time after its issue A reasonable time for a check drawn and payable within the states and territories of the United States and the District of Columbia is presumed to be thirty days

(5) Knowledge of the following facts does not of itself give the purchaser notice of a defense or claim

(a) that the instrument is antedated or postdated

(b) that it was issued or negotiated in return for an executory promise or accompanied by a separate agreement unless the purchaser has notice that a defense or claim has arisen from the terms thereof

(c) that any party has signed for accommodation

(d) that an incomplete instrument has been completed unless the purchaser has notice of any improper completion

(e) that any person negotiating the instrument is or was a fiduciary

(f) that there has been default in payment of interest on the instrument or in payment of any other instrument except one of the same series

(6) The filing or recording of a document does not of itself constitute notice within the provisions of this Article to a person who would otherwise be a holder in due course

(7) To be effective notice must be received at such time and in such manner as to give a reasonable opportunity to act on it

Section 3—305 Rights of a Holder in Due Course To the extent that a holder is a holder in due course he takes the instrument free from

(1) all claims to it on the part of any person and

(2) all defenses of any party to the instrument with whom the holder has not dealt except

(a) infancy to the extent that it is a defense to a simple contract and

(b) such other incapacity or duress or illegality of the transaction as renders the obligation of the party a nullity and

(c) such misrepresentation as has induced the party to sign the instrument with neither knowledge nor

reasonable opportunity to obtain knowledge of its character or its essential terms and

(d) discharge in insolvency proceedings and

(e) any other discharge of which the holder has notice when he takes the instrument

Section 3—306 Rights of One Not Holder in Due Course Unless he has the rights of a holder in due course any person takes the instrument subject to

(a) all valid claims to it on the part of any person and

(b) all defenses of any party which would be available in an action on a simple contract and

(c) the defenses of want or failure of consideration non-performance of any condition precedent non-delivery or delivery for a special purpose and

(d) the defense that he or a person through whom he holds the instrument acquired it by theft The claim of any third person to the instrument is not otherwise available as a defense to any party liable thereon unless the third person himself defends the action for such party

Section 3—307 Burden of Establishing Signatures Defenses and Due Course (1) Unless specifically denied in the pleadings each signature on an instrument is admitted When the effectiveness of a signature is put in issue

(a) the burden of establishing it is on the party claiming under the signature but

(b) the signature is presumed to be genuine or authorized except where the action is to enforce the obligation of a purported signer who has died or become incompetent before proof is required

(2) When signatures are admitted or established production of the instrument entitles a holder to recover on it unless the defendant establishes a defense

(3) After evidence of a defense has been introduced a person claiming the rights of a holder in due course has the burden of establishing that he or some person under whom he claims is in all respects a holder in due course

## Part 4

### Liability of Parties

Section 3—401 Signature (1) No person is liable on an instrument unless his signature appears thereon

(2) A signature is made by use of any name including any trade or assumed name upon an instrument or by any word or mark used in lieu of a written signature

Section 3—402 Signature in Ambiguous Capacity Unless the instrument clearly indicates that a signature is made in some other capacity it is an indorsement

Section 3—403 Signature by Authorized Representative (1) A signature may be made by an agent or other representative and his authority to make it may be established as in other cases of representation No particular form of appointment is necessary to establish such authority

(2) An authorized representative who signs his own name to an instrument is also personally obligated unless the instrument names the person represented and shows that the signature is made in a representative capacity The name of an organization preceded or followed by the name and office of an authorized individual is a signature made in a representative capacity

Section 3—404 Unauthorized Signatures (1) Any unauthorized signature is wholly inoperative as that of the person whose name is signed unless he ratifies it or is precluded from denying it but it operates as the signature of the unauthorized signer in favor of any person who in good faith pays the instrument or takes it for value

(2) Any unauthorized signature may be ratified for all purposes of this Article Such ratification does not of itself affect any rights of the person ratifying against the actual signer

Section 3—405 Impostors Signature in Name of Payee (1) An indorsement by any person in the name of a named payee is effective if

(a) an impostor by use of the mails or otherwise has induced the maker or drawer to issue the instru-



ment to him or his confederate in the name of the payee or

(b) a person signing as or on behalf of a drawer intends the payee to have no interest in the instrument or

(c) an agent or employee of the drawer has supplied him with the name of the payee intending the latter to have no such interest

(2) Nothing in this section shall affect the criminal or civil liability of the person so indorsing

Section 3—406 Negligence Contributing to Alteration or Unauthorized Signature Any person who by his negligence substantially contributes to a material alteration of the instrument or to the making of an unauthorized signature is precluded from asserting the alteration or lack of authority against a holder in due course or against a drawee or other payor who pays the instrument in good faith and in accordance with the reasonable commercial standards of the drawee's or payor's business

Section 3—407 Alteration (1) Any alteration of an instrument is material which changes the contract of any party thereto in any respect including any such change in

(a) the number or relations of the parties or

(b) an incomplete instrument by completing it otherwise than as authorized or

(c) the writing as signed by adding to it or by removing any part of it

(2) As against any person other than a subsequent holder in due course

(a) alteration by the holder which is both fraudulent and material discharges any party whose contract is thereby changed unless that party assents or is precluded from asserting the defense

(b) no other alteration discharges any party and the instrument may be enforced according to its original tenor or as to incomplete instruments according to the authority given

(3) A subsequent holder in due course may in all cases enforce the instrument according to its original tenor and when an incomplete instrument has been completed he may enforce it as completed

Section 3—408 Consideration Want or failure of consideration is a defense as against any person not having the rights of a holder in due course (Section 3—305) except that no consideration is necessary for an instrument or obligation thereon given in payment of or as security for an antecedent obligation of any kind

Section 3—409 Draft Not an Assignment (1) A check or other draft does not of itself operate as an assignment of any funds in the hands of the drawee available for its payment and the drawee is not liable on the instrument until he accepts it

(2) Nothing in this section shall affect any liability in contract tort or otherwise arising from any letter of credit or other obligation or representation which is not an acceptance

Section 3—410 Definition and Operation of Acceptance

(1) Acceptance is the drawee's signed engagement to honor the draft as presented It must be written on the draft and may consist of his signature alone It becomes operative when completed by delivery or notification

(2) A draft may be accepted although it has not been signed by the drawer or is otherwise incomplete or is overdue or has been dishonored

(3) Where the draft is payable at a fixed period after sight and the acceptor fails to date his acceptance the holder may complete it by supplying date in good faith

Section 3—411 Certification of a Check (1) Certification of a check is acceptance Where a holder procures certification the drawer and all prior indorsers are discharged

(2) Unless otherwise agreed a bank has no obligation to certify a check

(3) A bank may certify a check before returning it for lack of proper indorsement If it does so the drawer is discharged

Section 3—412 Acceptance Varying Draft (1) Where the drawee's proffered acceptance in any manner varies the draft as presented the holder may refuse the accept-

ance and treat the draft as dishonored in which case the drawee is entitled to have his acceptance cancelled

(2) Where the holder assents to such an acceptance each drawer and indorser who does not affirmatively assent is discharged except where the variance is that payment shall be made only at a particular place

(3) The terms of the draft are not varied by an acceptance to pay at any bank in the continental United States

Section 3—413 Contract of Maker Drawer and Acceptor

(1) The maker or acceptor engages that he will pay the instrument according to its tenor at the time of his engagement

(2) The drawer engages that upon dishonor of the draft and any necessary notice of dishonor or protest he will pay the amount of the draft to the holder or to any indorser who takes it up The drawer may disclaim this liability by drawing without recourse

(3) By making drawing or accepting the party admits as against all subsequent parties including the drawee the existence of the payee and his then capacity to indorse

Section 3—414 Contract of Indorser Order of Liability

(1) Unless the indorsement otherwise specifies (as by such words as "without recourse") every indorser engages that upon dishonor and any necessary notice of dishonor and protest he will pay the instrument according to its tenor at the time of his indorsement to the holder or to any subsequent indorser who takes it up even though the indorser who takes it up was not obligated to do so

(2) Unless they otherwise agree indorsers are liable to one another in the order in which they indorse which is presumed to be the order in which their signatures appear on the instrument

Section 3—415 Contract of Accommodation Party (1) An accommodation party is one who signs the instrument in any capacity as surety for another party to it

(2) When the instrument has been taken for value before it is due the accommodation party is liable in the capacity in which he has signed even though the taker knows of the accommodation

(3) As against a holder in due course and without notice of the accommodation oral proof of the accommodation is not admissible to give the accommodation party the benefit of discharges dependent on his character as such In other cases the accommodation character may be shown by oral proof

(4) An indorsement which shows that it is not in the chain of title is notice of its accommodation character

(5) An accommodation party is not liable to the party accommodated and if he pays the instrument has a right of recourse on the instrument against such party

Section 3—416 Contract of Guarantor (1) "Payment guaranteed" or equivalent words added to a signature mean that the signer engages that if the instrument is not paid when due he will pay it according to its tenor without resort by the holder to any other party

(2) "Collection guaranteed" or equivalent words added to a signature mean that the signer engages that if the instrument is not paid when due he will pay it according to its tenor but only after the holder has reduced his claim against the maker or acceptor to judgment and execution has been returned unsatisfied or after the maker or acceptor has become insolvent or it is otherwise apparent that it is useless to proceed against him

(3) Words of guaranty which do not otherwise specify guarantee payment

(4) No words of guaranty added to the signature of a sole maker or acceptor affect his liability on the instrument Such words added to the signature of one of two or more makers or acceptors create a presumption that the signature is for the accommodation of the others

(5) When words of guaranty are used presentment notice of dishonor and protest are not necessary to charge the user

(6) Any guaranty written on the instrument is enforceable notwithstanding any statute of frauds

Section 3—417 Warranties on Presentment and Transfer

(1) Unless otherwise agreed any person who obtains pay-



ment or acceptance and any prior transferor warrants to a party who pays or accepts in good faith

- (a) that he has a good title to the instrument or is authorized to obtain payment or acceptance on behalf of one who has a good title and
- (b) that he has no knowledge of any effective direction to stop payment and
- (c) that the instrument has not been materially altered and that he has no knowledge that the signature of the maker or drawer is unauthorized except that such warranties are not given by a holder in due course who has taken a draft drawn on and accepted by a bank after such alteration or signature or by a holder in due course of a note. This exception applies even though a draft has been accepted "payable as originally drawn" or in equivalent terms
- (2) Unless otherwise agreed any party who transfers an instrument for consideration warrants to his transferee and if the transfer is by indorsement to any subsequent holder who takes the instrument in good faith that
  - (a) all signatures are genuine or authorized and
  - (b) the instrument has not been materially altered and
  - (c) the transfer is rightful and
  - (d) no defense of any party is good against him and
  - (e) he has no knowledge of any insolvency proceeding instituted with respect to the maker or acceptor or the drawer of an unaccepted instrument
- (3) By transferring "without recourse" the transferor limits the obligation stated in subsection (2) (d) to a warranty that he has no knowledge of such a defense
- (4) A selling agent or broker who does not disclose the fact that he is acting only as such gives the warranties provided in this section but if he makes such disclosure warrants only his good faith and authority

Section 3—418 Finality of Payment or Acceptance Except for recovery of bank payments as provided in the Article on Bank Deposits and Collections (Article 4) and except for liability for breach of warranty on presentment under the preceding section payment or acceptance of any instrument is final in favor of a holder in due course

Section 3—419 Conversion of Instrument Innocent Representative (1) An instrument is converted when

- (a) a drawee to whom it is delivered for acceptance refuses to return it on demand or
- (b) any person to whom it is delivered for payment refuses on demand either to pay or to return it or
- (c) it is paid on a forged indorsement
- (2) In an action against a drawee under subsection (1) the measure of the drawee's liability is the face amount of the instrument. In any other action under subsection (1) the measure of liability is presumed to be the face amount of the instrument
- (3) A representative including a depository or collecting bank who has in good faith and in accordance with the reasonable commercial standards applicable to the business of such representative dealt with an instrument or its proceeds on behalf of one who was not the true owner is not liable in conversion or otherwise to the true owner beyond the amount of any proceeds remaining in his hands

#### Part 5

#### Presentment Notice of Dishonor and Protest

Section 3—501 When Presentment Notice of Dishonor and Protest Necessary (1) Unless excused (Section 3—511) presentment is necessary to charge secondary parties as follows

- (a) presentment for acceptance is necessary to charge the drawer and indorsers of a draft where the draft so provides or is payable elsewhere than at the residence or place of business of the drawee or its date of payment depends upon such presentment. The holder may at his option present for acceptance any other draft payable at a stated date
- (b) presentment for payment is necessary to charge any indorser

(c) in the case of any drawer acceptor of a draft made payable at a bank or the maker of a note payable at a bank presentment for payment is necessary but failure to make presentment discharges such drawer acceptor or maker only as stated in Section 3—502 (1) (b)

(2) Unless excused (Section 3—511)

- (a) Notice of any dishonor is necessary to charge any indorser
- (b) in the case of any drawer the acceptor of a draft made payable at a bank or the maker of a note payable at a bank notice of any dishonor is necessary but failure to give such notice discharges such drawer acceptor or maker only as stated in Section 3—502 (1) (b)
- (3) Unless excused (Section 3—511) protest of any dishonor is necessary to charge the drawer and indorsers of any draft which on its face appears to be drawn or payable outside of the states and territories of the United States and the District of Columbia. The holder may at his option make protest of any dishonor of any other instrument

(4) Notwithstanding any provision of this section neither presentment nor notice of dishonor nor protest is necessary to charge an indorser who has indorsed an instrument after maturity

Section 3—502 Unexcused Delay Discharge (1) Where without excuse any necessary presentment or notice of dishonor is delayed beyond the time when it is due

- (a) any indorser is discharged and
- (b) any drawer or the acceptor of a draft made payable at a bank or the maker of a note payable at a bank who because the drawee or payor bank becomes insolvent during the delay is deprived of funds maintained with the drawee or payor bank to cover the instrument may discharge his liability by written assignment to the holder of his rights against the drawee or payor bank in respect of such funds but such drawer acceptor or maker is not otherwise discharged

(2) Where without excuse a necessary protest is delayed beyond the time when it is due any drawer or indorser is discharged

Section 3—503 Time of Presentment (1) Unless a different time is expressed in the instrument the time for any presentment is determined as follows

- (a) where an instrument is payable at or a fixed period after a stated date any presentment for acceptance must be made on or before that date
- (b) where an instrument is payable after sight it must either be presented for acceptance or negotiated within a reasonable time after date or issue whichever is later
- (c) where an instrument shows the date on which it is payable presentment for payment is due on that date
- (d) where an instrument is accelerated presentment for payment is due within a reasonable time after the acceleration
- (e) with respect to the liability of any secondary party presentment for acceptance or payment of any other instrument is due within a reasonable time after such party become liable thereon

(2) A reasonable time for presentment is determined by the nature of the instrument any usage of banking or trade and the facts of the particular case. In the case of an uncertified check which is drawn and payable within the United States and which is not a draft drawn by a bank the following are presumed to be reasonable periods within which to present for payment or to initiate bank collection

- (a) With respect to the liability of the drawer thirty days after date or issue whichever is later and
- (b) with respect to the liability of an indorser seven days after his indorsement

(3) Where any presentment is due on a day which is not a full business day for either the person making presentment or the party to pay presentment is due on the



next following day which is a full business day for both parties

(4) Presentment to be sufficient must be made at a reasonable hour and if at a bank during its banking day

Section 3—504 How Presentment Made (1) Presentment is a demand for acceptance or payment made upon the maker acceptor or drawee by or on behalf of the holder

(2) Presentment may be made

(a) by mail or through a clearing house or

(b) at a place of payment specified in the instrument or if there be none at the place of business or residence of the party to pay even though he is absent or inaccessible

(3) It may be made

(a) to any one of two or more makers acceptors or drawees or

(b) to any person who has authority to make or refuse the acceptance or payment

(4) A draft accepted or a note made payable at a bank in the continental United States must be presented at such bank

(5) In the cases described in Section 4—210 presentment may be made in the manner and with the result stated in that section

Section 3—505 Rights of Party to Whom Presentment Is Made (1) The party to whom presentment is made may without dishonor require

(a) exhibition of the instrument and

(b) reasonable identification of the person making presentment and evidence of his authority to make it if made for another and

(c) that the instrument be produced for acceptance or payment at a place specified in it or if there be none at any place reasonable in the circumstances and

(d) a signed receipt on the instrument for any partial or full payment and its surrender upon full payment

(2) Failure to comply with any such requirement invalidates the presentment but the person presenting has a reasonable time in which to comply and the time for acceptance or payment runs from the time of compliance

Section 3—506 Time Allowed for Acceptance or Payment

(1) Acceptance may be deferred without dishonor until the close of the next business day following presentment or for such longer time as the holder may allow

(2) Except as a longer time is allowed in the case of documentary drafts drawn under a letter of credit and unless an earlier time is agreed to by the party to pay payment of an instrument may be deferred without dishonor pending reasonable examination to determine whether it is properly payable but payment must be made in any event before the close of business on the day of presentment

Section 3—507 Dishonor Holder's Right of Recourse Term Allowing Re-Presentment (1) An instrument is dishonored when

(a) a necessary or optional presentment is duly made and due acceptance or payment is refused or cannot be obtained within the prescribed time or in case of bank collections the instrument is seasonably returned by midnight deadline (Section 4—301) or

(b) presentment is excused and the instrument is not duly accepted or paid

(2) Subject to any necessary notice of dishonor and protest the holder has upon dishonor an immediate right of recourse against the drawers and indorsers

(3) Return of an instrument for lack of proper indorsement is not dishonor

(4) A term in a draft or an indorsement thereof allowing a stated time for re-presentment in the event of any dishonor of the draft by nonacceptance if a time draft or by nonpayment if a sight draft gives the holder as against any secondary party bound by the term an option to waive the dishonor without affecting the liability of the secondary party and he may present again up to the end of the stated time

Section 3—508 Notice of Dishonor (1) Notice of dishonor

may be given by or on behalf of the holder or any party who has himself received notice or any other party who can be compelled to pay the instrument An agent or bank in whose hands the instrument is dishonored may give notice to his principal or customer or to another agent or bank from which the instrument was received

(2) Any necessary notice is due from a bank before its midnight deadline and from any other person before midnight of the third business day after dishonor or receipt of notice dishonor

(3) Notice may be given in any reasonable manner It may be oral or written and in any terms which identify the instrument and state that it has been dishonored A misdescription which does not mislead the party notified does not vitiate the notice Sending the instrument bearing a stamp ticket or writing stating that acceptance or payment has been refused or sending a notice of debit with respect to the instrument is sufficient

(4) Written notice is given when sent although it is not received

(5) Notice to one partner is notice to each although the firm has been dissolved

(6) When any party is in insolvency proceedings instituted after the issue of the instrument notice may be given either to the party or to the representative of his estate

(7) When any party is dead or incompetent notice may be sent to his last known address or given to his personal representative

(8) Notice operates for the benefit of all parties who have rights on the instrument against the party notified

Section 3—509 Protest Noting for Protest (1) A protest is a certificate of dishonor made under the hand and seal of a United States consul or vice consul or a notary public or other person authorized to certify dishonor by the law of the place where dishonor occurs It may be made upon information satisfactory to such person

(2) The protest must identify the instrument and certify either that due presentment has been made or the reason why it is excused and that the instrument has been dishonored by nonacceptance or nonpayment

(3) The protest may also certify that notice of dishonor has been given to all parties or to specified parties

(4) Subject to subsection (5) any necessary protest is due by the time that notice of dishonor is due

(5) If before protest is due an instrument has been noted for protest by the officer to make protest the protest may be made at any time thereafter as of the date of the noting

Section 3—510 Evidence of Dishonor and Notice of Dishonor The following are admissible as evidence and create a presumption of dishonor and of any notice of dishonor therein shown

(a) a document regular in form as provided in the preceding section which purports to be a protest

(b) the purported stamp or writing of the drawee payor bank or presenting bank on the instrument or accompanying it stating that acceptance or payment has been refused for reasons consistent with dishonor

(c) any book or record of the drawee payor bank or any collecting bank kept in the usual course of business which shows dishonor even though there is no evidence of who made the entry

Section 3—511 Waived or Excused Presentment Protest or Notice of Dishonor or Delay Therein (1) Delay in presentment or notice of dishonor or protest is excused when the party is without knowledge that it is due or when the delay is otherwise caused by circumstances beyond his control and he exercises reasonable diligence after the cause of the delay ceases to operate

(2) Presentment or notice or protest as the case may be is entirely excused when

(a) the party to be charged has waived it expressly or by implication either before or after it is due or

(b) such party has himself dishonored the instrument or has countermanded payment or otherwise has no reason to expect or right to require that the instrument be accepted or paid or



- (c) by reasonable diligence the presentment or protest cannot be made or the notice given
- (3) Presentment is also entirely excused when
- (a) the maker acceptor or drawee of any instrument except a documentary draft is dead or in insolvency proceedings instituted after the issue of the instrument or
  - (b) acceptance or payment is refused but not for want of proper presentment
- (4) Where a draft has been dishonored by nonacceptance a later presentment for payment and any notice of dishonor and protest for nonpayment are excused unless in the meantime the instrument has been accepted
- (5) A waiver of protest is also a waiver of presentment and of notice of dishonor even though protest is not required
- (6) Where any proceeding upon dishonor is excused the effect is the same as if it had been duly taken

### Part 6

#### Discharge

Section 3—601 Discharge of Parties (1) The extent of the discharge of any party from liability on an instrument is governed by the sections on

- (a) payment or satisfaction (Section 3—603) or
  - (b) tender of payment (Section 3—604) or
  - (c) cancellation or renunciation (Section 3—605) or
  - (d) impairment of right of recourse or of security (Section 3—606) or
  - (e) reacquisition of the instrument by a prior party (Section 3—208) or
  - (f) fraudulent and material alteration (Section 3—407) or
  - (g) certification of a check (Section 3—411) or
  - (h) acceptance varying a draft (Section 3—412) or
  - (i) unexcused delay in presentment or notice of dishonor or protest (Section 3—502)
- (2) Any party is also discharged from his liability on an instrument to another party by any other act or agreement with such party which would discharge his simple contract for the payment of money
- (3) The liability of all parties is discharged when any party who has himself no right of action or recourse on the instrument

- (a) reacquires the instrument in his own right or
- (b) is discharged under any provision of this Article except as otherwise provided with respect to discharge for impairment of recourse or of security (Section 3—606)

Section 3—602 Effect of Discharge Against Holder in Due Course No discharge of any party provided by this Article is effective against a subsequent holder in due course unless he has notice thereof when he takes the instrument

Section 3—603 Payment or Satisfaction (1) The liability of any party is discharged to the extent of his payment or satisfaction to the holder even though it is made with knowledge of a claim of another person to the instrument unless prior to such payment or satisfaction the person making the claim either supplies indemnity deemed adequate by the party seeking the discharge or enjoins payment or satisfaction by order of a court of competent jurisdiction in an action in which the adverse claimant and the holder are parties

(2) Payment or satisfaction may be made with the consent of the holder by any person including a stranger to the instrument Surrender of the instrument to such a person gives him the rights of a transferee (Section 3—201)

Section 3—604 Tender of Payment (1) Any party making tender of full payment to a holder when or after it is due is discharged to the extent of all subsequent liability for interest costs and attorney's fees

(2) The holder's refusal of such tender wholly discharges any party who has a right of recourse against the party making the tender

(3) Where the maker or acceptor of an instrument

payable otherwise than on demand is able and ready to pay at every place of payment specified in the instrument when it is due it is equivalent to tender

Section 3—605 Cancellation and Renunciation (1) The holder of an instrument may even without consideration discharge any party

- (a) by intentionally cancelling the instrument or the party's signature by destruction or mutilation or by striking out the party's signature or by writing "cancelled" or equivalent words across the instrument or against the signature or
- (b) by renouncing his rights by a signed writing or by surrender of the instrument to the party to be discharged

(2) Neither cancellation nor renunciation without surrender of the instrument affects the title thereto

Section 3—606 Impairment of Recourse or of Collateral (1) The holder discharges any party to the instrument to the extent that without such party's consent the holder

- (a) without express reservation of rights releases or agrees not to sue any person against whom the party has to the knowledge of the holder a right of recourse on the instrument or agrees to suspend the right to enforce against such person the instrument or collateral or
  - (b) otherwise discharges such person except that failure to give notice of dishonor to any such person does not discharge any party to whom notice is duly given or
  - (c) unjustifiably impairs any collateral for the instrument given by or on behalf of the party or any person against whom he has a right of recourse
- (2) By express reservation of rights against a party with a right of recourse the holder preserves
- (a) all his rights against such party as of the time when the instrument was originally due and
  - (b) the right of the party to pay the instrument as of that time and
  - (c) all rights of such party to recourse against others
- (3) An express reservation of rights is not effective as such as against any party whom the holder does not use due diligence to notify within ten days after the reservation

### Part 7

#### Collection of Documentary Drafts

Section 3—701 Handling of Documentary Drafts Duty to Send for Presentment and to Notify Customer A bank which takes a documentary draft for collection must present or send the draft and accompanying documents for presentment and upon learning that the draft has not been paid or accepted in due course must promptly notify its customer of such fact even though it may have discounted or bought the draft or extended credit available for withdrawal as of right

Section 3—702 Presentment of "On Arrival" Drafts When a draft or the relevant instructions require presentment "on arrival" "when goods arrive" or the like the collecting bank need not present until in its judgment a reasonable time for arrival of the goods has expired Refusal to pay or accept because the goods have not arrived is not dishonor the bank must notify its transferor of such refusal but need not present the draft again until it is instructed to do so or learns of the arrival of the goods

Section 3—703 Responsibility of Presenting Bank for Documents and Goods Report of Reasons for Dishonor Referee in Case of Need Unless otherwise instructed and except as provided in Article 5 a bank presenting a documentary draft

- (a) must deliver the documents to the drawee on payment or acceptance of the draft and
- (b) upon dishonor either in the case of presentment for acceptance or presentment for payment may seek and follow instructions from any referee in case of need designated in the draft or if the presenting bank does not choose to utilize his services it must use diligence and good faith to ascertain the reason for dishonor must inform its transferor



of the dishonor and of the results of its effort to ascertain the reasons therefor and must request instructions

But the presenting bank is under no obligation with respect to goods represented by the documents except to follow any reasonable instructions seasonably received it has a right to reimbursement for any expense incurred in following instructions and to prepayment of or indemnity for such expenses

Section 3—704 Privilege of Presenting Bank to Deal With Goods Security Interest for Expenses (1) A presenting bank which following the dishonor of a documentary draft has seasonably requested instructions but does not receive them within a reasonable time may store sell or otherwise deal with the goods in any reasonable manner

(2) For its reasonable expenses incurred by action under subsection (1) the presenting bank has a lien upon the goods or their proceeds which may be foreclosed in the same manner as an unpaid seller's lien

#### Part 8

##### Miscellaneous

Section 3—801 Drafts in a Set (1) Where a draft is drawn in a set of parts each of which is numbered and expressed to be an order only if no other part has been honored the whole of the parts constitutes one draft but a taker of any part may become a holder in due course of the draft

(2) Any person who negotiates indorses or accepts a single part of a draft drawn in a set thereby becomes liable to any holder in due course of the part as if it were the whole set but as between different holders in due course to whom different parts have been negotiated the holder whose title first accrues has all rights to the draft and its proceeds

(3) As against the drawee the first presented part of a draft drawn in a set is the part entitled to payment or if a time draft to acceptance and payment Acceptance of any subsequently presented part renders the drawee liable thereon under subsection (2) With respect both to a holder and to the drawer payment of a subsequently presented part of a draft payable at sight has the same effect as payment of a check notwithstanding an effective stop order

(4) Except as otherwise provided in this section where any part of a draft in a set is discharged by payment or otherwise the whole draft is discharged

Section 3—802 Effect of Instrument on Obligation for Which It is Given (1) Unless otherwise agreed where an instrument is taken for an underlying obligation

(a) the obligation is pro tanto discharged if a bank is drawer maker or acceptor of the instrument and there is no recourse on the instrument against the underlying obligor and

(b) in any other case the obligation is suspended pro tanto until the instrument is due or if it is payable on demand until its presentment If the instrument is dishonored action may be maintained on either the instrument or the obligation discharge of the underlying obligor on the instrument also discharges him on the obligation

(2) The taking of an uncertified check in good faith does not if the check is presented within the time specified in Section 3—503 (2) so extend the time on the original obligation as to discharge a surety

(3) Where a check or similar payment instrument provides that it is in full satisfaction of an obligation the payee discharges the underlying obligation by obtaining payment of the instrument unless he establishes that the original obligor has taken unconscionable advantage in the circumstances

Section 3—803 Notice to Third Party In any action on an instrument a defendant may give seasonable written notice to any third person who is or may be liable on the instrument to the plaintiff or the defendant advising such person of his right to intervene and that he will be concluded by any decision rendered The person notified may then give similar notice to any other person who

may be liable over to him Any person so notified may intervene in the action but even if he does not intervene is concluded as to any issue of fact therein determined

Section 3—804 Lost Destroyed or Stolen Instruments The owner of an instrument which is lost whether by destruction theft or otherwise may maintain an action in his own name and recover from any party liable thereon upon due proof of his ownership the facts which prevent his production of the instrument and its terms The court may require security indemnifying the defendant against loss by reason of further claims on the instrument

Section 3—805 Instruments Not Payable to Order or to Bearer This Article applies to any instrument whose terms do not preclude transfer and which is otherwise negotiable within this Article but which is not payable to order or to bearer except that there can be no holder in due course of such an instrument

Section 3—806 Letter of Advice of International Sight Draft (1) A "letter of advice" is a drawer's communication to the drawee that a described draft has been drawn

(2) Unless otherwise agreed when a bank receives from another bank a letter of advice of an international sight draft the drawee bank may immediately debit the drawer's account and stop the running of interest pro tanto Such a debit and any resulting credit to any account covering outstanding drafts leaves in the drawer full power to stop payment or otherwise dispose of the amount and creates no trust or interest in favor of the holder

(3) Unless otherwise agreed and except where a draft is drawn under a credit issued by the drawee the drawee of an international sight draft owes the drawer no duty to pay an unadvised draft but if it does so and the draft is genuine may appropriately debit the drawer's account

#### Article 4

##### Bank Deposits and Collections

#### Part 1

##### General Provisions and Definitions

Section 4—101 Short Title This Article shall be known and may be cited as Uniform Commercial Code—Bank deposits and Collections

Section 4—102 Applicability (1) To the extent that items within this Article are also within the scope of Article 3 they are subject to its provisions but in the event of conflict the provisions of this Article govern

(2) Notwithstanding Section 1—105 the liability of a bank for action taken by it in the course of collection is governed by the law of the place where the bank is located In the case of action taken by or at a branch or separate office of a bank its liability is governed by the law of the place where the branch or separate office is located

Section 4—103 Variation by Agreement Measure of Damages Certain Action Constituting Ordinary Care (1) The effect of the provisions of this Article may be varied by agreement except that no agreement can disclaim a bank's responsibility or limit the measure of damages for its own lack of good faith or failure to exercise ordinary care

(2) Notwithstanding the provisions of Section 1—102 (3) (b) Federal Reserve regulations and operating letters clearing house rules and the like have the effect of agreements under Subsection (1) whether or not specifically assented to by all parties interested in items handled

(3) Action or non-action approved by this Article or pursuant to Federal Reserve regulations or operating letters constitutes the exercise of ordinary care and in the absence of special instructions action or non-action consistent with clearing house rules and the like or with a general banking usage not disapproved by this Article prima facie constitutes the exercise of ordinary care

(4) The specification or approval of certain procedures by this Article does not constitute disapproval of other procedures which may be reasonable under the circumstances



(5) The measure of damages for failure to exercise ordinary care in handling an item is the amount of the item reduced by an amount which could not have been realized by the use of ordinary care and where there is bad faith it includes other damages if any suffered by the party as a proximate consequence

Section 4—104 Definitions and Index of Definitions (1) In this Article unless the context otherwise requires

- (a) "Account" means any account with a bank and includes a checking time interest or savings account
- (b) "Afternoon" means the period of a day between noon and midnight
- (c) "Banking day" means that part of any day on which a bank is open to the public for carrying on substantially all of its banking functions
- (d) "Clearing house" means any association of banks or other payors regularly clearing items
- (e) "Customer" means any person having an account with a bank or for whom a bank has agreed to collect items and includes a bank carrying an account with another bank
- (f) "Documentary draft" means any draft with accompanying documents securities or other papers to be delivered against honor of the draft
- (g) "Item" means any instrument for the payment of money even though it is not negotiable but does not include money
- (h) "Midnight deadline" with respect to a bank is midnight on its next banking day following the banking day on which it receives the relevant item or notice or from which the time for taking action commences to run whichever is later
- (i) "Properly payable" includes the availability of funds for payment at the time of decision to pay or dishonor
- (j) "Settle" means to pay in cash by clearing house settlement in a charge or credit or by remittance or otherwise as instructed A settlement may be either provisional or final
- (k) "Suspends payments" with respect to a bank means that it has been closed by order of the supervisory authorities that a public officer has been appointed to take it over or that it ceases or refuses to make payments in the ordinary course of business

(2) Other definitions applying to this Article and the sections in which they appear are

"Collecting bank"	Section 4—105
"Depository bank"	Section 4—105
"Intermediary bank"	Section 4—105
"Payor bank"	Section 4—105
"Presenting bank"	Section 4—105
"Remitting bank"	Section 4—105

(3) The following definitions in other Articles apply to this Article

"Acceptance"	Section 3—410
"Certification"	Section 3—104
"Certification"	Section 3—411
"Check"	Section 3—104
"Draft"	Section 3—104
"Holder in due course"	Section 3—302
"Notice of dishonor"	Section 3—508
"Presentment"	Section 3—504
"Protest"	Section 3—509
"Secondary party"	Section 3—102

(4) In addition Article 1 contains general definitions and principles of construction and interpretation applicable throughout this Article

Section 4—105 "Depository Bank" "Intermediary Bank" "Collecting Bank" "Payor Bank" "Presenting Bank" "Remitting Bank" In this Article unless the context otherwise requires

- (a) "Depository bank" means the first bank to which an item is transferred for collection even though it is also the payor bank
- (b) "Payor bank" means a bank by which an item is payable as drawn or accepted
- (c) "Intermediary bank" means any bank to which

an item is transferred in course of collection except the depository or payor bank

- (d) "Collecting bank" means any bank handling the item for collection except the payor bank
- (e) "Presenting bank" means any bank presenting an item except a payor bank
- (f) "Remitting bank" means any payor or intermediary bank remitting for an item

Section 4—106 Separate Office of a Bank A branch or separate office of a bank maintaining its own deposit ledgers is a separate bank for the purpose of computing the time within which and the place at or to which action may be taken or notices or orders shall be given under this Article

Section 4—107 Time of Receipt of Items (1) For the purpose of allowing time to process items prove balances and make the necessary entries on its books to determine its position for the day a bank may fix an afternoon hour of two P M or later as a cut-off hour for the handling of money and items and the making of entries on its books

(2) Any item or deposit of money received on any day after a cut-off hour so fixed or after the close of the banking day may be treated as being received at the opening of the next banking day

Section 4—108 Delays (1) Unless otherwise instructed a collecting bank in a good faith effort to secure payment may in the case of specific items and with or without the approval of any person involved waive modify or extend time limits imposed or permitted by this Act for a period not in excess of an additional banking day without discharge of secondary parties and without liability to its transferor or any prior party

(2) Delay by a collecting bank or payor bank beyond time limits prescribed or permitted by this Act or by instructions is excused if caused by interruption of communication facilities suspension of payments by another bank war emergency conditions or other circumstances beyond the control of the bank provided it exercises such diligence as the circumstances require

## Part 2

### Collection Of Items Depository And Collecting Banks

Section 4—201 When Item Taken for Collection Unless a contrary intent clearly appears a depository bank takes an item for collection regardless of the form of indorsement or lack of indorsement and even though credit for the item is subject to immediate withdrawal as of right

Section 4—202 Responsibility for Collection When Action Seasonable (1) A collecting bank must use ordinary care in

- (a) presenting an item or sending it for presentment and
- (b) sending notice of dishonor or non-payment or returning an item other than a documentary draft to the bank's transferor or directly to the depository bank under subsection (2) of Section 4—212 after learning that the item has not been paid or accepted as the case may be and
- (c) settling for an item when the bank receives final payment and
- (d) making or providing for any necessary protest and
- (e) notifying its transferor of any loss or delay in transit within a reasonable time after discovery thereof

(2) A collecting bank taking proper action before its midnight deadline following receipt of an item notice or payment acts seasonably taking proper action within a reasonably longer time may be seasonable but the bank has the burden of so establishing

(3) Subject to subsection (1) (a) a bank is not liable for the insolvency neglect misconduct mistake or default of another bank

Section 4—203 Effect of Instructions Only a bank's transferor can give instructions which affect the bank or constitute notice to it and a bank is not liable to prior parties for any action taken pursuant to such instructions or in accordance with any agreement with its transferor



Section 4—204 Methods of Sending and Presenting Sending Direct to Payor Bank (1) A collecting bank must send items by reasonably prompt method taking into consideration any relevant instructions the nature of the item the number of such items on hand and the cost of collection involved and the method generally used by it or others to present such items

(2) A collecting bank may send an item direct to a payor bank but unless otherwise instructed may not send it direct to any other payor

Section 4—205 Supplying Missing Indorsement No Notice From Prior Indorsement (1) A depository bank which has taken an item for collection may supply any indorsement of the customer which is necessary to title unless the item contains the words "payee's indorsement required" or the like In the absence of such a requirement a statement placed on the item by the depository bank to the effect that the item was deposited by a customer or credited to his account is effective as the customer's indorsement

(2) A collecting or payor bank is neither given notice nor otherwise affected by any condition in or trust imposed or agency declared by a prior indorsement of any person except the bank's immediate transferor

Section 4—206 Transfer Between Banks Any agreed method which identifies the transferor bank is sufficient for the item's further transfer to another bank

Section 4—207 Warranties of Customer and Collecting Bank on Transfer or Presentment of Items Time for Claims (1) A customer warrants to his depository bank and a customer and a collecting bank warrant to all subsequent intermediary banks and to the payor that

(a) He has a good title to the item transferred or presented or is authorized to obtain payment or acceptance on behalf of one who has a good title and

(b) the item has not been materially altered and (c) he has no knowledge that the signature of the maker or drawer is unauthorized and

(d) he has no knowledge of any effective stop payment order

But the warranties of subparagraphs (b) and (c) are not given by a holder in due course who has taken an item accepted after such alteration or by a collecting bank taking from such holder even though a draft has been accepted "payable as originally drawn" or in equivalent terms

(2) Where a transferee other than the payer has given consideration against an item sent it for collection the transferor in addition to the warranties set forth in subsection (1) engages that upon dishonor and any necessary notice of dishonor and protest he will pay the amount of the item to the transferee or to any subsequent holder who takes it up and also warrants to such transferee or such holder that

(a) all signatures are genuine or authorized and

(b) the transfer is rightful and

(c) no defense of any party is good against him and

(d) he has no knowledge of any insolvency proceeding instituted with respect to the maker or acceptor or the drawer of an unaccepted item

But the transferee may cover damages from the transferor for breach of these warranties or of the engagement to honor only to the extent of the consideration received by the transferor plus any financing charges and expenses

(3) The warranties and the engagement to honor set forth in the two preceding subsections arise notwithstanding the absence of words of guaranty or warranty in the transfer or presentment and a collecting bank remains liable for their breach despite remittance to its transferor

(4) Unless a claim for breach of warranty under this section is made within a reasonable time after the person claiming learns of the breach the person liable is discharged to the extent of any loss caused by the delay in making claim

Section 4—208 When Bank Extending Credit for Item or Purchasing Draft or Time Instrument Has Security Interest (1) A bank has a security interest in an item and any accompanying documents or the proceeds of either

(a) in case of an item deposited in an account to

the extent to which credit given for the item has been withdrawn or applied

(b) in all other cases for which it has given credit available for withdrawal as of right to the extent of the credit given whether or not the credit is drawn upon and whether or not there is a right of charge-back

(2) When credit which has been given for several items received at one time or pursuant to a single agreement is withdrawn or applied in part the security interest remains upon all the items any accompanying documents or the proceeds of either until sufficient proceeds or subsequent deposits have been received to balance withdrawals or applications

(3) For the purpose of this section credits first given are first withdrawn

Section 4—209 When Bank Gives Value for Purposes of Holder in Due Course For purposes of determining its status as a holder in due course the bank has given value to the extent that it has a security interest in an item provided that the bank otherwise complies with the requirements of Section 3—302 on what constitutes a holder in due course

Section 4—210 Presentment by Notice of Item Not Payable by Through or at a Bank Liability of Secondary Parties (1) Unless otherwise instructed a collecting bank may present an item not payable by through or at a bank by sending to the party to accept or pay a written notice that the bank holds the item for acceptance or payment The notice must be sent in time to be received on or before the day when presentment is due and the bank must meet any requirement of the party to accept or pay under Section 3—505 by the close of the bank's next banking day after it knows of the requirement

(2) Where presentment is made by notice and neither honor nor request for compliance with a requirement under Section 3—505 is received by the close of business on the day after maturity or in the case of demand items by the close of business on the third banking day after notice was sent the presenting bank may treat the item as dishonored and charge any secondary party by sending him notice of the facts

Section 4—211 Media of Remittance Provisional and Final Settlement in Certain Cases (1) A collecting bank may take in settlement of an item

(a) a check of the remitting bank or of another bank on any bank except the remitting bank or

(b) a cashier's check or similar primary obligation of a remitting bank which is a member of or clears through a member of the same clearing house or group as the collecting bank or

(c) appropriate authority to charge an account of the remitting bank or of another bank with the collecting bank or

(d) if the item is drawn upon or payable by a person other than a bank a cashier's check certified check or other bank check or obligation and if before its deadline the collecting bank properly dishonors a remittance check or authorization to charge on itself or presents or forwards for collection a remittance instrument approved by this subsection of or on another bank the collecting bank is not liable to prior parties in the event of the dishonor of such check instrument or authorization

(2) A collecting bank becomes liable for an item as if it had actually received proceeds in money if

(a) it receives for the item otherwise than as approved in subsection (1) (b) a cashier's check or similar primary obligation of or a check upon the payor or other remitting bank which it has authorized or which it fails to return present or forward for collection by its midnight deadline or

(b) it receives for the item a final credit on the books of another bank which it accepts or has authorized

Section 4—212 Right of Charge-Back or Refund Direct Returns (1) A collecting bank which has made provisional settlement with its customer for an item and learns that it will not receive final payment in ordinary course by reason of dishonor suspension of payments by a bank or otherwise may revoke the settlement charge



back the amount of any credit given for the item to its customer's account or obtain refund from its customer whether or not it is able to return the item if by its midnight deadline or within a longer reasonable time after it learns the facts it returns the item or sends notification of the facts

(2) Within the time and manner prescribed by this section and Section 4—301 an intermediary or payor bank as the case may be may return an unpaid item directly to the depository bank and may send for collection a draft on the depository bank and obtain reimbursement. In such case if the depository bank has received provisional settlement for the item it must reimburse the bank drawing the draft and any provisional credits for the item between banks shall become and remain final.

(3) A depository bank which is also the payor may charge-back the amount of an item to its customer's account or obtain refund in accordance with the section governing return of an item received by a payor bank for credit on its books (Section 4—301).

(4) The right to charge-back is not affected by

- (a) prior use of the credit given for the item or
- (b) failure by any bank to exercise ordinary care with respect to the item but any bank so failing remains liable.

(5) A failure to charge-back or claim refund does not affect other rights of the bank against the customer or any other party.

(6) If provisional credit has been given in dollars for an item payable in a foreign currency the dollar amount of any charge-back or refund shall be calculated on the basis of the rate of exchange prevailing on the day when the person entitled to the charge-back or refund learns that it will not receive payment in ordinary course.

Section 4—213 Final Payment of Item by Payor Bank When Provisional Debits and Credits Become Final (1) Subject to the provisions governing priority as between items and notices stop-orders legal process and setoff (Section 4—303) an item is finally paid by a payor bank when it has paid the item in cash or has completed the process of posting the item to the indicated account of the drawer maker or other person to be charged therewith whichever happens first.

(2) If provisional settlement for an item between the presenting and payor banks is made through a clearing house or by debits or credits in an account between them then to the extent that provisional debits or credits for the items are entered in accounts between the presenting and payor banks or between the presenting and successive prior collecting banks seriatim they become final upon final payment of the item by the payor bank. In all other cases debits and credits in accounts between banks accepted by collecting banks in provisional settlement for items become final when they may no longer be revoked under Section 4—212.

(3) Subject to any right of the bank to apply the credit to an obligation of the customer or to any right of charge-back or recourse credit by the depository bank for any deposit in the account of a customer becomes final

- (a) at the opening of its second banking day following receipt of the deposit if the depository bank is the payor of the item
- (b) at the opening of its next banking day following receipt of the deposit if the deposit is money
- (c) when the depository bank has received final payment and a reasonable time to learn that fact has elapsed in any case where it has received a provisional settlement and
- (d) in all other cases when the depository bank has received final payment

Section 4—214 Insolvency and Preference (1) Any item in or coming into the possession of a payor or collecting bank which suspends payment and which item is not finally paid shall be returned by the receiver trustee or agent in charge of the closed bank to the presenting bank or the closed bank's customer.

(2) If a payor bank finally pays an item and suspends payments without making a final settlement for the item with its customer or the presenting bank the owner of the item has a preferred claim against the payor bank.

(3) If a collecting bank receives from subsequent par-

ties settlement for an item which settlement is or becomes final and suspends payments without making a final settlement for the item with its customer the owner of the item has a preferred claim against such collecting bank.

### Part 3

#### Collection of Items Payor Banks

Section 4—301 Deferred Posting Recovery of Payment by Return of Items Time of Dishonor (1) Where an authorized settlement for a demand item (other than a documentary draft) received by a payor bank otherwise than for immediate payment over the counter has been made before midnight of the banking day of receipt the payor bank may revoke the settlement and recover any payment if before it has made final payment (subsection (1) of Section 4—213) and before its midnight deadline it

- (a) returns the item or
- (b) sends written notice of dishonor or nonpayment if the item is held for protest or is otherwise unavailable for return.

(2) If an item is received by a payor bank for credit on its books it may return such item or send notice of dishonor and may revoke any credit given or recover the amount thereof withdrawn by its customer if it acts within the time limit and in the manner specified in the preceding subsection.

(3) Unless previous notice of dishonor has been sent an item is dishonored at the time when for purposes of dishonor it is returned or notice sent in accordance with this section.

(4) An item is returned

- (a) as to an item received through a clearing house when it is delivered to the presenting or last collecting bank or to the clearing house or is sent or delivered in accordance with its rules or
- (b) in all other cases when it is sent or delivered to the bank's customer or transferor or pursuant to his instructions.

Section 4—302 Payor Bank's Liability for Late Return of Item Unless the customer of the depository bank has broken a presentment warranty (subsection (1) of Section 4—207) he may recover from the payor bank

- (a) the amount of a demand item other than a documentary draft received by a payor bank whether properly payable or not if the payor bank in any case where it is not also the depository bank retains the item beyond midnight of the banking day of receipt without settling for it or regardless of whether it is also the depository bank does not pay or return the item or send notice of dishonor until after its midnight deadline or
- (b) the amount of any other properly payable item presented to it if the payor bank within the time allowed for acceptance or payment of that item neither settles for it nor returns it and accompanying documents.

Section 4—303 When Items Subject to Notice Stop-Order Legal Process or Set-Off Order in Which Items May Be Charged or Certified (1) Any notice stop-order or legal process received and any valid set-off exercised by a payor bank is entitled to priority over any item drawn on or payable by and received by the bank until after the bank has done any of the following

- (a) accepted or certified the item
- (b) paid the item in cash
- (c) settled for the item by separate remittance for the particular item
- (d) completed the process of posting the item to the indicated account of the drawer maker or other person to be charged therewith or otherwise has evidenced by examination of such indicated account and by action its decision to pay the item or
- (e) become liable for the item under Section 4—302 dealing with the payor bank's liability for late return of items.

(2) Subject to the provisions of subsection (1) items may be accepted paid certified or charged to the indi-



cated account of its customer in any order convenient to the bank

#### Part 4

##### Relationship Between Payor Bank and Its Customer

Section 4—401 When Bank May Charge Customer's Account (1) As against its customer a bank may charge against his account any item which is otherwise properly payable from that account even though the charge creates an overdraft

(2) A bank which in good faith makes payment to a holder may charge the indicated account of its customer according to

- (a) the original tenor of his altered item or
- (b) the tenor of his completed item even though the bank knew it was incomplete when delivered

Section 4—402 Bank's Liability to Customer for Dishonor A payor bank is liable to its customer for wrongful dishonor of an item but where the dishonor occurs through mistake its liability is limited to the actual damages proved including damages for any arrest or prosecution of the customer

Section 4—403 Customer's Right to Stop Payment Burden of Proof of Loss (1) A customer may by order to his bank stop payment of any item payable for his account but the order must be received at such time and in such manner as to afford the bank a reasonable opportunity to act on it prior to any action by the bank with respect to the item described in Section 4—303

(2) An oral order is binding upon the bank only until the customer has had reasonable opportunity to send the bank a written confirmation if the bank requests such a confirmation A written order is effective for only six months unless renewed in writing

(3) The burden of establishing the fact and amount of loss resulting from the payment of an item contrary to a binding stop payment order is on the customer

Section 4—404 Bank Not Obligated to Pay Check More Than Six Months Old A bank is under no obligation to a customer having a checking account to pay a check other than a certified check which is presented more than six months after its date but it may charge its customer's account for a payment made thereafter in good faith

Section 4—405 Death or Incompetence of Customer (1) Death or incompetence of a customer does not revoke the bank's authority to accept pay or collect his items until the bank has knowledge of the fact of death or of an adjudication of incompetence and reasonable opportunity to act on it

(2) Even with knowledge a bank may for ten days after the date of death pay or certify checks drawn on or prior to that date unless ordered to stop payment by a person claiming an interest in the account

Section 4—406 Customer's Duty to Discover and Report Unauthorized Signature or Alteration (1) Where a bank sends to its customer a statement of account accompanied by items paid in good faith in support of the debit entries or holds such statement pursuant to a request or instructions of its customer or sends notice to him that such statement is ready for delivery

- (a) the customer must exercise reasonable care to examine the statement and items to discover his unauthorized signature or any alteration and must notify the bank promptly after discovery thereof he is liable to the bank for any loss suffered by it which results from his failure to do so and
- (b) except as provided in subsection (2) a customer who does not within ninety days discover and report his unauthorized signature or any material alteration on the face of any such item is precluded from asserting against the bank both such unauthorized signature or alteration and an unauthorized signature or alteration by the same person on items paid in good faith by the bank subsequent to the sending of the first item or notice to the customer and before receipt of notification from the customer of any such signature or alteration and
- (c) without regard to subsection (2) a customer who

does not within one year discover and report his unauthorized signature or any alteration on the face or back of the item or within three years any unauthorized indorsement is precluded from asserting against the bank such unauthorized signature or indorsement or such alteration

(2) Except as provided in subsection (1) (c) a customer who has not for good cause examined such statement and items may within thirty days after such cause ceases to operate demand recredit or repayment for the amounts paid on items materially altered or bearing his unauthorized signature

Section 4—407 Payor Bank's Right to Subrogation on Improper Payment If a payor bank has paid an item over the stop payment order of the drawer or maker or otherwise under circumstances giving a basis for objection by the drawer or maker to prevent unjust enrichment and only to the extent necessary to prevent loss to the bank by reason of its payment of the item the payor bank shall be subrogated to the rights

- (a) of any holder in due course on the item against the drawer or maker and
- (b) of the payee or any other holder of the item against the drawer or maker either on the item or under the transaction out of which the item arose and
- (c) of the drawer or maker against the payee or any other holder of the item with respect to the transaction out of which the item arose

#### Article 5

##### Documentary Letters of Credit

Section 5—101 Short Title This Article shall be known and may be cited as Uniform Commercial Code—Documentary Letters of Credit

Section 5—102 Scope (1) This Article deals with documentary credits and does not have relation to goods since the subject matter of a documentary credit transaction is documents

(2) When a person other than a bank issues or confirms a documentary credit or is authorized to honor drafts under such a credit the relevant provisions of this Article apply as if such person were a bank

(3) In construing this Article reference may be had to uniform customs among banks

Section 5—103 Definitions and Concepts (1) In this Article unless the context otherwise requires

- (a) A "credit" is a documentary credit and may be either irrevocable or revocable An irrevocable credit is a signed writing clearly stipulating that it is irrevocable by which a bank engages at the request of a customer to honor documentary drafts drawn by a named person under and complying with the terms of the credit A revocable credit is a signed writing by which a bank gives notice at the request of a customer that it is authorized to honor documentary drafts drawn by a named person under and complying with the terms of the credit
- (b) A "documentary draft" is one which is accompanied by a paper or papers A document includes any paper accompanying a draft
- (c) An "issuer" is a bank making an engagement or giving a notice as defined in subparagraph (a) of this Section
- (d) A "beneficiary" is a person who under the terms of a credit is entitled to draw under it
- (e) An "advising bank" is a bank which by authority of the issuer or of a prior advising bank gives notification of the issuance of a credit
- (f) A "confirming bank" is a bank which assumes a direct obligation under the credit in accordance with the terms of its confirmation
- (g) A "customer" is a buyer or other person who causes a bank to issue a credit
- (2) Other definitions applying to this Article and the



Sections in which they appear are

"Presenter" Section 5—112 (3)

(3) Definitions in other Articles applying to this Article and the sections in which they appear are

"Holder in Due Course" Section 3—302

"Accept" or "Acceptance" Section 3—410

(4) In addition Article 1 contains general definitions and principals of construction and interpretation applicable throughout this Article

Section 5—104 Form of Credit No particular form of phrasing is required for a credit and a credit may take the form of an authority to pay or to purchase

Section 5—105 Revocable Credit Irrevocable Credit A credit is revocable unless it clearly stipulates that it is irrevocable a credit so stipulating is an irrevocable credit

Section 5—106 Establishment and Cancellation of a Credit (1) No consideration is needed either to establish a credit or for an agreement modifying its terms

(2) Unless otherwise agreed

(a) A credit is established with relation to all parties when the beneficiary receives the letter of credit itself or authorized written advice of it and it is also established with relation to the customer as soon as the letter of credit is delivered to him A telegram may be a sufficient signed writing if it identifies its sender by an authorized authentication which may be in code The authorized naming of the issuer in an advice of credit is a sufficient signing

(b) An established irrevocable credit can be modified or cancelled only with the agreement of all parties as to whom it has been established

(c) Revocable credits may be modified or cancelled at any moment without notice to the customer or the beneficiary Any bank or branch authorized to honor or negotiate on behalf of the issuer is entitled to reimbursement for any draft duly honored or negotiated before receipt of notice of modification or cancellation

Section 5—107 Issuer's and Other's Responsibility (1) A documentary draft which meets the terms of the relevant irrevocable credit must be honored The issuer is not excused from honor of such a draft by reason of an additional general term that all documents must be satisfactory to the issuer but an issuer may require that specified documents must be satisfactory to it

(2) Unless otherwise agreed an issuing paying negotiating or accepting banks is entitled to immediate reimbursement of any payment duly made under the credit and to be put in effectively available funds not later than the day before maturity of any acceptance duly made under the credit

(3) Unless otherwise agreed the issuer's obligation to its customer includes observance of customary banking practices but does not include responsibility for any acts or omissions of the beneficiary or any other person

Section 5—108 Advice of Credit Error in Statement of Terms (1) Unless otherwise specified a bank by advising that another bank has issued a credit assumes obligation for the accuracy of its own statement only

(2) Even though an advising bank incorrectly states the terms of the credit its original terms control with respect to the issuer

(3) Unless otherwise specified the customer bears as against the issuer all risks of transmission and reasonable translation or interpretation of any message relating to a credit

Section 5—109 Presenter's Reservation of Lien or Claim Unless otherwise specified

(1) A person by presenting a documentary draft under a credit relinquishes upon its honor all claims to the documents and a person by transferring such draft or causing such presentment authorizes such relinquishment

(2) An express reservation of claim makes the draft not in accordance with the terms of the credit

Section 5—110 Documents Not Genuine or Effective (1) Neither an issuer nor an advising confirming negotiating or collecting bank makes any warranty or representation in connection with the documents except as to its own

good faith and in the case of a collecting bank except also as to its authority from the person for whom it acts

(2) Unless otherwise agreed a bank called upon to pay or accept under a credit is required to examine documents with care so as to ascertain that on their face they appear to conform to the terms of the credit but assumes no liability or responsibility for the genuineness falsification or effect of any document apparently regular on its face

Section 5—111 Excuse from Honor or Reimbursement Unless otherwise agreed

(1) A bank which has issued or confirmed a credit is not excused from honor or reimbursement by the fact that the goods or documents do not conform to the underlying contract for sale or to the warranties implied from dealing with documents but in the event of forgery or fraud in a required document a court of appropriate jurisdiction may enjoin the issuing or confirming bank from honoring or reimbursing unless such honor or reimbursement is demanded by a paying accepting or confirming bank which has acted in good faith in reliance on the document or by a negotiating bank or other endorsee of a draft which is a holder in due course and acts under a credit extending by its terms to a negotiating bank or endorsee

(2) Whether or not the issuing or confirming bank is notified of a forgery or fraud or an alleged forgery or fraud in a document apparently regular on its face such bank unless enjoined may nevertheless honor or reimburse and in turn it shall be entitled to recover reimbursement from the person obligated to reimburse it

Section 5—112 Time Allowed for Honor or Rejection Withholding Honor or Rejection by Consent "Presenter"

(1) A bank to which a documentary draft is presented under a credit may without dishonor of the draft or the credit

(a) withhold honor until the close of the third banking day following receipt of the documents and

(b) further withhold honor when the presenter has expressly or impliedly consented thereto

(2) Upon dishonor if the presenter is not in the same place the bank may unless otherwise instructed accomplish the return of the draft and documents by sending an advice to the presenter that it is holding the draft and documents at his disposal

(3) "Presenter" means any person presenting a draft for honor under a credit even though that person is a confirming bank or other correspondent which is acting under an issuer's authorization

Section 5—113 Indemnities A bank seeking to obtain (whether for itself or another) payment acceptance negotiation or reimbursement under a credit may give indemnities to induce such payment acceptance negotiation or reimbursement

Section 5—114 Availability of Credit in Portions Unless otherwise specified a credit may be used in portions at the discretion of the beneficiary

Section 5—115 Transfer and Assignment (1) The right to draw under a credit can be transferred or assigned only on the express authority of the issuer and provide that the credit is expressly designated as transferable or assignable

(2) The proceeds of a credit may be assigned and the issuer or any paying confirming or accepting bank may give effect to the assignment but unless otherwise agreed the issuer or any negotiating paying confirming or accepting bank may notwithstanding filing or notice of any assignment honor or negotiate a draft drawn by the beneficiary Subject to the provisions of this subsection (2) an assignment of proceeds creates a security interest to the extent provided in and subject to compliance with Article 9 on Secured Transactions

Section 5—116 Remedy for Improper Dishonor or Repudiation (1) If an issuing bank dishonors a complying draft under an irrevocable credit any holder to whom the credit extends by its terms may recover the face amount of the draft and has with respect to any documents the rights of a person in the position of a seller (Section 2—707)



(2) If an issuing bank repudiates an irrevocable credit the beneficiary has an immediate right of action and with respect to any documents may proceed like a seller after repudiation by the buyer (Sections 2—610 2—611 and 2—703 through 2—706)

(3) In no event shall recovery exceed the amount of the credit or the draft as the case may be

Section 5—117 Insolvency of Bank Holding Funds for Documentary Credit (1) Where an issuing advising or confirming bank or a bank which has for a customer procured issuance of a credit by another bank becomes insolvent before final payment under the credit the receipt or allocation by the bank of funds or collateral to secure or meet obligations under the credit shall have the following results

(a) to the extent of any funds or collateral turned over to the bank after or before the insolvency as indemnity against or specifically for the purpose of payment of drafts drawn under the designated credit the drafts are entitled to payment in preference over depositors or other general creditors of the bank and

(b) on expiration of the credit or surrender of the beneficiary's rights under it unused any person who has given such funds or collateral is similarly entitled to return thereof and

(c) a charge to a general or current account with the bank if specifically consented to for the purpose of indemnity against or payment of drafts drawn under the designated credit falls under the same rules as if the funds had been drawn out in cash and then turned over with specified instructions

(2) After honor or reimbursement under this section the customer or other person for whose account the insolvent bank has acted is entitled to receive the documents involved

#### Article 6

##### Bulk Transfers

Section 6—101 Short Title This Article shall be known and may be cited as Uniform Commercial Code—Bulk Transfers

Section 6—102 "Bulk Transfer" "Transfer" Transfers of Equipment Enterprises Subject to This Article Bulk Transfers Subject to This Article (1) A "bulk transfer" is any transfer in bulk and not in the ordinary course of the transferor's business of a major part of the materials supplies merchandise or other inventory (Section 9—109) of an enterprise subject to this Article

(2) A transfer of a substantial part of the equipment (Section 9—109) of such an enterprise is a bulk transfer if it is made in connection with a bulk transfer of inventory but not otherwise

(3) The enterprises subject to this Article are all those whose principal business is the sale of merchandise from stock including those who manufacture what they sell

(4) Except as limited by the following section all bulk transfers of goods located within this state are subject to this Article

Section 6—103 Transfers Excepted From This Article The following transfers are not subject to this Article

(1) Those made to give security for the performance of an obligation

(2) General assignments for the benefit of all the creditors of the transferor and subsequent transfers by the assignee thereunder

(3) Transfers in settlement or realization of a lien or other security interest

(4) Sales by executors administrators receivers trustees in bankruptcy of any public officer under judicial process

(5) Sales made in the course of proceedings for the dissolution of a corporation and of which the creditors of the corporation or reorganization receive advance notice substantially equivalent to that provided in this Article

(6) Transfers to a person maintaining a known place of business in this State who becomes bound to pay the

debts of the transferor in full and gives public notice of that fact and who is solvent after becoming so bound

(7) A transfer to a new business enterprise organized to take over and continue the business if public notice of the transaction is given and the new enterprise assumes the debts of the transferor and he receives nothing from the transaction except an interest in the new enterprise junior to the claims of creditors

(8) Transfers of property which is exempt from execution

Section 6—104 Schedule of Property List of Creditors (1) Except as provided with respect to auction sales (Section 6—108) a bulk transfer subject to this Article is ineffective against any creditor of the transferor unless

(a) the transferee requires the transferor to furnish a list of his existing creditors prepared as stated in this Section and

(b) The parties prepare a schedule of the property transferred sufficient to identify it and

(c) The transferee preserves the list and schedule for six months next following the transfer and permits inspection of either or both and copying therefrom at all reasonable hours by any creditor of the transferor or files the list and schedule in the office of the prothonotary in the county in which the property was located at the time of transfer

(2) The list of creditors must be signed and sworn to or affirmed by the transferor or his agent It must contain the names and business addresses of all creditors of the transferor with the amounts when known and also the names of all persons who are known to the transferor to assert claims against him even though such claims are disputed

(3) Responsibility for the completeness and accuracy of the list of creditors rests on the transferor and the transfer is not rendered ineffective by errors or omissions therein unless the transferee is shown to have had knowledge

Section 6—105 Notice to Creditors In addition to the requirements of the preceding Section any bulk transfer subject to this Article except one made by auction sale (Section 6—108) is ineffective against any creditor of the transferor unless at least ten days before the goods are moved or the transferee takes possession of them or the interest of the transferor passes to the transferee which ever happens first the transferee gives notice of the transfer in the manner hereafter provided (Section 6—107)

Section 6—106 Application of the Proceeds In addition to the requirements of the two preceding Sections

(1) Upon every bulk transfer subject to this Article for which new consideration becomes payable except those made by sale at auction it is the duty of the transferee to assure that such consideration is applied so far as necessary to pay those debts of the transferor which are either shown on the list furnished by the transferor (Section 6—104) or filed in writing in the place stated in the notice (Section 6—107) within thirty days after the mailing of such notice This duty of the transferee runs to all the holders of such debts and may be enforced by any of them for the benefit of all

(2) If any of said debts are in dispute the necessary sum may be withheld from distribution until the dispute is settled or adjudicated

(3) If the consideration payable is not enough to pay all of the said debts in full distribution shall be made pro rata

Section 6—107 The Notice (1) The notice to creditors (Section 6—105) shall state

(a) that a bulk transfer is about to be made and

(b) the names and business addresses of the transferor and transferee and all other business names and addresses used by the transferor within three years last past so far as known to the transferee and

(c) whether or not all the debts of the transferor are to be paid in full as they fall due as a result of the transaction and if so the address to which creditors should send their bills

(2) If the debts of the transferor are not to be paid in full as they fall due or if the transferee is in doubt on that point then the notice shall state further

- (a) the location and general description of the property to be transferred and the estimated total of the transferor's debts
- (b) the address where the schedule of property and list of creditors (Section 6—104) may be inspected
- (c) whether the transfer is to pay existing debts and if so the amount of such debts and to whom owing
- (d) whether the transfer is for new consideration and if so the amount of such consideration and the time and place of payment and
- (e) if for new consideration the time and place where creditors of the transferor are to file their claims

(3) The notice in any case shall be delivered personally or sent by registered mail to all the persons shown on the list of creditors furnished by the transferor (Section 6—104) and to all other persons who are known to the transferee to hold or assert claims against the transferor

Section 6—108 Auction Sales "Auctioneer" (1) A bulk transfer is subject to this Article even though it is by sale at auction but only in the manner and with the results stated in this section

(2) The transferor shall furnish a list of his creditors and assist in the preparation of a schedule of the property to be sold both prepared as before stated (Section 6—104)

(3) The person or persons other than the transferor who direct control or are responsible for the auction are collectively called the "auctioneer" The auctioneer shall

- (a) receive and retain the list of creditors and prepare and retain the schedule of property for the period stated in this Article (Section 6—104)
- (b) give notice of the auction personally or by registered mail at least ten days before it occurs to all persons shown on the list of creditors and to all other persons who are known to him or hold or assert claims against the transferor and
- (c) assure that the net proceeds of the auction are applied as provided in this Article (Section 6—106)

(4) Failure of the auctioneer to perform any of these duties does not affect the validity of the sale or the title of the purchasers but it renders the auctioneer liable to the creditors of the transferor as a class for the sums owing to them from the transferor up to but not exceeding the net proceeds of the auction If the auctioneer consists of several persons their liability is joint and several

Section 6—109 What Creditors Protected Credit for Payment to Particular Creditors (1) The creditors of the transferor mentioned in this Article are those holding claims based on transactions or events occurring before the bulk transfer but creditors who become such after notice to creditors is given (Sections 6—105 and 6—107) are not entitled to notice

(2) Against the aggregate obligation imposed by the provisions of this Article concerning the application of the proceeds (Section 6—106 and subsection (3) (c) of 6—108) the transferee or auctioneer is entitled to credit for sums paid to particular creditors of the transferor not exceeding the sums believed in good faith at the time of the payment to be properly payable to such creditors

Section 6—110 Subsequent Transfers When the title of a transferee to property is subject to a defect by reason of his non-compliance with the requirements of this Article then

(1) a purchaser of any of such property from such transferee with knowledge or notice of such non-compliance takes subject to such defect but

(2) a purchaser for value without such knowledge or notice takes free of such defect

Section 6—111 Limitation of Actions No action under this Article shall be brought more than six months after the date on which the transferee took possession of the goods unless the transfer has been concealed If the transfer has been concealed actions may be brought within six months after its discovery

## Article 7

### Warehouse Receipts Bills of Lading and other Documents of Title

#### Part 1

#### General

Section 7—101 Short Title This Article shall be known and may be cited as Uniform Commercial Code—Documents of Title

Section 7—102 Definitions and Index of Definitions (1) In this Article unless the context otherwise requires

- (a) "Bailee" means the person who by a warehouse receipt bill of lading or other document of title acknowledges possession of goods and contracts to deliver them
- (b) "Consignee" means the person named in a bill to whom or to whose order the bill promises delivery
- (c) "Consignor" means the person named in a bill as the person from whom the goods have been received for shipment
- (d) "Delivery order" means a written order to deliver goods directed to a warehouseman carrier or other person who in the ordinary course of business issues warehouse receipts or bills of lading
- (e) "Document" means document of title as defined in the general definitions in Article 1 (Section 1—201)
- (f) "Issuer" means bailee except that in relation to an unaccepted delivery order it means the person who orders the possessor of goods to deliver Issuer includes any person for whom an agent or employee purports to act in issuing a document if the agent or employee has real or apparent authority to issue documents notwithstanding that the issuer received no goods or that the goods were misdescribed or that in any other respect the agent or employee violated his instructions
- (g) A person gives "value" for a document of title if he takes the document
  - (i) in return for any consideration sufficient to support a simple contract including the extension of immediately available credit whether or not drawn upon and whether or not a charge back is provided for in the event of difficulties in collection or
  - (ii) as security for or in total or partial satisfaction of a pre-existing claim or
  - (iii) by taking delivery pursuant to a pre-existing contract for purchase
- (h) "Warehouseman" is a person engaged in the business of storing goods for hire

(2) Other definitions applying to this Article or to specific Parts thereof and the sections in which they appear are

"Duly negotiate" Section 7—501

"Person entitled under the document" Section 7—403

(4)

(3) Definitions in other Articles applying to this Article and the sections in which they appear are

"Contract for sale" Section 2—106

"Goods" Section 2—105

"Overseas" Section 2—323

"Receipt" of goods Section 2—103

(4) In addition Article 1 contains general definitions and principles of construction and interpretation applicable throughout this Article

Section 7—103 Relation of Article to Treaty Statute Tariff Classification or Regulation To the extent that any treaty or statute of the United States regulatory statute of this State or tariff classification or regulation filed or issued pursuant thereto is applicable the provisions of this Article are subject thereto

Section 7—104 Negotiable and Non-Negotiable Warehouse Receipt Bill of Lading or Other Document of Title (1) a Warehouse receipt bill of lading or other document of title is negotiable



- (a) if it provides for delivery to bearer or to the order of a named person or
- (b) where recognized in overseas trade if it runs to a named person or assigns
- (2) Any other document is non-negotiable

#### Part 2

#### Warehouse Receipts Special Provisions

Section 7—201 Who May Issue a Warehouse Receipt A warehouse receipt may be issued by a warehouseman

Section 7—202 Form of Warehouse Receipt Essential Terms Optional Terms (1) A warehouse receipt need not be in any particular form

(2) Unless a warehouse receipt embodies within its written or printed terms each of the following the warehouseman is liable for any loss caused by the omission to a person injured thereby

- (a) the location of the warehouse where the goods are stored
- (b) the date of issue of the receipt
- (c) the consecutive number of the receipt
- (d) a statement whether the goods received will be delivered to the bearer to a specified person or to a specified person or his order
- (e) the rate of storage and handling charges
- (f) a description of the goods or of the packages containing them
- (g) the signature of the warehouseman which may be made by his authorized agent
- (h) if the receipt is issued for goods of which the warehouseman is owner either solely or jointly or in common with others the fact of such ownership and
- (i) a statement of the amount of advances made and of liabilities incurred for which the warehouseman claims a lien or security interest (Section 7—209) If the precise amount of such advances made or of such liabilities incurred is at the time of the issue of the receipt unknown to the warehouseman or to his agent who issues it a statement of the fact that advances have been made or liabilities incurred and the purpose thereof is sufficient

(3) A warehouseman may insert in his receipt any other terms which are not contrary to the provisions of this Act and do not impair his obligation of delivery (Section 7—403) or his duty of care (Section 7—204) Any contrary provisions shall be ineffective

Section 7—203 Liability for Non-Receipt or Misdescription A party to or purchaser for value in good faith of a document of title other than a bill of lading relying in either case upon the description therein of the goods may recover from the issuer damages caused by the non-receipt or misdescription of the goods except to the extent that the document conspicuously indicates that the issuer does not know whether any part or all of the goods in fact were received or conform to the description as where the description is in terms of marks or labels or kind quantity or condition or the receipt or description is qualified by "said to contain" or the like if such indication be true or the party or purchaser otherwise has notice

Section 7—204 Duty of Care Contractual Limitation of Warehouseman's Liability (1) A warehouseman is liable for any loss or injury to the goods caused by his failure to exercise such care in regard to them as a reasonably careful man would exercise under like circumstances but unless otherwise agreed he is not liable for any loss or injury to the goods which could not have been avoided by the exercise of such care Damages may be limited by a term in the warehouse receipt or storage agreement limiting the amount of liability in case of loss or damage and setting forth a specific liability per article or item or value per unit of weight beyond which the warehouseman shall not be liable Provided however That such liability may on written request of the bailor at the time of signing such storage agreement or within a reasonable time after receipt of the warehouse receipt

be increased on part or all of the goods thereunder in which event increased rates may be charged based on such increased valuation but that no such increase shall be permitted contrary to a lawful limitation of liability contained in the warehouseman's tariff if any No such limitation is effective with respect to the warehouseman's liability for conversion to his own use

(2) Reasonable provisions as to the time and manner of presenting claims and instituting actions based on the bailment may be included in the warehouse receipt or tariff

(3) This section does not repeal or change any existing law or rule of law which imposes a higher responsibility upon the warehouseman or invalidates contractual limitations which would be permissible under this Article

Section 7—205 Title Under Warehouse Receipt Defeated in Certain Cases Field Warehouse Receipt (1) a buyer in the ordinary course of business of fungible goods sold and delivered by a warehouseman who is also in the business of buying and selling such goods takes free of any claim under a warehouse receipt even though it has been duly negotiated

(2) Where goods are stored under a field warehousing or similar arrangement on premises which are part of the place of business of the depositor or which are within the depositor's premises or substantially contiguous thereto any security interest in such goods resting on the transfer of a warehouse receipt is subject to the Article on Secured Transactions (Article 9) and can be perfected only as provided in that Article (subsection (2) of Section 9—305)

Section 7—206 Termination of Storage at Warehouseman's Option (1) A warehouseman may on notifying the person on whose account the goods are held and any other person known to claim an interest in the goods require payment of any charges and removal of the goods from the warehouse at the termination of the period of storage fixed by the document or if no period is fixed within a stated period not less than thirty days after the notification If the goods are not removed before the date specified in the notification the warehouseman may sell them in accordance with the provisions of the section on enforcement of a warehouseman's lien (Section 7—210)

(2) If a warehouseman in good faith believes that the goods are about to deteriorate or decline in value to less than the amount of his lien within the time prescribed in subsection (1) for notification advertisement and sale the warehouseman may specify in the notification any reasonable shorter time for removal of the goods and in case the goods are not removed may sell them at public sale held not less than one week after a single advertisement or posting

(3) If as a result of a quality or condition of the goods of which the warehouseman had no notice at the time of deposit the goods are a hazard to other property or to the warehouse or to persons the warehouseman may sell the goods at public or private sale without advertisement on reasonable notification to all persons known to claim an interest in the goods If the warehouseman after a reasonable effort is unable to sell the goods he may dispose of them in any lawful manner and shall incur no liability by reason of such disposition

(4) The warehouseman must deliver the goods to any person entitled to them under this Article upon due demand made at any time prior to sale or other disposition under this section

(5) The warehouseman may satisfy his lien from the proceeds of any sale or disposition under this section but must hold the balance for delivery on the demand of any person to whom he would have been bound to deliver the goods

Section 7—207 Goods Must Be Kept Separate Fungible Goods (1) Unless the warehouse receipt otherwise provides a warehouseman must keep separate the goods covered by each receipt so as to permit at all times identification and delivery of those goods except that different lots of fungible goods may be commingled

(2) Fungible goods so commingled are owned in common by the persons entitled thereto and the warehouse-



man is severally liable to each owner for that owner's share. Where because of overissue a mass of fungible goods is insufficient to meet all the receipts which the warehouseman has issued against it the persons entitled include all holders to whom overissued receipts have been duly negotiated.

Section 7—208 Altered Warehouse Receipts Where a blank in a negotiable warehouse receipt has been filled in without authority a purchaser for value and without notice of the want of authority may treat the insertion as authorized. Any other unauthorized alteration leaves the receipt enforceable against the issuer according to its original tenor.

Section 7—209 Lien of Warehouseman (1) A warehouseman has a lien on any goods for charges subsequent to the date of issue of the warehouse receipt for storage or transportation (including demurrage and terminal charges) insurance labor or charges present or future in relation to goods covered by the document and for expenses necessary for preservation of the goods or reasonably incurred in their sale pursuant to this Article. But against a purchaser for value of a negotiable warehouse receipt a warehouseman's lien is limited to charges stated in the receipt or if no charges are stated then to a reasonable charge.

(2) The warehouseman may also reserve a security interest for a maximum amount specified on the receipt for charges other than those specified in subsection (1) such as for money advanced and interest.

(3) A warehouseman's lien for charges and expenses under subsection (1) is effective against the bailor or any person entitled to the goods unless the warehouseman had noticed that the bailor lacked authority to subject the goods to such charges and expenses but a security interest under subsection (2) if not effective against a person as to whom the document confers no right in the goods covered by it under Section 7—503 and any security interest reserved by the warehouseman is governed by the Article on Secured Transactions (Article 9).

(4) A warehouseman loses his lien on any goods which he unjustifiably refuses to deliver or which he surrenders.

Section 7—210 Enforcement of Warehouseman's Lien (1) Except as provided in subsection (2) a warehouseman's lien may be enforced by public or private sale of the goods in bloc or in parcels at any time or place and on any terms which are commercially reasonable after notifying all persons known to claim an interest in the goods. Such notification must include a statement of the amount due the nature of the proposed sale and the time and place of any public sale. The fact that a better price could have been obtained by a sale at a different time or in a different method from that selected by the warehouseman is not of itself sufficient to establish that the sale was not made in a commercially reasonable manner. If the warehouseman either sells the goods in the usual manner in any recognized market therefor or if he sells at the price current in such market at the time of his sale or if he has otherwise sold in conformity with commercially reasonable practices among dealers in the type of goods sold he has sold in a commercially reasonable manner. A sale of more goods than apparently necessary to be offered to insure satisfaction of the obligation is not commercially reasonable except in cases covered by the preceding sentence.

(2) A warehouseman's lien on goods other than goods stored by a merchant in the course of his business may be enforced only as follows:

- (a) All persons known to claim an interest in the goods must be notified.
- (b) The notification must be delivered in person or sent by registered letter to the last known address of any person to be notified.
- (c) The notification must include an itemized statement of the claim a description of the goods subject to the lien a demand for payment within a specified time not less than ten days after receipt of the notification and a conspicuous statement that unless the claim is paid within that time the goods

will be advertised for sale and sold by auction at a specified time and place.

(d) The sale must conform to the terms of the notification.

(e) The sale must be held at the nearest suitable place to that where the goods are held or stored.

(f) After the expiration of the time given in the notification an advertisement of the sale must be published once a week for two weeks consecutively in a newspaper of general circulation where the sale is to be held. The advertisement must include a description of the goods the name of the person on whose account they are being held and the time and place of the sale. The sale must take place at least fifteen days after the first publication. If there is no newspaper of general circulation where the sale is to be held the advertisement must be posted at least ten days before the sale in not less than six conspicuous places in the neighborhood of the proposed sale.

(3) Before any sale pursuant to this section any person claiming a right in the goods may pay the amount necessary to satisfy the lien and the reasonable expenses incurred under this section. In that event the goods must not be sold but must be returned by the warehouseman subject to the terms of the receipt and this Article.

(4) The warehouseman is liable for loss resulting from failure to comply with the requirements for sale under this section and in case of willful violation is liable for conversion. The warehouseman may bid at any public sale pursuant to this section.

(5) A purchaser in good faith of goods sold to enforce a warehouseman's lien takes the goods free of any rights of persons against whom the lien was valid despite non-compliance by the warehouseman with the requirements of this section.

(6) The warehouseman may satisfy his lien from the proceeds of any sale pursuant to this section but must hold the balance if any for delivery on demand to any person to whom he would have been bound to deliver the goods.

(7) The rights provided by this section shall be in addition to all other rights allowed by law to a creditor against his debtor.

(8) Where a lien is on goods stored by a merchant in the course of his business the lien may be enforced in accordance with either subsection (1) or (2).

### Part 3

#### Bills of Lading Special Provisions

Section 7—301 Liability for Non-Receipt or Misdescription "Said to Contain" "Shipper's Load and Count" Improper Handling (1) A consignee of a non-negotiable bill who has given value in good faith or a holder to whom a negotiable bill has been duly negotiated relying in either case upon the description therein of the goods may recover from the issuer damages caused by the non-receipt or misdescription of the goods except to the extent that the document indicates that the issuer does not know whether any part or all of goods in fact were received or conform to the description as where the description is in terms of marks or labels or kind quantity or condition or the receipt or description is qualified by "said to contain" "shipper's load and count" or the like if such indication be true.

(2) The issuer may by inserting in the bill the words "shipper's load and count" or other words of like purport indicate that the goods were loaded by the shipper and if such statement be true the issuer shall not be liable for damages caused by the improper loading.

(3) The shipper shall be deemed to have guaranteed to the issuer the accuracy at the time of shipment of the description marks labels number kind quantity condition and weight as furnished by him and the shipper shall indemnify the issuer against damage caused by inaccuracies in such particulars. The right of the issuer to such indemnity shall in no way limit his responsibility and



liability under the contract of carriage to any person other than the shipper

Section 7—302 Through Bills of Lading and Similar Documents (1) The issuer of a through bill of lading or other documents embodying an undertaking to be performed in part by persons acting as its agents or by connecting carriers is liable to anyone entitled to recover on the document for any breach by such other persons or by connecting carrier of its obligation under the document but to the extent that the bill covers an undertaking to be performed overseas or in territory not contiguous to the continental United States or an undertaking including matters other than transportation this liability may be varied by agreement of the parties

(2) Where goods covered by a through bill of lading or other document embodying an undertaking to be performed in part by persons other than the issuer are delivered to any such person such person is subject to the obligation of the bailee under the document This obligation is discharged by delivery of the goods to another such person pursuant to the document

(3) The issuer of such through bill of lading or other document shall be entitled to recover from the connecting carrier or such other person in possession of the goods when the breach of the obligation under the document occurred the amount it may be required to pay to anyone entitled to recover on the document therefor as may be evidenced by any receipt judgment or transcript thereof and the amount of any expense reasonably incurred by it in defending any action brought by anyone entitled to recover on the document therefor

Section 7—303 Diversion Reconsignment Change of Instructions (1) Unless the bill of lading otherwise provides the carrier may deliver the goods to a person or destination other than that stated in the bill or may otherwise dispose of the goods on instructions from

- (a) the holder of a negotiable bill or
- (b) the consignor on a non-negotiable bill or
- (c) the consignee on a non-negotiable bill in the absence of contrary instructions from the consignor if the goods have arrived at billed destination or if the consignee is in possession of the bill or
- (d) the consignee on a non-negotiable bill if he owns the goods or is entitled as against the consignor to dispose of them

(2) Unless a change of instruction is noted on a negotiable bill of lading a purchaser without notice of the change can hold the bailee according to the original terms

Section 7—304 Bills of Lading in a Set (1) Except where customary in overseas transportation a bill of lading must not be issued in a set of parts The issuer is liable for damages caused by violation of this subsection

(2) Where a bill of lading is lawfully drawn in a set of parts each of which is numbered and expressed to be valid only if the goods have not been delivered against any other part the whole of the parts constitute one bill

(3) Where a bill of lading is lawfully issued in a set of parts and different parts are negotiated to different persons the title of the holder to whom the first due negotiation is made prevails as to both the document and the goods even though any later holder may have received the goods from the carrier in good faith and discharged the carrier's obligation by surrender of his part

(4) Any person who negotiates or transfers a single part of a bill of lading drawn in a set is liable to holders of that part if it were the whole set

(5) The bailee is obliged to deliver in accordance with Part 4 of this Article against the first presented part of a bill of lading lawfully drawn in a set Such delivery discharges the bailee's obligation on the whole bill

Section 7—305 Destination Bills (1) Instead of issuing a bill of lading to the consignor at the place of shipment a carrier may at the request of the consignor procure the bill to be issued at destination or at any other place designated in the request

(2) Upon request of anyone entitled as against the carrier to control the goods while in transit and on surrender of any outstanding bill of lading or other receipt covering

such goods the issuer may procure a substitute bill to be issued at any place designated in the request

Section 7—306 Altered Bills of Lading An unauthorized alteration or filling in of a blank in a bill of lading leaves the bill enforceable according to its original tenor

Section 7—307 Lien of Carrier (1) A carrier has a lien on any goods for charges subsequent to the date of its receipt of the goods for storage or transportation (including demurrage and terminal charges) and for expenses necessary for preservation of the goods or incident to their transportation or reasonably incurred in their sale pursuant to this Article But against the purchaser for value of a negotiable bill of lading a carrier's lien is limited to charges stated in the bill or the applicable tariffs or if no charges are stated then to a reasonable charge

(2) A carrier's lien for charges and expenses under subsection (1) is effective against the consignor or any person entitled to the goods unless the carrier had notice that the consignor lacked authority to subject the goods to such charges and expenses

(3) A carrier loses his lien on any goods which he surrenders or which he unjustifiably refuses to deliver

Section 7—308 Enforcement of Carrier's Lien (1) A carrier's lien may be enforced by public or private sale of the goods in bloc or in parcels at any time or place and on any terms which are commercially reasonable after notifying all persons known to claim an interest in the goods Such notification must include a statement of the amount due the nature of the proposed sale and the time and place of any public sale The fact that a better price could have been obtained by a sale at a different time or in a different method from that selected by the carrier is not of itself sufficient to establish that the sale was not made in a commercially reasonable manner If the carrier either sells the goods in the usual manner in any recognized market therefor or if he sells at the price current in such market at the time of his sale or if he has otherwise sold in conformity with commercially reasonable practices among dealers in the type of goods sold he has sold in a commercially reasonable manner A sale of more goods than apparently necessary to be offered to ensure satisfaction of the obligation is not commercially reasonable except in cases covered by the preceding sentence

(2) Before any sale pursuant to this section any person claiming a right in the goods may pay the amount necessary to satisfy the lien and the reasonable expenses incurred under this section In that event the goods must not be sold but must be retained by the carrier subject to the terms of the bill and this Article

(3) The carrier is liable for loss resulting from failure to comply with the requirements for sale under this section and in case of willful violation is liable for conversion The carrier may bid at any public sale pursuant to this section

(4) A purchaser in good faith of goods sold to enforce a carrier's lien takes the goods free of any rights of persons against whom the lien was valid despite noncompliance with the carrier with the requirements of this section

(5) The carrier may satisfy his lien from the proceeds of any sale pursuant to this section but must hold the balance if any for delivery on demand to any person to whom he would have been bound to deliver the goods

(6) The rights provided by this section shall be in addition to all other rights allowed by law to a creditor against his debtor

Section 7—309 Duty of Care Contractual Limitation of Carrier's Liability (1) A carrier who issues a bill of lading whether negotiable or non-negotiable must exercise the degree of care in relation to the goods which a reasonably careful man would exercise under like circumstances but the damages may be limited by a provision that the carrier's liability shall not exceed a value stated in the document if the carrier's rates vary with value and the consignor by the carrier's tariff is afforded an opportunity to declare a higher value or a value as lawfully provided in the tariff or where no tariff is filed he is otherwise advised of such opportunity but no such limitation is effective with respect to the carrier's liability for conversion to its own use



(2) Reasonable provisions as to the time and manner of presenting claims and instituting actions based on the shipment may be included in a bill of lading or tariff

(3) This section does not repeal or change any existing law or rule of law which imposes a higher responsibility upon carriers or invalidates contractual limitations which would be permissible under this Article

#### Part 4

#### Warehouse Receipts and Bills of Lading General Obligations

**Section 7—401 Irregularities in Issue of Receipt or Bill or Conduct of Issuer** The obligations imposed by this Article on an issuer apply to a document of title regardless of the fact that

- (a) the document may not comply with the requirements of this Article or of any other law or regulation regarding its issue form or content or
- (b) the issuer may have violated laws regulating the conduct of his business or
- (c) the goods covered by the document were owned by the bailee at the time the document was issued or
- (d) if it is a warehouse receipt the person issuing does not come within the definition of warehouseman

**Section 7—402 Duplicate Receipt or Bill Overissue** Neither a duplicate nor any other document of title purporting to cover goods already represented by an outstanding document of the same issuer confers any right in the goods except as provided in the case of bills in a set overissue of documents for fungible goods and substitutes for lost stolen or destroyed documents But the issuer is liable for damages resulting from his overissue or failure to identify a duplicate document as such by conspicuous notation on its face

**Section 7—403 Obligation of Warehouseman or Carrier to Deliver Excuse** (1) The bailee must deliver the goods to a person entitled under the document who complies with subsection (2) unless and to the extent that the bailee establishes any of the following

- (a) delivery of the goods to a person whose receipt was rightful as against the claimant
- (b) damage to or loss or destruction of the goods for which the bailee is not liable
- (c) previous sale or other disposition of the goods in lawful enforcement of a lien or on warehouseman's lawful termination of storage
- (d) the exercise by a seller of his right to stop delivery pursuant to the provisions of the Article on Sales (Section 2—705)
- (e) a diversion reconsignment or other disposition pursuant to the provisions of this Article (Section 7—303) or tariff regulating such right
- (f) release satisfaction or any other fact affording a personal defense against the claimant

(2) A person claiming goods covered by a document of title must at the bailee's request satisfy the bailee's lien and unless the person claiming is one against whom the document confers no right under Section 7—503 (1) surrender for cancellation or notation of partial deliveries any outstanding negotiable document covering the goods

(3) A bailee who delivers goods covered by an outstanding negotiable document without cancelling the document or conspicuously noting partial deliveries thereon also becomes liable for delivery of goods called for by the document to any person to whom the document is duly negotiated unless the person to whom the goods were delivered is one against whom the document confers no right under Section 7—503 (1)

(4) "Person entitled under the document" means holder in the case of a negotiable document or the person to whom delivery is to be made by the terms of or pursuant to written instructions under a non-negotiable document

**Section 7—404 No Liability for Good Faith Delivery** Pursuant to Receipt or Bill A bailee who in good faith including observance of reasonable commercial standards has received goods and delivered them according to the

terms of the document of title is not liable although the person from whom he received the goods had no authority to dispose of them

#### Part 5

#### Warehouse Receipts and Bills of Lading Negotiation and Transfer

**Section 7—501 Form of Negotiation and Requirements of "Due Negotiations"** (1) A negotiable document of title running to the order of a named person is negotiable by his indorsement and delivery After his indorsement in blank or to bearer any person can negotiate it by delivery alone

(2) (a) A negotiable document of title is also negotiated by delivery alone when by its original terms it runs to bearer

(b) when a document running to the order of a named person is delivered to him the effect is the same as if the document had been negotiated

(3) Negotiation of a negotiable document of title after special indorsement requires indorsement by the special indorsee as well as delivery

(4) A negotiable document of title is "duly negotiated" when it is negotiated in the manner stated in this section to a holder who purchases it in good faith including observance of reasonable commercial standards and for value unless it is established that the negotiation is not in the current course of business or financing but a bailee may deliver the goods covered by the document of title to a person in possession of the document of title by the terms of which the goods are deliverable to his order or which has been negotiated to him in the manner provided in subsections (1) (2) or (3) of this section

(5) Indorsement of a non-negotiable document neither makes it negotiable nor adds to the transferee's rights

(6) The naming in a negotiable bill of a person to be notified of the arrival of the goods does not limit the negotiability of the bill nor constitute notice to a purchaser thereof of any interest of such person in the goods

**Section 7—502 Rights Acquired by Due Negotiation** (1) Subject to the following section and to the provisions of Section 7—205 on fungible goods and field warehouse receipts a holder to whom a negotiable document of title has been duly negotiated acquires thereby

- (a) title to the document
- (b) title to the goods
- (c) all rights accruing under the law of agency or estoppel and
- (d) the direct obligation of the bailee to hold or deliver the goods according to the terms of the document free of any defense or claims by him not apparent on its face

But a holder of a delivery order until it has been accepted by the bailee to whom it is addressed acquires rights only against the issuer of the delivery order

(2) Title and rights so acquired are not defeated by any stoppage of the goods represented by the document or by surrender of such goods by the bailee and are not impaired even though the negotiation or any prior negotiation constituted a breach of duty or even though any person has been deprived of possession of the document by misrepresentation fraud accident mistake duress loss theft or conversion or even though a previous sale or other transfer of the goods or document has been made to a third person

**Section 7—503 Document of Title to Goods Defeated in Certain Cases** A document of title confers no right in goods against a person who before issuance of the document had a legal interest in them and who neither delivered nor entrusted them to the person procuring the document with power of disposition or pursuant to a contract for sale nor acquiesced in his procurement of any document of title

(2) Title to goods based upon a delivery order is subject to the rights of anyone to whom a negotiable warehouse receipt or bill of lading covering such goods has been duly negotiated Title to goods based upon a bill of lading issued to a freight forwarder is subject to the



rights of anyone to whom a bill issued by the freight forwarder covering such goods has been duly negotiated but delivery by the carrier against surrender of its bill of lading in accordance with Part 4 of this Article discharges the carrier's obligation to deliver

Section 7—504 Rights Acquired in the Absence of Due Negotiation Effect of Diversion Seller's Stoppage of Delivery (1) A transferee of a document whether negotiable or non-negotiable to whom the document has been delivered but not duly negotiated acquires the title and rights which his transferor had or had actual authority to convey

(2) In the case of a non-negotiable document until but not after the bailee receives notification of the transfer the rights of the transferee may be defeated by those creditors of the transferor who could treat the sale as void under Section 2—402 or by a purchaser from the transferor under Section 2—403 or by good faith dealings of the bailee with the transferor

(3) A diversion or other change of shipping instructions by the consignor in a non-negotiable bill of lading which causes the bailee not to deliver to the consignee defeats the consignee's title to the goods if they have been delivered to a buyer in ordinary course of trade and in any event defeats the consignee's rights against the bailee

(4) Delivery pursuant to a non-negotiable document may be stopped by a seller under Section 2—705 and subject to the requirement of due notification there provided A bailee honoring the seller's instructions is entitled to be indemnified by the seller against any resulting loss or expense

Section 7—505 Indorser Not a Guarantor for Other Parties The indorsement of a document of title issued by a bailee does not make the indorser liable for any default by the bailee or by previous indorsers

Section 7—506 Delivery Without Indorsement Right to Compel Indorsement The transferee of a negotiable document of title has a specifically enforceable right to have his transferor supply any necessary indorsement but the transfer becomes a negotiation only as of the time the indorsement is supplied

Section 7—507 Warranties on Negotiation or Transfer of Receipt or Bill Where a person negotiates or transfers a document of title for value otherwise than as a mere intermediary under the next following section then unless otherwise agreed he warrants to his purchaser in addition to any warranty made in selling the goods

- (a) that the document is genuine and
- (b) that he has no knowledge of any fact which would impair its validity or worth and
- (c) that his negotiation or transfer is rightful and fully effective with respect to the title to the document and the goods it represents

Section 7—508 Warranties of Collecting Bank as to Documents A collecting bank or other intermediary known to be entrusted with documents on behalf of another or with collection of a draft or other claim against delivery of documents warrants by such delivery of the documents only its own good faith and authority This rule applies even though the intermediary has purchased or made advances against the claim or draft to be collected

Section 7—509 Receipt or Bill When Adequate Compliance With Commercial Contract The question whether a document is adequate to fulfill the obligations of a contract for sale or the conditions of a credit is governed by the Articles on Sales (Article 2) and on Documentary Letters of Credit (Article 5)

#### Part 6

#### Warehouse Receipts and Bills of Lading Miscellaneous Provisions

Section 7—601 Lost and Missing Documents (1) If a document has been lost stolen or destroyed a court may order delivery of the goods or issuance of a substitute document and the bailee may without liability to any person comply with such order If the document was negotiable the claimant must post security approved by

the court to indemnify any person who may suffer loss as a result of non-surrender of the document If the document was not negotiable such security may be required at the discretion of the court The court may also in its discretion order payment of the bailee's reasonable costs and counsel fees

(2) A bailee who without court order delivers goods to a person claiming under a missing negotiable document is liable to any person injured thereby and if the delivery is not in good faith becomes liable for conversion In the case of a bill of lading action by the carrier in good faith in accordance with the official classification and tariff is not conversion If the missing document was a negotiable warehouse receipt the claimant must post security with the warehouseman in an amount at least double the value of the goods at the time of posting to indemnify the warehouseman against any loss by reason of the delivery of the goods

Section 7—602 Attachment of Goods Covered by a Negotiable Document No lien attaches by virtue of any judicial process to goods in the possession of a bailee for which a negotiable document of title is outstanding unless the document be first surrendered to the bailee or its negotiation enjoined except where the document was originally issued upon delivery of the goods by a person who had no power to dispose of them The bailee shall not be compelled to deliver the goods pursuant to process until the document is surrendered to him or impounded by the court One who purchases the document for value without notice of the process or injunction takes free of the lien imposed by judicial process

Section 7—603 Conflicting Claims Interpleader If more than one person claims title or possession of the goods the bailee is excused from delivering until he has had a reasonable time to ascertain the validity of the adverse claims or to bring an action to compel all claimants to interplead either in defending an action for non-delivery of the goods or by original action whichever is appropriate

#### Article 8

#### Investment Securities

#### Part 1

#### Short Title and General Matters

Section 8—101 Short Title This Article shall be known and may be cited as Uniform Commercial Code—Investment Securities

Section 8—102 Definitions and Index of Definitions (1) In this Article unless the context otherwise requires

- (a) A "security" is an instrument issued in bearer or registered form of a type commonly dealt in upon securities exchanges or markets or commonly recognized in any area in which it is issued or dealt in as a medium for investment if
  - (i) it is either one of a class or series or by its terms is divisible into a class or series of instruments and
  - (ii) it evidences a share participation or other interest in property or in an enterprise or evidences an obligation of the issuer
- (b) A writing which is a security is governed by this Article and not by Uniform Commercial Code—Commercial Paper even though it also meets the requirements of that Article
- (c) A security is in "registered form" when its terms specify a person entitled to the security or to the rights it evidences and specify that its transfer may be registered upon books maintained for that purpose by or on behalf of an issuer
- (d) A security is in "bearer form" when it runs to bearer according to its terms and not by reason of any indorsement
- (2) "Proper form" means regular on its face with regard to all formal matters
- (3) A "subsequent purchaser" is a person who takes other than by original issue
- (4) Other definitions applying to this Article or to specified Parts thereof and the sections in which they appear are



"Bona fide purchaser" Section 8—302

"Guarantee of that signature" Section 8—402

"Issuer" Section 8—201

"Overissue" Section 8—104

"Value" Section 8—303

(5) In addition Article 1 contains general definitions and principles of construction and interpretation applicable throughout this Article

Section 8—103 Issuer's Lien A lien upon a security in favor of an issuer thereof is valid against a purchaser only if the right of the issuer to such lien is set forth conspicuously on the security

Section 8—104 Effect of Overissue "Overissue" (1) The provisions of this Article which validate a security or compel its issue or reissue do not apply to the extent that validation or issue results in overissue but

(a) if an identical security which does not constitute an overissue is available for purchase on the market the person entitled to issue or validation may compel the issuer to purchase and deliver such a security to him against surrender of the security which constitutes the overissue and

(b) if a security is not so available for purchase the purchaser may recover from the issuer the price he paid for it

(2) "Overissue" means the issue of securities in excess of the amount which the issuer has corporate power to issue

Section 8—105 Securities Negotiable Presumptions (1) Securities governed by this Article are negotiable instruments

(2) In any action on a security the rules relating to proof of signatures and to burden of proof after signatures are admitted or established shall be the same as in actions on commercial paper (Section 3—307)

## Part 2

### Issue—Issuer

Section 8—201 "Issuer" With respect to obligations on or defenses to a security "issuer" includes a person who

(a) places or authorizes the placing of his name on a security (otherwise than as authenticating trustee registrar transfer agent or the like) to evidence that it represents a share participation or other interest in his property or in an enterprise or to evidence his duty to perform the principal obligation represented by the security or

(b) otherwise undertakes to perform the principal obligation represented by the security or

(c) directly or indirectly creates fractional interests in rights of property which are evidenced by securities or

(d) becomes responsible for or in place of any other person described as an issuer in this section

Section 8—202 Issuer's Responsibility and Defenses Notice of Defect or Defense (1) Against a purchaser for value and without notice terms additional to those stated on a security may be made part of the security by reference to another instrument indenture or document or to a constitution statute rule or regulation only to the extent that such additional terms do not materially vary the stated terms

(2) (a) A security other than one issued by a government or governmental agency or unit even though issued with a defect going to its validity is valid in the hands of a purchaser for value and without notice of the particular defect unless the defect involves a violation of constitutional provisions in which case the security is valid in the hands of a subsequent purchaser for value and without notice of the defect

(b) The rule of subparagraph (a) applies to an issuer which is a government or governmental agency or unit only if either there has been substantial compliance with the legal requirements governing the issue or the issuer has received substantial consideration for the issue as a whole or for the particular security and a stated purpose of the issue

is one for which the issuer has power to borrow money or issue the security

(3) Except as otherwise provided in the case of certain unauthorized signatures on issue (Section 8—205) lack of genuineness of a security is a complete defense even against a purchaser for value and without notice

(4) All other defenses of the issuer including non-delivery and conditional delivery of the security are ineffective against a purchaser for value who has taken without notice of the particular defense

(5) With respect to notice of a defect or defense a purchaser is charged with notice of information set forth on the security itself but a reference on the security to another instrument indenture or document or to a constitution statute ordinance rule regulation order or the like does not of itself charge a purchaser for value with such notice even though the security expressly states that a person accepting it admits such notice

(6) Nothing in this section shall be construed to affect the right of a party to a "when as and if issued" or a "when distributed" contract to cancel the contract in the event of a material change in the character of the security which is the subject of the contract or in the plan or arrangement pursuant to which such security is to be issued or distributed

Section 8—203 Staleness as Notice of Defects or Irregularities in Issue (1) After an act or event which creates a right to immediate performance of the principal obligation evidenced by the security or which requires that the security be presented or surrendered for redemption or exchange a purchaser is charged with notice of any defect or irregularity in its issue

(a) If the act or event is one requiring the payment of moneys or the delivery of securities or both on presentation or surrender of the security and such funds or securities are available and he takes the security more than one year after the date set for payment or exchange and

(b) in any other case if he takes the security more than two years after the date set for surrender or presentation or the date on which such performance became due

(2) A call which has been revoked is not within subsection (1)

Section 8—204 Effect of Issuer's Restrictions on Transfer A restriction on transfer imposed by the issuer even though otherwise lawful is ineffective unless noted conspicuously on the security

Section 8—205 Effect of Unauthorized Signature on Issue An unauthorized signature placed on a security prior to or in the course of issue is ineffective except that if the signing has been done by a person entrusted by the issuer with the signing of the security or of similar securities or their immediate preparation for signing or by an employee entrusted with their responsible handling the signature is effective in favor of a purchaser for value and without notice of the lack of authority

Section 8—206 Completion or Alteration of Instrument (1) Where a security contains the signatures necessary to its issue or transfer but is incomplete in any other respect

(a) any person may complete it by filling in the blanks as authorized and

(b) even though the blanks are incorrectly filled in the security as completed is enforceable by a purchaser who took it for value and without notice of such incorrectness

(2) A complete security which has been improperly altered even though fraudulently remains enforceable but only according to its original terms

Section 8—207 Rights of Issuer With Respect to Registered Owners (1) Prior to due presentment for registration of transfer of a security in registered form the issuer or indenture trustee may treat the registered owner as the person exclusively entitled to vote to receive notifications and otherwise to exercise all the rights and powers of an owner

(2) Nothing in this Article shall be construed to af-



fect the liability of the registered owner of a security for calls assessments or the like

Section 8—208 Effect of Signature of Authenticating Trustee Registrar or Transfer Agent (1) A person placing his signature upon a security as authenticating trustee registrar transfer agent or the like warrants to a purchaser for value without notice of the particular defect that

- (a) the security is genuine and in proper form and
  - (b) his own participation in the issue of the security is within his capacity and within the scope of the authorization received by him from the issuer and
  - (c) the security is within the amount specified in such authorization
- (2) Unless otherwise agreed a person by so placing his signature does not assume responsibility for the validity of the security in other respects

### Part 3

#### Purchase

Section 8—301 Rights Acquired by Purchaser Title Acquired by Bona Fide Purchaser (1) Upon delivery of a security the purchaser acquires the rights in the security which his transferor had or had actual authority to convey except that a purchaser who has himself been a party to any fraud or illegality affecting the instrument or who as a prior holder had notice of a claim against it cannot improve his position by taking from a later bona fide purchaser

(2) A bona fide purchaser in addition to acquiring the rights of a purchaser acquires also a perfect title to the security

(3) A purchaser of a limited interest acquires rights only to the extent of the interest purchased

Section 8—302 "Bona Fide Purchaser" A "bona fide purchaser" is a purchaser for value and without notice of any claims of ownership who takes delivery of a security in bearer form or of one in registered form issued to him or indorsed to him or in blank

Section 8—303 "Value" "Value" means

- (a) any consideration sufficient to support a simple contract including the extension of immediately available credit whether or not drawn upon and whether or not a charge-back is provided for in the event of difficulties in collection or
- (b) taking a security as collateral for or as total or partial satisfaction of a pre-existing claim or
- (c) taking delivery pursuant to a pre-existing contract to purchase

Section 8—304 Notice to Purchaser of Claims of Ownership (1) A purchaser (including a broker for seller or buyer) of a security is charged with notice of claims of ownership if

- (a) the security whether in bearer or registered form has been indorsed "for collection" or "for surrender" or for some other purpose not involving transfer or
- (b) he purchases the security within six months after he has received notification that it has been lost or stolen or
- (c) the security is in bearer form and has on it an unambiguous statement that it is the property of a person other than the transferor The mere writing of a name on a security is not such a statement

(2) The fact that the purchaser (including a broker for seller or buyer) has notice that the registered owner holds the security for a third person or that the security is registered in the name of a fiduciary does not create a duty of inquiry into the rightfulness of the transfer or constitute notice of claims of ownership If however the proceeds of the purchase are placed by the purchaser in the individual account of the fiduciary or are made payable in cash or to the fiduciary individually or the purchaser has reason to know that such proceeds are being used or that the transaction is for the individual benefit of the fiduciary the purchaser is charged with notice of claims of ownership

Section 8—305 Staleness as Notice of Claims of Ownership An act or event which creates a right to immediate performance of the principal obligation evidenced by the security or which requires that the security be presented or surrendered for redemption or exchange does not of itself constitute any notice of claims of ownership except in the case of a purchase

- (a) after one year from any date set for a required presentment or surrender for redemption or exchange or
  - (b) if funds are available for payment after six months from any date set for payment of money against presentation or surrender of the security
- Section 8—306 Warranties to Purchaser for Value (1) Unless otherwise agreed a person by transferring a security to a purchaser for value warrants only that
- (a) his transfer is effective and rightful and
  - (b) the security is genuine and has not been materially altered and
  - (c) he knows no fact which might impair the validity of the security

(2) Where a security is delivered by an intermediary known to be entrusted with delivery of the security on behalf of another or with collection of a draft or other claim against such delivery the intermediary by such delivery warrants only his own good faith and that he has authority from his principal even though he has purchased or made advances against the claim to be collected against the delivery A broker is not an intermediary within the meaning of this subsection in a transaction in which he has bought or sold the security for another

Section 8—307 Effect of Delivery Without Indorsement Right to Compel Indorsement Where a security in registered form has been delivered to a purchaser without a necessary indorsement he may become a bona fide purchaser only as of the time the indorsement is supplied but against the transfer the transfer is complete upon delivery and the purchaser has a specifically enforceable right to have any necessary indorsement supplied

Section 8—308 Indorsement How Made Special Indorsement Indorser Not a Guarantor Partial Assignment

(1) An indorsement of a security in registered form is made when the person specified by the terms of the instrument or by special indorsement to be entitled to the security signs on it or on a separate document an assignment or transfer of the security or a power to assign or transfer it or when the signature of such person is written without more upon the back of the security

(2) An indorsement may be in blank or special An indorsement in blank includes an indorsement to bearer A special indorsement specifies the person to whom the security is to be transferred A holder may convert a blank indorsement into a special indorsement

(3) Unless otherwise agreed the indorser by his indorsement assumes no obligation that the instrument will be honored by the issuer

(4) When an indorsement purports to be only of part of the security the transfer may be registered in accordance with the indorsement but delivery of a security so indorsed can not make the transferee a bona fide purchaser

Section 8—309 Effect of Indorsement Without Delivery An indorsement of a security whether special or in blank does not constitute a transfer and does not become effective until delivery of the security on which it appears or if the indorsement is on a separate document until delivery of both the document and the security

Section 8—310 Indorsement of Security in Bearer Form An indorsement of a security in bearer form may give notice of claims of ownership (Section 8—304) but does not otherwise affect any right to registration the holder may possess

Section 8—311 Effect of Unauthorized Indorsement Unless the owner has affirmed an unauthorized indorsement or is otherwise estopped from asserting its ineffectiveness

- (a) he may assert its ineffectiveness against the issuer or any purchaser other than a purchaser for



value and without notice of claims of ownership who has in good faith received a new security on registration of transfer of the security so indorsed and

- (b) an issuer who registers the transfer of a security so indorsed is subject to liability for improper registration (Section 8—404)

Section 8—312 Effect of Guaranteeing Signature or Indorsement (1) Any person guaranteeing a signature as being that of an indorser of a security warrants to any person taking or dealing with the security in reliance on the guaranteed signature that

- (a) the signature is not forged and
- (b) the signer is the holder or has authority to sign in the name of the holder and
- (c) the signer has legal capacity to sign

But the guarantor does not warrant the rightfulness of the particular transfer

(2) Any person may guarantee an indorsement of a security and by so doing warrants not only the signature but also the rightfulness of the particular transfer

(3) The guarantor of a signature or an indorsement shall be liable to any person including an issuer who registers a transfer in reliance on the guarantee for any loss resulting from breach of the warranties stated in this section but no issuer may require an indorsement guarantee as a condition to registration or transfer of a security

Section 8—313 When Delivery to the Purchaser Occurs Purchaser's Broker as Holder (1) Delivery to a purchaser occurs when

- (a) he or a person designated by him acquires possession of a security or
- (b) his broker acquires possession of a security specially indorsed to or issued in the name of the purchaser or
- (c) his broker sends him confirmation of the purchase and also by book entry otherwise identifies a specific security in the broker's possession as belonging to the purchaser or
- (d) with respect to an identified security to be delivered while still in the possession of a third person when that person acknowledges that he holds for the purchaser

(2) Except as specified in subparagraphs (b) and (c) subsection (1) the purchaser is not the holder of securities held for him by his broker despite a confirmation of purchase and a book entry and other indication that the security is part of a fungible bulk held for customers and despite the customer's acquisition of a proportionate property interest in the fungible bulk

Section 8—314 Duty to Deliver When Completed (1) Unless otherwise agreed where a sale of a security is made through an exchange or otherwise through brokers

- (a) the selling customer fulfills his duty to deliver when he places such a security in the possession of the selling broker or of a person designated by the broker or if requested causes an acknowledgment that it is held for the selling broker to be made to him and
- (b) the selling broker including a correspondent broker acting for a selling customer fulfills his duty to deliver by placing the security or the like security in the possession of the buying broker or a person designated by him or by effecting clearance of the sale in accordance with the rules of the exchange on which the transaction took place

(2) Except as otherwise provided in this section and unless otherwise agreed a transferor's duty to deliver a security under a contract of purchase is not fulfilled until he places the security in form to be further negotiated by the purchaser in the possession of the purchaser or sends it to him or to a person designated by him or at the purchaser's request causing an acknowledgment that it is held for the purchaser to be made to him

Section 8—315 Action Against Purchaser Based Upon Wrongful Transfer (1) Any person against whom the transfer of a security is wrongful for any reason including

his incapacity may against anyone except a bona fide purchaser reclaim possession of the security or obtain possession of any new security evidencing all or part of the same rights or have damages

(2) If the transfer is wrongful because of an unauthorized indorsement the owner may also reclaim or obtain possession of the security or new security even from a bona fide purchaser if the ineffectiveness of the purported indorsement can be asserted against him under the provisions of this Article on unauthorized indorsements (Section 8—311)

(3) The right to obtain or reclaim possession of a security may be specifically enforced and its transfer enjoined and the security impounded pending the litigation

Section 8—316 Purchaser's Right to Requisites for Registration of Transfer on Books (1) Unless otherwise agreed the transferor must on due demand supply his purchaser with any proof of his authority to transfer or with any other requisite which may be necessary to obtain registration of the transfer of the security but if the transfer is not for value a transferor need not do so unless the purchaser furnishes the necessary expenses Failure to comply with the demand gives the purchaser the right to reject or rescind the transfer

(2) Unless otherwise agreed the purchaser's demand for such requisites must be made within a reasonable time not exceeding three months from his receipt of the security

Section 8—317 Attachment or Levy Upon Security (1) No attachment or levy upon a security or any share or other interest evidenced thereby which is outstanding shall be valid until the security is actually seized by the officer making the attachment or levy but a security which has been surrendered to the issuer may be attached or levied upon at the source

(2) A creditor whose debtor is the owner of a security shall be entitled to such aid from courts of appropriate jurisdiction by injunction or otherwise in reaching such security or in satisfying the claim by means thereof as is allowed at law or in equity in regard to property which cannot readily be attached or levied upon by ordinary legal process

Section 8—318 No Conversion by Good Faith Delivery An agent or bailee who in good faith (including observance of reasonable commercial standards if he is in the business of buying selling or otherwise dealing with securities) has received securities and sold pledged or delivered them according to the instructions of his principal is not liable for conversion although the principal had no right to dispose of them

Section 8—319 Statute of Frauds A contract for the sale of securities is not enforceable by way of action or defense unless

- (a) there is some writing sufficient to indicate that a contract for sale has been made and signed by the party against whom enforcement is sought or by his authorized agent or broker or
- (b) there has been delivery of the security or payment has been made out only to the extent of such delivery or payment or
- (c) confirmation of the sale or purchase has been received by the party against whom enforcement is sought and he has failed to send written objection to its contents within ten days after it is received or
- (d) the party against whom enforcement is sought admits in his pleading or otherwise in court that in fact a contract for sale was made

## Part 4

### Registration

Section 8—401 Duty of Issuer to Register Transfer (1) Where a person presents a security to the issuer with the request to register transfer of the security the issuer must register the transfer as requested if



- (a) the security is fully indorsed for transfer in conformity with the following section and
- (b) the issuer has no knowledge of the unrightfulness of the transfer and no duty to inquire into its rightfulness (Section 8—403) and
- (c) proof is submitted of payment or waiver of any taxes applicable to the transfer or of consent to transfer

(2) Where the issuer has registered a transfer pursuant to this section he is not liable to any person suffering loss as a result of such registration

Section 8—402 Sufficiency of Indorsement (1) A security is fully indorsed for transfer when the indorsements on or with it are sufficient to make the person presenting it a holder of the security

(2) Unless the issuer has notice that the person signing the indorsement has no power to make the indorsement the issuer shall not require more evidence than the following to establish the necessary indorsement If the person whose indorsement is required (Subsection (1) Section 8—308) is at the time of signing

- (a) an adult not under guardianship an indorsement signed by him and a guarantee of that signature
- (b) an infant or an adult under guardianship an indorsement signed by his guardian a guarantee of that signature and proof that the person signing was such guardian at the date of signing
- (c) an individual who is dead and had not indorsed the security an indorsement signed by the executor or administrator of his estate a guarantee of that signature and proof that the person signing was such executor or administrator at the date of signing
- (d) a partnership an indorsement signed on behalf of that partnership by any partner or an authorized agent of the partnership a guarantee of that signature and proof that the person signing was such partner or was such an agent at the date of signing
- (e) a corporation an indorsement signed on behalf of the corporation by any of its officers a guarantee of that signature and proof that the person signing was such officer at the date of signing
- (f) an executor administrator trustee receiver or other fiduciary an indorsement signed by such fiduciary a guarantee of that signature and proof that the person signing was such fiduciary at the date of the signing
- (g) a person not covered by any of the foregoing papers appropriate to the case corresponding as nearly as may be to the foregoing

(3) "A guarantee of that signature" in each of the above cases means a guarantee signed by or on behalf of a person reasonably believed by the issuer to be responsible

Section 8—403 Duty to Inquire Into Rightfulness of Transfer (1) Where a security presented for registration is fully indorsed for transfer the issuer is under no duty to inquire into the rightfulness of the transfer unless he has notice of another claim to an interest in the security

(2) The fact that the issuer has notice that the registered owner holds the security for a third person or that the security is registered in the name of a fiduciary does not create a duty of inquiry into the rightfulness of the transfer If however the issuer has notice that the transfer is to the fiduciary in his individual capacity or that the proceeds of the purchase have been placed in the individual account of the fiduciary or are made payable in cash or to the fiduciary individually or otherwise has reason to know that such proceeds are being used or that the transaction is for the individual benefit of the fiduciary the issuer is under a duty to inquire into the rightfulness of the transfer

Section 8—404 Liability for Improper Registration When an issuer has registered a transfer of a security to a person not entitled to the security the issuer on demand must deliver a like security to the owner of the security unless

(a) the transfer was registered in conformity with Section 8—401 or

- (b) the security had been lost apparently destroyed or wrongfully taken and the owner failed to notify the issuer within a reasonable time after he knew or had reason to know of the loss apparent destruction or taking

Section 8—405 Lost Destroyed and Stolen Securities (1) Where the owner of a security claims that the security has been lost destroyed or wrongfully taken the issuer must issue a new security in place of the original security if the owner

- (a) so requests before the issuer has notice that the security has been acquired by a bona fide purchaser and
- (b) files with the issuer a sufficient indemnity bond and
- (c) satisfies any other reasonable requisites imposed by the issuer

(2) If after the issue of the new security a bona fide purchaser of the original security presents it for registration of transfer the issuer must register the transfer Thereupon the issuer may recover the new security from the person to whom it was issued or any person taking under him except a bona fide purchaser If it is apparent after reasonable investigation that the issuer will be unable to recover the new security he may recover from the original owner or the indemnitor for any loss sustained

Section 8—406 Duty of Authenticating Trustee Transfer Agent or Registrar (1) Where a person acts as authenticating trustee transfer agent registrar or other agent for an issuer in the registration of transfers of its securities or in the issue of new securities or in the cancellation of surrendered securities

- (a) he is under a duty to the issuer to exercise good faith and due diligence in performing his functions and
- (b) he has the same obligation to the holder or owner of the security as the issuer has in regard to those functions

(2) Notice to an authenticating trustee transfer agent registrar or other such agent is notice to the issuer with respect to the functions performed by the agent

## Article 9

Secured Transactions Sales  
of Accounts Contract

Rights and Chattel Paper

### Part 1

#### Short Title Applicability and Definitions

Section 9—101 Short Title This Article shall be known and may be cited as Uniform Commercial Code—Secured Transactions

Section 9—102 Policy and Scope of Article (1) Except as provided in Section 9—104 on the exclusion of certain security interests and other transactions this Article applies so far as concerns any personal property within the jurisdiction of this State

- (a) to any transaction (regardless of its form) which is intended to create a security interest in personal property including goods documents instruments paper accounts or contract rights and also
- (b) to any financing sale of accounts contract rights or chattel paper

(2) Among the transactions to which this Article applies are those in the form of pledge assignment chattel mortgage chattel trust trust deed factor's lien equipment trust conditional sale bailment-lease trust receipt other lien or title retention contract and a lease intended as security

Section 9—103 Accounts Contract Rights and Equipment Relating to Another State and Incoming Goods Already Subject to a Security Interest (1) If the office where the assignor of accounts or contract rights keeps his



records concerning them is in this state the validity and perfection of a security interest therein and the possibility and effect of proper filing is governed by this Article otherwise by the law (including the conflict of laws rules) of the state where such office is located

(2) If the chief place of business of a debtor is in this state the validity and perfection of a security interest and the possibility and effect of proper filing with regard to equipment of a type which is normally used in more than one jurisdiction (such as automotive equipment rolling stock airplanes road building equipment commercial harvesting equipment construction machinery and the like) is governed by this Article otherwise by the law of the state (including the conflict of laws rules) where such chief place of business is located

(3) If personal property is already subject to a security interest when it is brought into this state the validity of the security interest is to be determined by the law of the jurisdiction where the property was when the security interest attached unless the parties understood at that time that the property would be kept in this state and it was brought here within thirty days thereafter for purposes other than transportation through this state If the security interest was already perfected under the law of the jurisdiction where the property was kept before being brought into this state the security interest continues perfected here for four months and also thereafter if within the four month period it is perfected here The security interest may also be perfected here after the expiration of the four month period in such case perfection dates from the time of perfection in this state If the security interest was not perfected under the law of the jurisdiction where the property was kept before being brought into this state it may be perfected here in such case perfection dates from the time of perfection in this state

Section 9—104 Transactions Excluded From Article This Article does not apply

- (a) to a security interest subject to the Ship Mortgage Act 1920 or any other statute of the United States to the extent that such statute regulates the rights of parties to and third parties affected by transactions in particular types of property or
- (b) to a landlord's lien or a lien on real estate or
- (c) to a lien given by statute or other rule of law for services or materials except as provided in Section 9—310 on priority of such liens or
- (d) to an assignment or other transfer of a claim for wages salary or other compensation of an employee or
- (e) to an equipment trust covering railway rolling stock or
- (f) to a transfer of accounts as part of a sale of the business out of which they arose or a transfer of a contract right to an assignee who is also to do the performance under the contract

Section 9—105 Definitions and Index of Definitions (1) In this Article unless the context otherwise requires

- (a) "Account debtor" means the person who is indebted on an account chattel paper or contract right
- (b) "Chattel paper" means a security agreement or lease of a type which is in ordinary course of business transferred by delivery with appropriate indorsement or assignment When a transaction is evidenced both by chattel paper and by an instrument or a series of instruments the group of writings taken together constitutes chattel paper
- (c) "Collateral" means the property subject to a security interest and includes contract rights chattel paper or accounts which have been sold
- (d) "Debtor" means the person who owes payment or other performance of the obligation secured whether or not he owns or has rights in the collateral and includes the seller of accounts contract rights or chattel paper Where the debtor and the owner of the collateral are not the same person the term "debtor" unless the context of a particular section otherwise requires includes the owner of the

collateral as well as the person who owes the obligation secured

- (e) "Documents" means documents of title
- (f) "Goods" includes all things which are movable at the time the security interest attaches even though they are later affixed to realty but does not include money documents of title instruments accounts chattel paper contract rights and other things in action "Goods" also includes the unborn young of animals and growing crops
- (g) "Instrument" means a negotiable instrument (defined in Section 3—104) or a security (defined in Section 8—102) or any other writing not itself a security agreement or lease which evidences a right to the payment of money and is of a type which is in ordinary course of business transferred by delivery When a transaction is evidenced both by chattel paper and by an instrument or a series of instruments the group of writings taken together constitutes chattel paper
- (h) "Security agreement" means an agreement which creates or provides for a security interest
- (i) "Secured party" means a lender seller or other person in whose favor there is a security interest or to whom accounts contract rights or chattel paper have been sold When the holders of obligations issued under an indenture of trust equipment trust agreement or the like are represented by a trustee or other person the secured party is the trustee or other representative

(2) Other definitions applying to this Article and the sections in which they appear are

"Account"	Section 9—106
"Cash proceeds"	Section 9—306(3)
"Consumer goods"	Section 9—109(1)
"Contract right"	Section 9—106
"Equipment"	Section 9—109(2)
"Farm products"	Section 9—109(3)
"Inventory"	Section 9—109(4)
"Lien creditor"	Section 9—301(3)
"Proceeds"	Section 9—306(3)
"Purchase money security interest"	Section 9—107
"Value"	Section 9—108(1)

(3) The following definitions in other Articles apply to this Article

"Check"	Section 3—104
"Contract for sale"	Section 2—106
"Holder in due course"	Section 3—302
"Note"	Section 3—104
"Sale"	Section 2—106

(4) In addition Article 1 contains general definitions and principles of construction and interpretation applicable throughout this Article

Section 9—106 Definitions "Account" "Contract Right" "Account" "Contract Right" "Account" means a right to payment for goods sold or leased or for services rendered which is not evidenced by an instrument or chattel paper "Contract right" means any right to payment under a contract not yet earned by performance and not evidenced by an instrument or chattel paper A right to wages salary or other compensation of an employee or a right represented by a judgment is neither a "contract right" nor an "account"

Section 9—107 Definitions "Purchase Money Security Interest" A security interest is a "purchase money security interest" to the extent that it is

- (a) taken or retained by the seller of the collateral to secure all or part of its price or
- (b) taken by a person who by making advances or incurring an obligation gives value to enable the debtor to acquire rights in or the use of collateral if such value is in fact so used or
- (c) taken by a person who for the purpose of enabling the debtor to pay for or acquire rights in or the use of collateral makes advances or incurs an obligation not more than ten days before or after the debtor receives possession of the collateral even though



the value given is not in fact used to pay the price  
 Section 9—108 Definitions "Value" When After-Acquired  
 Collateral Not Security for Antecedent Debt (1) A person  
 gives "value" for rights in property if he acquires his  
 rights

- (a) in return for any consideration sufficient to support a simple contract including the extension of immediately available credit whether or not drawn upon and whether or not a charge-back is provided for in the event of difficulties in collection or
- (b) as security for or in total or partial satisfaction of a pre-existing claim or
- (c) by taking delivery pursuant to a pre-existing contract for purchase

(2) Where a secured party makes an advance incurs an obligation or otherwise gives new value which is to be secured in whole or in part by after-acquired property his security interest in the after-acquired collateral shall be deemed to be taken for such new value and not as security for a pre-existing claim if the debtor acquires his rights in such collateral either in the ordinary course of his business or under a contract of purchase made within a reasonable time after the making of the security agreement and pursuant thereto

Section 9—109 Classification of Goods "Consumer Goods" "Equipment" "Farm Products" "Inventory" Goods are

(1) "consumer goods" if they are used or bought for use primarily for personal family or household purposes

(2) "equipment" if they are used or bought for use primarily in business (including farming or a profession) or by a debtor who is a non-profit organization or a governmental subdivision or agency or if the goods are not included in the definitions of inventory farm products or consumer goods

(3) "farm products" if they are crops or livestock used or produced in farming operations or if they are products of crops or livestock in their unmanufactured states (such as ginned cotton wool-clip maple syrup milk and eggs) and if they are in the possession of a debtor from whose raising fattening grazing or other farming operations they derive or in which they are used If goods are farm products they are neither equipment nor inventory

(4) "inventory" if they are held or are being prepared for sale or are to be furnished under a contract of service or if they are raw materials work in process or materials used or consumed in a business If goods are inventory they are neither farm products nor equipment

Section 9—110 Sufficiency of Description For the purposes of this Article any description is sufficient whether or not it is specific if it reasonably identifies the thing described

Section 9—111 Applicability of Bulk Transfer Laws The creation of a security interest is not a bulk transfer under Article 6 (Section 6—103)

Section 9—112 Where Collateral is Not Owned by Debtor When a secured party knows that collateral is owned by a person who is not the debtor the owner of the collateral shall have the same right as the debtor to receive statements under Section 9—208 to object to a secured party's proposal to retain the collateral in satisfaction of the indebtedness under Section 9—505 to obtain injunctive or other relief under Section 9—507 (1) and to recover losses caused to him under Section 9—208 (2) Such owner rather than the debtor is entitled to any surplus under Section 9—502 (2) or Section 9—504 (1)

## Part 2

### Validity of Security Agreement and Rights of Parties Thereto

Section 9—201 General Validity of Security Agreement Except as otherwise provided by this Act or by other rule of law or regulation a security agreement is effective according to its terms between the parties against purchasers of the collateral and against creditors Nothing in this Article validates any charge or practice illegal under any rule of law or regulation governing usury small loans retail installment sales or the like or extends

the application of any such rule of law or regulation to any transaction not otherwise subject thereto

Section 9—202 Title to Collateral Immaterial Each provision of this Article with regard to rights obligations and remedies applies whether title to collateral is in the secured party or in the debtor

Section 9—203 Enforceability of Security Interest Formal Requisites (1) A security interest is not enforceable against the debtor or third parties unless

- (a) the collateral is in the possession of the secured party or
- (b) the debtor has signed a security agreement which contains a description of the collateral and in addition when the security interest covers crops or oil gas or minerals to be extracted a description of the land concerned

(2) A transaction although subject to this Article must also comply with the act approved the twenty-eighth day of June one thousand nine hundred forty-seven (Pamphlet Laws 1110) known as the "Motor Vehicle Sales Finance Act" the act approved the eighth day of April one thousand nine hundred thirty-seven (Pamphlet Laws 262) known as "Consumer Discount Company Act" and the act approved the seventeenth day of June one thousand nine hundred fifteen (Pamphlet Laws 1012) entitled "An act regulating the business of loaning money in sums of three hundred (\$300) dollars or less either with or without security to individuals pressed by lack of funds to meet immediate necessities fixing the rates of interest and charges therefor requiring the licensing of lenders and prescribing penalties for the violation of this act" in so far as any such statute by its terms applies to the transaction

Section 9—204 When Security Interest Attaches After-Acquired Property Buyer's Enabling Advance Future Advances (1) A security interest cannot attach until an agreement is made that it attach and value is given and the debtor has rights in the collateral It attaches as soon as all of the events in the preceding sentence have taken place unless explicit agreement postponed the time of attaching

(2) For the purposes of this section the debtor has no rights

- (a) in crops until they are planted or otherwise become growing crops in the young of livestock until they are conceived
- (b) in fish until caught in oil gas or minerals until they are extracted in timber until it is cut
- (c) in a contract right until the contract has been made
- (d) in an account until it comes into existence

(3) Except as provided in subsection (4) a security agreement may provide that collateral whenever acquired shall secure any advances made or other value given at any time pursuant to the security agreement

(4) No security interest attaches under an after-acquired property clause

- (a) to crops which become such more than one year after the security agreement is executed except that a security interest in crops which is given in conjunction with a lease land purchase mortgage or contract may if so agreed attach to crops to be grown on the land concerned during the period of such real estate transaction
- (b) to consumer goods when given as additional security unless the debtor acquires rights in them within ten days after the secured party gives value

(5) A security agreement may provide that collateral under it shall secure future advances

(6) When a buyer makes an advance or otherwise gives new value for the purpose of enabling his seller to obtain or manufacture goods a security interest in favor of the buyer attaches to the goods by virtue of the contract for sale as soon as they have become identified to the contract

Section 9—205 Uses or Disposition of Collateral Without Accounting Permissible A security interest is not invalid or fraudulent against creditors by reason of liberty in the debtor to use or dispose of all or part of the



collateral (including returned or repossessed goods) or to collect or compromise accounts contract rights or chattel paper or to accept the return of goods or make depositions or to use or dispose of proceeds or by reason of the failure of the secured party to require the debtor to account for proceeds or replace collateral

Section 9—206 Agreement Not to Assert Defenses Against Assignee Modification of Sales Warranties by Security Agreement—(1) An agreement by a buyer of consumer goods as part of the contract for sales that he will not assert against an assignee any claim or defense arising out of the sale is not enforceable by any person. If such a buyer as part of one transaction signs both a negotiable instrument and a security agreement even a holder in due course of the negotiable instrument is subject to such claims or defenses if he seeks to enforce the security interest either by proceeding under the security agreement or by attaching or levying upon the goods in an action upon the instrument

(2) In all other cases an agreement by a buyer that he will not assert against an assignee any claim or defense which he may have against the seller is enforceable by an assignee who takes his assignment for value in good faith and without notice of a claim or defense except as to defenses of a type which may be asserted against a holder in due course of a negotiable instrument under the Article on Commercial Paper (Article 3) A buyer who as part of one transaction signs both a negotiable instrument and a security agreement makes such an agreement

(3) When a seller retains a purchase money security interest in goods the sale is governed by the Article on Sales (Article 2) and a security agreement cannot limit or modify warranties made in the original contract of sale

Section 9—107 Rights and Duties When Collateral is in Secured Party's Possession (1) A secured party must use reasonable care in the custody and preservation of collateral in his possession. In the case of an instrument or chattel paper reasonable care includes taking necessary steps to preserve rights against prior parties unless the debtor assumes to do so

(2) Unless otherwise agreed and subject to the provisions of Part 5 after default when collateral is in the secured party's possession

(a) reasonable expenses (including the cost of any insurance and payment of taxes or other charges) incurred in the custody and preservation of the collateral are chargeable to the debtor and are secured by the collateral

(b) the risk of accidental loss or damage is on the debtor to the extent of any deficiency in any insurance coverage

(c) the secured party may hold as additional security any increase or profits (except money) received from the collateral but money so received unless remitted to the debtor shall be applied in reduction of the secured obligation

(d) the secured party must keep the collateral identifiable but fungible collateral may be commingled

(e) the secured party may not make any use of the collateral except in the exercise of his duty of custody and preservation but may repledge it upon terms which do not impair the debtor's right to redeem it

(3) A secured party is liable for any loss caused by his failure to meet any obligation imposed by the preceding subsections but does not lose his security interest

Section 9—208 Request for Statement of Account or List of Collateral (1) A debtor may sign a statement indicating what he believes to be the aggregate amount of unpaid indebtedness as of a specified date and may send it to the secured party with a request that the statement be approved or corrected and returned to the debtor. When the security agreement or any other record kept by the secured party identifies the collateral a debtor may similarly request the secured party to approve or correct a list of the collateral

(2) The secured party must comply with such a request

within two weeks after receipt by sending a written correction or approval. If the secured party claims a security interest in all of a particular type of collateral owned by the debtor he may indicate that fact in his reply and need not approve or correct an itemized list of such collateral. If the secured party without reasonable excuse fails to comply he is liable for any loss caused to the debtor thereby and if the debtor has properly included in his request a good faith statement of the obligation or a list of the collateral or both the secured party may claim a security interest only as shown in the statement against persons misled by his failure to comply. If he no longer has an interest in the obligation or collateral at the time the request is received he must disclose the name and address of any successor in interest known to him and he is liable for any loss caused to the debtor as a result of failure to disclose. A successor in interest is not subject to this section until a request is received by him

(3) A debtor is entitled to such a statement once every six months without charge. The secured party may require payment of a charge not exceeding \$10 for each additional statement furnished

### Part 3

#### Rights of Third Parties Perfected and

#### Unperfected Security Interests

#### Rules of Priority

Section 9—301 Persons Who Take Priority Over Unperfected Security Interests "Lien Creditor" (1) Except as otherwise provided in subsection (2) an unperfected security interest is subordinate to the rights of

(a) persons as to whom a perfected security interest is subordinate (subsection (2) of Section 9—303)

(b) a subsequent secured party who becomes such without knowledge of the earlier security interest and perfects his interest before the earlier security interest is perfected

(c) a lien creditor who becomes such without knowledge of the security interest and before it is perfected

(d) a transferee in bulk or other buyer not in ordinary course of business to the extent that he receives delivery of the collateral without knowledge of the security interest and before it is perfected

(2) If the secured party files with respect to a purchase-money security interest before or within ten days after he gives value he takes priority over the rights of a transferee in bulk or of a lien creditor which arise between the time the security interest attaches and the time of filing

(3) A "lien creditor" means a creditor who has acquired a lien on the property involved by attachment levy or the like and includes an assignee for benefit of creditors from the time of assignment and a trustee in bankruptcy from the date of the filing of the petition or a receiver in equity from the time of appointment. Unless all the creditors represented had knowledge of the security interest such a representative of creditors is a lien creditor without knowledge even though he personally has knowledge of the security interest. A creditor who secures the issuance of process which within a reasonable time results in attachment levy or the like is a lien creditor from the time of issuance of the process

Section 9—302 When Filing is Required to Perfect Security Interest Security Interests to Which Filing Provisions of this Article do Not Apply (1) A financing statement must be filed to perfect all security interests except those covered in subsection (2) and the following

(a) a security interest in collateral in possession of the secured party under Section 9—305

(b) a security interest in instruments or documents perfected without delivery under Section 9—304

(c) a purchase money security interest in farm equipment having a purchase price not in excess of \$2500 but filing is required if the equipment is part of the realty under Section 9—313 or a motor vehicle required to be licensed

(d) a purchase money security interest in consumer



goods but filing is required if the goods are part of the realty under Section 9—313 or a motor vehicle required to be licensed

(e) an assignment of accounts or contract rights which either is for the purpose of collection only or does not alone or in conjunction with other assignments to the same assignee transfer a significant part of the outstanding accounts or contract rights of the assignor

(f) if an assignee finances accounts chattel paper or contract rights in the ordinary course of his business a further assignment by him of any such collateral already assigned to him

(2) The filing provisions of this Article do not apply to the assignment of a perfected security interest or to a security interest

(a) in property subject to a statute of the United States which provides for national registration or filing of all security interests in such property or

(b) in property subject to a statute of this state which provides for central filing of or which requires indication on a certificate of title of such security interests in such property

Compliance with any such statute is equivalent to filing under this Article

Section 9—303 When Security Interest is Perfected Persons Who Take Priority Over Perfected Security Interest Perfection of Security Interest in Instruments and Documents (1) Except as provided in Section 9—103 with reference to property which is already subject to a perfected security interest when it is brought into this state a security interest is perfected

(a) if filing is required under Section 9—302 (1) at the time of filing except that if filing occurs before the security interest attaches the security interest is perfected when it attaches

(b) if no filing is required under Section 9—302 (1) at the time specified in Section 9—304 or 9—305 in cases falling under those sections and in all other cases at the time the security interest attaches

(c) in the cases covered by Section 9—302 (2) when as may be provided in the relevant statute the security interest is registered or filed or when the security interest is noted on the certificate of title

(2) A perfected security interest may be or become subordinate to the rights of the following persons

(a) a buyer in ordinary course or other buyer taking free of a security interest under Section 9—307

(b) a purchaser of chattel paper under Section 9—308

(c) a holder in due course of a negotiable instrument or a holder to whom a negotiable document has been duly negotiated or a bona fide purchaser of a security under Section 9—309

(d) a person having a lien for services or materials under Section 9—310

(e) a secured party with a previously perfected security interest

(3) Except as provided in Section 9—304 a security interest in documents or instruments (other than instruments which constitute part of chattel paper) can be perfected only by the secured party's taking possession of the collateral

Section 9—304 Temporarily Perfected Security Interest in Instruments or Documents Without Transfer of Possession (1) A security interest in instruments or documents (even though not in the possession of the secured party) is perfected against all creditors of the debtor and against all transferees other than those specified in Section 9—309 for twenty-one days from the time it attaches if the security interest arises by reason of an agreement signed by the debtor under which the secured party makes a new advance releases a perfected security interest or incurs a new obligation. It ceases to be a perfected security interest and becomes unperfected at the end of the twenty-one day period unless within that period the collateral has come into the possession of the secured party

(2) A secured party who has possession of instruments

or documents may turn over such collateral to the debtor and nevertheless continue to have a perfected security interest under this section for twenty-one days from the time of turning over

Section 9—305 When Possession by Secured Party Perfects Security Interest Without Filing Field Warehousing Filing Required (1) When goods instruments documents or chattel paper come into or are in the possession of a secured party as collateral his security interest in that collateral is perfected without filing from the time he takes possession and while the collateral remains in his possession. If the collateral is held by a bailee the time of perfection is when the bailee receives notification of the secured party's interest. When a security agreement contemplates possession by a secured party before default the security interest may attach as provided in Section 9—204 before such possession is obtained but unless perfected under Section 9—304 is perfected only from the time possession is obtained and without relation back

(2) When goods are stored under a field warehousing or similar arrangement on premises which are part of the place of business of the debtor or which are within the debtor's premises or substantially contiguous thereto a security interest in the goods can be perfected only by filing notwithstanding delivery of a warehouse receipt covering such goods and even though the storage premises are identified as being under independent control by sign presence of custodian and the like

Section 9—306 "Proceeds" Secured Party's Rights on Disposition of Collateral (1) When collateral is sold exchanged collected or otherwise disposed of by the debtor the security interest continues on any identifiable proceeds received by the debtor except as otherwise provided in subsection (2) the security interest also continues in the original collateral unless the debtor's action was authorized by the secured party in the security agreement or otherwise or unless it is otherwise provided in Sections 9—301 9—303 (2) 9—307 9—308 and 9—309. The security interest in proceeds is a perfected security interest if the interest in the original collateral was perfected but it ceases to be a perfected security interest and becomes unperfected ten days after receipt of the proceeds by the debtor unless

(a) the financing statement covering the original collateral also includes the proceeds received on disposition of such collateral or

(b) it is perfected before the expiration of the ten day period

(2) In insolvency proceedings a secured party with a perfected security interest has a right to the cash and bank accounts of the debtor equal to the amount of cash proceeds received by the debtor within ten days before the institution of such proceedings less the amount of such proceeds received by the debtor and paid over to the secured party during the ten day period but no other right to or lien on cash proceeds not subjected to his control before insolvency proceedings are instituted. Nothing in this subsection shall affect any right of set-off which might otherwise exist

(3) On sale or exchange of collateral or collection of accounts or chattel paper by the debtor "proceeds" are received and when the right to payment has been earned under a contract right the resulting account is a "proceed." "Cash proceeds" include checks and money received on disposition of collateral or on collection or transfer of non-cash proceeds but not notes time chattel paper accounts and goods received in exchange

(4) If the proceeds resulting from a sale or other disposition of inventory consists of chattel paper nothing in this section prevents a transfer thereof for new value in the ordinary course of business and the security interest or any other right of any transferee shall have priority over the security interest based on a claim to proceeds under subsection (1)

(5) If collateral which has been sold is returned to the debtor the following rules determine the priorities

(a) As between the debtor and a secured party to



whom the indebtedness originally secured by the collateral has not been paid the original security interest continues

(b) As between the debtor and an unpaid transferee of the chattel paper arising from the sale the transferee shall have a security interest in the property returned but such security interest must be perfected for protection against third parties

(c) The security interest of an unpaid transferee under (b) shall have priority over a security interest claimed under (a)

Section 9—307 Buyers of Goods (1) In the case of inventory and in the case of other goods as to which the secured party files a financing statement in which he claims a security interest in proceeds a buyer in ordinary course of business takes free of a security interest even though perfected and even though the buyers knows of the terms of the security agreement

(2) In the case of consumer goods and in the case of farm equipment having an original purchase price not in excess of \$2500 (other than goods or equipment which are part of the realty see Section 9—313) a buyer takes free of a security interest even though perfected if he buys without knowledge of the security interest for value and for his own personal family or household purposes or his own farming operations unless prior to the purchase the secured party has filed a financing statement covering such goods

Section 9—308 Security in Chattel Paper Without Transfer of Possession Filing with regard to chattel paper not transferred to the possession of the secured party perfects a security interest in such paper against all creditors of the debtor and all transferees except a purchaser for new value in the ordinary course of his business who takes possession of the paper and who does not have actual knowledge that the specific chattel paper is subject to a security interest

Section 9—309 Purchasers of Instruments and Documents Nothing in this Article except Section 9—206 (1) limits the rights of a holder in due course of a negotiable instrument (Section 3—302) or a holder to whom a negotiable document of title has been duly negotiated (Section 7—502) or a bona fide purchaser of a security (Section 8—301) and such holders or purchasers take priority over an earlier interest even though perfected Filing under this Article does not constitute notice of the security interest to such holders or purchasers

Section 9—310 Priority of Certain Liens Arising by Operation of Law When a person in the ordinary course of his business furnishes services or materials with respect to goods subject to a security interest a lien given by statute or rule of law for such materials or services takes priority over a perfected security interest unless the lien is statutory and the statute expressly provides otherwise

Section 9—311 Alienability of Debtor's Rights Judicial Process The debtor's right in collateral

(a) are alienable although the security agreement may make disposition without the secured party's consent a **default and**

(b) may be reached by attachment levy garnishment or other appropriate judicial process

Section 9—312 Conflicting Security Interests General Rules of Priority When conflicting perfected security interests attach to the same collateral such interests rank in the order of time of perfection with the following exceptions

(1) An interest which attaches after filing takes priority from the time of filing but in case of conflict this rule is subject to the rules stated in the following subsections

(2) A secured party who has a perfected security interest and who makes later advances to the debtor on the same collateral and under the same security agreement takes priority as to the later advances from the time when his security interest was originally perfected

(3) A secured party who has a perfected security interest and who acquires rights in after-acquired collateral under a term in the security agreement takes priority as

to such rights from the time when his security interest was originally perfected whether or not he makes advances on the after-acquired collateral except as otherwise provided in subsection (4)

(4) A purchase money security interest has priority over a conflicting interest in the same collateral which is claimed under an after-acquired property clause if the purchase money security interest is perfected at the time the debtor receives the collateral or within ten days thereafter and where the collateral is inventory if before the debtor receives it the purchase money party also notifies any secured party who has made a prior filing covering inventory of the type concerned Such notification must describe the inventory concerned state that the interest is a purchase money security interest and specify its amount If however the interest claimed under an after-acquired property clause is itself a purchase money security interest the rules stated in subsection (5) applies

(5) When there are conflicting purchase money security interests the interest of a seller or of a secured party whose advance was used at his direction to pay a seller takes priority if he has perfected his interest at the time the debtor receives the collateral or within ten days thereafter In any other case of conflicting purchase money security interest they rank equally

(6) When the collateral is crops the interest of a later secured party who in order to enable the debtor to produce them makes a new advance incurs a new obligation releases a perfected security interest or gives other new value during the production season or not more than three months before the crops are planted or otherwise become growing crops takes priority over the interest of an earlier secured party to the extent that the earlier interest secured obligations (such as rent interest or mortgage principal amortization) due more than six months before the crops are planted or otherwise become growing crops

(7) Section 9—313 on goods which are part of the realty Section 9—314 on goods which are affixed to other goods and Section 9—315 on goods which are commingled or processed state rules of priority which supplement the rules stated in this section

Section 9—313 Priority When Goods Are Part of Realty (1) When under other rules of law goods are so affixed or related to the realty as to be a part thereof a security interest in such goods which attaches before they become part of the realty takes priority as to such goods over the claims of all persons who have an interest in the realty except

(a) a subsequent purchaser for value of any interest in the realty or

(b) a subsequent judgment creditor with a lien on the realty or

(c) a prior encumbrancer of the realty to the extent that he makes subsequent advances

provided that the purchaser or lien creditor becomes such or the prior encumbrancer makes such advances without knowledge of the security interest and before its perfection A purchaser of the realty at a foreclosure sale is a subsequent purchaser within this Section unless he was the prior encumbrancer

(2) When under subsection (1) a secured party has priority over the claims of all persons who have an interest in the realty he may on default subject to the provisions of Part 5 remove his collateral from the realty but he must reimburse any encumbrancer or owner of the realty who is not the debtor and who has not otherwise agreed for the cost of repair of any physical injury but not for any diminution in value of the realty caused by the absence of the goods removed or by any necessity for replacing them A person entitled to reimbursement may refuse permission to remove until the secured party gives adequate security for the performance of this obligation

Section 9—314 Priority When Goods Are Affixed to Other Goods (1) A security interest in goods which attaches before they are installed in or affixed to other



goods takes priority as to the goods installed or affixed (called in this section "accessions") over the claims of all persons to the whole except

- (a) a subsequent purchaser of the whole for value or
- (b) a subsequent judgment creditor with a lien on the whole or
- (c) a prior secured party with a security interest in the whole to the extent that he makes subsequent advances

provided that the purchaser or lien creditor becomes such or the prior secured party makes such advances without knowledge of the security interest in the accessions and before its perfection

(2) Where under subsection (1) a secured party has an interest in accessions which has priority over the claims of all persons to the whole he may on default subject to the provisions of Part 5 remove his collateral from the whole but he must reimburse a person with an interest in the whole who is not the debtor and who has not otherwise agreed for the cost of repair of any physical injury but not for any diminution in value of the whole caused by the absence of the goods removed or by any necessity for replacing them. A person entitled to reimbursement may refuse permission to remove until the secured party gives adequate security for the performance of this obligation

**Section 9—315 Priority When Goods Are Commingled or Processed** (1) If raw materials component parts or other goods which contribute to a product are manufactured processed or commingled so that their identity is lost a security interest in any of them continues on the product or resulting mass if the security agreement so provides or if the secured party has not acquiesced in the loss of identity. The security interest continues as a perfected security interest if the financing statement indicates that the interest covers the product or mass or even though the statement does not so indicate if the secured party did not acquiesce in the loss of identity

(2) When under subsection (1) more than one security interest attaches to the product or mass they rank equally according to the ratio that the cost of the goods to which each interest originally attached bears to the cost of the total product or mass

**Section 9—316 Priority Subject to Subordination** Nothing in this Article prevents subordination by agreement by any person entitled to priority

**Section 9—317 Secured Party Not Obligated on Contract of Debtor** A contract made by a debtor concerning collateral does not impose a personal obligation on the secured party merely because of his security interest or his authority given to the debtor to dispose of or use the collateral

**Section 9—318 Defenses Against Assignee Modification of Contract After Notification of Assignment Term Prohibiting Assignment Ineffective Identification and Proof of Assignment** (1) Unless an account debtor has made an enforceable agreement not to assert defenses or claims arising out of a sale as provided in Section 9—206 the rights of an assignee are subject to

- (a) all the terms of the contract between the account debtor and assignor and any defense or claim arising therefrom and
- (b) any other defense or claim of the account debtor against the assignor which accrues before the account debtor receives notification of the assignment or of the arrangement for assignment

(2) So far as the right to payment under an assigned contract right has not already become an account and notwithstanding notification of the assignment any modification or substitution for the contract made in good faith and in accordance with reasonable commercial standards is effective against an assignee unless the account debtor has otherwise agreed but the assignee acquires corresponding rights under the modified or substituted contract. The assignment may provide that such modification or substitution is a breach by the assignor

(3) When an assignee permits the assignor to collect accounts or leaves or puts the assignor in possession of chattel paper which does not specify a place of payment

other than the assignor's place of business an account debtor is authorized to pay the assignor until he receives notification that payment is to be made to the assignee

(4) A term prohibiting assignment of an account or contract right is ineffective. Before making payment an account debtor may however require an assignee to furnish reasonable proof of the making of the assignment. Until an assignee furnishes reasonable identification of the account or contract right assigned the account debtor may make payment to the assignor

## Part 4

### Filing

**Section 9—401 Place of Filing Erroneous Filing Removal of Collateral** (1) If filing is required by this Article (subsection (1) of Section 9—302) in order to perfect a security interest the place of filing is as follows

(a) when the collateral is accounts other than those arising from the sale of farm products by a farmer chattel paper contract rights inventory or equipment other than equipment used in farming operations then in the office of the Secretary of Commonwealth and in addition if all of the debtor's places of business are in a single county in the office of the prothonotary of that county

(b) when the collateral is consumer goods equipment used in farming operations farm products or accounts arising from the sale of farm products by a farmer then in the office of the prothonotary of the county of the debtor's residence or if the debtor is not a resident of this State then in the office of the prothonotary of the county where the goods are kept and in addition when the collateral is crops in the office of the prothonotary in the county where the land on which the crops are growing or to be grown is located

(c) when the collateral is goods which are or are to be so affixed to realty as to be a part thereof then in the office where a mortgage on the realty concerned would be filed or recorded

(2) A filing which is made in good faith is an improper place or not in all of the places required by this section is nevertheless effective with regard to any collateral as to which the filing was proper and with regard to all collateral against any person who has knowledge of the filing of a financing statement which indicates that a security interest in all collateral wherever located was intended

(3) A filing which is made in the proper county in this state remains effective for one hundred and twenty days after the debtor's residence or place of business or the location of the collateral is changed to another county of this state but becomes ineffective thereafter unless a copy of the financing statement signed by the secured party is filed in the new county within said period

(4) When collateral is brought into this state from another jurisdiction the rules stated in Section 9—103 apply to determine when filing is necessary in this state

**Section 9—402 Formal Requisites of Financing Statement** (1) A financing statement is sufficient if it is signed by the debtor and the secured party gives an address of the secured party from which information concerning the security interest may be obtained gives a mailing address of the debtor and contains a statement indicating the types or describing the items of property covered. When the collateral is crops growing or to be grown or goods affixed or to be affixed to realty so as to be a part thereof the statement must also contain a description of the land or realty concerned. A copy of the security agreement is sufficient as a financing statement if it contains the above information and is signed by both parties. When the collateral is goods affixed or to be affixed to realty the collateral must be described by item and not by type

(2) A financing statement which otherwise complies with subsection (1) is sufficient although it is signed only by the secured party when it is filed to perfect a security interest in

(a) collateral already subject to a security interest



in another jurisdiction when it is brought into this state Such a financing statement must state that the collateral was brought into this state under such circumstances

(b) proceeds under Section 9—306 (1) if the security interest in the original collateral was perfected Such a financing statement must describe the original collateral

(3) A form substantially as follows is sufficient to comply with subsection (1)

Name of debtor (or assignor) .....

Address .....

Name of secured party (or assignee) .....

Address .....

1 This financing statement covers the following types (or items) of property (list)

2 (If collateral is crops) The above listed crops are growing or are to be grown on

(describe land)

3 (If collateral is goods affixed or to be affixed to realty) The above described goods are affixed or to be affixed to

(describe realty)

4 (If proceeds or products of collateral are claimed) The following (proceeds) (products) of the property are also covered

(list)

(Signature of Debtor or Assignor)

(Signature of Secured Party or Assignee)

Section 9—403 What Constitutes Filing Duration of Filing Effect of Lapsed Filing Duties of Filing Officer (1) Presentation for filing of a financing statement and tender of the filing fee or acceptance of the statement by the filing officer constitutes filing under this Article

(2) A filed financing statement which states the maturity date of the obligation secured is effective until that date and thereafter until it lapses under subsection (3) Any other filed financing statement is effective until it lapses under subsection (3) Upon such lapse or upon the filing of a statement of termination under Section 9—404 the security interest becomes unperfected with regard to rights which accrue thereafter

(3) At any time after the maturity date stated in a financing statement or at any time after five years from the date of filing a financing statement which states no maturity date a filing officer may notify a secured party at his address given in the statement that the effectiveness of the statement will lapse unless a continuation statement has been filed not later than sixty (60) days following the date of notification Any such continuation statement shall be signed by the secured party shall identify the original statement by file number and shall state that the original statement is still effective Upon timely filing of the continuation statement the effectiveness of the original statement shall be continued for five years At any time after five years from the date of filing a continuation statement the filing officer may again proceed under this subsection Unless a statute on disposition of public records provides otherwise the filing officer may remove a lapsed statement from the files and destroy it and the index

(4) A filing officer shall mark each statement with a consecutive file number and with the date and hour of filing and shall hold the statement for public inspection In addition the filing officer shall index the statements according to the names of the debtor and the secured party and shall note in the index the file number and the addresses of debtor and secured party given in the statement

(5) The filing fee for an original or a continuation statement shall be one dollar fifty cents (\$1.50)

Section 9—404 Statement of Termination of Financing

(1) Whenever there is no outstanding secured obligation

and no commitment to make advances incur obligations or otherwise give value the secured party must on written demand by the debtor send the debtor a signed statement to that effect If the secured party fails to send such a termination statement within ten days after proper demand therefor he shall be liable to the debtor for \$100 and in addition for any loss caused to the debtor by such failure

(2) On presentation to the filing officer of such a termination statement he must note it in the index Unless a statute on disposition of public records provides otherwise the filing officer shall remove the financing statement from the files and return the termination statement and the financing statement to the secured party

(3) The fee for filing such a termination statement shall be seventy-five cents (\$.75)

Part 5

Default

Section 9—501 Index of Rights on Default Procedure When Security Agreement Covers Both Real and Personal Property (1) When a debtor is in default under the security agreement a secured party may reduce his claim to judgment If the collateral is accounts chattel paper contract rights or instruments he may in addition proceed under Section 9—504 or under Section 9—502 for a time and thereafter under Section 9—504 If the collateral is documents he may in addition proceed under Section 9—504 either as to the documents or as to the goods covered thereby If the collateral is goods he may in addition do one or more of the following (except that he cannot accept the collateral in discharge of the obligation under Section 9—505 and also recover a deficiency under Section 9—504)

(a) foreclose the security interest by any available judicial procedure

(b) take possession of the collateral under Section 9—503

(c) prepare or process the collateral for disposition as provided in Section 9—504

(d) sell and recover a deficiency as provided in Section 9—504

(e) accept the collateral in discharge of the obligation as provided in Section 9—505

(2) After default a secured party in possession has the rights and duties provided in Section 9—207 and a debtor has

(a) a right of redemption as provided in Section 9—506 and

(b) a right as provided in Section 9—507 to require that the secured party realize on his collateral in accordance with this Article

(3) The enumeration of rights in subsections (1) and (2) does not purport to be exhaustive The rules stated in this Part which give rights to the debtor and impose duties on the secured party may be waived or varied only as provided in this Part

(4) If the security agreement covers both real and personal property the secured party may proceed under this Part as to the personal property or he may proceed under the law relating to foreclosure of real estate mortgages as to both the real and the personal property If the secured party proceeds under the real estate mortgage law the provisions of this Part do not apply

Section 9—502 Rights of Assignee When Assignor Defaults (1) When so agreed and in any event on default the secured party is entitled to notify an account debtor or the obligors on an instrument to make payment to him whether or not the assignor was theretofore making collections on the collateral and also to take control of any proceeds to which he is entitled under Section 9—306

(2) When the secured party is by agreement entitled to charge back uncollected instruments accounts chattel paper or contract rights or is otherwise entitled to full or limited recourse against the debtor a secured party who takes control of collections must proceed in a commercially reasonable manner to realize upon the collateral



and may deduct his reasonable expenses of realization from the collections. If so agreed the debtor is entitled to any surplus in the net amount realized or is liable for any deficiency or both if the agreement is silent and if the transaction between the debtor and the secured party is in fact a sale the debtor is not entitled to any surplus and is not liable for any deficiency but if it is in fact a loan he is entitled to any surplus and is liable for any deficiency.

**Section 9—503 Secured Party's Right to Take Possession After Default.** Unless otherwise agreed a secured party has no default the right to take possession of the collateral. In taking possession a secured party may proceed without judicial process if this can be done without breach of the peace. If the security agreement so provides the secured party may require the debtor to assemble the collateral and make it available to the secured party at a place reasonably convenient to both parties. Without removal a secured party may render equipment unusable and may dispose of collateral on the debtor's premises under **Section 9—504**. A debtor may request the secured party to remove collateral from the debtor's premises after a reasonable time for its disposition has passed. If the secured party fails to remove the collateral within a reasonable time after the receipt of such a request the debtor may remove and store it.

**Section 9—504 Secured Party's Right to Dispose of Collateral After Default.** **Effect of Disposition.** (1) A secured party after default may sell lease or otherwise dispose of any or all of the collateral in its then condition or following any commercially reasonable preparation or processing. Any sale of goods is subject to the Article on Sales (Article 2). The proceeds of disposition shall be applied in the order following to:

- (a) the reasonable expenses of retaking holding preparing for sale selling and the like to the extent the recovery thereof is not prohibited by law or agreement
- (b) the satisfaction of indebtedness secured by the security interest under which the disposition is made
- (c) the satisfaction of indebtedness secured by any subordinate security interest in the collateral if written notification of demand therefor is received before distribution of the proceeds is completed

If the security agreement secures an indebtedness the secured party must account to the debtor for any surplus and unless otherwise agreed the debtor is liable for any deficiency. But if the underlying transaction was a sale of accounts contract rights or chattel paper the debtor is entitled to any surplus or is liable for any deficiency only if the security agreement so provides.

(2) Disposition of the collateral may be public or private proceedings and may be made by way of one or more contracts. Sale or other disposition may be as a unit or in parcels and at any time and place and on any terms but every aspect of the disposition including the method manner time place and terms must be commercially reasonable. Unless collateral is perishable or threatens to decline speedily in value or is of a type customarily sold on a recognized market the second party must give to the debtor and to any other secured party who has a security interest in the collateral to be disposed of and who has filed a financing statement or is known to the secured party making the disposition reasonable notification of the time and place of any other intended disposition. Notification may be sent to addresses given in a financing statement if the secured party has no knowledge of different addresses. The secured party may buy at any public sale and if the collateral is of a type which is the subject of widely distributed standard price quotations he may buy at private sale.

(3) When collateral is disposed of by a secured party after default the disposition transfers to a purchaser for value all rights of the debtor discharges the security interest under which it is made and any security interest or lien subordinate thereto and the purchaser takes free

of all such rights and interests even though the secured party fails to comply with the requirements of this Part or of any judicial proceedings.

- (a) in the case of a judicial sale if the purchaser has no knowledge of any defects in the sale and if he does not buy in collusion with the secured party or other bidders or
- (b) in any other case if the purchaser acts in good faith.

**Section 9—505 Compulsory Disposition of Collateral.** **Acceptance of the Collateral as Discharge of Obligation.**

(1) In the case of a purchase money security interest in consumer goods if the debtor has paid sixty per cent of the cash price and has not signed after default a statement renouncing his rights a secured party who has taken possession of collateral must dispose of it under **Section 9—504** and if he fails to do so within ninety days after he takes possession the debtor at his option may recover in conversion or under **Section 9—507** (1) on secured party's liability.

(2) In any other case a secured party in possession may after default propose to retain the collateral in satisfaction of the obligation. Written notice of such proposal shall be given to the debtor and to any other secured party who has a security interest in the collateral and who has filed a financing statement or is known to the secured party in possession. If the debtor or other person entitled to receive notification objects within thirty days from receipt of the notification the secured party must dispose of the collateral under **Section 9—504** but in the absence of such objection within said thirty days the secured party may hold the collateral or dispose of it free from the requirements of this Article.

**Section 9—506 Debtor's Right to Reclaim Collateral.** At any time before the secured party has disposed of collateral or entered into a contract for its disposition under **Section 9—504** or before the obligation has been discharged under **Section 9—505** (2) the debtor may reclaim the collateral by tendering payment of all sums due under the defaulted agreement as well as the expenses reasonably incurred by the secured party in retaking holding and preparing for disposition.

**Section 9—507 Secured Party's Liability for Failure to Comply With This Part.** (1) If it is established that the secured party is not proceeding in accordance with the provisions of this Part disposition may be ordered or restrained on appropriate terms and conditions. If the disposition has occurred the debtor or any person entitled to notification has a right to recover from the secured party and loss caused by a failure to comply with the provisions of this Part. If the collateral is consumer goods the debtor has a right to recover in any event an amount not less than the credit service charge or time price differential plus 10 per cent of the cash price or principal amount of the debt.

(2) The fact that a better price could have been obtained by a sale at a different time or in a different method from that selected by the secured party is not of itself sufficient to establish that the sale was not made in a commercially reasonable manner. If the secured party either sells the collateral in the usual manner in any recognized market therefor or if he sells at the price current in such market at the time of his sale or if he has otherwise sold in conformity with reasonable commercial practices among dealers in the type of property sold he has sold in a commercially reasonable manner. The principles stated in the two preceding sentences with respect to sales also apply as may be appropriate to other types of disposition. The term "commercially reasonable" includes among other things obtaining approval of the secured party's plan of disposition in a judicial proceeding or by a bona fide creditors' committee or representative of creditors.

#### Article 10

#### Effective Date and Repealer

**Section 10—101 Effective Date.** This Act shall become



effective at 12:01 a m on July first one thousand nine hundred fifty-four

Section 10—102 Specific Repealer The following acts and parts of acts and all amendments thereof are hereby repealed to the extent hereinafter specified

The act approved the twenty-seventh day of February one thousand seven hundred ninety-seven (3 Sm L 278) entitled "An Act to devise a particular form of promissory note not liable to any plea of defalcation or set-off" absolutely

Section 10 of the act approved the fifth day of April one thousand eight hundred forty-nine (P. L. 424) entitled "An act to vacate Long lane in the county of Philadelphia relative to Niles and Forbes streets in the city of Pittsburgh authorizing the town council of the borough of Muncy to borrow money in reference to Richmond district in the county of Philadelphia in reference to promissory notes and counterfeit endorsements to Clarion and Paint townships in Clarion county to public roads in the county of Mifflin authorizing the councils of the city of Lancaster to open an alley confirming the plan of survey of the eastern section of the Kensington district of the Northern Liberties and relating to certain streets therein relative to a road in Towamensing and Lower Towamensing townships Carbon county and supplementary to the act relating to roads in Middletown township Delaware county" absolutely

The act approved the fourteenth day of December one thousand eight hundred sixty-three (1864 P. L. 1127) entitled "An act relating to the liens of common carriers and others" in so far as it relates to warehousemen and carriers in respects specifically dealt with in this act

The act approved the first day of May one thousand eight hundred seventy-three (P. L. 87) entitled "An act to authorize the registry or transfer of certain bonds" absolutely

The act approved the twenty-eighth day of April one thousand eight hundred eighty-seven (P. L. 73) entitled "An act to authorize chattel mortgages in this Commonwealth upon iron ore pig-iron blooms steel and iron nails steel ingots and billets rolled or hammered steel in sheets bars or plates and all steel and iron castings of every description not in place" absolutely

The act approved the thirteenth day of May one thousand eight hundred eighty-nine (P. L. 197) entitled "An act to authorize mortgages in this Commonwealth upon the purchase money rentals or royalty reserved by the grantors or lessors in conveyances or leases of coal or other minerals in under or upon any land together with the right to mine and carry away the same during a term of years or perpetually as long as the coal and other minerals may last" absolutely

The act approved the sixteenth day of May one thousand nine hundred one (P. L. 194) entitled "An act relating to negotiable instruments" absolutely

The Act approved the eleventh day of March one thousand nine hundred nine (P. L. 19) entitled "An act relating to warehouse receipts" absolutely

The act approved the fifth day of May one thousand nine hundred eleven (P. L. 126) entitled "An act to make uniform the law of transfer of shares of stock in corporations" absolutely

The act approved the ninth day of June one thousand nine hundred eleven (P. L. 838) entitled "An act to make uniform the law of bills of lading and providing penalties for the violation thereof" absolutely

The act approved the nineteenth day of May one thousand nine hundred fifteen (P. L. 543) entitled "An act relating to the sale of goods" absolutely

The act approved the twenty-third day of May one thousand nine hundred nineteen (P. L. 262) entitled "An act relative to the sale in bulk of the whole or a large part of a stock of goods wares or merchandise of any kind or of fixtures or of goods wares or merchandise of any kind and fixtures not in the ordinary course of business providing certain requirements therefor and imposing certain duties upon the seller and buyer and auctioneers and agents making their violation a misde-

meanor" absolutely

The act approved the twelfth day of June one thousand nine hundred nineteen (P. L. 453) entitled "An act to relieve banks trust companies and bankers from liability to depositors because of the nonpayment through mistake or error and without malice of a check which should have been paid unless the depositor shall allege and prove actual damage by reason of such nonpayment, and limiting the liability in such event" absolutely

The act approved the seventh day of May one thousand nine hundred twenty-five (P. L. 557) entitled "An act to provide for the sale of property against which a common law lien may exist for repairs and material and the method of procedure thereon" in so far as the provisions thereof are inconsistent with the provisions of this act

The act approved the twelfth day of May one thousand nine hundred twenty-five (P. L. 603) entitled "An act concerning conditional sales and to make uniform the law relating thereto" absolutely

The act approved the twenty-ninth day of March one thousand nine hundred twenty-seven (P. L. 73) entitled "An act relating to the effect of the negotiation under certain conditions of security receipts and equipment trust certificates as therein defined" in so far as the provisions thereof are inconsistent with the provisions of this act

The act approved the seventh day of March one thousand nine hundred twenty-nine (P. L. 14) entitled "An act in furtherance of the policy of the Federal Government to aid in the development and fostering of a United States Merchant Marine authorizing the recording of certain chattel mortgages on vessels when in course of construction or otherwise; prescribing the effect of such recording with respect to creditors of the owners of such vessels and with respect to mortgages and purchasers or transferees of such vessels defining the priorities of such chattel mortgages in the proceeds realized from the sale of such vessels on any process issuing under the laws of this Commonwealth" absolutely

The act approval the twelfth day of June one thousand nine hundred thirty-one (P. L. 568) entitled "An act to expedite and simplify the collection and payment by banks of checks and other instruments for the payment of moneys" absolutely

Sections 911 and 912 of the act approved the fifteenth day of May one thousand nine hundred thirty-three (P. L. 624) entitled "An act relating to the business of banking and to the exercise of fiduciary powers by corporations providing for the organization of corporations with fiduciary powers and of banking corporations with or without fiduciary powers including the conversion of National banks into State banks and for the licensing of private bankers defining the rights powers duties liabilities and immunities of such corporations of existent corporations authorized to engage in a banking business with or without fiduciary powers of private bankers and of the officers directors trustees shareholders attorneys and other employees of all such corporations or private bankers or of affiliated corporations associations or persons restricting the exercise of banking powers by any other corporation association or person and of fiduciary powers by any other corporation conferring powers and imposing duties upon the courts prothonotaries recorders of deeds and certain State departments commissions and officers imposing penalties and repealing certain acts and parts of acts" as added by the act approved the twenty-ninth day of July one thousand nine hundred forty-one (P. L. 586) absolutely

The act approved the tenth day of July one thousand nine hundred forty-one (P. L. 307) entitled "An act with reference to trust receipts and pledges of personal property unaccompanied by possession in the pledgee and to make uniform the law with reference thereto" absolutely

The act approved the thirty-first day of July one thousand nine hundred forty-one (P. L. 606) entitled "An act relating to the sale transfer assignment and pledge of accounts receivable" absolutely



The act approved the first day of June one thousand nine hundred forty-five (P. L. 1358) entitled "An act relating to chattel mortgages on any chattel or chattels of any kind or description including but not limited to livestock poultry farm machinery farm equipment and crops grown growing or to be grown designating the operation and effect of the lien of such mortgages providing for the filing indexing and docketing of such mortgages and related instruments in prothonotaries' offices and prescribing prothonotaries' fees providing for the filing in Pennsylvania of similar lien instruments originally filed or recorded in other states regulating the assignment release satisfaction and extension of the lien of such mortgages prescribing methods of foreclosure defining defaults and violations and fixing penalties" absolutely

The act approved the tenth day of June one thousand nine hundred forty-seven (P. L. 529) entitled "An act concerning liens of factors on merchandise and on any proceeds arising from the sale of such merchandise and defining 'factor' as one that lends or advances money on the security of merchandise whether or not employed to sell such merchandise" absolutely

The act approved the twenty-eighth day of June one thousand nine hundred forty-seven (P. L. 1141) entitled "An act limiting and regulating liability of goods wares and merchandise purchased under bailment lease contracts for subsequent purchases and limiting the rights of bailors in certain cases" absolutely

Section 10—103 General Repealer Except as provided in the following section all acts and parts of acts inconsistent with this Act are hereby repealed

Section 10—104 Laws Not Repealed In respects not specifically dealt with herein the Article on Documents of Title (Article 7) does not repeal or modify any laws prescribing the form or contents of documents of title or the services or facilities to be afforded by bailees or otherwise regulating bailees' businesses but the fact that such laws are violated does not affect the status of a document of title which otherwise complies with the definition of a document of title (Section 1—201)

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

Mr. DENT. Mr. President, I desire to interrogate the gentleman from Allegheny, Senator Walker.

The PRESIDENT. Will the gentleman from Allegheny, Mr. Walker, permit himself to be interrogated?

Mr. WALKER. I will, Mr. President.

Mr. DENT. Senator Walker, late this afternoon I received a telephone call and I have not had time to check the bill. The question that was asked of me, I would now like to ask of you.

The person calling me suggested that in this bill there is a provision that will allow the garnisheeing of a workman's pay for reasons and for purposes other than paying of taxes. Is there anything in this bill that will open up the right to allow the garnisheeing of a man's pay for the payment of furniture or any other item that he might have purchased on payments and has not made his payments?

Mr. WALKER. I would say not, Mr. President.

Mr. President, may I say, for the information of the gentlemen of the Senate, that the amendments that were offered the other day are strike-out amendments. I appreciate the fact that the Senate is trying to make a deadline, but there are some explanatory remarks regarding Senate Bill No. 12 which I desire to make at this time.

At the opening of the 1953 Session of the State Senate, I introduced the Uniform Commercial Code, which is known as Senate Bill 12. Because of the size of this particular piece of legislation, I thought perhaps a few comments on the bill might be of assistance to you in arriving at a conclusion as to whether or not it is good law and should be approved by the Senate.

This Commercial Code so vitally affects every state in the Union that it should be approved by them all. It is so important to Pennsylvania that it should be promptly enacted, it being neither necessary nor desirable to wait action by other states of the Union.

This Code is the most important piece of work of its character ever undertaken in the United States, and it has been as thoroughly considered as any legislative proposal ever placed before us. It has been twelve years in preparation, and at a cost of more than \$400,000.

Mr. President, the Code was drafted under the joint sponsorship of the National Conference of Commissioners on Uniform State Laws and the American Law Institute. It has been the subject of comment, criticism and discussion by a large number of practicing lawyers, judges, and law teachers. Time and again it has been revised to take account of the views both of representatives of affected industries and of impartial students whose concern was the public interest. Finally, in 1951, it was unanimously endorsed by the House of Delegates of the American Bar Association. During 1953, it will be presented for enactment in many states. Here in Pennsylvania, it has been unanimously approved by the Pennsylvania Bar Association, the Pennsylvania Bankers Association, and many county bars and many affected businesses, professions and industries.

Serious work on the Code began in 1939, in response to the need for modernization after more than forty years of experience with uniform acts governing commercial transactions. The project was undertaken jointly by the Commissioners on Uniform Laws and the American Law Institute. As you know, the Conference on Uniform State Laws has been in operation since 1890, and they promulgated many of the individual Codes which will be replaced by the Code now before us. The American Law Institute is made up of leading judges, lawyers, and professors of law. Founded in 1920, it spent nearly twenty years preparing a series of restatements of the law in such fields as contracts, property, et cetera. This restatement of the law has been highly regarded and has been cited innumerable times by the appellate courts of many of the States of the Union. These two sponsoring organizations mentioned above appointed members to a joint Editorial Board, which supervised the drafting of the Code, by a reporting staff headed by Professor Karl Llewellyn of the University of Chicago Law School. For each article of the Code, there was a reporter assisted by a group of advisors. The advisors were practicing lawyers, judges and law professors from all over the country, chosen for their expertness and experience in the field of law involved. Drafts prepared by the reporting staff were discussed by the advisors and with counsel and other representatives of industries affected. Drafts were also widely circulated. They were analyzed in law school courses and were the subject of a large number of published articles and informal comments to the reporters and advisors.



In these ways, and through the meetings of the sponsoring organizations, innumerable criticisms and suggestions were made, many of which were adopted in revised and improved drafts. Finally, in 1952, both sponsoring organizations approved and promulgated the final version.

Mr. President, before it was submitted to the Legislature of Pennsylvania, it was very carefully studied by the Banking Association, the Bar Association, and many industries and professions involved. Finally, in 1951, it was submitted to the Joint State Government Commission as a study project. The subcommittee appointed by the Joint State Government Commission were as follows:

John M. Walker, Chairman  
Nolan F. Ziegler, Vice Chairman

#### Senate Members

Eustace H. Bane  
A. Evans Kephart  
John R. Meade  
Murray Peelor  
Maxwell S. Rosenfeld  
John M. Walker

#### House Members

Louis A. Bloom  
G. Edgar Kline  
John H. McKinney  
Albert S. Readinger  
Theodore H. Schmidt  
Nolan F. Ziegler

The subcommittee held several meetings and discussed the Code with representatives of the various associations involved. Through contacts with these organizations and associations, and after discussing the matter with many judges, lawyers, bankers, the Attorney General, and others similarly interested, the committee felt that the adoption of the Code would place Pennsylvania in the front rank of the states of the Union in dealing with commercial law.

The Code consists of several hundred sections, most of them consisting of several subsections. Even the most faithful Legislator could not hope to consider each provision carefully, nor can unanimous agreement be expected on every point; but each question of policy has been concluded only after consultation with the leading experts in the particular field and after exploration of all possible alternative solutions.

Public comment has, on the whole, been extraordinarily favorable, and it is unlikely that further consideration would produce any general improvement. Any proposals for amendment of particular provisions should be examined very carefully to determine their possible effect on the logic and consistency of the Code as a whole and on the goal of uniformity among the states.

Mr. President, the Code revises, brings up to date, and brings into uniformity a number of presently codified acts now on our statute books. These are the Negotiable Instruments Law, the Uniform Warehouse Receipts Act, the Uniform Sales Act, the Uniform Bills of Lading Act, the Uniform Stock Transfer Act, and the Uniform Trust Receipts Act.

The purpose of the Code is set forth as follows:

1. To simplify and modernize and develop greater precision and certainty in the rules of law governing commercial transactions.

2. To preserve a flexibility in commercial transactions and to encourage continued expansion of commercial practices and mechanisms through custom, usage and agreement of the parties.

3. To make uniform the law among the various jurisdictions.

The Code is divided into ten articles as follows:

1. General Provisions
2. Sales
3. Commercial Paper
4. Bank Deposits and Collections
5. Documentary Letters of Credit
6. Bulk Transfer
7. Warehouse Receipts, Bills of Lading, and other Documents of Title
8. Investment Securities
9. Secured Transactions; Sales of Accounts, Contract Rights and Chattel Paper
10. Effective Date and Repealer

Here it may be pointed out that the bulk of the provisions merely restate rules of law laid down in the earlier Uniform Acts. Such restatement serves primarily the twin objectives of precision and uniformity among the states; incidentally, the rules are simplified and modernized. Where necessary, the rules are modified to resolve disputes which have arisen in their interpretation; where practices have changed so that the old rules no longer work smoothly, they are modified to accord with present conditions.

Mr. President, in addition, some rules not included in the earlier Acts are here codified for the first time in the Uniform Act. Some cover situations not foreseen when the earlier Acts were drafted. Some, like those of the Bank Collections Article, have been the subject of statutes enacted in many states. Others, like those of the Letter of Credit Article, deal with types of commercial operations which have come of age in recent years and are designed to facilitate their more general use. The Article on Secured Transactions stands alone as a major innovation, an effort to bring together and harmonize for the first time a great multitude of conflicting and confusing rules governing various types of transactions which have many common elements but which have developed independently.

Perhaps the most useful accomplishment of the Code is to treat the field of commercial transactions as a whole. A single transaction often cuts across many traditionally separate branches of law. A shipment of goods by rail, financed by a bank under a letter of credit and paid for by the buyer's check, involves the law of Sales under the Uniform Sales Act, documents of title under the Uniform Bills of Lading Act, letters of credit, negotiable instruments, bank collections, pledges of accounts receivable, conditional sales, chattel mortgages, trust receipts, factors' liens and/or assignments of accounts receivable. The statutes and the common law governing this one simple transaction were all developed at many different times by many different Legislatures. They do not fit together, and the resulting uncertainty and confusion is costly to all concerned. The Code, while it retains traditional conditions for convenience, uses the same terms with the same meaning throughout. The articles of the Code are dovetailed for uniformity in interpretation.

Mr. President, for brevity's sake, I have included in this discussion a breakdown of the ten articles of the Code as outlined above.

In very briefly discussing the various portions or articles of the new Code, Article I and Article 10 will be skipped, because of their generalities.

Article 2. Article 2 deals with sales and, in a great



measure, is a revision of the Uniform Sales Act which is already in force in Pennsylvania. It makes provision for the formation of sales contracts based on statutes in force in other states than Pennsylvania and restates some aspects of the law of formation of sales contracts which have given trouble in the past. Terms long familiar to businessmen, such as F.O.B., F.A.S., and C. I. F., are defined in accordance with their commercial meaning; and other provisions are made as to the meaning of sales contracts, designed to reduce the necessity for long, fine-print contracts and to avoid expensive litigation. Particular attention is given to long-term arrangements, as to which the old Sales Act is inadequate.

Perhaps the principal change in the rules carried forward from the old Act is a shift in emphasis from property to contract. Under the old Act, the remedies available to a buyer or seller and the risk of loss when the goods are destroyed were made to turn on who had title to the goods. Finding out who has title is no simple affair. Much of the litigation under the old Act has involved just this point. The proposed new Code contains provisions as to title of the goods, and these provisions can be used in tax cases and other cases. However, the remedies of the parties and the division of the risk between them are spelled out in terms of the performance of the sales contract. The rules are restated in commercial terms by reference to shipment, delivery, acceptance of the goods, and so on. But analysis of the Code provisions as applied to specific situations indicates that the changes in result are not of major importance.

Article 3. Article 3 deals with Commercial Paper. In this article, the Negotiable Instrument Law, which was our first uniform Act, is revised. It is certainly regarded as the most successful of our commercial statutes. It is short, simple in language, and apparently clear and it has been enacted in every state. But uniformity has been impaired by conflicting interpretations of some 75 of its sections. The Code's principal service is to resolve those conflicts and make a fresh start toward uniformity among the states. Corporate bonds which were a subject matter in the Negotiable Instruments Law, are now covered by a separate article of this proposed Code.

Article 4. This article deals with Bank Deposits and Collections. As you know, the N.I.L. is silent on the handling of banks of checks and other instruments left with them for deposit and collection. The need for uniformity is obvious and has long been felt, but the Commissioners on Uniform State Laws never succeeded in drafting a Uniform Bank Collection Act. As a matter of fact, the last time this was attempted, it was abandoned after several years of conscientious effort.

Mr. President, some states have enacted a statute sponsored by the American Bankers Association, known as the Bank Collection Code. The United States Supreme Court has declared this statute unconstitutional as to national banks. It has also been declared invalid as to state banks in some of the states. Many states have passed other non-uniform legislation in the hope of making it possible for banks to speed up the check collection system.

Early drafts of Article 4 of the Uniform Commercial Code, were criticized as laying down rules which were too inflexible. Walter D. Malcolm, Esq., of the Boston Bar, who had been active in the drafting of the Deferred Posting Statutes, took the lead in revising Article 4 to insure that new techniques could be introduced as they became available. His revisions met with general acceptance and led to ultimate approval of the article in its final form, which is believed to have overcome the previous constitutional objections. Section 4-213, dealing with bank insolvency, cannot apply to national banks unless Congress amends the National Bank Act; until such amendment, it would apply only to state banks.

Article 5. Article 5 deals with Documentary Letters of Credit. Until now, this subject has in all states been left to the courts. Commercial letters of credit issued by American banks first began to play an important part in financing our foreign trade during and after World War I. This business was handled almost exclusively by the

leading banks in the largest cities, and it has been governed by standard practices and contract terms codified by the International Chamber of Commerce. A body of case law has developed, primarily in the courts in New York, which is in the main satisfactory.

Mr. President, since World War II the use of such letters has increased greatly in foreign trade, and it has become clear that the commercial letter of credit offers a simple, cheap and convenient arrangement for financing the shipment of certain types of goods—for example, automobile—in domestic trade. A number of Pennsylvania banks have pioneered in the use of a letter of credit to finance the retail purchase of automobiles. But development of this type of financing is held back by uncertainty as to what the law is.

Article 5 of the Code for the most part follows and codifies the entirely satisfactory judicial decisions of Pennsylvania and our sister states, particularly New York. It will perform the important educational functions of calling attention to this device and acquainting bankers and businessmen with the rights and duties involved. It will thus promote use of the device, and at the same time insure that the law of letters of credit remains commercially sound, discouraging any tendency to apply rules designed for different needs.

Article 6. Article 6 deals with Bulk Transfers. Every state now has a bulk sales statute. Such statutes deal with two common types of commercial fraud associated with the sale by a merchant of his stock of goods out of the ordinary course of trade. In one type, the sale is a sham, and the merchant comes back into the business after settling with his creditors; in the other, he simply disappears with the proceeds without paying his creditors. All of the statutes provide for advance notice to creditors; some also require the buyer to see that the proceeds are paid to the seller's creditors.

Section 6-106 and certain related sections are bracketed in the Code to indicate division of opinion as to whether it is a wise provision. That section adopts a provision found in the so-called "Pennsylvania form" or "Pennsylvania theory" of the present statutes, requiring the buyer to see that the proceeds are applied to pay those debts of the seller of which the buyer has notice. This requirement makes the protection of creditors far more effective, but at the expense of inconvenience to the buyer. In practice, a careful buyer of a business would probably insist that the purchase price be withheld or held in escrow until the seller's debts were ascertained.

Article 7. Article 7 deals with Warehouse Receipts, Bills of Lading, and other Documents of Title. Here the provisions of the Uniform Warehouse Receipt Act and the Uniform Bills of Lading Act are restated in substance. The principle service is to resolve conflicts of interpretation which have arisen under the earlier Acts. Bills of lading covering interstate shipments and foreign exports are subject to the Federal Bills of Lading Act, and full uniformity can be achieved only if state enactment of the Code is supplemented by an Act of Congress.

Article 8. Article 8 deals with Investment Securities. This is a revision of the Uniform Stock Transfer Act. That act applies only to certificates representing shares of stock. Bonds and other types of long-term indebtedness are not covered and have been left to the N. I. L. The result has been a flood of cases on the negotiability of bonds and great difficulty in telling, in advance of litigation, whether a particular bond issue, municipal or corporate, is negotiable or not. The Code gets rid of this unfortunate and expensive confusion by bringing the transfer of all long-term securities—bonds as well as stock—within Article 8. In general the approach of the Stock Transfer Act is followed.

Article 9. Article 9 deals with Secured Transactions; Sales of Accounts, Contract Rights and Chattel Paper. This is clearly the most novel and probably the most important part of the Code. It covers the entire range of transactions in which debts are secured by personal property: chattel mortgages, pledges, conditional sales, trust receipts, assignments of accounts receivable, factors' liens,



field warehousing, and the like. The scheme of the article is to state rules of law applicable to such transactions generally, without regard to the type of security device used by the parties. The Code distinguishes instead between different types of property put up as security—for example, inventory, industrial and commercial equipment, crops and farm products, intangible property such as accounts receivable—and states special rules where necessary to regulate the problems which arise in each different situation.

Mr. President, the approach of the Code has many advantages. Perhaps the most important is that it makes possible a radical simplification in our recording system. As to most security transactions involving a business enterprise, interested parties will be able to determine a borrower's financial position by consulting a single set of public records. Today they would have to search in both state and local offices, and some of the most important types of security would not be disclosed at all.

Today the different security devices depend for their validity on formalities which vary from one device to another for no apparent reason except the historical one that each device developed independently. Under the Code, the formal requirements are the same for all.

Article 10. Article 10 is the effective date and repealer.

Mr. President, some years ago the General Assembly passed a series of bills which revised, streamlined and modernized the Orphans' Court Statutes of Pennsylvania. This was a splendid piece of work which has rebounded to the credit of the General Assembly and has been of immeasurable assistance to the Orphans' Courts of Pennsylvania.

It is impossible to specifically thank all of the individuals who have contributed in any manner to the final drafting of this proposed Uniform Commercial Code. The importance of the enactment of this statute by Pennsylvania cannot be overemphasized.

Mr. President, in conclusion, I want to assure the gentlemen of the Senate that the objections that were raised last week have been presented to the Editorial Board, and strike-out amendments covering the discussion held at that time have already been inserted in the bill. It is my humble opinion that the bill is now ready for passage.

Mr. McMENAMIN. Mr. President, I do not want to make a long and involved speech, but I do think we should have a few additional words on this subject and a few words of congratulations to the sponsor.

Mr. President, I think this is sensible legislation. It is one of the best bills I have seen come through here in my time in the Senate. I think we all know that Senate Bill No. 12 is the result of a study, covering several years, by a committee appointed by the Pennsylvania Bar Association. It represents an investment, which we have made to the Joint State Government Commission, of some several thousands of dollars to help prepare this. It is an effort to stabilize commercial law in the Northeastern States of the United States by making laws uniform on all commercial transactions, which is something that law school professors, and writers and legal thinkers have been trying to affect for some time. I think it is something to which we should all lend our support.

Mr. President, I do want to say that I think we should all be gratified that Senator Walker, the sponsor, took the time and the trouble last week to furnish each of us with a brief memorandum of the purposes of the bill and an outline.

Mr. President, it is a bill which, undoubtedly, like

everything in this world, is not perfect and there may be some wrinkles found in it later. However, this bill, frankly, would cover all the subjects of a full year in law school. It is a comprehensive study in commercial law, and it is a step forward. I think we would all be doing the people of Pennsylvania a service in voting for it.

Mr. WALKER. Mr. President, I want to thank the gentleman from Lackawanna, Senator McMEnamin, for his kind words. I certainly would be remiss if I did not in turn thank the members of the committee for their patience in working on this bill, and to express the appreciation of the committee for the very fine cooperation they received.

Mr. President, in answer to the interrogations which I received off the floor, I would like at this time to publicly thank Ross Blair, and the Pittsburgh Legal Journal, for printing this report "for free" on this very fine paper, which aroused the suspicions of people whose suspicions are easily aroused.

And the question recurring,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

#### YEAS—46

Barr,	Hare,	McCusker,	Taylor,
Berger,	Harney,	McMenamin,	Toole,
Blass,	Holland,	McPherson, Jr.	Wade,
Camiel,	Kessler,	Miller,	Wagner,
Chapman,	Koprivier, Jr.	Peelor,	Walker,
Crowe,	Lane,	Probert,	Watkins,
Dent,	Leader,	Ruth,	Watson,
Diehm,	Letzler,	Silvert,	Weiner,
DiSilvestro,	Madigan,	Snowden,	Wolfe,
Fleming,	Mahany,	Stevenson,	Wood,
Freed,	Mallery,	Stiefel,	Yosko,
Haluska,	McCreesh,		

#### NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 18, as follows:

An Act to further amend Section 3 of the act approved the twenty-fourth day of June one thousand nine hundred thirty-seven (P. L. 2045) entitled as amended "An act relating to the support of indigent persons providing for the support of such persons by certain relatives and for the recovery of public moneys expended for care and assistance from the property and estates of certain persons providing for guardians of the person and property of such persons providing for the arrest and seizure and sale of the property of deserters and providing procedure" by providing that the petition for support in certain cases shall be prepared by the executive director of the assistance board of the county where the relative liable and financially able to support resides imposing duty on district attorneys to file such petitions and further modifying such procedure

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 3 of the act approved the twenty-fourth day of June one thousand nine hundred thirty-seven (P. L. 2045) entitled as amended "An act relating to the support of indigent persons providing for the support of such persons by certain relatives and for the recovery of public moneys expended for care and assistance



from the property and estates of certain persons providing for guardians of the person and property of such persons providing for the arrest and seizure and sale of the property of deserters and providing procedure" as last amended by the acts approved the twenty-third day of May one thousand nine hundred forty-five (P. L. 864) and the twenty-third day of May one thousand nine hundred forty-five (P. L. 865) is hereby further amended to read as follows

Section 3 Relatives Liable for the Support of Indigent Persons Procedure to Enforce Support (a) The husband wife child father and mother of every indigent person whether a public charge or not shall if of sufficient financial ability care for and maintain or financially assist such indigent person at such rate as the court of the county where such indigent person or relative liable for support resides shall order or direct

(b) The courts shall have power to hear determine and make orders and decrees in such cases upon the petition of such indigent person or of any other person or any public body or public agency having any interest in the care maintenance or assistance of such indigent person

In the event the indigent person is applying for public assistance and support is sought from any of the relatives liable therefor under the provisions of this act and it is disclosed there are relatives who reside in another county the executive director of the County Board of Assistance of the county where the applicant resides shall cause an investigation to be made of the applicant as in all other cases to determine the applicant's indigency or need or additional financial support If as a result of such investigation the said executive director finds the applicant to be indigent in fact or that additional financial support is needed by the applicant he shall so certify upon the application and transmit the same to the executive director of the County Board of Assistance of the county where such relative resides against whom the order for support is sought Upon the receipt of said application the executive director of the county where the relative about to be charged for support resides shall cause an investigation to be made to first ascertain in so far as possible the financial ability of such relative to support in part or whole such indigent relative and to complete the investigation of the indigent's own indigency by inquiring of the relative about to be charged with support if such relative knows of any reason why such indigent is not indigent in fact If the said executive director is satisfied that the person seeking support is in fact indigent and that the relative to be charged is in fact able to support in part or in whole such indigent person he shall prepare and present a petition for support to the district attorney of the county where such relative liable for support resides and the district attorney shall present the petition to the court At the hearing on any such petition the indigent relative shall not be required either to appear or to testify An order fixed by the court of one county shall be enforceable in any other county of this Commonwealth to which a relative liable under a support order has moved

(c) In all cases where an order has been made by the court for the care and maintenance or assistance of a husband wife father mother or child whether or not confined in any public institution and the said order has not been complied with the court or any judge thereof upon affidavit or petition filed setting forth that the person on whom the said order has been made has not complied with the said order shall issue an attachment directed to the sheriff or other proper officer of the county directing and commanding that the person named as having failed to comply with said order be brought before the court at such time as the court may direct If it shall appear to the court after hearing that the person on whom the said order was made has wilfully neglected or refused to comply with said order the court may adjudge said person in contempt of court and in its discretion may commit said person to the county jail for a period not exceeding six months

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

#### YEAS—46

Barr,	Hare,	McCusker,	Taylor,
Berger,	Harney,	McMenamin,	Toole,
Blass,	Holland,	McPherson, Jr.	Wade,
Camiel,	Kessler,	Miller,	Wagner,
Chapman,	Koprivier, Jr.	Peelor,	Walker,
Crowe,	Lane,	Propert,	Watkins,
Dent,	Leader,	Ruth,	Watson,
Diehm,	Letzler,	Silvert,	Weiner,
DiSilvestro,	Madigan,	Snowden,	Wolfe,
Fleming,	Mahany,	Stevenson,	Wood,
Freed,	Mallery,	Stiefel,	Yosko,
Haluska	McCreesh,		

#### NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 27, as follows:

An Act to further amend Section 1 of the act approved the twelfth day of June one thousand nine hundred nineteen (P. L. 476) entitled as amended "An act to regulate and establish the fees to be charged and collected by the recorder of deeds in counties of the second class" by further increasing regulating and changing such fees

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 1 of the act approved the twelfth day of June one thousand nine hundred nineteen (P. L. 476) entitled as amended "An act to regulate and establish the fees to be charged and collected by the recorder of deeds in counties of the second class" as amended by the act approved the eighteenth day of May one thousand nine hundred forty-five (P. L. 706) is hereby further amended to read as follows

Section 1 Be it enacted et cetera That the fees to be charged and collected by the recorder of deeds in counties of the second class shall be as follows

For recording deeds the minimum fee for not more than one description or more than four legal cap typewritten pages shall be [three dollars and fifty cents (\$3.50)] five dollars and twenty-five cents (\$5.25) and for each additional description [thirty-five cents (35¢)] fifty cents (50¢) extra

For recording sheriff's deeds [three dollars (\$3.00)] four dollars and fifty cents (\$4.50)

For indexing deeds mortgages and all other writings with more than four names [fifteen cents (15¢)] twenty-five cents (25¢) extra for each additional name

For recording agreements leases oil and gas leases rights of way municipal ordinances vacating streets lanes or alleys or parts thereof of not more than four legal cap typewritten pages the minimum fee shall be [three dollars and fifty cents (\$3.50)] four dollars and fifty cents (\$4.50) and fifty cents (50¢) for each additional legal cap typewritten page or fractional part thereof

For recording assignments of agreements leases oil and gas leases rights of way or other instrument of writing by separate paper except such as are herein specially provided of not more than two legal cap typewritten pages the minimum fee shall be [two dollars and fifty cents (\$2.50)] three dollars and fifty cents (\$3.50) and



fifty cents (50¢) for each additional page or fractional part thereof.

For recording adjudication in bankruptcy [two dollars and fifty cents (\$2.50)] three dollars and fifty cents (\$3.50)

For recording widow's election [two dollars and twenty-five cents (\$2.25)] three dollars and twenty-five cents (\$3.25)

For recording widow's appraisal [three dollars and twenty-five cents (\$3.25)] four dollars and twenty-five cents (\$4.25)

For recording release of legacies [two dollars and twenty-five cents (\$2.25)] three dollars and twenty-five cents (\$3.25)

For recording military or naval discharge one dollar (\$1.00) Fee to be paid by the county

For recording military or naval certificate of service one dollar (\$1.00) Fee to be paid by the county

For recording decree of feme sole trader [two dollars and fifty cents (\$2.50)] three dollars and fifty cents (\$3.50)

For recording declaration of trust of not more than one description of property or more than four legal cap typewritten pages the minimum fee shall be [three dollars and fifty cents (\$3.50)] four dollars and fifty cents (\$4.50) and fifty cents (50¢) for each additional page or fractional part thereof

For recording decree or order of court of not more than two legal cap typewritten pages [two dollars and fifty cents (\$2.50)] three dollars and fifty cents (\$3.50) and fifty cents (50¢) for each additional page or fractional part thereof

For recording mortgages of not more than one description or more than four legal cap typewritten pages the minimum fee shall be [three dollars and fifty cents (\$3.50)] five dollars and twenty-five cents (\$5.25) and each additional description twenty-five cents (25¢) extra

For recording assignment of mortgage when attached to mortgage at time of recording one dollar (\$1.00)

For recording assignment of mortgage by separate paper of not more than one assignment [two dollars and twenty-five cents (\$2.25)] three dollars and twenty-five cents (\$3.25) for noting each additional assignment [twenty cents (20¢)] fifty cents (50¢)

For recording satisfaction partial payment postpone-ment or release by separate paper [two dollars and twenty-five cents (\$2.25)] three dollars and twenty-five cents (\$3.25)

For entering satisfaction assignments partial payments release extensions and postponements on margin of mortgage record [one dollar and fifty cents (\$1.50)] two dollars (\$2.00)

For entering partial payment release extension and assignment under one marginal entry [one dollar (\$1.00)] two dollars (\$2.00) for first item and fifty cents (50¢) for each additional item

For mortgage searchers on not more than one piece of property each name [one dollar (\$1.00)] two dollars (\$2.00) and for each unsatisfied mortgage shown fifty cents (50¢)

For reporting mortgage lien assignment or satisfaction thereof to the county commissioners or board of assessors [ten cents (10¢)] twenty-five cents (25¢) each to be paid by the county

For recording or exemplifying of commission for notary public with bond and oath [five dollars (\$5.00)] six dollars (\$6.00) city or county officer with bond and oath [five dollars (\$5.00)] six dollars (\$6.00) justice of the peace or alderman with bond and oath [five dollars and fifty cents (\$5.50)] six dollars and fifty cents (\$6.50) special police officer [three dollars (\$3.00)] five dollars (\$5.00)

For exemplification of special police officer's oath [one dollar (\$1.00)] two dollars (\$2.00)

For furnishing Auditor General with information concerning limited partnerships twenty-five cents (25¢)

For affidavit and acknowledgment of bondsmen for

notary public justice of the peace or aldermen one person fifty cents (50¢) two persons seventy-five cents (75¢)

For recording powers of attorney of not more than two names or more than two legal cap typewritten pages the minimum fee shall be [two dollars and fifty cents (\$2.50)] three dollars and fifty cents (\$3.50) and fifty cents (50¢) for each additional page or fractional part thereof

For noting any instrument on margin of record [twenty cents (20¢)] fifty cents (50¢)

For recording charters or limited partnerships of not more than four legal cap typewritten pages the minimum fee shall be [three dollars and fifty cents (\$3.50)] four dollars and fifty cents (\$4.50) and fifty cents (50¢) for each additional page or fractional part thereof

For recording bank bonds [two dollars and fifty cents (\$2.50)] three dollars and fifty cents (\$3.50)

The fee for services not herein specifically provided for shall be the same as for similar services

Section 2 This act shall become effective ten days following final enactment

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

#### YEAS—46

Barr,	Hare,	McCusker,	Taylor,
Berger,	Harney,	McMenamin,	Toole,
Blass,	Holland,	McPherson, Jr.	Wade,
Camiel,	Kessler,	Miller,	Wagner,
Chapman,	Koprivier, Jr.	Peelot,	Walker,
Crowe,	Lane,	Propert,	Watkins,
Dent,	Leader,	Ruth,	Watson,
Diehm,	Letzler,	Silvert,	Weiner,
DiSilvestro,	Madigan,	Snowden,	Wolfe,
Fleming,	Mahany,	Stevenson,	Wood,
Freed,	Mallery,	Stiefel,	Yosko,
Haluska,	McCreesh,		

#### NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

#### BILL OVER IN ORDER

Mr. DENT. Mr. President, I ask unanimous consent that Senate Bill No. 52, on third reading, entitled:

An Act to amend clause XV, of section 1202 of the act, approved the fourth day of May, one thousand nine hundred twenty-seven (P. L. 519), entitled "An act concerning boroughs, and revising, amending, and consolidating the law relating to boroughs," by further defining the powers of boroughs with regard to garbage, rubbish, sludge and other waste treatment and disposal, acting separately or jointly with other political subdivisions.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

#### BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 112, as follows:



An Act to further amend Section 1 of the act approved the third day of May one thousand nine hundred fifteen (P. L. 226) entitled "An act to establish and regulate the fees to be received and charged by the prothonotary of the courts of common pleas of this Commonwealth in counties having over eight hundred thousand and less than one million five hundred thousand inhabitants according to the last preceding United States census" by changing and further fixing the fees to be charged by the prothonotary

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 1 of the act approved the third day of May one thousand nine hundred fifteen (P. L. 226) entitled "An act to establish and regulate the fees to be received and charged by the prothonotary of the courts of common pleas of this Commonwealth in counties having over eight hundred thousand and less than one million five hundred thousand inhabitants according to the last preceding United States census" as last amended by the act approved the tenth day of August one thousand nine hundred fifty-one (P. L. 1221) is hereby further amended to read as follows

Section 1 The fees to be received by the prothonotary of the courts of common pleas of this Commonwealth in counties of the second class shall be as follows

#### Action in Assumpsit

Entering issuing notice of suit reinstatement or reissue and entering sheriff's return one dollar and twenty-five cents

All other docket entries before filing of pleas or entering judgment [three] four dollars

Filing of plea or entering judgment for one defendant [one dollar] two dollars for each additional defendant twenty-five cents

#### Action in Trespass

Entering issuing notice of suit or capias ad respondendum or reinstatement or reissue and entering sheriff's return one dollar and twenty-five cents

All other docket entries before filing of pleas or entering judgment [three] four dollars

Filing of plea or entering judgment for one defendant [one dollar] two dollars for each additional defendant twenty-five cents

#### Appeals

To Supreme and Superior Courts and bond thereon with justification ten dollars Supplemental Appeals to Supreme and Superior Courts five dollars

From alderman justice of the peace and county court [three] four dollars

Receiving and entering appeals from an award of arbitrators taking recognizance and affidavit [two] three dollars

Receiving and entering appeal from board of viewers or assessors two dollars and fifty cents

Receiving and entering appeal from recount of election returns two dollars

#### Arbitrators

Entering of rule to choose fifty cents

Entering of rule to refer fifty cents

#### Assignments

Noting docketing and indexing [one dollar] two dollars and fifty cents

#### Attachment

Attachment execution domestic attachment foreign attachment and under the act of one thousand eight hundred and sixty-nine filing docketing and issuing writ one dollar and twenty-five cents

Subsequent docket entries prior to judgement [three] four dollars

Issuing attachment in contempt and motion thereof each name one dollar and twenty-five cents

Issuing attachment for defaulting witness fifty cents

Issuing attachment defaulting juror fifty cents

Bail-piece [one dollar] two dollars

Bail for stay entry and certificate [one dollar] two dollars

Receiving and care of cash deposit in lieu of surety one per cent on the first five hundred dollars and one-half of one per cent on the next one thousand dollars and one-fourth of one per cent on any additional amount

#### Certificate

Certifying record and seal [one dollar and fifty cents] two dollars

Issuing certificate of appointment of master one dollar

Issuing certificate of appointment of auditor one dollar

Issuing certificate of no appeal one dollar and fifty cents

Issuing certificate of no liens for each five years or fraction thereof for each name [two] three dollars

Issuing certificate of liens for each five years or fraction thereof for each name [two] three dollars and fifty cents additional for each lien unsatisfied

Issuing certificate of no suits for each five years or fraction thereof for each name [two] three dollars

Certificate of commission to notary alderman and justice of the peace one dollar and fifty cents

Certified copy of order of court for each page or fraction thereof [fifty cents] one dollar

Certificate and seal [fifty cents] one dollar

Issuing [certied] certified copy of docket entry [one dollar and fifty cents] two dollars

Entering certificate of judgment against boroughs townships and school districts rendered by a justice or alderman fifty cents

#### Certiorari

Issuing writ and all proceedings thereon [three dollars and seventy-five cents] five dollars

#### Case Stated

Filing and docketing one dollar and twenty-five cents

All subsequent entries [three] four dollars

#### Change of Name

Filing and docketing petition [three] five dollars and seventy-five cents

#### Charter

Filing corporate charter petition for change of corporate name or alteration or amendment of charter for merger and all proceedings thereon ten dollars

#### Citation

Filing and docketing petition issuing writ and return thereon one dollar and twenty-five cents

Docketing all further proceedings [three] four dollars

#### Commission

Commission to take testimony docketing and entering thereon one dollar and twenty-five cents

Commission de lunatico inquirendo filing and docketing petition one dollar and twenty-five cents

Commission in partition and entering return two dollars

#### Condemnation of Property

Filing and docketing petition bond order of court and all subsequent docket entries [four] six dollars and seventy-five cents

#### Contract

Filing and docketing building contract [three] four dollars

#### Cost and Fees

Collection of costs and/or fees due to any person five per cent of the amount collected

#### Depositions

Entry of rule one dollars

## Dissolution

Of charter or partnership filing and docketing all proceedings thereon six dollars

## Divorce

Filing and docketing complaint issuing notice of suit and entering sheriff's return [four] five dollars and twenty-five cents

Issuing reinstatements and entering sheriff's return one dollar and twenty-five cents

All subsequent docket entries including first certified copy of decree [three] four dollars and fifty cents Subsequent certified copies of decree two dollars each

## Election

Reporting and certifying election of justice of the peace and all county State and other officers whose election is required to be reported and certified to the Secretary of the Commonwealth each officer certified [fifty cents] one dollars

To be paid by the county

Petition to open ballot-box filing and docketing and certified copy of order one dollar and seventy-five cents

## Ejectment

Issuing notice of suit and entering sheriff's return one dollar and twenty-five cents

Indexing and all subsequent docket entries prior to plea [three] four dollars and twenty-five cents

Filing plea or entering judgment thereon one dollar

## Equity

Filing of bill [two] four dollars and fifty cents for each name indexed twenty-five cents All other docket entries before filing of pleas or entering of judgment five dollars for each docket page or fraction thereof used

## Escheat

Entry and docketing proceedings five dollars

## Estrepement

Issuing of writ one dollar and twenty-five cents

## Exemplification

Record from other county filing and entering the same [two] three dollars and twenty-five cents

## Feme Sole Trader

Petition docketing and all services thereunder [four] five dollars and seventy-five cents

## Fieri Facias

Issuing and docketing writ and entering sheriff's return [one dollar] three dollars and fifty cents

Issuing and docketing testatum fieri facias and entering sheriff's return [one dollar] three dollars and fifty cents

Docketing and indexing testatum fieri facias from other county [two] four dollars and twenty-five cents

## Financial Statement

Filing and docketing one dollar and seventy-five cents

## Guardian

Filing and docketing petition including certificate of appointment [four] five dollars and seventy-five cents

Filing of guardian account three dollars

## Habeas Corpus

Issuing writ one dollar and seventy-five cents Additional certified copies of order thereon one dollar each

## Habere Facias

Issuing writ docketing and entering sheriff's return [one dollar] three dollars and fifty cents

## Habitual Drunkards

Filing and docketing petition and all subsequent proceedings four dollars and seventy-five cents

## Injunction

Writ for preliminary injunction [one dollar] three dollars and twenty-five cents

## Injury

Issuing of writ one dollar and twenty-five cents

## Insolvency

Filing petition docketing and all subsequent proceedings four dollars and seventy-five cents

## Judgments

Docketing and indexing confessed judgments [one dollar] two dollars and seventy-five cents

Entering satisfaction thereon seventy-five cents

## Judge Detailment of

Entry of order and certificate two dollars

To be paid by the county

## Levari Facias

Issuing writ docketing and entering sheriff's return [one dollar] three dollars and fifty cents

## Lien

Release postponement restriction satisfaction of discontinuance [seventy-five] one dollar and fifty cents

## Lists

Preparing files and records for cases on trial list each case [twenty-five] fifty cents

To be paid by the county

preparing trial or argument list each case [twenty-five] fifty cents

To be paid by the county

## Lunacy

Filing and docketing petition and all subsequent entries therein. [four] five dollars and seventy-five cents

## Mandamus

Filing docketing petition issuing notice of suit and entering return and all other services [four] five dollars and seventy-five cents

## Mechanics' Lien

Entering docketing and indexing [three] four dollars

## Mortgages Satisfaction Thereof

Filing docketing petition and all subsequent proceedings including certificate [four] five dollars and seventy-five cents

## Municipal Lien

Entering docketing and indexing where the claim is for one year and is directed to be indexed against one name only two dollars For each additional year included one dollar for each additional defendant named twenty-five cents

## Oaths of Office

Filing and docketing one dollar and seventy-five cents



## Overseers of Election

Filing petition for appointment one dollar and twenty-five cents

Each certificate fifty cents

## Party Name

Filing docketing and certificate for preemption of party name [three] four dollars and seventy-five cents

## Perpetuating Testimony

Filing and docketing petition [one dollar] two dollars and twenty-five cents Entering order of court thereon and recording the same three dollars

## Partition

Filing docketing and issuing writ of summons and entering sheriff's returns one dollar and twenty-five cents

Subsequent docket entries prior to judgment [three] four dollars

Entry of judgment therein one dollar for each indexed name twenty-five cents

Writ de partitione faciendo one dollar and twenty-five cents

## Petition

Filing petition for oral examination as to title of property [one dollar] two dollars

Filing and docketing any petition not herein specifically provided for [three] four dollars

## Possession

Entry issuing writ and return thereon [one dollar] two dollars and seventy-five cents

## Quo Warranto

Filing and docketing petition issuing notice of suit and all further proceedings thereon [two] three dollars and fifty cents

## Receipt

Entering or issuing seventy-five cents

## Registration and Certificate

Partnerships physicians veterinarians dentists and stalions one dollar

## Remittitur

Entering the same from Supreme or Superior Courts two dollars

## Replevin

Entry issuing notice of suit and all services prior to judgment [four] five dollars and twenty-five cents

Issuing writ of retorno habendo [one dollar] two dollars and fifty cents

## Reports

Report to county commissioners of every judgment or lien assignment or satisfaction thereof each [ten] twenty-five cents

Not to exceed [six] twelve hundred dollars per annum

Entering report of treasurer and acknowledging treasurer's deed two dollars and fifty cents

## School Auditor

Docketing order of appointment one dollar and twenty-five cents

Each certificate issued fifty cents

Entry of auditors' official oath fifty cents

Entry of report of school auditors' docket for each page of report thirty cents

Entering and docketing of school auditors' report two dollars

## School Directors

Docketing order of appointment and certificates thereof in districts of the first class two dollars

## Scire Facias

Sur mortgage filing docketing issuing writ certificate to recorder entering on scire facias and entering sheriff's return [one dollar] three dollars and seventy-five cents

Alias writ [one dollar ad twenty-five cents] two dollars

All other writs of scire facias and alias writs filing docketing issuing indexing and entering sheriff's return [one dollar] two dollars and twenty-five cents

## Suggestion of Freehold

Entry and certificate one dollar

## Subpoena

Issuing of one dollar

## Tax Lien

Filing and entering where tax is for one year and one defendant only is named one dollar For each additional year included one dollar For each additional defendant named twenty-five cents

Satisfaction of each one dollar

Filing and entering where special dockets are required and indexing on judgment index where tax is for one year and is directed to be indexed against one defendant only two dollars For each additional year included one dollar For each additional defendant named twenty-five cents

Filing and entering suggestion and averment of unpaid tax or municipal claim and indexing judgment docket where tax or claim is for one year and is directed to be indexed against one name only one dollar For each additional year included one dollar For each additional name indexed twenty-five cents

Preparing suggestions and averments each twenty-five cents

Furnishing list of unsatisfied tax liens each item shown twenty-five cents

## Transcribing

Any paper or record per page or fraction thereof [fifty cents] one dollar

## Transcript

Docketing and indexing transcript from alderman justice of the peace and county court three dollars

## Venditioni Exponas

Issuing writ and entering sheriff's return [one dollar] two dollars and fifty cents

## Verdict

Verdict fee and indexing in judgment docket [four] five dollars

## Viewers

Docketing petition [one dollar] two dollars and twenty-five cents

Issuing precept one dollar and twenty-five cents

All subsequent docket entries three dollars

Certified copy of report three dollars

## Workhouse Release

Making out petition and certificate one dollar

The fees hereinbefore enumerated shall be exclusive of any State tax now levied or that may hereafter be levied

Section 2 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

#### YEAS—46

Barr,	Hare,	McCusker,	Taylor,
Berger,	Harney,	McMenamin,	Toole,
Blass,	Holland,	McPherson, Jr.	Wade,
Camiel,	Kessler,	Miller,	Wagner,
Chapman,	Koprivier, Jr.	Peelor,	Walker,
Crowe,	Lane,	Probert,	Watkins,
Dent,	Leader,	Ruth,	Watson,
Diehm,	Letzler,	Silvert,	Weiner,
DiSilvestro,	Madigan,	Snowden,	Wolfe,
Fleming,	Mahany,	Stevenson,	Wood,
Freed,	Mallery,	Stietel,	Yosko,
Haluska,	McCreesh,		

#### NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

### SECOND READING CALENDAR

#### BILL OVER IN ORDER

Mr. MAHANY. Mr President, I ask unanimous consent that Senate Bill No. 5, on second reading, entitled:

An Act to amend the act approved the twenty-fifth day of May one thousand nine hundred thirty-seven (P. L. 814), entitled "An act to provide for the permanent personal registration of electors in cities of the second class as a condition of their right to vote at elections and primaries and their enrollment as members of political parties as a further condition of their right to vote at primaries prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors and prescribing the powers and duties of citizens parties political bodies registration commissions commissioners registrars inspectors of registration and other appointees of registration commissions county election boards election officers municipal officers departments and bureaus police officers courts judges prothonotaries sheriffs county commissioners peace officers county treasurers county controllers registrars of vital statistics certain public utility corporations real estate brokers rental agents and boards of school directors and imposing penalties" by further providing for the composition of the registration commission imposing duties on the county commissioners and ending the terms of the present commissioners

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

#### BILL ON SECOND READING

Agreeably to order.

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 7, entitled:

An Act to amend Section 3 of the act approved the eighteenth day of May one thousand nine hundred forty-nine (P. L. 1440), entitled "An act concerning notaries public and amending revising consolidating and changing the law relating thereto" by requiring notaries to be qualified electors

And said bill having been read at length the second time and agreed to, Ordered, To be transcribed for a third reading.

#### BILLS OVER IN ORDER

Mr. MAHANY. Mr. President, I ask unanimous consent that Senate Bill No. 9, on second reading, entitled:

An Act to further amend subsection C of section 1009 and section 1408 of the act, approved the fifteenth day of May, one thousand nine hundred thirty-three (P. L. 624), entitled, as amended, "An act relating to the business of banking, and to the exercise of fiduciary powers by corporations; providing for the organization or corporations with fiduciary powers, and of banking corporations, with or without fiduciary powers, including the conversion of National banks into State banks, and for the licensing of private bankers, and employees' mutual banking associations; defining the rights, powers, duties, liabilities, and immunities of such corporations, of existent corporations authorized to engage in a banking business, with or without fiduciary powers, of private bankers and employees' mutual banking associations, and of the officers, directors, trustees, shareholders, attorneys, and other employees of all such corporations, employees' mutual banking associations or private bankers, or of affiliated corporations, associations, or persons; restricting the exercise of banking powers by any other corporation, association, or person, and of fiduciary powers by any other corporation; conferring powers and imposing duties upon the courts, prothonotaries, recorders of deeds, and certain State departments, commissions, and officers; imposing penalties; and repealing certain acts and parts of acts," by changing the limitations on the amount which may under certain circumstances be invested in title insurance companies, and by making further provisions concerning the effect of merger or consolidation of banking institutions.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. MAHANY. Mr. President, I ask unanimous consent that Senate Bill No. 44, on second reading, entitled:

An Act to amend Section 1 of the Act approved the fourteenth day of January, one thousand nine hundred fifty-two, (Appropriation Acts 70), entitled, "An act making an appropriation to the Elwyn Training School at Elwyn, in the County of Delaware, Commonwealth of Pennsylvania, and prescribing certain conditions upon which the appropriation will be available to the school," by increasing the per capita annual maintenance rate of wards of the Commonwealth.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. MAHANY. Mr. President, I ask unanimous consent that Senate Bill No. 53, on second reading, entitled:

An Act to further amend clause (4) of subsection A of section 1001 of the act, approved the fifteenth day of May, one thousand nine hundred thirty-three (P. L. 624), entitled, as amended, "An act relating to the business of banking, and to the exercise of fiduciary powers by corporations; providing for the organization of corporations with fiduciary powers, and of banking corporations, with or without fiduciary powers, including the conversion of National banks into State banks, and for the licensing of private bankers, and employees' mutual banking associations; defining the rights, powers, duties, liabilities, and immunities of such corporations, of existent corporations authorized to engage in a banking business, with or without fiduciary powers, of private bankers and employees' mutual banking associations, and of the officers, directors, trustees, shareholders, attorneys, and other employees of all such corporations, employees' mutual banking associations or private bankers, or of affiliated corporations, associations, or persons; restricting the exercise of banking powers by any other corporation, asso-



ciation, or person, and of fiduciary powers by any other corporation; conferring powers and imposing duties upon the courts, prothonotaries, recorders of deeds, and certain State departments, commissions, and officers; imposing penalties; and repealing certain acts and parts of acts," by further regulating the making of instalment loans.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. MAHANY. Mr. President, I ask unanimous consent that Senate Bill No. 62, on second reading, entitled:

An Act to further amend subsection C of section 1210 of the act, approved the fifteenth day of May, one thousand nine hundred thirty-three (P. L. 624), entitled, as amended "An act relating to the business of banking, and to the exercise of fiduciary powers by corporations; providing for the organization of corporations with fiduciary powers, and of banking corporations, with or without fiduciary powers, including the conversion of National banks into State banks, and for the licensing of private bankers and employees' mutual banking associations; defining the rights, powers, duties, liabilities and immunities of such corporations, of existent corporations authorized to engage in a banking business, with or without fiduciary powers, of private bankers and employees' mutual banking associations, and of the officers, directors, trustees, share-holders, attorneys, and other employees of all such corporations, employees' mutual banking associations or private bankers, or of affiliated corporations, associations, or persons; restricting the exercise of banking powers by any other corporation, association, or person, and of fiduciary powers by any other corporation; conferring powers and imposing duties upon the courts, prothonotaries recorders of deeds, and certain State departments, commissions, and officers; imposing penalties; and repealing certain acts and parts of acts," by further providing for authorized investments and limitations on loans and discounts of saving banks.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. MAHANY. Mr. President, I ask unanimous consent that Senate Bill No. 64, on second reading, entitled:

An Act to further amend section 1212 and to amend section 1214 of the act, approved the fifteenth day of May, one thousand nine hundred thirty-three (P. L. 624), entitled, as amended, "An act relating to the business of banking, and to the exercise of fiduciary powers by corporations; providing for the organization of corporations with fiduciary powers, and of banking corporations, with or without fiduciary powers, including the conversion of National banks into State banks, and for the licensing of private bankers and employees' mutual banking associations; defining the rights, powers, duties, liabilities, and immunities of such corporations, of existent corporations authorized to engage in a banking business, with or without fiduciary powers, of private bankers and employees' mutual banking associations, and of the officers, directors, trustees, shareholders, attorney, and other employees of all such corporations, employees mutual banking associations or private bankers, or of affiliated corporations, associations, or persons; restricting the exercise of banking powers by any other corporation, association, or person, and of fiduciary powers by any other corporation; conferring powers and imposing duties upon the courts, prothonotaries, recorders of deeds, and certain State departments, commissions, and officers; imposing penalties; and repealing certain acts and parts of acts," by further providing concerning the powers and limitations on powers of savings banks.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. MAHANY. Mr. President, I ask unanimous consent that Senate Bill No. 88, on second reading, entitled:

An Act to amend the act, approved the twenty-seventh day of December, one thousand nine hundred fifty-one (P. L. 1742), entitled "An act to provide revenue by imposing a State tax relating to certain documents; prescribing and regulating the method and manner of evidencing the payment of such tax; conferring powers and imposing duties upon certain persons, partnerships, associations, and corporations, recorders of deeds, and the Department of Revenue; saving certain local taxes and authorizing amendments, extensions and supplements to the ordinances and resolutions relating thereto; and providing penalties," by exempting certain documents from said tax, fixing the value of certain land for tax purposes, exempting persons accepting any document from payment of the tax, changing effect of failure to pay the tax, and affix stamps, and validating certain documents to which insufficient stamps have been affixed.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. MAHANY. Mr. President, I ask unanimous consent that Senate Bill No. 91, on second reading, entitled:

An Act to further amend Section 5 of the act approved the thirty-first day of May one thousand nine hundred forty-five (P. L. 1198) entitled "An act providing for the conservation and improvement of land affected in connection with the mining of bituminous coal by the open pit mining method regulating such mining and providing penalties" by further regulating back-filling and operation reports.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

## BILL INTRODUCED AND REFERRED

Mr. BERGER. Mr. President, I ask unanimous consent to introduce a bill at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. BERGER read in place and presented to the Chair Senate Bill No. 207, entitled:

An Act authorizing suits against the Commonwealth in actions involving title to land or interests real.

Which was committed to the Committee on Judiciary General.

## HOUSE MESSAGES

### HOUSE CONCURS IN SENATE CONCURRENT RESOLUTIONS

### TIME OF NEXT MEETING

The Clerk of the House of Representatives being introduced, informed the Senate that the House has concurred in resolution from the Senate as follows:

In the Senate, February 23, 1953.

Resolved, (if the House of Representatives concur), That when the Senate adjourns this week it reconvene on Monday, March 2, 1953, at four o'clock p. m., E. S. T., and when the House of Representatives adjourns this week it reconvene on Monday, March 2, 1953, at four-thirty o'clock p. m., E. S. T.

He also informed the Senate that the House has concurred in resolution from the Senate as follows:

#### JOINT SESSION

In the Senate, February 23, 1953.

Resolved, (if the House of Representatives concur), That the Senate and House of Representatives meet in Joint Session Monday, February 23, 1953, at five-thirty o'clock P. M. in the Hall of the House of Representatives for the purpose of hearing an address by His Excellency, the Governor of the Commonwealth.

He also informed the Senate that the House has concurred in resolution from the Senate as follows:

#### COMMITTEE TO ESCORT THE GOVERNOR TO THE HALL OF THE HOUSE

In the Senate, February 23, 1953.

Resolved, (if the House of Representatives concur), That a committee of three on the part of the Senate be appointed to act with a similar committee on the part of the House of Representatives (if the House shall appoint such committee), to escort His Excellency, the Governor of the Commonwealth, to the Hall of the House of Representatives to address the Members of the General Assembly in Joint Session, pursuant to a resolution already adopted by the Senate and the House of Representatives.

#### COMMITTEE APPOINTED TO ESCORT THE GOVERNOR TO THE HALL OF THE HOUSE

The PRESIDENT. The Chair is pleased to announce, on behalf of the President pro tempore, the appointment of the following committee to escort the Governor to the Hall of the House: the gentleman from Clearfield, Mr. Letzler; the gentleman from Philadelphia, Mr. McCusker; and the gentleman from Philadelphia, Mr. Weiner.

#### RECESS

Mr. MAHANY. Mr. President, I move that the Senate do now take a recess for ten minutes, for the purpose of having a meeting of the Local Government Committee.

Mr. HARE. Mr. President, I second the motion.

The motion was agreed to.

#### AFTER RECESS

The PRESIDENT. The time of recess having elapsed, the Senate will be in order.

#### NOMINATION BY THE GOVERNOR

##### REFERRED TO COMMITTEE

The Secretary to the Governor being introduced, presented communication in writing from His Excellency, the Governor of the Commonwealth, which was read as follows, and referred to the Committee on Executive Nominations.

#### JUDGE OF SUPERIOR COURT

Commonwealth of Pennsylvania,

Governor's Office, Harrisburg, February 23, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Hon. J. Colvin Wright, Bedford, Bedford County, for appointment as Judge of the Superior Court of the Common-

wealth of Pennsylvania, until the first Monday of January, 1954, vice Hon. John C. Arnold, resigned.

JOHN S. FINE.

#### HOUSE NOTIFIES SENATE IT IS READY TO CONVENE IN JOINT SESSION

The PRESIDENT. The Chair recognizes the Sergeant-at-Arms.

The SERGEANT-AT-ARMS. Mr. President, I have the honor to present a committee on behalf of the House of Representatives.

Mr. WATERHOUSE. Mr. President, we are a committee appointed by the House of Representatives to inform the Senate that the House is ready to receive the Officers and Members of the Senate in Joint Session and to escort them to the Hall of the House.

The PRESIDENT. The Chair thanks the committee on the part of the House of Representatives.

#### JOINT SESSION

The hour of five-twenty o'clock p. m. having arrived, Messrs. Waterhouse and Stank, a committee on the part of the House of Representatives, being introduced, informed the Senate that the House of Representatives was ready for the reception of the President and Members of the Senate for the purpose of hearing an address by His Excellency, the Governor, on the Chesterman Committee Report.

Whereupon,

The President and Members of the Senate proceeded to the Hall of the House of Representatives.

#### SENATE RETURNS FROM THE HOUSE

After some time, the President and Members of the Senate returned to the Senate Chamber.

#### PERMISSION TO ADD ADDITIONAL SPONSOR

Mr. SILVERT. Mr. President, two weeks ago I introduced in this Senate, Senate Bill No. 111. This bill is for an appropriation to the Albert Einstein Medical Center. The Albert Einstein Medical Center is a merger of three hospitals, excellent hospitals, in the city of Philadelphia. These are the Northern Liberties Hospital, Mount Sinai Hospital and the Jewish Hospital.

Mr. President, as co-sponsors of this bill we have Senator DiSilvestro and Senator Stiefel. Unfortunately, and not intentionally, the name of Senator Camiel was omitted as a sponsor, and yet one of these hospitals, the Northern Liberties Hospital, is located in his district. I, therefore, ask unanimous consent to have Senator Camiel's name added as a sponsor to Senate Bill No. 111. The PRESIDENT. There being no objection, the name of Senator Camiel will be added as a co-sponsor to Senate Bill No. 111.

#### COMMUNICATIONS FROM GOVERNOR

The Secretary to the Governor being introduced, presented communications in writing from His Excellency, the Governor of the Commonwealth:

#### ADDRESS OF GOVERNOR JOHN S. FINE ON THE CHESTERMAN COMMITTEE REPORT

The Chair cleared his table and announced receipt of



"Address of Governor John S. Fine, to Joint Session of the General Assembly, in the House of Representatives, Monday Evening, February 23, 1953, on the Chesterman Committee Report," together with "State Government Survey Committee Report, February 1953," copies of which have been placed on the desks of the Senators.

#### REPORT FROM COMMITTEES ON EXECUTIVE NOMINATIONS

Mr. WATSON. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WATSON, from the Committee on Executive Nominations, reported with a favorable recommendation the following nomination, made by His Excellency, the Governor of the Commonwealth:

#### JUDGE OF SUPERIOR COURT

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, February 23, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Hon. J. Colvin Wright, Bedford, Bedford County, for appointment as Judge of the Superior Court of the Commonwealth of Pennsylvania, until the first Monday of January, 1954, vice Hon. John C. Arnold, resigned.

JOHN S. FINE.

#### CONSIDERATION OF EXECUTIVE NOMINATION

Mr. WATSON asked and obtained unanimous consent for immediate consideration of the nomination read by the Clerk.

#### EXECUTIVE SESSION

A motion was made by Mr. WATSON and Mr. WOOD, That the Senate do now resolve itself into Executive Session, for the purpose of acting upon the nomination reported at today's session.

Which was agreed to.

Whereupon,

A motion was made by Mr. WATSON and Mr. DENT, That the Senate do advise and consent to the nomination reported.

On the question,

Will the Senate agree to the motion?

Mr. DENT. Mr. President, in seconding the motion made by the gentleman from Bucks, Senator Watson, I just want to tell the Senate that I did have a little difficulty on my side in getting unanimous endorsement of Judge Wright. Of course, it was a personal animosity that was held for only a slight moment by one of the Senators on this side.

Mr. President, it appears that when Judge Wright was up in Lackawanna County in his official capacity, he met the wife of one of our eminent Senators from this side, Senator Hugh McMenamin. He said to the young lady, when he was introduced, that he caught the name as "Miss McMenamin." He said to her, "I suppose you are the Senator's daughter." Now, of course, Mr. President, the Senator has a right to resent the trouble that has made in his family ever since.

Mr. President, I have seconded this motion because this

eminent gentleman, possesses those human qualities to distinguish a very fine looking young lady and can make a mistake, because I, too, thought she was his daughter.

And the question recurring,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

#### YEAS—46

Barr,	Hare,	McCusker,	Taylor,
Berger,	Harney,	McMenamin,	Toole,
Blass,	Holland,	McPherson, Jr.	Wade,
Camiel,	Kessler,	Miller,	Wagner,
Chapman,	Koprivier, Jr.	Peelor,	Walker,
Crowe,	Lane,	Probert,	Watkins,
Dent,	Leader,	Ruth,	Watson,
Diehm,	Letzler,	Silvert,	Weiner,
DiSilvestro,	Madigan,	Snowden,	Wolfe,
Fleming,	Mahany,	Stevenson,	Wood,
Freed,	Mallery,	Stiefel,	Yosko,
Haluska,	McCreesh,		

#### NAYS—0

Two-thirds of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

#### EXECUTIVE SESSION RISES

Mr. WATSON. Mr. President, I move that the Executive Session do now rise.

Mr. WOOD. Mr. President, I second the motion.

The motion was agreed to.

#### REPORTS FROM COMMITTEES

Mr. LEADER. Mr. President, I ask unanimous consent to make reports from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. LEADER, from the Committee on Local Government, reported as committed Senate Bill No. 113, entitled:

An Act to further amend Sections 4 and 8 of the act approved the sixteenth day of May, one thousand nine hundred twenty-three (P. L. 207), entitled "An act providing when, how, upon what property, and to what extent, liens shall be allowed for taxes and for municipal improvements, for the removal of nuisances, and for water rents or rates, sewer rates, and lighting rates; for the procedure upon claims filed therefor; the methods for preserving such liens and enforcing payment of such claims; the effect of judicial sales of the properties liened; the distribution of the proceeds of such sales, and the redemption of the property therefrom; for the lien and collection of certain taxes heretofore assessed, and of claims for municipal improvements made and nuisances removed, within six months before the passage of this act; and for the procedure on tax and municipal claims filed under other and prior acts of Assembly," by authorizing the assignment by municipal authorities organized by cities of the second class of their municipal claims and liens to and the purchase thereof by cities, boroughs and townships in which the property subject to such municipal claims or liens is located.

He also, from the Committee on Local Government, reported as committed Senate Bill No. 114, entitled:

An Act to further amend the title and Section 2.1 of the act, approved the eighteenth day of July, one thousand nine hundred thirty-five (P. L. 1286), entitled as amended "An act empowering counties of the second class, cities, boroughs, incorporated towns, and townships to charge and collect from owners of and water users in property



served thereby, annual rentals, rates or charges for the use of certain sewers, sewerage systems and sewage treatment works, including charges for operation, inspection, maintenance, repair, depreciation, and the amortization of indebtedness and interest thereon; empowering counties of the second class, cities, boroughs, incorporated towns and townships to contract with authorities, incorporated towns and townships to contract with authorities organized by counties of the second class or by cities of the third class for sewer, sewerage and sewage treatment services; to grant, convey, lease, transfer, encumber, mortgage and pledge to such authorities, their sewers, sewerage systems and sewage treatment works; to assign and pledge to such authorities rentals, rates and charges charged and collected by them for the use thereof, and to assign to such authorities their power to charge and collect the same; and validating all such contracts, grants, conveyances, leases, transfers, assignments, encumbrances, mortgages and pledges heretofore made," by extending to authorities organized by cities of the second class the provisions therein affecting authorities organized by counties of the second class or by cities of the third class.

He also, from the Committee on Local Government, reported as committed Senate Bill No. 136, entitled:

An Act to further amend section one of the act, approved the eighth day of April, one thousand eight hundred sixty-eight (P. L. 73), entitled "An act to authorize the recorder of deeds in the several counties of this Commonwealth to record the discharges of all honorably discharged officers and soldiers," by specifying in more detail the authority of recorders of deeds in certain instances.

#### BILLS ON FIRST READING

Mr. MAHANY. Mr. President, I move that the Senate do now proceed to the first reading of all bills reported from committees for the first time at today's session.

Mr. WALKER. Mr. President, I second the motion.

The motion was agreed to.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 60, entitled:

An Act to further amend the act, approved the twenty-second day of June, one thousand nine hundred thirty-one (P. L. 594), entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligation of the Commonwealth in the construction of certain structures located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act," by deleting a route in Lancaster County.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 113, entitled:

An Act to further amend Sections 4 and 8 of the act approved the sixteenth day of May, one thousand nine hundred twenty-three (P. L. 207) entitled "An act providing when, how, upon what property, and to what extent, liens shall be allowed for taxes and for municipal improvements, for the removal of nuisances, and for water rents or rates, sewer rates, and lighting rates; for the procedure upon claims filed therefor; the methods for preserving such liens and enforcing payment of such claims; the effect of judicial sales of the properties lien-

the distribution of the proceeds of such sales, and the redemption of the property therefrom; for the lien and collection of certain taxes heretofore assessed, and of claims for municipal improvements made and nuisances removed, within six months before the passage of this act; and for the procedure on tax and municipal claims filed under other and prior acts of Assembly," by authorizing the assignment by municipal authorities organized by cities of the second class of their municipal claims and liens to and the purchase thereof by cities, boroughs and townships in which the property subject to such municipal claims or liens is located.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 114, entitled:

An act to further amend the title and Section 2.1 of the act, approved the eighteenth day of July, one thousand nine hundred thirty-five (P. L. 1286), entitled as amended "An act empowering counties of the second class, cities, boroughs, incorporated towns, and townships to charge and collect from owners of and water users in property served thereby, annual rentals, rates or charges for the use of certain sewers, sewerage systems and sewage treatment works, including charges for operation, inspection, maintenance, repair, depreciation, and the amortization of indebtedness and interest thereon; empowering counties of the second class, cities, boroughs, incorporated towns and townships to contract with authorities organized by counties of the second class or by cities of the third class for sewer, sewerage and sewage treatment services; to grant, convey, lease, transfer, encumber, mortgage and pledge to such authorities, their sewers, sewerage systems and sewage treatment works; to assign and pledge to such authorities rentals, rates and charges charged and collected by them for the use thereof, and to assign to such authorities their power to charge and collect the same; and validating all such contracts, grants, conveyances, leases, transfers, assignments, encumbrances, mortgages and pledges heretofore made," by extending to authorities organized by cities of the second class the provisions therein affecting authorities organized by counties of the second class or by cities of the third class.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 136, entitled:

An act to further amend section one of the act, approved the eighth day of April, one thousand eight hundred sixty-eight (P. L. 73), entitled "An act to authorize the recorder of deeds in the several counties of this Commonwealth to record the discharges of all honorably discharged officers and soldiers," by specifying in more detail the authority of recorders of deeds in certain instances.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

#### PERMISSION TO ADDRESS SENATE

Mr. LANE asked and obtained unanimous consent to address the Senate.

Mr. LANE. Mr. President, they say expression, like confession, is good for the soul. I have had this on my chest for quite awhile and I feel that the Members of the Senate should know something of the details I am about to discuss.

Last July 23, 1952, the Liquor Control Board of the Commonwealth of Pennsylvania awarded a restaurant



liquor license to an individual who, in my opinion, had not in any manner qualified with the provisions of the Liquor Control Act. To add fuel to the fire, the Bureau of Licensing failed to notify those who had lost their right to apply. As to their refusal, the twenty days had expired and it meant that these individuals had to go into the Quarter Sessions Court of my particular county in order to get a hearing. Incidentally, I might add, in prefacing my remarks, that several of the applicants were notified by influential Republicans that had they been registered Republicans, it might have been a different story.

Mr. President, I have before me here today a decision which was handed down by the Court of Quarter Sessions of the Peace of Washington County, which vindicated my position.

About three weeks ago, Mr. President, I had the privilege of talking with one of the Members of the Pennsylvania Liquor Control Board, who was up for confirmation. At that particular time, I pointedly stated to him the shortcomings of the Bureau of Licensing, because, in my humble opinion and in the opinion of the Court of Quarter Sessions of my county, this Bureau of Licensing acted in an arbitrary and a very capricious manner.

Mr. President, I want to spread upon the record this decision by our Court of Quarter Sessions to prove to the Members of the Senate of Pennsylvania that it is about time that we commence to overhaul the Bureau of Licensing, and some of the Liquor Control agents. I say to you that the members of the Liquor Control Board who investigate violations, or applications for licenses, should make a truthful report and nothing fictitious. They should not go out and make untrue statements about applicants in order to fix up the record whereby some person who is not qualified would receive a favorable decision from the Board.

Mr. President, I want it distinctly understood here this afternoon that I do not question the integrity of the Members of the Board. There is a former Member of the Senate on that Board, whom I admire and respect. There is a former Member of the House on that Board, whom I also admire and respect. The other gentleman has my best wishes.

Mr. President, I say to you here that this is not politics, not in any sense of the word. Something should be done, because the Liquor Control Board and its operations are generally spoken of in disrepute throughout this Commonwealth. I know that some of the agents are under the jurisdiction of the Civil Service Commission, but it seems to me that since they carry the sovereignty of the Commonwealth of Pennsylvania on their shoulders, they should at least perform their duties with fidelity and with honesty.

Mr. President, I would like to spread upon the record a copy of the court's decision in this particular case.

#### "IN THE COURT OF QUARTER SESSIONS OF WASHINGTON COUNTY, PENNSYLVANIA

<p>"IN RE: Appeal of HENRY ZERMANI from grant of Liquor License No. R 18524 to Cox and Rishert</p>	}	<p>"No. 249 August Term. 1952, Q.S.</p>
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<p>"IN RE: Appeal of HENRY ZERMANI from refusal of Restau- rant Liquor License</p>	}	<p>"No. 235 August Term. 1952, Q.S.</p>
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<p>"IN RE: Appeal of JOHN JOSEPH LEPUTA from Refusal of Restau- rant Liquor License</p>	}	<p>"No. 234 August Term. 1952, Q.S.</p>
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#### "OPINION

"Per Curiam:

"Seven applicants, including Henry Zermani, John Joseph Leputa, and joint applicants, Walter Cox and William Rishert (hereafter Cox and Rishert), made application to the Pennsylvania Liquor Control Board for the issuance of a Restaurant Liquor License. The census in 1950 authorized the issuance of one additional liquor license in Carroll Township, Washington County. The license was granted to Cox and Rishert, and the others were refused. Appeals from such refusals were made to this court by Henry Zermani and John Joseph Leputa. An appeal to the grant of the liquor license to Cox and Rishert was taken by Henry Zermani, and rule was issued at the instance of Cox and Rishert upon Henry Zermani, to show cause why that portion of the appeal should not be stricken off wherein it refers to the revocation of the license of Cox and Rishert.

"The three parties appeared with their counsel, and entered into a written stipulation of facts. Upon consideration of the records, briefs, and oral arguments, it appears that the Pennsylvania Liquor Control Board held separate hearings on the seven applications before the same Examiner on January 22, 1952. Under date of July 23, 1952, the Pennsylvania Liquor Control Board granted a retail liquor license to Cox and Rishert, but did not give any notice of such action to the disappointed applicants. On August 13, 1952, twenty days after the granting of such license, the Pennsylvania Liquor Control Board refused the applications of Henry Zermani, John Joseph Leputa, and the other applicants, and on the same day sent notices of such refusals to each of them, but such notices were sent twenty days after the granting of the license to Cox and Rishert.

"The opinion filed by the Pennsylvania Liquor Control Board in the matter of the application of Henry Zermani (a similar opinion was filed in the Leputa case) reads, in part, as follows:

"Since there were seven applications filed for the single vacancy under the quota licenses for the said township, the Board required that a hearing be held in each case.

"At the hearings which were held January 22, 1952, the evidence established the following facts:

"1. As provided by law, Carroll Township, Washington County, has a quota of 5 licenses for the retail sale of liquor and malt beverages and there were 4 such licenses in effect of the type counted against the quota on the date on which the said hearings were held, leaving only one vacancy under the quota for the township.

"2. Seven applications have been filed with the Board for new restaurant liquor licenses for premises located within the township, including the application by Henry Zermani.

"After reviewing all of the facts of record pertaining to the seven applications for new restaurant liquor licenses in this township, the Board directed that a restaurant liquor license be granted to one of the other applicants, thereby filling the quota of licenses.

"The Board is, therefore, of the opinion that this application by Henry Zermani for a new restaurant liquor license must be refused for the reason that the quota of licenses for the township has been filled, there being no authority for the issuance of additional retail liquor licenses in excess of the quota, except for establishments in operation as bona fide hotels complying with the specific requirements prescribed by law."

"The appellants complain that the Pennsylvania Liquor Control Board abused its discretion in granting the license



to Cox and Rishert and refusing license to the other appellants.

"Manifestly, the Board could not grant the only available license to each of the seven applicants. It was under the legal necessity of refusing six out of the seven applicants.

"We are satisfied that this Court is powerless to grant relief to an unsuccessful applicant, but we are also satisfied that the Board has been guilty of abuse of its discretion.

"The successful applicants filed one of the later applications for this vacancy, but the reason their application was granted and the others refused does not appear. The inference to be drawn from the reason assigned for refusal of the other applications was that they had been filed too late, as there was then no vacancy. Such inference is in conflict with the facts.

"The court is required under the law to examine, de novo, the evidence to ascertain whether there has been an abuse of discretion, and, if so, this Court has authority to correct such abuse. Counsel for the Pennsylvania Liquor Control Board and for Cox and Rishert contend that the action of the Board should be sustained, and argue that the twenty day period had elapsed before an appeal was taken, and that the appellants are not interested parties. It so happens that counsel for the successful applicant was formerly an examiner for the Liquor Control Board and in answer to a question by a member of the Court, stated that, in his experience, he had not heretofore known of the Board granting a license but withholding notice of such action from other applicants until after the time for appeal had passed. The argument that the appellants have no sufficient interest in the matter was effectually answered in the opinion of Mook, P. J., *Toppo License*, 67 D. & C., 101 (Page 102); 'The testimony and argument of appellant's counsel would be material if appellant had appealed from the action of the board in granting a license to Zimmerman, which he had a right to do, as he had a direct, substantial, immediate and pecuniary interest in that matter: *Seitz Liquor Case*, 157 Pa. Superior Ct., 553, *Appeal of Michael Markvan*, County Court of Allegheny County, No. C 1663 of 1946.'

"If the Liquor Control Board had a reason for selecting Cox and Rishert and for rejecting the applications of the appellants, the Board, as a judicial body, should have given such reason. The reason assigned, i.e., that the quota had already been filled, is a self-made and fictitious reason, and we are not impressed by the argument of counsel for the Board that the twenty-day period for taking appeal had expired, under the circumstances of this case.

"The Legislature, by specifying stringent conditions and conferring discretion upon the Board in the granting of restaurant liquor licenses, has indicated that the conduct of business by such licensees can be detrimental to the peace and morals of the community, and that, while the Board acts in an administrative or quasi-judicial capacity, both the Board and the Court must give primary consideration to the public interest: *Azarewicz Liquor License Case*, 163 Pa. Superior Ct., 459; *Seitz Liquor Case*, 157 Pa. Superior Ct., 553; *Kensington Club Liquor License*, 164 Pa. Superior Ct., 401; *Commonwealth v. Hildebrand*, 139 Pa. Superior Ct., 304; *Spankard's Liquor License Case*, 138 Pa. Superior Ct., 251; *Shaheen's Liquor License Case*, 145 Pa. Superior Ct., 5.

"Justice required that these appeals be remanded to the Pennsylvania Liquor Control Board, with the direction that they take such further proceedings as may be necessary and proper to adjudicate in an orderly judicious manner the applications of the respective parties. The applications of those who have kept their rights alive may be consolidated for the purpose of hearing and adjudication.

"It is not sufficient to persuade the appellate court that it may have reached a different conclusion in the first place if it had heard all of the testimony and considered the evidence, which we have not. We are satisfied that such discretion is and should be vested exclusively in the administrative tribunal, and that, where there are a number of applicants as here, this Court should not hold hearings

'de novo,' but rather that all of the applications should be remanded, so that the Pennsylvania Liquor Control Board may administer its discretionary power in a judicious rather than a tyrannical manner. Artifice should have no place in the administration of justice, particularly where discretionary powers are vested.

"The appeals are, therefore, sustained, and each of the proceedings is remanded to the Pennsylvania Liquor Control Board so that these applications may be considered and adjudicated in the manner provided by the Pennsylvania Liquor Control Law.

#### "ORDER

"AND NOW, this 9th day of February, 1953, the appeal of Henry Zermani at No. 235 August Term, 1952, Q.S., and the appeal of John Joseph Leputa at No. 234 August Term, 1952, Q. S., are sustained; and the appeal of Henry Zermani from the grant of restaurant liquor license No. R 18524 to Cox and Rishert at No. 249 August Term, 1952, Q.S., is sustained.

"The orders of the Pennsylvania Liquor Control Board in each of such respective applications are reversed and set aside.

"The respective proceedings are directed to be returned by the Clerk of Courts to the Pennsylvania Liquor Control Board, which Board is authorized and directed to proceed to hear and decide such applications in accordance with the law relating thereto, and with the directions herein given.

"BY THE COURT  
"PER CURIAM

"ATTEST:

"JOHN M. GOOD, Clerk of Courts"

The PRESIDENT. The court decision, as requested by Senator Lane, will be spread upon the Journal.

#### PARLIAMENTARY INQUIRY

Mr. MAHANY. Mr. President, I rise to a question of parliamentary inquiry.

The PRESIDENT. The gentleman from Crawford, Mr. Mahany, will state his question of parliamentary inquiry.

Mr. MAHANY. Mr. President, some time during the proceedings of the day, we neglected to call up Petitions and Remonstrances. I remember a little while ago, my friend, Senator Yosko, called the attention of the Chair to that, and the Chair advised that, perhaps, when we came back we would return to that Order of Business.

Mr. President, I would like to inquire whether or not we may consider that Order of Business now.

The PRESIDENT. The Majority Floor Leader is in order; he may proceed.

#### PETITIONS AND REMONSTRANCES

Mr MAHANY. Mr. President, I think this is about the first time that I have ever spoken under this particular Order of Business. It usually just gives a fellow a chance to gripe a little bit, I guess, at this particular time.

Mr. President, I guess I made a mistake a couple of weeks ago or so when I saw my friend, Mr. Lindgren, down in the Penn-Harris Hotel and said, "Well, this is one Sunday issue of the Pittsburgh Press that I have read in which I did not see very much against the Members of the Legislature."

Since that time, Mr. President, for the past couple of weeks, they have really been giving us the business. Now, especially was that true in last Sunday's issue.

Mr. President, I am certainly not going to pick any fight with my friend, Mr. Lindgren, or with the Members of the press, generally. I sympathize with them at



times because, after all, they have to fill up a lot of space and sometimes we do not give them enough action down here to allow them to write very much about us. Perhaps we should get into some fisticuffs or something else here on the floor, so that our friends, the reporters, might have a chance to write something interesting about us in the newspapers.

I notice some of our Legislatures, in sister States, have taken up such bills as the prohibition of moonlight dancing and things like that. At least we have not, in this Session, taken up any such legislation and, therefore, the members of the press have not had very much of interest to write about. I did notice that we were called a "Do-Nothing Session of the Legislature" in last Sunday's press, and it was called to the attention of the readers that our calendars were so thin that you could see the light through them.

Mr. President, it is impossible to build up large calendars and do the other things that must be done in connection with a successful Session of the Legislature. I do not look for this Session of the Legislature to break any records as to the number of bills we are going to pass. Outside of the bills that perhaps might be necessitated to implement this Chesterman Committee Report, I look for us to get by this time with, I hope, a one volume Session of the Legislature instead of the two volumes that we have been confronted with during the past Sessions.

You cannot tell Mr. President, by the amount of space that a bill takes up on the calendar as to the amount of work that went into it. For instance, Senate Bill No. 12, sponsored by Senator Walker, does not take up much space on the first page of our calendar, but over \$400,000 went into the preparation of that bill. A great amount of research and a great amount of work was done on it. There are other bills that have appeared before us about which the same thing may be said, that is, that you cannot tell how much work goes into a bill by the amount of space it takes up on the calendar.

I do not think there is any great demand, Mr. President, at least from the people in my district, for any great number of new changes to be made in the laws and, perhaps, this Session can be noted by the amount of work that will be done by the Members in order to affect economies in State Government. I, for one, want to do everything possible to see that the Members of the Legislature now take up the challenge laid down by the Governor in his Message today, and try to have as many hearings as possible on the various recommendations of the Chesterman Committee, and implement those recommendations laid down by the Chesterman Committee with the necessary bills. Then, let us see about getting those bills out on the floor of the Senate for a vote.

Mr. President, there is one other thing I want to say while I am standing here, and that is about something which appeared on the first page of the Pittsburgh Press last Sunday, in which a very lovely picture of my friend, Mrs. Isabella Jones, appears. Now, I certainly do not want to pick a fight with Mrs. Jones either, but I note that she has opposed the adoption bills that are now in the Judiciary General Committee, sponsored by Senator Dent, the Minority Floor Leader, Senator Fleming and myself, as the Majority Floor Leader. I think it certainly should not be that a part of the Administration should oppose any bills that are before this Senate or

before the House. After all, it is up to the Members of the Legislature, who are elected by the people, to decide whether or not legislation is good or bad. We are answerable to the people who elected us and it is up to us, acting independently of the Administrative Branch, to decide whether legislation is needed for the benefit of the people whom we represent. I hope that not only the Department of Welfare but other departments on the Hill will cease and desist from coming in and either sponsoring legislation or opposing legislation which is before the Legislature.

Mr. President, I know this much, that these bills which were prepared and sponsored by my colleagues, with the great help of former Senator Cox, who is now a Judge of the Orphans' Court of Allegheny County, were prepared after a great deal of study. Judge Cox is an expert, I think, by reason of his experience on adoption and what is needed to get adoptable children into homes of people who would like to adopt them.

Mr. President, tonight, as the sun goes down and night falls, there are a great many thousands of youngsters who are in the various orphanages of this Commonwealth who, perhaps, are going to go to sleep with tears in their eyes because they are failing to get the love and affection that might be theirs if they were in homes of adopted parents. It is up to us to do everything possible to see that this condition is remedied. I know of a great many cases where children's lives could very well have been wrecked had they not been taken into homes where they received the love and affection which was there for them.

Mr. President, it is up to us to see to it that this State takes appropriate action, from the experience of sister States in connection with this, and appoints some kind of a commission or some type of a bureau which will try to go into these various institutions and ascertain the parental circumstances surrounding these children; perhaps their parents have died and they only have an aunt or an uncle, or some relative, who does not care about them. However, because nobody does care and nobody takes the burden of doing something about them, those children are still there. We should see to it that some system is set up so that these children may be placed in the right kind of homes.

Mr. President, I trust that the Department of Welfare, or any other department for that matter, will try to aid us in our efforts to see that that is done.

Now, so much for the Pittsburgh Press. I really got my money's worth out of reading it last Sunday, and I do not mean to pick any fights with the newspapers. However, I think as we read these newspapers from time to time, that we should get up here and if they are a little bit wrong about their attitude toward us, we should take the time to call their attention to it. I feel that they will try to correct it. I think they are trying to report the news as accurately as they can.

Mr. President, one other thing which I think some of us Senators were misquoted on by our friend, Joe Miller, was that I think he said Senator Berger, and I, and others were against any open hearings on these matters that have been recommended by the Chesterman Committee. I want to assure my friend, Joe Miller, that not only on this but on all other legislation and all other matters I am for having the people come in here and let



us know their wants, and have as many open hearings as possible. That is what we intend to do in connection with the bills before this Session of the Legislature.

Mr. DENT. Mr. President and Members of the Senate, continuing in the friendly fashion started by the Majority Floor Leader, and not wishing to pick a fight with anybody, which is unusual, I want to say, in commenting on the Governor's address this evening, that the Democratic Minority, of course, will cooperate to the fullest in every phase of the action to be taken on the Chesterman Report that deals with economy in government.

Mr. President, the merger consolidation of the various bureaus and departments of government has long been the theme of the Democratic policy on this Hill. If the Senators will allow me the privilege, in the very near future I expect to review the past ten or twelve years of Legislative Sessions and the various speeches that I have made upon the floor, dealing with the very subjects covered by the Chesterman Report. I hope to be able to point out that over the years the Democratic Minority has called for many of the recommendations now being made by the Chesterman Committee. We hope to accomplish that by holding the hearings that have been promised, and by close attention to the details of the task force reports. I am hoping, too, that the Majority Leader will make available to the Members of the Senate, if they so desire, the task force reports, because in my experience it has always been found that oft times the work sheets are more illuminating than the finished product which is brought out on the assembly line.

Therefore, Mr. President, I want the people of Pennsylvania to know that we will do everything in our power, as a minority, to put through during this Session all the economies possible in order that the tax burden may be lifted from the shoulders of the heavily burdened taxpayers of Pennsylvania.

Mr. HALUSKA. Mr. President, I listened attentively to the report from the Governor, and the records show that since he has been Governor I am one man who has very seldom been found ready to agree with him. However, tonight, I must confess, I agree with his statements, because throughout the years my colleague from Westmoreland County, Senator Dent, and others, have pointed out to this Senate the extravagance in government, lack of economy, overlapping of departments and duplications.

Mr. President, again, as the Governor pointed out this evening on three or four occasions, he referred to previous administrations which he inherited, all of which convinces me now, thoroughly, that there must be an awful mess on Capitol Hill.

Mr. YOSKO. Mr. President, I listened very attentively to the distinguished Majority Leader's remarks and, in defense of the members of the press, I want to say that I, too, read the newspapers and from what I have read they have reported correctly what has happened in this Chamber. They report what they see and they report what they hear.

Mr. President, there is no question about the fact that we have been delinquent in our duties, and for that reason we have done little or nothing during this Session. It is all because of a lack of a legislative program. I do not know to this day where we are going. What is the procedure that we are going to follow to clean up this mess? We found out this afternoon, as we have been reading

over a period of months, that a mess does exist here on Capital Hill.

Mr. President, I will tell you now, as I say whenever I get a chance to talk and as I say each Sunday on the radio, if we continue to come up here two days a week, and if we are to clean up this hodgepodge that exists here, not in this Chamber but in the State Government, we will be here not only for a period equivalent to last Session but we will be here this time next year. We have got to get a program together of some kind; we have got to establish some kind of a procedure. I have some things in mind, and I expect to present a resolution that I think will be helpful to the situation.

I said before Mr. President, and I say again, we are here to legislate, but we cannot legislate without facts. The only place we can get facts is by public hearings, but not public hearings that are set for a half hour, or an hour or two hours. They must be public hearings for as long as it will take to complete that public hearing, so that we can get all of the facts and all of the figures and all of the data that is needed to clean up one department at a time. We have got to go into it in proper order, with a properly established procedure. If we do that, we will expedite our work here; if we do not, we just will not expedite our work.

Mr. President, I was glad to hear the distinguished Majority Floor Leader say that he is for public hearings on any matter that is of interest to the general public. As of now, he has been the chronic objector. I trust and I hope that when a resolution is presented calling upon the Senate, or the Senate and the House, to conduct an investigation that is of interest to the people in order that we can get facts, facts about which we are called upon to legislate, that he will not say, "I object."

Mr. President, told the distinguished Majority Leader earlier in the Session that if he would adopt the policy of objecting to every resolution that was presented, regardless of merit, I would stack up my desk with audit reports and I would start to read them. Then, if he wanted to construe my actions as a filibuster, that was entirely up to him. There is only one way that you can call to the attention of the public those things which are wrong, and those things which are needed, and that is by some drastic action. The filibuster, I suppose, is the best way that it can be done.

Mr. President, I say again, I am happy that the Majority Leader now has said for the record that he is for public hearings, and we will find out the sincerity of his statement within a very short time.

Mr. MAHANY. Mr. President, to correct Senator Yosko's statement, I did not object to his resolutions but I objected to the immediate consideration of them. This is a deliberative body and I would like to have all my colleagues know, if they think that I am going to stand idly by here while they take up resolutions involving controversies which need a great deal of study and, perhaps, are in connection with the controversies in Washington, as were presented by some resolutions here last week, requiring a great deal of study and many hearings on the part of our Congressmen, and expect us, without any notice, just to rear back here and everybody vote "aye" on them without any particular study, then they are mistaken as far as my attitude is concerned.

Mr. President, if someone wants to get up here and



present a resolution congratulating a local football team on their splendid record, and desires immediate consideration of such a resolution, I will go along with that and will not object. If they want to congratulate somebody on their birthday, I will not object. However, if they are, if anyone, for that matter, is going to present resolutions which are going to require study, then there is only one thing for me to do, and that is to object to the immediate consideration so that they may be referred to the proper committee. After all, that is what we have these committees for in the Senate. After that committee has studied the resolution, and feels that it has merit and reports it to the floor, then we may act upon it. I may vote "aye" for many of those resolutions which Senator Yosko has presented if the committees report them.

### INTERROGATION

Mr. YOSKO. Mr. President, I desire to interrogate the Majority Floor Leader, Senator Mahany.

The PRESIDENT. Will the gentleman from Crawford, Mr. Mahany, permit himself to be interrogated?

Mr. MAHANY. I will, Mr. President.

Mr. YOSKO. Senator Mahany, will you agree to a conference to discuss a change in the Rules of the Senate that would compel action on the resolutions that are referred to committees and to which you object so far as immediate consideration is concerned, so that within a given specified time those resolutions can be reported from committee for debate?

My experience, Mr. Majority Leader, has been that when a resolution is objected to and it goes to committee, it never again sees the light of day. Forty-three of them went to the Rules Committee last year, and about twenty some to other committees, and they just never saw the light of day. I wonder whether the same procedure is going to be followed this time.

Mr. MAHANY. Mr. President, in answer to that question, I will be glad to have a conference with Senator Yosko or any other Senator at any time, but I cannot very well upset the Rules here.

Mr. President, when a committee is in charge of any legislation or a resolution, it is in the hands of that committee. If they decide not to report it to the floor, then there is only one way that we have of making them do so and that is by a motion to discharge the committee. Since I have been in the Legislature, I do not believe that such a motion has ever prevailed. I believe that when the Democrats were in control of the various branches of the Legislature, no motion like that ever got through. So, I will be glad to have a conference with the Senator.

Mr. LEADER. Mr. President, I would like to take a few minutes to bring to the attention of the gentlemen of the Senate a phase of the economy of our Nation which has not received a great deal of attention here in the General Assembly since I have been a Member of it, and that is our agricultural economy.

Mr. President, in the year 1900, there were nearly 225,000 farms in Pennsylvania, with 13,209,000 acres under cultivation. By 1950, there were less than 150,000 farms in Pennsylvania, with 8,000,000 acres under cultivation. In spite of this decline in acreage, production on farms was at an all-time high. This speaks well for the Pennsylvania farmer who has been brought up on the noblest traditions of free enterprise, moral responsibility, frugal

management and old-fashioned toil. In spite of all of these splendid qualities of the Pennsylvania farmer, his combining of education, knowledge and experience with science, power and machinery to attain a new peak in the production of crops, livestock, poultry, eggs and dairy products, he is facing a most serious crisis comparable to that which beset him prior to the farm depression of the early twenties. Indicative of the tightening pinch is the net increase of more than \$2,000,000,000 in farm debt mostly short-term, in the past year. Rising costs may boost this another \$3,000,000,000 this year, Washington economists predict.

Farm prices now at a postwar low, Mr. President, are expected to drop another five per cent in the next few months with another five per cent rise in cost. At the same time, the marketing cost has increased. In other words, the farmer was receiving fifty-four per cent of the retail price a year ago; now he is getting only forty-five per cent of the retail price. Farm exports have fallen off thirty per cent, while a large part of the world's population lives on starvation diets.

Yes, Mr. President, we on the farms of Pennsylvania are willing to "earn our bread by the sweat of our brow" if that is enough to provide for us a modern standard of living for ourselves and our children. We are willing to utilize the wonders of science and education as well as the fruits of research if that is enough to give us parity of income with other segments of our society. Yes, we are willing to do all that if we can be sure that when we have trusted our future to the tender mercies of the law of supply and demand that we have the necessary safeguards to protect us from the ruthless fate of the many farmers who have felt disaster when exposed to the law of supply and demand in the twenties and early thirties.

As a farmer, Mr. President, I am not prone to criticize hastily the new administration in Washington. I cannot, however, overlook the personal affront I feel as a farmer when the press reports that the new Secretary of Agriculture seeks to cure the many ills of agriculture by the timeworn prescription of "hard work and moral integrity."

The farmer, Mr. President, has certain fixed costs that he must meet to survive such as interest, taxes, support of his family. That requires twice as much \$1.00 per bushel corn as \$2.00 per bushel corn, so as the price declines, production must by necessity increase and, by the same token, surpluses increase. He needs more than an exposition on the system of free enterprise to cope with his problems. President Eisenhower recognized this at Kasson, Minnesota, in the major agricultural speech of the campaign, when he promised the farmers one hundred per cent parity support prices.

Mr. President, I personally do not know if subsidy is the answer. I do not know if increased exports will be the answer, but I do know that farmers, though a hearty and independent people, expect sound, constructive, aggressive action on the part of government. I also know that sooner or later our entire economy will stand or fall on the basis of the strength of our agricultural economy. If, as the Secretary of Agriculture believes, price supports are a form of "disaster insurance", then it might be well to determine soon when does a disaster exist, before, during or after the process of separating

the farmer from his farm? Is it a disaster to destroy the family type farmer, or only to destroy the corporate type farm?

Agriculture has always been subsidized, Mr. President. Transportation in all its forms has been subsidized. Many of the professions today, including medicine, the law and teaching, are subsidized. Industry through tax write-offs is being subsidized. The farmer, though prouder than some of these, and though his organizations have oftentimes spoken out against subsidy, history would indicate that he was, in a broad sense, subsidized from the very beginnings here in America.

Mr. President, much of the frontier was settled by squatters and homesteaders. He sold low cost food from the bounty of his Creator until the substance of the soil would no longer produce, and then he moved on from one divine subsidy to another on new land on a new frontier. Finally, with no more land to conquer, agriculture's collapse gave inspiration to writers to paint word pictures like "The Grapes of Wrath" and "Rich Land Poor Land," to arouse public consciousness on the part of people of both country and city of the imperative need for government subsidies in conservation payments and price supports at near parity levels.

Mr. President, I have no complaint against the men who have been selected to head the Department of Agriculture in Washington, though they do not come from the farms of America, but it is the statement of policy by an administrator that I fear. Law and policy are the prerogatives of the representations of the people, and price supports and conservation are the products of law. These laws are sound and workable as proved by trial and error and experimentation, and should not be changed by the whims of an administrator but by the collective thinking of law-makers.

To destroy these creations, Mr. President, without creating something to fill the void would result in several catastrophes. One, it would be a return to the destruc-

tion of our soil. Two, it would mean further and much greater exploitation of child labor at the expense of building a better and finer generation. Three, it will mean that we shall endanger the food supply and the living standard of our country. Fourth, it will set up the conditions for a major depression for the entire Country.

Mr. President, we have made progress on the farms of America in the past twenty years. With more automobiles, tractors, bathrooms and electric freezers, farmers have now learned to live like other people and they will not be satisfied to go back to the old days, and I will not say the "Good Old Days." You may travel in any direction, Mr. President, from Harrisburg, and visit any farmer you meet, and I assure you that you will not discover any absence of sweat on the brow of any of us. However, I resent, and I am sure my comrades in toil resent, any responsible statement from an agricultural administrator to further punish the farmer by driving him from his hard earned "Garden of Eden" with the injunction, "By the sweat of thy face shall thou eat bread."

Mr. HARNEY. Mr. President, in reply to Senator Leader's remarks, as far as the Secretary of Agriculture is concerned on a National level, he is working entirely under laws that were passed by a Democratic administration, and there have been no laws changed as far as the Republican administration is concerned.

#### ADJOURNMENT

Mr. MAHANY. Mr. President, I move that the Senate do now adjourn until Tuesday, February 24, 1953, at 8:00 o'clock a. m., Eastern Standard Time.

Mr. WALKER. Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 7:16 o'clock p. m., Eastern Standard Time, until Tuesday, February 24, 1953, at 8:00 o'clock a. m., Eastern Standard Time.



## HOUSE OF REPRESENTATIVES

MONDAY, February 23, 1953

The House met at 4:30 p. m.

The SPEAKER (Charles C. Smith) in the Chair.

## PRAYER

The Reverend Walter Kennedy, Pastor of the Templeton and Goheenville Presbyterian Church, guest of the gentlemen from Armstrong, Mr. Helm and Mr. Guthrie, offered the following prayer:

Eternal God, Who hast been our help in times past, our only hope for days to come, we beseech Thee to look upon these Thy servants who here serve the public well and enable them to be wise interpreters of the signs of the times. May we in all our ways acknowledge Thee that Thou mightest direct our paths. In all the deliberation of this day, keep our motives clean, our vision clear, our speech guarded, our appraisals fair, and our consciences unbetrayed.

Bless the President of the United States, the Governor of this Commonwealth and all associated with them in the exercise of the duties to which they have been called. Make all of us worthy of our high heritage and of the sacrifices even now being made by men who are giving the last full measure of their devotion on far-flung battlefields. May our dedication match their devotion. We ask in that name which is above every name. Amen.

JOURNALS OF FEBRUARY 16 AND 17  
APPROVED

The SPEAKER. Are there any corrections to the Journals of Monday and Tuesday, February 16 and 17, 1953? If not, and without objection, the Journals are approved.

## COMMUNICATION FROM GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

## REQUEST TO ADDRESS JOINT ASSEMBLY

Commonwealth of Pennsylvania,  
Governor's Office, February 23, 1953.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

If it meets with the approval of the General Assembly, I should like to address the members in Joint Session today, at five-thirty o'clock p. m.

JOHN S. FINE.

GOVERNOR INVITED TO ADDRESS JOINT  
ASSEMBLY

Mr. MIKULA. Mr. Speaker, I move that the Governor, the Honorable John S. Fine, be invited to the Hall of the House of Representatives to address the General Assembly at a time to be fixed by concurrent resolution.

The motion was agreed to.

## SENATE MESSAGE

## JOINT SESSION

The Clerk of the Senate being introduced presented an extract from the Journal of the Senate, which was read as follows:

In the Senate, February 23, 1953.

Resolved, (if the House of Representatives concur),

That the Senate and House of Representatives meet in joint session Monday, February 23, 1953, at five-thirty o'clock P. M. in the Hall of the House of Representatives for the purpose of hearing an address by His Excellency, the Governor of the Commonwealth.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

On the question,

Will the House concur in the resolution of the Senate?

It was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

## SENATE MESSAGE

COMMITTEE TO ESCORT GOVERNOR TO HALL OF  
HOUSE

The Clerk of the Senate being introduced presented an extract from the Journal of the Senate, which was read as follows:

In the Senate, February 23, 1953.

Resolved, (if the House of Representatives concur), That a committee of three on the part of the Senate be appointed to act with a similar committee on the part of the House of Representatives (if the House shall appoint such committee), to escort His Excellency, the Governor of the Commonwealth, to the Hall of the House of Representatives to address the Members of the General Assembly in Joint Session, pursuant to a resolution already adopted by the Senate and the House of Representatives.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

On the question,

Will the House concur in the resolution of the Senate?

It was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

## COMMITTEE APPOINTED

The SPEAKER. The Chair appoints as a committee on the part of the House to escort the Governor to the Hall of the House Messrs. Mikula, Leisey and Hersch.

## RESOLUTION

COMMITTEE TO ESCORT SENATE TO HALL OF THE  
HOUSE

Mr. WATERHOUSE offered a resolution which was read, considered and adopted as follows:

In the House of Representatives, Monday, February 23, 1953.

"Resolved, That the Speaker appoint a committee of two to escort the Members of the Senate to the Hall of the House for the purpose of attending the joint session of the General Assembly."

## COMMITTEE APPOINTED

The SPEAKER. The Chair appoints as a committee to wait upon the Senate and escort it to the Hall of the House Messrs. Waterhouse and Stank.

## SENATE MESSAGE

## TIME OF NEXT MEETING

The Clerk of the Senate being introduced presented an extract from the Journal of the Senate, which was read as follows:

In the Senate, February 23, 1953.

Resolved, (if the House of Representatives concur), That when the Senate adjourns this week it reconvene on Monday, March 2, 1953 at four o'clock P. M., E. S. T.,

and when the House of Representatives adjourns this week it reconvene on Monday, March 2, 1953 at four-thirty o'clock P. M., E. S. T.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

On the question,

Will the House concur in the resolution of the Senate?

It was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

## BILLS INTRODUCED AND REFERRED

By Mr. FROST.

HOUSE BILL No. 297.

An Act to add Section 13.2 to the act, approved the twenty-seventh day of June, one thousand nine hundred twenty-three (P. L. 858) entitled "An act establishing a State employees' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing State employees, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon the heads of departments in which State employees serve; excepting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties" by providing an additional State annuity for certain beneficiaries and appropriations therefor.

Referred to the Committee on State Government.

By Mr. SUCHER.

HOUSE BILL No. 298.

An Act to further amend the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon the owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts, making an appropriation and providing for refunds," by prohibiting the issue of operators' licenses and learners' permits to persons under eighteen years of age.

Referred to the Committee on Motor Vehicles.

By Messrs. POLTENSTEIN and GRANVILLE E. JONES.

HOUSE BILL No. 299.

An Act to amend Section 1220 of the act, approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1333) entitled "An act concerning elections, including general, municipal, special and primary elections, the nomination of candidates, primary and election expenses and election contests; creating and defining membership of county boards of elections; imposing duties upon the Secretary of the Commonwealth, courts, county boards of elections, county commissioners; imposing penalties for violation of the act, and codifying, revising and consolidating the laws relating thereto; and repealing

certain acts and parts of acts relating to elections," by allowing candidates to enter polling places.

Referred to the Committee on Elections and Apportionment.

By Messrs. HOCKER and ROYER.

HOUSE BILL No. 300.

An Act to further amend Section 5 of the act, approved the eleventh day of June, one thousand nine hundred forty-seven (P. L. 565), entitled "An act providing compensation to certain persons who served in the military or naval forces of the United States or of any of her allies during World War II; providing the method of making payment to representatives of persons who, because of death or incapacity, cannot personally receive compensation; imposing certain duties on the Adjutant General; making an appropriation, and providing penalties," by extending the time during which applications may be filed for veterans' compensation.

Referred to the Committee on Military Affairs.

By Messrs. JIM and McWHERTER.

HOUSE BILL No. 301.

An Act to further amend the act approved the twenty-ninth day of April, one thousand nine hundred thirty-seven (P. L. 487), entitled "An act to provide for the permanent personal registration of electors in boroughs, towns, and townships as a condition of their right to vote at elections and primaries, and their enrollment as members of political parties as a further condition of their right to vote at primaries; prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors; requiring the county commissioners of the various counties to act as a registration commission therefor; and prescribing the powers and duties of citizens, parties, political bodies, registration commissions, commissioners, registrars, inspectors of registration and other appointees of registration, commissions, county election boards, election officers, municipal officers, departments and bureaus, police officers, courts, judges, prothonotaries, sheriffs, county commissioners, peace officers, county treasurers, county controllers, registrars of vital statistics, certain public utility corporations, real estate brokers, rental agents, and boards of school directors; and imposing penalties," by further regulating registration of persons in military service.

Referred to the Committee on Elections and Apportionment.

By Messrs. TOLL and LEVEN. HOUSE BILL No. 302.

An Act to amend Section 1 of the act, approved the tenth day of June, one thousand eight hundred ninety-seven (P. L. 139), entitled "An act to limit the period of time within which suits may be brought against sureties of constables," by providing that suits on constables' bonds shall be brought within six years from time at which cause of action arose.

Referred to the Committee on Judiciary.

By Messrs. BAZIN and LEVEN. HOUSE BILL No. 303.

An Act to amend Section 1501 of the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto," by abolishing half-day school sessions.

Referred to the Committee on Education.



By Mr. GLICK.

HOUSE BILL No. 304.

An Act to add Section 11.1 to the act, approved the fifth day of January, one thousand nine hundred fifty-two (P. L. 1821), entitled "An act to fix the salaries and compensation of the judges of the Supreme Court, the judges of the Superior Court, the judges of the courts of common pleas, the judges of the orphans' courts, the judges of the Municipal Court of Philadelphia and the judges of the County Court of Allegheny County, certain associate judges not learned in the law, and repealing certain acts inconsistent herewith," by providing increases based on service.

Referred to the Committee on State Government.

By Mr. THOMAS H. W. JONES. HOUSE BILL No. 305.

An Act to further amend Section 1 of the act, approved the fourth day of June, one thousand nine hundred thirty-seven (P. L. 1625), entitled "An act providing for the creation, maintenance and operation of a county employees retirement system in counties of the third class; and imposing certain charges on counties," by designating employees of the county planning commission as county employees.

Referred to the Committee on Counties.

By Mr. THOMAS H. W. JONES. HOUSE BILL No. 306.

An Act to further amend the act, approved the second day of May, one thousand nine hundred twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto," by regulating the organization of county planning commissions except in second class counties; providing for bonds of treasurers of such commissions and authorizing certain fiscal and wage fixing powers for such commissions upon resolution of the county commissioners.

Referred to the Committee on Counties.

By Mr. LIPPINCOTT.

HOUSE BILL No. 307.

An Act making a deficiency appropriation to the Brandywine Battlefield Park Commission for the payment of necessary expenses.

Referred to the Committee on Appropriations.

By Mr. LIPPINCOTT.

HOUSE BILL No. 308.

An Act making an appropriation to Sleighton Farm School for Girls situate in Delaware County, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. DUNN.

HOUSE BILL No. 309.

An Act to amend Section 821 of the act approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees, prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof; owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth,

liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees and miscellaneous receipts; making an appropriation and providing for refunds," by increasing penalties for operating a vehicle so constructed or loaded as to allow the contents to escape; and making violators liable for cost of removing escaped contents.

Referred to the Committee on Motor Vehicles.

By Mr. COOPER.

HOUSE BILL No. 310.

A Joint Resolution proposing an amendment to section eight, article five of the Constitution of the Commonwealth of Pennsylvania, authorizing the Court of Common Pleas of Allegheny County to detail one or more of the judges of the County Court to hold the courts of oyer and terminer and the courts of quarter sessions of the peace of said county.

Referred to the Committee on Judiciary.

By Mr. MUSTO.

HOUSE BILL No. 311.

An Act to amend subsection (b) of Section 1407 of the act, approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1333), entitled "An act concerning elections, including general, municipal, special and primary elections, the nomination of candidates, primary and election expenses and election contests; creating and defining membership of county boards of elections; imposing duties upon the Secretary of the Commonwealth, courts, county boards of elections, county commissioners; imposing penalties for violation of the act, and codifying, revising and consolidating the laws relating thereto; and repealing certain acts and parts of acts relating to elections," by authorizing appeals to the Superior Court in certain cases of fraud or error.

Referred to the Committee on Elections and Apportionment.

By Mr. BULLEN.

HOUSE BILL No. 312.

An Act to further amend the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers; and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employees in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments, boards and commissions shall be determined," by transferring the Brandywine Battlefield Park Commission to the Department of Forests and Waters, and making the commission a departmental administrative commission of the Department of Forests and Waters.

Referred to Committee on State Government.

By Mr. BARKDOLL.

HOUSE BILL No. 313.

An Act to amend Section 406 and clause (7) of Section 492 of the act, approved the twelfth day of April, one thousand nine hundred fifty-one (P. L. 90) entitled "An act relating to alcoholic liquors, alcohol and malt and brewed beverages; amending, revising, consolidating and



changing the laws relating thereto; regulating and restricting the manufacture, purchase, sale, possession, consumption, importation, transportation, furnishing, holding in bond, holding in storage, traffic in and use of alcoholic liquors, alcohol and malt and brewed beverages and the persons engaged or employed therein; defining the powers and duties of the Pennsylvania Liquor Control Board; providing for the establishment and operation of State liquor stores, for the payment of certain license fees to the respective municipalities and townships, for the abatement of certain nuisances and, in certain cases, for search and seizure without warrant; prescribing penalties and forfeitures; providing for local option, and repealing existing laws," by forbidding the sale by clubs of liquor, or malt or brewed beverages, between the hours of Saturday midnight and seven o'clock antemeridian Monday.

Referred to the Committee on Liquor Control.

By Mr. SNIDER. HOUSE BILL No. 314.

An Act directing the Department of Highways to transfer the Searight Toll House to the Pennsylvania Historical and Museum Commission providing for the restoration of the Toll House authorizing the Department of Property and Supplies to convey the Toll House to the Westmoreland-Fayette Historical Society and making an appropriation.

Referred to Committee on Appropriations.

By Mr. ZIEGLER. HOUSE BILL No. 315.

An Act to further amend Subsection (a) of Section 1201 of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by requiring information to be brought before the available magistrate nearest the first exit to the Turnpike from the point of the alleged violation.

Referred to the Committee on Motor Vehicles.

By Messrs. JIM and McWHERTER.  
HOUSE BILL No. 316.

An Act to further amend the act approved the twenty-fifth day of May, one thousand nine hundred thirty-seven (P. L. 849), entitled "An act to provide for the permanent personal registration of electors in cities of the third class as a condition of their right to vote at elections and primaries, and their enrollment as members of political parties as a further condition of their right to vote at primaries; prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors; and prescribing the powers and duties of citizens, parties, political bodies, registration commissions, commissioners, registrars, inspectors of registration and other appointees of registration commissions,

county election boards, election officers, municipal officers, departments and bureaus, police officers, courts, judges, prothonotaries, sheriffs, county commissioners, peace officers, county treasurers, county controllers, registrars of vital statistics, certain public utility corporations, real estate brokers, rental agents, and boards of school directors; imposing penalties; and repealing existing legislation," by further regulating registration of persons in military service.

Referred to the Committee on Elections and Apportionment.

By Messrs. COOPER, SCHMIDT, SARRAF and  
VAUGHAN. HOUSE BILL No. 317.

A Joint Resolution proposing an amendment to article eight, section eighteen of the Constitution of the Commonwealth of Pennsylvania by further providing for absentee voting by qualified war veterans.

Referred to the Committee on Elections and Apportionment.

By Messrs. RICHTER and WILT. HOUSE BILL No. 318.

An Act to provide revenue by imposing a State tax payable by those herein defined as distributors of lubricating oil, used or sold and delivered within the Commonwealth, providing for the collection and lien of the tax requiring such distributors to secure permits to give security to file reports and to retain certain records imposing duties on retail dealers, common carriers and such distributors, conferring powers and imposing duties on certain State officers and departments providing for refunds imposing penalties and making an appropriation.

Referred to the Committee on Ways and Means.

By Messrs. MUSTO and CURWOOD.  
HOUSE BILL No. 319.

An Act to add subsection (b.1) to Section 614 of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by requiring the secretary to revoke operating privileges of persons who have requested or received assistance in voting, making books and records of county boards of election and county boards of registration commissions available for such purposes.

Referred to the Committee on Motor Vehicles.

By Mrs. VARALLO and Mrs. COYLE.  
HOUSE BILL No. 320.

An Act to add Section 699.8 of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-nine (P. L. 872), entitled "An act to consolidate,



amend and revise the penal laws of the Commonwealth," by prohibiting the manufacture or sale of inflammable hair sprays unless label on container sets forth danger of inflammability.

Referred to the Committee on Law and Order.

By Messrs. TOLL and WELSH, Mrs. Coyle, and  
Mr. LEVEN. HOUSE BILL No. 321.

An Act to add a concluding proviso to the end of subsection (c) of Section 20 of the act, approved the thirtieth day of March, one thousand nine hundred thirty-seven (P. L. 115), entitled "An act to provide for the permanent personal registration of electors in cities of the first class as a condition of their right to vote at elections and primaries, and their enrollment as members of political parties as a further condition of their right to vote at primaries; prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors; and prescribing the powers and duties of citizens, parties, bodies of electors, registration commissions, commissioners, registrars, inspectors of registration and other appointees of registration commission, election officers, municipal officers, departments and bureaus, police officers, courts, judges, prothonotaries, sheriffs, county commissioners, peace officers, county treasurers, county controllers, registrars of vital statistics, real estate brokers, rental agents, certain public service companies, persons, firms, and corporations operating vehicles for moving furniture and household goods, and boards of school directors; and imposing penalties," by providing that proof of citizenship need not be reestablished on re-registering within the same county.

Referred to the Committee on Elections and Apportionment.

By Messrs. TOLL, LEVEN and LEDERER.  
HOUSE BILL No. 322.

An Act to further amend Clause (d) of Section 1012 of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by requiring the installation on all motor vehicles of mechanical or electrical directional signal equipment of a type approved by the Secretary of Revenue.

Referred to the Committee on Motor Vehicles.

By Messrs. TOLL, LEVEN, WELSH and LEDERER.  
HOUSE BILL No. 323.

An Act to further amend subsection (a) of Section 412 of the act, approved the third day of June, one thousand nine hundred thirty-seven, (P. L. 1333), entitled "An act concerning elections, including general, municipal,

special and primary elections, the nomination of candidates, primary and election expenses and election contests; creating and defining membership of county boards of elections; imposing duties upon the Secretary of the Commonwealth, courts, county boards of elections, county commissioners; imposing penalties for violation of the act, and codifying, revising and consolidating the laws relating thereto; and repealing certain acts and parts of acts relating to elections," by increasing the compensation of election officers in counties of the first and second classes.

Referred to the Committee on Elections and Apportionment.

By Messrs. TOLL, LEVEN and WELSH.  
HOUSE BILL No. 324.

An Act fixing the fee for witnesses at coroner's hearings.

Referred to the Committee on Counties.

By Mr. CONNELLY. HOUSE BILL No. 325.

An Act making an appropriation to the Glen Mills School situate in Delaware County, Pennsylvania.

Referred to the Committee on Appropriations.

By Messrs. TAYLOR and MULDOWNEY.  
HOUSE BILL No. 326.

An Act to amend the act, approved the twenty-fourth day of April, one thousand nine hundred thirteen (P. L. 114), entitled "An act regulating the time of payment of wages and earnings, and providing a penalty for violation thereof," by providing that wages and earnings be paid weekly.

Referred to the Committee on Labor Relations.

By Mr. McGEE and Mrs. VARALLO.  
HOUSE BILL No. 327.

An Act making it a misdemeanor to manufacture, sell or offer for sale, or expose for sale any air-rifle, B-B gun or similar toy which has become a dangerous instrumentality and providing penalties.

Referred to the Committee on Law and Order.

By Messrs. WILT and GLEASON  
HOUSE BILL No. 328.

An Act to amend the act, approved the twelfth day of April, one thousand nine hundred fifty-one (P. L. 90), entitled "An act relating to alcoholic liquors, alcohol and malt and brewed beverages; amending, revising, consolidating and changing the laws relating thereto; regulating and restricting the manufacture, purchase, sale, possession, consumption, importation, transportation, furnishing, holding in bond, holding in storage, traffic in and use of alcoholic liquors, alcohol and malt and brewed beverages and the persons engaged or employed therein; defining the powers and duties of the Pennsylvania Liquor Control Board; providing for the establishment and operation of State liquor stores, for the payment of certain license fees to the respective municipalities and townships, for the abatement of certain nuisances and, in certain cases, for search and seizure without warrant; prescribing penalties and forfeitures; providing for local option, and repealing existing laws," by prohibiting the sale of liquor and malt or brewed beverages on certain holidays.

Referred to the Committee on Liquor Control.

By Messrs. VAUGHAN and WILT.

HOUSE BILL No. 329.

An Act prohibiting payment of pension or retirement payments, established by the Commonwealth or any of its political subdivisions, to persons who are employed by the Federal Government, the Commonwealth or its political subdivisions and providing penalties.

Referred to the Committee on State Government.

By Mr. VAUGHAN.

HOUSE BILL No. 330.

An Act to further amend the act, approved the twenty-fifth day of May, one thousand nine hundred thirty-three (P. L. 1050) entitled "An act creating and establishing a fund for the care, maintenance, and relief of aged, retired and disabled employes of the bureau of fire in cities of the second class; creating a board for the management thereof; providing the mode and manner of payment to beneficiaries, and for the care and disposition of its funds; and providing for the transfer and payment of all moneys and securities in existing funds in similar boards superseded by the fund and board herein created," by changing the amounts of payments to beneficiaries.

Referred to the Committee on Cities—Counties First-Second and Second Class A.

By Messrs. STANK and GLEASON.

HOUSE BILL No. 331.

An Act to further amend the act, approved the twenty-fifth day of June, one thousand nine hundred forty-seven (P. L. 972), entitled "An act relating to the annual salaries of certain county officers of counties of the fifth class," by increasing the salaries of jury commissioners' fees.

Referred to the Committee on Counties.

By Messrs. SARRAF and NEEDHAM.

HOUSE BILL No. 332.

An Act providing for State reimbursement of cities and counties caring for tuberculosis patients from their own tax funds; and making an appropriation.

Referred to the Committee on Appropriations.

By Mr. WILBUR H. HAMILTON.

HOUSE BILL No. 333.

An Act to further amend the act, approved the twenty-fourth day of May, one thousand eight hundred and ninety-three (P. L. 129), entitled "An act to empower boroughs and cities to establish a police pension fund, to take property in trust therefor and regulating and providing for the regulation of the same," by providing a method of paying service increments from the retirement fund in cities of the first class to members of the police force after retirement.

Referred to the Committee on Cities—Counties—First-Second and Second Class A.

By Mr. WILBUR H. HAMILTON.

HOUSE BILL No. 334.

An Act to further amend Section 1 of the act, approved the twenty-fourth day of May, one thousand eight hundred ninety-three (P. L. 129), entitled "An act to empower boroughs and cities to establish a police, pension fund, to take property in trust therefor and regulating and providing for the regulation of the same," by further prescribing for the management, administration, application and regulation of such fund in cities of the first class.

Referred to the Committee on Cities—Counties—First-Second and Second Class A.

By Mr. WILBUR H. HAMILTON.

HOUSE BILL No. 335.

An Act to amend the act, approved the twenty-fourth day of May, one thousand eight hundred ninety-three (P. L. 129) entitled "An act to empower boroughs and cities to establish a police pension fund, to take property in trust therefor and regulating and providing for the regulation of the same," by providing for and regulating withdrawal of payments from the police pension funds in cities of the first class.

Referred to the Committee on Cities—Counties—First-Second and Second Class A.

By Mr. METZ.

HOUSE BILL No. 336.

An Act to amend section one thousand one hundred seventy of the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto", by further providing for sabbatical leaves of absence.

Referred to the Committee on Education.

By Mr. SCOTT.

HOUSE BILL No. 337.

An Act to amend clause (1) of subsection (a) of Section 202 of the act, approved the twenty-first day of May, one thousand nine hundred forty-three (P. L. 571), entitled as amended "An act relating to assessment for taxation in counties of the fourth, fifth, sixth, seventh and eighth classes; designating the subjects, property and persons subject to and exempt from taxation for county, borough, town, township, school, except in cities and county institution district purposes; and providing for and regulating the assessment and valuation thereof for such purposes; creating in each such county a board for the assessment and revision of taxes, defining the powers and duties of such boards; providing for the acceptance of this act by cities; regulating the office of ward, borough, and town and township assessors; abolishing the office of assistant triennial assessor in townships of the first class; providing for the appointment of a chief assessor, assistant assessors and other employes; providing for their compensation payable by such counties; prescribing certain duties of and certain fees to be collected by the recorder of deeds and municipal officers who issue building permits; imposing duties on taxables making improvements on land and grantees of land; prescribing penalties; and eliminating the triennial assessment," by including church parsonages within the exempt classes of property.

Referred to the Committee on Municipal Corporations.

By Messrs. VAUGHAN and VERONA.

HOUSE BILL No. 338.

An Act to prohibit discrimination in employment because of age; extending powers and duties of the Secretary of Labor and Industry; providing for judicial review and enforcement, and imposing penalties.

Referred to the Committee on Labor Relations.

By Mr. VERONA.

HOUSE BILL No. 339.

An Act to amend Section 10 of the act, approved the twenty-third day of May, one thousand nine hundred forty-five (P. L. 926), entitled "An act for the protection of the public health by regulating the conduct and operation of public eating and drinking places within this



Commonwealth; requiring their licensing; imposing certain duties on the Department of Health of this Commonwealth and on the local health authorities; and providing penalties," by requiring public drinking places to have rest rooms within seventy-five feet from the bar.

Referred to the Committee on Public Health and Sanitation.

By Mr. BRETH. HOUSE BILL No. 340.

An Act making an appropriation to the Board of Finance and Revenue for the refund of oleomargarine licenses.

Referred to the Committee on Appropriations.

## RESOLUTIONS INTRODUCED AND REFERRED

By Messrs. BROWN, ASHTON, HOCKER and ROYER. RESOLUTION No. 19.

In the House of Representatives, February 17, 1953.

Under the laws of the United States, cigarettes, tobacco, and playing cards, for the use of veterans in Veterans' Administration hospitals are free from federal taxes.

In State hospitals in this Commonwealth under the Department of Welfare, there are presently over sixteen hundred veterans under care, to whom the benefits of the exemption from federal law do not apply only because they are in State rather than federal installations for care; now therefore be it

Resolved, By the House of Representatives of the Commonwealth of Pennsylvania, that we hereby memorialize the Congress of the United States to amend the laws imposing federal taxes on cigarettes, tobacco and playing cards, to extend the present exemption, applying to veterans in federal hospitals, to apply to veterans in both federal and State institutions; and be it further

Resolved, That the Chief Clerk of the House shall transmit copies of this resolution to the Speaker of the House of Representatives and the President pro tem of the Senate of the Congress of the United States and to each of the United States Senators and members of Congress from the Commonwealth of Pennsylvania.

Referred to the Committee on Rules.

By Messrs. TAYLOR, KOLANKIEWICZ, WHITE, McGEE, Mrs. CROYLE, Mr. HERSCH, Mrs. MONROE, Messrs. PETTIGREW, GRANVILLE E. JONES, FLOYD, GLICK, BAZIN, LEVEN, HOGGARD, HARRIS, ALEXANDER, McCORMACK, DOUGHERTY and Mrs. VARALLO. RESOLUTION No. 20.

In the House of Representatives, February 17, 1953.

Whereas, Philadelphia is Pennsylvania's most populous city and of world importance; and

Whereas, The health, safety and convenience of Philadelphia's residents is a matter of grave concern; and

Whereas, Dump fires at night in Philadelphia have caused great danger to the very lives of Philadelphians, and have interrupted the normal processes of living by creating fear of loss of life from these fires; and

Whereas, The odors and smoke which emanate from dump fires, have in conjunction with the fires, caused a mass sense of frustration and a general feeling of ill-will to arise towards the municipal authorities for failure to take any corrective measures against this long prevalent evil; therefore be it

Resolved, That the Mayor of Philadelphia is hereby directed to provide for the taking over regulation and maintenance of dumps within the city limits by the constituted governmental authorities of Philadelphia; and to keep caretakers and watchmen at such dumps to prevent the burning of fires at night.

Referred to the Committee on Rules.

By Messrs. SARRAF and LEVEN. RESOLUTION No. 21.

In the House of Representatives, February 17, 1953.

The Departments of Health and Welfare of this Commonwealth have shown themselves unwilling to pay personnel in State hospitals salaries adjusted to present living costs.

As a result, Pennsylvania is in effect exporting trained men and women from its institutions to other jurisdictions and its own hospitals for the mentally and physically ill are understaffed.

A continuation of such policy and failure to increase technical staffs employed in State hospitals means not only the denial of care to the physically and mentally ill but also destruction of the usefulness of the \$175,000,000 General State Authority construction program; now therefore be it

Resolved, by the House of Representatives, That we hereby adjure the Department of Health and the Department of Welfare to revise upward the salaries payable to personnel in State hospitals to retain and attract adequate skilled personnel and to increase the technical staffs of State hospitals caring for the physically and mentally ill in order that these departments may furnish adequate care to the patients in such State hospitals.

Referred to the Committee on Rules.

## LEAVE OF ABSENCE

By consent of the House leave of absence was granted as follows:

Mr. RAGOT for himself for tomorrow's session.

## SENATE MESSAGES

The Clerk of the Senate being introduced, presented extracts from the Journal of the Senate:

Senate Bill for concurrence No. 16.

## JUNIOR AND SENIOR HIGH SCHOOLS OF ALTOONA WELCOMED

The SPEAKER. The Chair welcomes to the Hall of the House a delegation of students from the Junior and Senior High School of Altoona under the supervision of the Y. W. C. A. They are the guests of the gentleman from Blair, Mr. Auken.

## REPORT FROM COMMITTEE

Mr. HELM from the Committee on Rules, reported as committed, Senate Resolution Serial No. 114.

## BILLS ON FIRST READING

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 105, entitled:

An Act to amend Section 1222 of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are

admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by increasing secretary's fee for supplying certain information.

And said bill having been read at length the first time  
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 112, entitled:

An Act to further amend Section 1 of the act, approved the thirtieth day of March, one thousand nine hundred fifteen (P. L. 34), entitled "An act to promote the health and efficiency of firemen, in cities of the second class, by providing for a two-platoon system for firemen in the department of public safety of such cities," by further regulating the hours of duty of firemen in cities of the second class.

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

#### BILLS ON SECOND READING

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 47, entitled:

An Act authorizing fiduciaries to receive compensation from trust principal before the end of their service and before the end of their trusts and providing for allowances of compensation to fiduciaries out of trust income or trust principal or both either during the continuance or at the end of their trusts.

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 111, entitled:

An Act to continue the imposition of the tax on gross premiums, premium deposits and assessments received from business transacted within this Commonwealth by foreign insurance companies, associations and exchanges.

The first section was read.

On the question,

Will the House agree to the section?

Mr. BRETH. Mr. Speaker, this bill has had considerable study and publicity among the volunteer firemen, paid firemen and the policemen in the state of Pennsylvania because it is very important to them.

It has also had considerable consideration from the insurance company representatives and people in the insurance business. I think some of the provisions in the bill are not quite clear to Members of the House, and perhaps to firemen and policemen and insurance agents and others interested.

Therefore, to bring out some of the features which might or might not be included in House Bill 111 Printer's No. 10, I would like to interrogate a Member of the House, who is one of our insurance experts, and who has in the past devoted considerable time and study, not only to insurance bills and insurance matters

but to matters pertaining to the volunteer firemen. At the last session this gentleman was quite active in firemen's legislation.

Mr. Speaker, I would like to interrogate the gentleman from Lehigh, Mr. Stimmel.

The SPEAKER. Will the gentleman from Lehigh, Mr. Stimmel, permit himself to be interrogated?

Mr. STIMMEL. I shall, Mr. Speaker.

Mr. BRETH. Mr. Speaker, I would like the gentleman to explain to the House a brief history of this bill and why it is being offered at this session.

Mr. STIMMEL. I will try, Mr. Speaker.

This bill is intended to clarify and to perpetuate the amount of money that goes to the Firemen's Relief Fund and the Police Pension Fund from most insurance companies who are not Pennsylvania companies—by that I mean those companies that are not domiciled in Pennsylvania, who are chartered either outside of the Commonwealth of Pennsylvania, or are of foreign companies, and companies other than those operating in the United States. There is some question under the present law as a result of the last session, bills that affected these funds as to the validity of these payments.

Now to make absolutely certain that the payments are made to the volunteer firemen, the paid firemen and the police pension fund, this bill has been brought before this House. And this bill will do just that, it will make certain those for whom the money is intended and has been in the past, will get the money.

Mr. BRETH. Mr. Speaker, I imagine the gentleman refers to House Bill 1742 at the last session—the tax bill?

Mr. STIMMEL. Mr. Speaker, that was the bill that I believe affected this particular distribution of money.

Mr. BRETH. Mr. Speaker, in other words, that was the bill that among other things put a two per cent tax on domestic insurance companies, including mutuals, life insurance companies?

Mr. STIMMEL. Mr. Speaker, I believe that is the bill.

Mr. BRETH. Mr. Speaker, it is your understanding when 1742 passed that it was a temporary bill?

Mr. STIMMEL. Mr. Speaker, I believe the bill indicated that and I believe it was enacted for a period of two years.

Mr. BRETH. Mr. Speaker, and it expired December 31, 1952?

Mr. STIMMEL. Mr. Speaker, no, I believe it expires in June or July 1, 1953.

Mr. BRETH. Mr. Speaker, very well. Before the fiscal biennium or something like that?

Mr. Speaker, I would like to ask the gentleman, under 1742 was not the tax on foreign life insurance and other insurance companies invalidated, and would that tax also expire at this time under the 1742 bill?

Mr. STIMMEL. Mr. Speaker, that is a lawyer's question, and I do not think I am in a position to answer it. I do not believe it was ever the intent to have the foreign insurance company come into this picture at all. 1742, as I recall it, was a tax on domestic, mutual and domestic companies, those domiciled in Pennsylvania.

Mr. BRETH. Mr. Speaker, the title of this bill is to continue the imposition of the tax on gross premiums, and so forth, by foreign insurance companies, associations and exchanges. That would mean all companies, is that right?



Mr. STIMMEL. Mr. Speaker, that is correct.

Mr. BRETH. Mr. Speaker, under Section 1, the bill states that every insurance company or exchange authorized to do business shall pay the two per cent tax. Is that right?

Mr. STIMMEL. Mr. Speaker, that is correct.

Mr. BRETH. Mr. Speaker, and only under Section 2 does the bill say that the entire amount from the two per cent tax on fire insurance shall be distributed and used for firemen's relief, pension and retirement purposes; and the tax on casualty—foreign casualty insurance shall be distributed and used for police pension and retirement.

That is the important feature of this bill to the firemen and the policemen, Section 2, is that right?

Mr. STIMMEL. Mr. Speaker, that is correct.

Mr. BRETH. Mr. Speaker, however, the bill as written, as I understand it, not only distributes the fire and casualty tax as a benefit to the volunteer and paid firemen and policemen, but it also is a revenue raising tax under Section 1 whereby the tax on foreign life insurance premiums and other insurance premiums would go into the General Fund. Is that right?

Mr. STIMMEL. Mr. Speaker, may I explain?

Yes, that is correct. It must be remembered, however, that in all prior years, in fact, I believe since 1889, the two per cent tax collected from foreign fire insurance companies, casualty companies and life companies was distributed thus: two per cent was given to the firemen, of which one per cent went to the paid firemen; the other one per cent to the volunteer firemen; two per cent of the casualty companies went to the policemen; the life companies' two per cent went to the general fund of the state.

The SPEAKER. Will the gentleman yield?

The Senate is now entering the Hall of the House for a special order of business set for this time, a Joint Session. We will return to this question on House Bill 111, Printer's No. 10, after the Joint Session.

### REPORT OF COMMITTEE

Mr. WATERHOUSE. Mr. Speaker, your committee appointed to wait upon the Senate and escort that body to the Hall of the House has performed that duty and reports the Senate is in attendance.

The SPEAKER. The Committee is discharged with the thanks of the House.

The Lieutenant-Governor, Honorable Lloyd H. Wood is invited to preside over the Joint Session of the General Assembly. The officers of the Senate are invited to be seated on the rostrum and the Members of the Senate will please be seated.

### JOINT SESSION OF THE GENERAL ASSEMBLY

The LIEUTENANT-GOVERNOR PRESIDING.

The Chair recognizes the Sergeant-at-Arms of the Senate.

The SERGEANT-AT-ARMS. Mr. President, a Committee on the part of the Senate.

Mr. LETZLER. Mr. President, I have the honor to present to you His Excellency, the Governor of the Commonwealth of Pennsylvania, Honorable John S. Fine.

The PRESIDENT. Members of the General Assembly, the Chair has the honor and privilege of presenting His

Excellency, the Governor of the Commonwealth of Pennsylvania, Honorable John S. Fine, who will address you.

### ADDRESS OF GOVERNOR JOHN S. FINE

To the Honorable, the General Assembly of the Commonwealth of Pennsylvania:

Members of the General Assembly:

This great Commonwealth is favored by every natural advantage which a benign Providence can bestow. We are foremost among states in all that healthy contented labor and great humming industry can provide. Yet we find ourselves hitched to and stymied by an antiquated outmoded Constitution, for which at times many seem to have more reverence than for the Bible and its lessons of the Brotherhood of Man. Would that we could hear in legislative corridors more in elevation of the equality and dignity of the man and less in defense of the cobwebbed pattern of our basic law.

Moreover, the structure of your State Government has for some time outgrown efficiency and has promoted extravagance. Shortly after assuming office it was obvious to me, as it must have been to you, that much could be done to eradicate evils in your Government, and that the field was expansive for improvement of the State services.

How and when to proceed with improvements were the only questions before us; the necessity of proceeding with a survey of government was never clouded in any doubt. How such survey as the one before us could have been overlooked and been delayed until this Administration is quite confounding.

Preoccupation with legislative matters during the first year of my Administration unfortunately delayed until March of the second year the consummation of the plan to appoint a Governor's Committee, now familiarly known as the Chesterman State Government Survey Committee. This Governor's Committee, consisting of able and learned men of both parties, who are devoted both to their Commonwealth and their fellow citizens, have unsparingly and unselfishly given of their time, as have numerous members of Task Forces, to remodel the mechanism of government for a twofold purpose: (1) substantial economy of operation; (2) greater efficiency in operation.

They have submitted to me out of their long labors the patterns and the charts which I have in turn presented to you. It is as sparing in its condemnations as it is in its commendations. By and large it is fair in most of its recommendations, and restrained in most of its criticisms of the fabric of State Government which this Administration inherited from the unharried and untormented past.

I ask you to receive this report of the Governor's Committee with open-mindedness, analyze it with logic and reason, and conclude with those wholesome changes which only minds and hearts devoted to a better Commonwealth could wrought. In this process there should be no room for the partisan spirit or the ordinary rules of politics.

Pennsylvania will not be submerged in the backwaters of political inaction nor succumb to the deadweight of unworthy leadership. I am certain all of you will arouse yourself to the call. It must be remembered Pennsylvania and its citizenry is always capable of arousing itself when it senses a crisis and sees an unheeded cure.

Let me make it crystal clear at the outset that the Chesterman Committee does not anticipate nor expect—I am sure—acceptance of its program in toto. It is reasonable to assume that in the exercise of your best judgment

you may properly override some of their recommendations, as the Chesterman Committee itself overrode the recommendations of some of its own Task Forces. The people will respond to a rejected recommendation as favorably as to an accepted recommendation only if the rejection is rooted in logic, reason, or sanctioning experience, and is openly arrived at. Wherever feasible public hearings should be immediately proceeded with, and the proposals should be fully and rewardingly explored through debate on the floors of both legislative chambers.

It seems to me we ought to approach in an orderly manner the proposed substitution of economy and efficiency for any extravagance, waste, or inefficiency accumulated over the years prior to the advent of this Administration, and for which the Governor is in no way responsible by any stretch of imagination. To accomplish this purpose we should first confine ourselves to savings which can be effected in the General Fund during the next biennium, 1953-55, as only these savings—and these savings only—bear upon the tax problem which must be solved at this session of the Legislature.

If you will refer to page 9 of the Report—Tabulation of Estimated Potential Savings—the General Fund Savings for the Biennium 1953-55 are listed as \$15,841,700. Referring to the lower section of the tabulation you will find savings listed to "All Funds," also Fish, Game, and Motor Funds. The "All Funds" items have (including liquor) a total of \$6,200,000 which can be saved by administrative action.

We do not believe more than \$3,600,000 of that sum can be reflected in the General Fund, which already has been done in the preparation of our Budget. The balance of \$2,600,000 will be reflected in other budgets (motor, etc.) when they are presented later. Of the \$12,175,000 in "All Funds," Fish, Game, and Motor Funds (Savings solely by Legislative action, lower section of tabulation) \$1,675,000 are credited to Fish, Game, and Motor only, leaving \$10,500,000 in savings to "All Funds" (including General) which can be effected only by legislation. If we assume one-half of the latter figure can be credited to General Fund (hereinafter discussed) the total savings from those sources would be (in so far as they affect the next Budget and tax picture) \$5,250,000. The total savings which could, therefore, be effected in the General Fund by Administrative and Legislative actions during the 1953-55 biennium, if all recommendations of the Governor's Committee were rigidly followed, could not be more than \$24,691,700. \$6,982,000 of that sum is already reflected in our Budget estimates of appropriations. Also, the sum of \$1,600,000 listed under Health, Welfare and Public Assistance, is credited in our Budget to increased income. Hence a total sum of \$8,582,000 is already reflected in our Budget either in decreased appropriations (\$6,982,000) or increased income (\$1,600,000). Deducting this total from \$24,691,700 leaves a balance of \$16,109,700 as the total savings yet to be effected in the General Fund for the next biennium 1953-55, all of which must be done by you through Legislative action.

Only the sum of \$16,109,700 can be adopted in reducing the next Budget if you approve the Committee's report in toto (affecting the next two years) and you enact the necessary legislation. For the next General Fund purposes (and our tax problem will revolve around this

Fund) the figure you must bear in mind continuously is \$16,109,700.

Of course that is a sizable sum, and it must have a sobering influence on estimates of appropriations and income. Moreover, its companions for the next two years, the sums spent in Fish, Game, and Motor Funds, must be harnessed to economy and efficiency to effect as much of the additional recommended savings of \$9,725,000 as it is humanly possible to save. In case of doubt, let the doubt be resolved in favor of economies.

Whether the Survey Committee has been too liberal in its estimates of savings, or whether services recommended by them for abolition or merger should be abolished or merged, will be in main determined by you, the Legislature. However, it is of paramount importance that we recognize at the outset that the labors of this Committee represent a tremendous stride for the good of this Commonwealth. Unhesitatingly and publicly I salute and gratefully thank them and those associated with them in the preparation of this helpful report.

I now proceed to highlight the more important recommendations affecting the various departments of State Government.

#### AGRICULTURE

It is proposed to abolish the Milk Control Commission "as such," and transfer "its price fixing and other functions" to the Department of Agriculture. It does not clearly appear that the attack on the Commission is restricted to its independence as an agency. If it is contemplated that all its present functions were to be delegated to a Bureau Chief in the Department of Agriculture, I would pause in the grant of approval. Such functions, if continued, should be delegated to a Board under the Secretary of Agriculture, because one of the purposes of the present Commission is to insure a stable market for 55,000 dairy farmers and 1,700 dealers.

In 1951 the dairy products produced by these farmers aggregated 31.78 per cent of their total farm income. The dairy industry in Pennsylvania represents an investment of \$1,920,000,000 and provides an income to a population of 407,000 people.

The recommended savings should be effected if at all possible. All other recommendations under this title are likewise worthy and merit serious and favorable consideration.

#### BANKING

All recommendations capable of adoption by administrative action will be accorded approval. Some require legislative sanction, and to secure it bills will be prepared for early presentation.

#### COMMERCE

The Committee's Report does not square with the report of the Task Force. A merger of the functions of this office with other offices (discussed later) might well be in aid of more concentrated, less conflicting government. I am not prepared to impeach any of Commerce's functions, particularly advertisement of the greatness of Pennsylvania in all its respects.

For the last biennium Pennsylvania will have spent some \$333,000 for promotion of both tourist and vacation business and inducing industry and business to come into Pennsylvania. This figure includes the expenditure for Pennsylvania Week.



Contrast this with the nearly one million dollars annually spent by Florida and California. Miami alone spends approximately \$600,000 in promotion for vacation and tourist business annually.

In 1950 Pennsylvania was tenth in expenditures for tourists and vacation advertising, and fourth in vacation business.

However, allocations for this kind of advertising have been lessening with a consequent drop in vacation and tourist business. We dropped from fourth place in 1950 to sixth place in 1951, yet Pennsylvania has everything to offer the tourist and the vacationist.

In a recent report of the Commissioner of the Department of Commerce in New York to Governor Dewey the gain in Pennsylvania of new industries for a certain period was five times that in New York. It must be borne in mind that new industries do not just come into a State. Securing them is the most competitive business confronting communities and states.

Personally I am a firm believer in the efficacy of Pennsylvania Week. The amount the Commonwealth spends in the promotion of the Week is only a portion of overall expenditures by business, industry, labor, and others. Moreover, there is recruited in this tremendous project 6000 volunteers, active dynamic men and women, all Pennsylvanians, who are year round saleswomen and salesmen of Pennsylvania.

One of the principal functions of the Pennsylvania Department of Commerce all through its operation has been to encourage local communities to do something themselves to attract industries. Through Pennsylvania Week we set up actual working committees in every county. County committees in most cases set up actual working committees in towns, boroughs, and cities.

The remaining recommendations, particularly the proposal to transfer the Harrisburg Airport to municipal or combined municipal-county ownership should be given early and favorable consideration.

#### FORESTS AND WATERS; FISH AND GAME

I am in accord with the proposition that Brandywine Battlefield Park Commission, now an independent administrative commission, should be under the Department of Forests and Waters. A bill has already been presented to this Legislature to effect such transfer.

The merger of the Department of Forests and Waters and Game and Fish Commissions into a Conservation Department may not, as is so generally supposed by sportsmen, react unfavorably to the hunter and fisherman. Any approach to this merger, however, should be measured with every possible safeguard to the propagation of fish and small game and their protection, so that Pennsylvania will indeed be the hunter's and fisherman's paradise.

Secretary Lewis of the Department of Forests and Waters has done a splendid job in reorganizing that Department. He already has effected annual savings of \$342,550 (or \$685,100 biennially) and anticipates further annual savings of \$35,200, or savings during the next biennium of \$755,500.

#### HEALTH, WELFARE AND PUBLIC ASSISTANCE

The recommendation to merge Health, Welfare and Public Assistance seems meritorious. Whether certain institutions such as the Scotland School for Veterans' Chil-

dren, for instance, should be transferred from Public Instruction to the merged department is very questionable. If this service and kindred services for our veterans are to be continued then present departmental attachments will not contribute either to waste or inefficiency.

It has been the State policy to award certain preferential considerations to our veterans themselves and/or their families. This policy was only recently and favorably re-announced when the Pennsylvania electorate overwhelmingly approved a 500 million bond issue to pay a merited bonus to our war veterans. Such policy is likewise applicable to the Soldiers' and Sailors' Home at Erie and to veterans' aid through the Department of Military Affairs.

Much can be said in behalf of the proposal for placement of rehabilitation in the merged department. However, the Department of Labor and Industry is not without potent argument for its retention. I must tell you the Department of Labor and Industry under Secretary Walker has worked most effectively in this field.

Recommendations 2, 3, 5, 7, 8, and 9 (1, 6, and 10 have already been discussed) may be profitably discussed and debated, as each possesses much merit. It is expected that number 9, which pertains in part to penal matters, will be augmented in much detail in the Report of the General Devers' Committee which is now surveying our penal system.

It is recommended that the ten state medical and surgical hospitals should be transferred to local financial responsibility and management. The recommendation poses a sound objective. Ordinarily no section of the State should be given preferential treatment over another section.

The practice was initiated when the economy of mine regions it was designed to serve was excellent. The purpose, however, was laudable, as it was in aid of mine workers whose labors were perilous. It has resulted, however, in a diminution of local incentive to do that which other communities are required to do for themselves.

However desirable the transfers, it would fringe on hard-heartedness, to say the least, to expect those communities already suffering from distressed economy and with the future horizons perhaps bleaker, to assume additional burdens of such tremendous proportions.

The Legislature might consider a long range program which could gradually ease the burden of full transfers of these hospitals to local management and responsibility at a future date. In this way eventual savings to the Commonwealth of approximately five million a biennium might then be made.

Legislation effecting the merger of these Departments will be very involved and will require much research, consuming considerable time.

#### DEPARTMENTS OF HIGHWAYS

Although all funds spent by this Department are from the Motor Fund and are not reflected in the tax problem confronting us, nevertheless they are tax monies (gasoline, etc.) and the recommended savings of \$500,000 should be made if at all possible. The mere fact that \$500,000 is a very small percentage of the prospective Motor Fund Budget in excess of 400 million does not detract from the necessity to save dollars. All recommendations should be thoroughly studied and adopted where feasible.

## INTERNAL AFFAIRS

As you well know, the Secretary of this Department is elective. I am personally unfamiliar with most of its functions and express no opinion on the merits of the recommendations of savings other than to note that there is some overlapping of Executive Departments with his Department or vice versa. It may be pertinent to observe that nothing substantial can result from the recommendation during the next biennium, as it will require a Constitutional Amendment to abolish that office. In passing, I further note that in such event the heavens will not fall.

DEPARTMENT OF JUSTICE—STATE POLICE—  
PAROLE BOARD

It is recommended that the Pennsylvania State Police and the Pennsylvania Parole Board become functions of the Department of Justice. It is contemplated that the Board of Parole continue to have administrative independence in making decisions on parole matters. I approve these recommendations.

This recommendation is in keeping with the committee's aim to reduce the number of departments and boards reporting directly to the Governor.

It is suggested that by consolidation 10 per cent of the budgets of each of these agencies can be saved. This represents a total of \$2,364,700 of which \$939,700 would be from the General Fund and the balance from the Motor Fund. There is little if any duplication of services in these three agencies and just how placing them under one head would result in the economy is not set forth in the report, but if any saving can be made by combining them, it should be made.

It is also suggested that a study should be made to determine whether too many trained State Policemen are tied down with paper work that could be performed just as well with clerical help at a lower cost. This study will be made.

## LABOR AND INDUSTRY

The estimated savings of \$500,000 a biennium have already been reflected in the Budget. Many of the recommendations to effect economies and/or efficiencies have already been adopted. Some are still under study, with probability that most all will be adopted. The remaining recommendations either pose serious legal problems or enter a field which needs clarification by extended discussions and debate. These contingencies will not impair the efficiency of the services nor contribute any waste.

## LIQUOR CONTROL BOARD

The recommended savings of \$500,000 during the next biennium approach the realm of accomplishment. Four warehousing contracts, Pittsburgh, Scranton, Philadelphia, and Harrisburg will expire within the next five months. Surveys will be made for more favorable terms and the advisability of the State erecting its own warehouses will be explored. All proposals of the Committee are presently receiving the attention of the Liquor Control Board.

## DEPARTMENT OF MINES

The mineworkers and the mining industry are fearful the merger of the Mine Department with the Department of Labor and Industry will have an adverse effect on the mining industry generally and deteriorate the

State inspection of hazardous mining conditions. Both feel the mining industry is sufficiently large to warrant its own Department. If the merger had the effect of relegating mining to lesser strength in our economy or had a tendency to lessen safety regulations for mineworkers I would unhesitatingly oppose such proposal. The Legislature should fully explore the objections of the mineworkers and mine management to determine whether they are rooted in logic or in pride. All other recommendations appear to be meritorious. The Task Force seeks clarification on their report, claiming they did not recommend a merger of this Department with Labor and Industry.

## PUBLIC ASSISTANCE

I am of the firm opinion the recommended savings can be effected and in fact exceeded. Further, our independent survey of nonsupport conditions in Pennsylvania indicate substantial savings can be made from a tightening of support laws and their strict enforcement. For these reasons we further reduced the requests of Public Assistance by ten million dollars.

## PUBLIC EDUCATION

It is my opinion that more encouragement should be given liberal arts colleges to participate in teacher training. However, it must be remembered that the State Teachers' Colleges are an integral part of the public school system. They have the responsibility of providing our public schools with adequately prepared teachers.

Today we are faced with a most critical situation in the matter of the supply of qualified teachers for our public school system. The number of graduates of our teacher training institutions, both public and private, is insufficient to meet the potential demand. The latest survey indicates that the total number of graduates of private and public teacher training institutions in Pennsylvania provided only 90 per cent of the number needed for normal replacements.

While this fact in itself indicates strongly the need for an increased number of teachers, we must also take into account the additional fact that the birth rate is very much on the increase.

Vital statistics show that births last year were the highest in history. They were at a rate of about 25 per 1,000 of population.

This is strongly indicative that in the decade ahead our schools will be crowded even worse than at present. This increased population demands not only expansions of the number of schools in our present system but incontrovertibly shows the imperative necessity of training more teachers.

Last year throughout the Nation there were close to 26 million children in the schools. Statisticians say we may look for a three to four million increased enrollment within the next few years.

It would seem that with the critical shortage of teachers and an enrollment of 12,000 students in the Teachers' Colleges with a potential capacity of 14,000, we would better use our energies to recruit our best high school graduates to use our institutions to full capacity.

How much could be immediately saved by the elimination of one-half of the Teachers' Colleges is highly questionable. Manifestly the institutions would be put to some use for State purposes. For instance one might be devoted



to rehabilitation of alcoholics and others would be utilized for other useful purposes.

Eventually, of course, there could be very substantial savings because such eliminations would provide plant facilities which would have to be otherwise secured through new construction. Because of this prospect it seems the formulation of a long-range program on Teachers' Colleges is highly advisable.

The laws and administration of State subsidies and reimbursements should be improved and strictly enforced to effect if possible the savings set forth in the report.

Recommendations 1 to 9 inclusive should be vigorously pursued with effective results to the State. Recommendation 10, except in so far as heretofore discussed, possesses much merit. State appropriations for medical education have already been suggested in the Budget on a flat amount per student. The legislation passed in the last session of the Legislature has greatly improved the conditions of distressed districts and their probable future avoidance. The last Legislature created a Bureau of Higher Education which is coordinating education on the higher levels, such as is being done by the Board of Regents in New York State.

Phases of reorganization within the Department of Public Instruction are now being surveyed and explored by the Department. A reorganization of the Department was approved by the Executive Board.

It should be borne in mind, too, that some of the suggested proposals can be made effective only after the long process of Constitutional amendment.

#### DEPARTMENT OF STATE

Recommendations of the Survey 1 to 6 inclusive might well be considered in aid of better government. Recommendation number 7 seeking transfer of functions from the Department of Internal Affairs may require Constitutional amendment. Recommendation number 8 pertaining to Retirements is worthy of earnest consideration, and if feasible should be adopted.

I am firmly convinced the Department of Military Affairs ought not to be placed in the Department of State. There is no good reason in support of this step other than the promotion of merger. The Department of Military Affairs has reached tremendous proportions, and can be more effectively operated as a separate entity supervised by one versed in military affairs. Unless there is a prevailing reason to the contrary, Civil Defense might well be incorporated in the Department of Military Affairs.

Nor would I incorporate the Department of Insurance and Banking in the Department of State. I would consider the merger of the Department of Commerce with the proposed Financial Institutions, consisting, as suggested, of the Departments of Banking and Insurance, with other functions. My suggestion is not a rigid one requiring all functions of Commerce to be transferred to the proposed new Department.

#### COMMONWEALTH ACCOUNTING

I urge the Legislature to study thoroughly the recommendations to effect the most modern governmental book-keeping and accounting methods and reports as might be available. In furtherance of such meritorious objective the Administration will thoroughly cooperate.

Much has been heretofore said about placing the State

on an accrual basis. The Attorney General advises me that he can conceive of no way that expenditures can be made against revenues accrued but not collected at the end of the biennium without having deficit financing, which could not be done beyond \$1,000,000 without violating the Constitution.

#### AUTOMOTIVE EQUIPMENT

The Administration is in full accord with most criticisms and suggestions concerning automotive equipment, and is proceeding to make effective the recommendations as fully as feasible.

#### BUILDING MANAGEMENT

The recommendations are constructive and meritorious and will be put into effect as rapidly as time and reorganization will permit.

#### INSTITUTIONAL FARM MANAGEMENT

All recommendations are sound and will be adopted with dispatch.

#### INSTITUTIONAL FEEDING

The Administration views this report as outstanding, probably because we were about to initiate this study with others prior to the appointment of the Survey Committee. We decided to leave all these matters to that Committee, and a splendid job has been performed, Although somewhat involved, this program will be initiated at the earliest possible date.

#### LICENSING

It seems to me the recommendations on licensing might be adopted in their entirety with much improvement of the State service. I urge it most strenuously.

#### PERSONNEL ADMINISTRATION

At the outset it is necessary to call your attention to an apparent error in the amount of savings which is set up under Personnel Administration for the 1953-55 biennium. On pages 9 of this title the Committee estimates savings of \$20,000,000 a biennium can be realized by the adoption of certain recommendations which might mistakenly be construed to indicate such savings can be effected during the next biennium.

This assertion is repeated on the succeeding page 10. Yet reference to the Tabulation Chart on page 9 (page preceding the index) will show a claim for \$10,000,000 in savings during the next biennium and a total of \$20,000,000 over the next three biennia. It is unfortunate this error has crept into the Report, as I have repeatedly sought clarification not only of the misunderstanding but enlightenment on specific matters which prompted the computation.

I urge the Legislature to thoroughly and ruthlessly explore these proposed savings, to the end that they be accomplished at least to the extent of \$10 million for the next biennium, if that is at all possible. It is our sincere desire to accomplish fully and effectively as many of the suggestions and objectives of the Committee as is humanly possible. The Executive Board has broad powers over personnel administration pertaining to leave, hours of work, compensation, and reclassifica-

tion, and will give full cooperation to the Legislature in its examination of this subject. All other recommendations under this title may be profitably explored.

#### STATE PROCUREMENT

The recommendations of the Chesterman Committee concerning State procurements are sound and possess merit. The Legislature might properly adopt such recommendations as need legislative enactment the Administration will make effective such as require Executive directive only. I hope 20 million a biennium will be ultimately saved in a future biennium, but whatever the amount we must start the process to save. I am satisfied it will be substantial. I want to remind you, however, that only 5 million of savings is set up for all funds in the next biennium.

#### RECORDS ADMINISTRATION

The Budget Secretary and I had contemplated a good Records Administration, and had numerous conferences with a Washington firm concerning this matter prior to the present survey of our State records. When the Governor's Committee approached the matter we decided not to further pursue our conferences pending this report. Needless to say the field has been well covered, and the resulting suggestions will be adopted.

As a matter of fact the Budget Secretary is already proceeding with Thomas Amelia, who was Assistant Director of the Task Force, in charge of this particular work. There can be no question about the impelling necessity of a Records Administration. I am certain substantial savings will be effected.

#### STATE RETIREMENT SYSTEM

The recommendations concerning the Retirement System should be vigorously explored by the Legislature and where feasible, adopted. More liberal investment practices will undoubtedly create savings in a substantial amount. The Budget Secretary informs me that alteration of present practices cannot affect the next Budget, because interest deficiencies for appropriations we request have already occurred.

We have specifically commented on these recommendations in our discussions of the various Departments. It is my belief that the number of agencies reporting directly to the Governor should be substantially reduced.

We are in accord with the views expressed on the Liquor Control Board and the Public Utility Commission.

Wherein we modified recommendations of the Basic Plan of Organization for the State Government we did so because in our considered opinion, after consultation with others well versed in State Government, such modifications would improve the Basic Plan. It is to be understood that none of these modifications would in any way lessen or diminish the potential savings recommended by the Governor's Committee. The savings will be effected with what we believe to be increased efficiency. In any event the Committee has stated:

"The Committee's objective in this report however, is not to recommend a plan of organization in rigid detail, but rather to propose a basic framework of administrative organization as the fundamental measure required to achieve an effective arrangement, which is subject to modification in its specific particulars."

The Survey Committee has further said:

"The recommendations of our Committee are directed at the accumulation of years of inadequate administrative attention \*\*\*\*\* Permanent arrangements are required to keep the State Government's operation on a reasonably economic level."

Thereupon they wisely suggested an "Executive for Administration," with many duties and responsibilities. The Administration is in thorough agreement with this suggestion.

The Committee has threaded through this report two observations:

- (1) That salaries should be increased; and
- (2) An increased number of present employees should have better job security.

The Administration has heretofore acknowledged the equity of increased wages and salaries, and accordingly has requested the Legislature for an appropriation to effect a ten percent increase. The Administration likewise acknowledges the justice of the recommendation of better job security. It is estimated by the Committee that about one-fourth of our employees should be given job security through a merit system, civil service, or other analogous system after a Personnel Administration has been established. Such a step is long overdue.

We have endeavored to discuss the Chesterman Committee Report in a full and frank manner. We have differed in a few respects, but such differences are honest ones. Many may conscientiously question the amount of the proposed savings; none can conscientiously quarrel with objectives of the Committee or the sincerity of their conclusions. Any savings will be a gain. Some recommendations may be said to trespass on policy, but wherein that controversial field is invaded little harm will be done; indeed, much good may result.

I have this day issued a directive, accompanied by the State Government Survey Committee's Report, to every department, board and commission under my jurisdiction to immediately examine and thoroughly study all parts of the report affecting them; to carry out immediately, where practical to do so, the suggestions which can be implemented by administrative order; to report directly to me reasons, if good and sound ones exist, why the suggestions not requiring legislation cannot be immediately carried out; further to instigate such studies and surveys as are recommended; and to be prepared to present to the General Assembly all information bearing upon any suggested legislation affecting them.

I suggest that the General Assembly carefully study each recommendation which requires legislative action. In this study the Executive branch will give you every possible cooperation. Bills are now being prepared by the Attorney General's office to carry out the recommendations which are sufficiently specific and not too interwoven with collateral or alternate recommendations.

Because of the large number of bills required in some instances to carry out a single recommendation it would not be practical to prepare bills covering all the recommendations. The Department of Justice along with the Legislative Reference Bureau is at your service in the preparation of all bills dealing with the recommendations.

We have dwelt at great length on the report, its observations, recommendations, and criticisms. Although the Committee has commented on what they have termed



"The accumulation of years of inadequate administration," they also found "ample evidence from task force reports and other sources that the present functioning of the State Government possesses many desirable features, and that in general it compares very favorably with governmental operations in other states."

Quoting the Committee further, they said:

"However, it was not the assignment of the Survey Committee to comment in detail upon the good features of government, but rather to point out those areas in which there is room for improvement."

I am sure all of you will agree that much accomplishment will come from the labors of the Chesterman Committee. All of us must cooperate to make it so.

The LIEUTENANT GOVERNOR. Governor Fine, on behalf of the General Assembly, I thank you for your message to the joint session. It will, I assure you, receive our careful consideration.

The Committee on the part of the House and Senate will escort the Governor to his Chambers.

The business for which the Joint Session of the General Assembly was convened, having been completed, the Chair now declares this session adjourned and requests the Senators to please reassemble in the Senate Chamber.

The SPEAKER (Charles C. Smith) IN THE CHAIR

## JOINT SESSION PROCEEDINGS TO BE PRINTED IN LEGISLATIVE JOURNAL

Mr. WESCOTT. Mr. Speaker, I move that the proceedings of the Joint Session of the Senate and House be printed in full in this day's Legislative Journal.

The motion was agreed to.

## SENATE MESSAGES

The Clerk of the Senate being introduced, presented extracts from the Journal of the Senate:

Senate Bills for concurrence Nos. 8, 12, 18, 27 and 112.

## BILL ON SECOND READING

The SPEAKER. We will now resume consideration of House Bill No. 111, Printer's No. 10.

On the question recurring,

Will the House agree to the section?

Mr. BRETH. Mr. Speaker, I don't want to take up very much time. I think the general provisions of the bill have been sufficiently established and I know the gentleman from Lehigh, Mr. Stimmel, is really interested in the reestablishment of the Firemen and Policemen's Funds and he is interested in getting this bill through. However, for the information of the Members of this House, this bill is a general tax bill.

Under Section 1 in the Governor's budget on page 39, the insurance premium tax on foreign life insurance alone is estimated to raise \$20 million dollars. The insurance premium tax on foreign casualty insurance is estimated to raise \$2 million dollars. The insurance premium on foreign excess fire premiums is estimated to raise \$130,000.

Now, we have in the Democratic platform this year a plank to reestablish the Firemen and Policemen's pension funds. We do not have in our platform any plank to reestablish \$20 million of general taxes.

Now, Mr. Speaker, I am placed in the position in order

to help the firemen and policemen, to obtain for them two million one hundred and thirty thousand dollars in benefits, of having to vote for and impose a tax of \$20 million dollars in other directions.

I am not debating the merits or demerits of Section 1, or the two per cent tax on foreign fire insurance and other insurance. I am making clear that in voting for this bill I do so because I am forced to do so in order to help the firemen and policemen.

I would have rather seen, and I did urge that the bill before us, 111, be amended to include only foreign casualty insurance foreign companies.

However, I am very sure in my own mind that such amendments would not pass. Therefore I must vote to oppose these taxes, meritorious or not, in a single bill. I do not like to do that. There should be two bills. There should be a bill to raise this \$20 million to go into the general fund, and then the House should vote on that bill on its merits, and on the firemen and police tax bill on its merits.

I am going to vote for this bill as I said, but I would like permission to include a letter from Frank Moses, Secretary of the Pennsylvania Association of Insurance Agents, in the Legislative Journal.

May I have that permission?

The SPEAKER. Without objection the letter will be included in the gentleman's remarks.

February 18, 1953.

Mr. W. Howard Stewart  
129 East Market Street  
P. O. Box 591  
Clearfield, Pennsylvania

Dear Howard:

RE: House Bill No. 111

Enclosed you will find a copy of the captioned bill which was introduced in the House of Representatives on February 9 and referred to the committee on Ways and Means. It was reported as committed on February 10, passed first reading on February 16 and appeared on the calendar for second reading February 17. However, it was not reached for second reading on the 17th and will be on the second reading calendar again on Monday, February 23.

It is my understanding that the purpose of this bill is to continue the 2% premium tax on fire and casualty insurance companies domiciled outside of Pennsylvania so that the firemen's and police relief, disability, pension and retirement funds may continue to receive this money as has been the case in the past.

Prior to the 1951 Session of the Legislature, the Pennsylvania life insurance companies and the mutual fire insurance companies were not paying any tax. Toward the end of the Session, a bill was passed in. Therefore, those companies along with all other Pennsylvania companies and all companies not domiciled in Pennsylvania were required to pay a 2% tax on their premiums for 1951 and 1952.

Inasmuch as the taxing of Pennsylvania life insurance companies and the mutual fire insurance companies was an emergency measure to help raise enough money to meet the requirements of the Commonwealth, it was decided to levy the tax against the Pennsylvania life insurance companies and the mutual fire insurance companies only for the years of 1951 and 1952. Therefore, when the end of 1952 was reached the tax stopped and new legislation is necessary beginning with January 1953. However, the Administration is now trying to decide upon its new tax program so it is not known yet whether the tax on the Pennsylvania life insurance companies and the mutual

fire insurance companies is to be continued. It will take new legislation to accomplish that.

Meanwhile, the law taxing all insurance companies expired on December 31, 1952 and our firemen's and police funds have not been getting their customary money from the 2% tax levied against all fire and casualty companies domiciled outside of Pennsylvania. The purpose of House Bill No. 111, as I understand it, is to continue that taxation so that payments to the firemen's and police funds may be resumed without waiting for a decision as to whether the Pennsylvania life insurance companies and the mutual fire insurance companies are going to be taxed again.

None of the tax money received from any Pennsylvania companies has ever gone to the firemen's and police funds.

If the foregoing information and the enclosed bill together do not satisfactorily explain the present situation, just let me know and I will endeavor to provide further information.

Yours very truly,

FRANK D. MOSES,  
Secretary.

Mr. BRETH. I want to repeat, Mr. Speaker, that I am voting for this bill.

The SPEAKER. The gentleman understands the bill is on second reading today.

Mr. ANDREWS. I would like to ask just one question of the gentleman from Lehigh, Mr. Stimmel.

The SPEAKER. Will the gentleman from Lehigh, Mr. Stimmel, permit himself to be interrogated?

Mr. STIMMEL. Certainly, Mr. Speaker.

Mr. ANDREWS. Does the bill now under consideration impose a tax levy as a rider upon a bill distributing tax money to the firemen and the policemen?

Mr. STIMMEL. I would like to make this bill clear. I will make two points: it does not deal with domestic companies, that is, companies that are chartered and incorporated in Pennsylvania. It does this: it imposes a two percent tax on foreign companies and those on foreign shores that are outside the United States, which, through another law, the money is allocated to us with two percent to the paid firemen, two percent to the volunteer firemen—and that comes from the casualty fund or the casualty companies and the fire companies. And the moneys of the life insurance companies go into the general fund.

Mr. ANDREWS. Mr. Speaker that is not the question I asked. Does this bill tap tax sources that are not now being tapped?

Mr. STIMMEL. It does not.

Mr. ANDREWS. Are life insurance, foreign life insurance companies, at the present time taxed?

Mr. STIMMEL. They are indeed.

On the question recurring.

Will the House agree to the section?

It was agreed to.

The second and third sections and title were separately read and agreed to.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

### BILL ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1, as follows:

An Act providing for a new constitution for the Commonwealth of Pennsylvania by means of a constitutional convention and a vote of electors and providing for the selection nomination and election of delegates

On the question,

Will the House agree to the bill on third reading?

Mr. JOHNSON. Mr. Speaker, I ask unanimous consent to offer amendments to Section 1 at this time.

The SPEAKER. The amendments will be read by the Clerk for information.

The Clerk read the amendments as follows:

Amend Section 1, page 1, line 1 by striking out the entire line and inserting in lieu thereof the following:

Section 1 (a) At the municipal election in the year one thousand nine hundred fifty-three there shall be submitted in the manner provided by the election laws of the Commonwealth a question to determine the will of the electorate of the Commonwealth in regard to a constitutional convention. Such question shall be in the following form:

Do you favor the preparation of a new constitution by a convention?	Yes	<input type="checkbox"/>
	No	<input type="checkbox"/>

The question shall be printed on the official and specimen ballots or on separate official ballots in bound form by the county board of elections in each county and a sufficient number of ballots shall be furnished to the election officers in each election district of every county so that one ballot may be supplied to each voter at such election. In districts where voting machines are used such question shall appear on the face of the machine where the machine is properly equipped for such purposes.

The results of such election shall be tabulated by the proper election officers of each county and the results thereof certified to the Secretary of the Commonwealth.

(b) If the electorate votes in favor of a constitutional convention a constitutional convention shall

The SPEAKER. Will the House give unanimous consent to the offering of amendments at this time? Is there objection? The Chair hears none.

On the question,

Will the House agree to the amendments?

Mr. ANDREWS. Mr. Speaker, first I am wondering whether any body in the House can supply me with a copy of His Excellency, the Governor's recent address. Mine was in my box and it was taken up to my office and the office is locked and I would have to go up and get a copy.

The SPEAKER. The Chair has been informed that the Page boys are now bringing copies of the Governor's address to all of the Members of the House.

Mr. ANDREWS. Mr. Speaker, the amendment proposed by the Majority Leader provides that House Bill 1 shall carry with it a referendum clause. I appreciate the sincerity of those Members of the House who adhere to the referendum formula. I am sorry that they find themselves in bad company. They find themselves in the company of those interests, and those groups which over the years have combatted the idea of a constitutional convention and which in times past by devious methods have defeated proposals, or at least a proposal, that a constitutional convention be held.

I am on the floor at the present time, Mr. Speaker, to assist the Republican party and his Excellency, the Governor, in redeeming not vague promises, but specific promises embodied in a platform and proclaimed from one



end of this Commonwealth to the other by one candidate, who became Governor, a Governor who has pledged that he will do everything he can, consistent with his position, to see to it that a constitutional convention is provided for by this Legislature.

I desire to read to you the last official statement that your party made, a statement in which my party concurred, regarding a constitutional convention. In your most recent platform you said:

"We pledge to devote ourselves to the modernization of the framework of our state government. We advocate a state convention to consider changes to bring the Constitution of our Commonwealth more in line with the needs of the day."

Then you add, parenthetically,

We will reapportion the state Legislative and Congressional Districts.

A pledge that has been in part redeemed.

Mr. Speaker, you are asking the people of this Commonwealth to think in a vacuum—to think in a vacuum that can be peopled with all kinds of imaginary hobgoblins. Do not let them monkey with the Constitution—they will put in this; do not let them monkey with the Constitution—they will put in that; do not let them monkey with the Constitution—they will put in something else; an appeal to the prejudices of business groups, an appeal to the prejudices of religious groups.

There is a vast difference between letting irresponsible people write upon a page what they believe or fear a constitution should provide; a vast difference between that and submitting to the people a constitution and saying, "Here it is. Do you like it? Read it. It is not something being talked about. Here it is."

The pending proposal gives the enemy of a constitutional convention two opportunities to defeat it—one opportunity to defeat it upon the basis of what it might contain, and another opportunity to defeat it upon the basis of what it does contain. And that is the basis upon which a constitution should stand or fall.

It is unfortunate, Mr. Speaker, that we should approach one of the most basic decisions that this General Assembly can make at this late hour, after having listened to the very excellent review that the Governor has submitted to us concerning the structure of a state government.

I am sorry that I do not have a copy of the Governor's address, to the end that I might refresh your memory with what he says concerning the very issue that confronts us.

"Yet we find ourselves hitched to and stymied by an antiquated outmoded Constitution, for which at times many seem to have more reverence than for the Bible and its lessons of Brotherhood to Man. Would that we could hear in legislative corridors more in elevation of the equality and dignity of man and less in defense of the cobwebbed pattern of our basic law.

Now, I am not speaking at random, when I say to the gentlemen on the other side of the House who have convictions concerning this referendum business; I am not speaking at random when I say to you that you are con-sorting and upholding the cause, the factors and the groups in this Commonwealth that have consistently opposed every effort through the years to modernize our Constitution. I am not speaking at random when I say that within the last forty-eight hours representatives of those groups have conferred with political leaders ad-

vocating the adoption of this referendum movement because they said they believe if they could get a referendum, they could stir up enough fuss to defeat the idea.

If we were writing a constitution that was not submitted to the people, that would be one thing; but when we write a constitution that we submit to the people, that is the full and complete answer.

How do I know whether I want a constitution—a new one? Let me see it. Let me read it. Maybe I do; maybe I do not until I see what you have done, what you have put in it, what you have left out.

I said in the beginning the proponents of this amendment unfortunately are asking the Commonwealth to think in the midst of a vacuum—which I repeat, can be peopled with all sorts of hobgoblins.

My party has promised the people that it will take steps to provide for a constitutional convention. Your party has promised the people that it would submit for their consideration a new constitution. Your Governor has taken a pronounced stand in favor of the idea of submitting a new constitution. And I claim the privilege, Mr. Speaker, of joining you in an effort to redeem your own party program.

Mr. JOHNSON. Mr. Speaker, It is true that when this bill known as House Bill 1 was first introduced in the House, it did not provide for a referendum by the people. That is to say, a vote first by the people as to whether a constitutional convention should be called; nor does the bill in its present form, before amendments, but after the amendments which were offered two weeks ago, did not provide for a vote of the people.

However, there are a number of Members, quite a number on the Republican side of the House, who since putting the bill in the legislative hopper have gone back home, and said they have talked to their constituents. They feel they have a mandate from the folks back home that they should first be given an opportunity to vote on whether they want to call a constitutional convention to amend the Constitution. Therefore, we have agreed to insert that amendment into House Bill 1.

Now, let us not be too disturbed about this amendment. Remember that the constitution of 1874, was I understand, drafted by reason of a ground swell of enthusiasm in Pennsylvania to have a new constitution. That was first submitted to a vote of the people, and the majority of the people having voted in the affirmative that a constitutional convention should be called, the convention was called. As a result we have the Constitution that we have today which has many provisions in it which were put in back in those days to do away with certain harmful things that the people of Pennsylvania were told existed at that time that had to do mainly with the Legislature and railroads and canal boats and so forth.

Also let us not feel too disturbed if this referendum bill is submitted to the vote of the people. If it carries by a majority vote a convention will be called and a new constitution will be drafted and given to the people for a vote. By the same token, if the people vote down a constitutional convention, there will of course be a great financial saving to the Commonwealth.

Also, let us not be too disturbed about this amendment, because I feel that between now and the November election the proponents of a new constitution will have ample opportunity to go into the hustings, bring a message to

the people and point out to them the type of instrument that we are doing business under in Pennsylvania. I believe when it is properly shown to the people of this great state the antiquated, patched document that we are working under, the majority vote will prevail at the polls.

So I am asking the Members of the House to support this amendment.

Mr. LOVETT, Mr. Speaker, I would like to interrogate the Majority Leader.

The SPEAKER. Will the Majority Leader permit himself to be interrogated?

Mr. JOHNSON. I shall, Mr. Speaker.

Mr. LOVETT. Mr. Speaker, I would like to ask the gentleman what the period of delay on the calling of the constitutional convention would there be, providing the people did have an opportunity to vote and voted for the calling of the constitutional convention. What delay would there be in that procedure?

Mr. JOHNSON. Mr. Speaker, I realize that the amendments that were offered, although they were read amending a certain section, they probably should be explained on the floor.

This bill, if the amendments carry, will be patterned after the Act, I believe, of 1921 wherein the people voted to call the convention and also at the same time nominated the delegates. A certain timetable was considered, that is, having the referendum this Fall, election of delegates next year, and the convention in 1955. That was found not to be feasible because of the fact that the General Assembly will also be in session in 1955.

The bill now provides that members of the General Assembly can be part of the convention, and it is hoped that quite a number of the Members of this House will be elected to serve in the constitutional convention. Therefore, the timetable is so arranged that the delegates will be chosen this Fall, and the vote of the people will also be had this Fall. So that the people in determining whether they want a constitutional convention, can also put their stamp of approval on the type of person they will have at the convention if it is called.

Mr. LOVETT. I thank the gentleman, Mr. Speaker.

On the question recurring,

Will the House agree to the amendments?

The yeas and nays were required by Messrs. ANDREWS and READINGER.

The roll was called.

Messrs. ANDREWS, READINGER and STANK requested a verification of the roll.

The affirmative roll was read.

The SPEAKER. Are there any corrections to the affirmative roll? If not, the affirmative roll stands verified.

The negative roll was read.

Mr. ANDREWS. Is the gentleman from Montgomery, Mr. Bolton, in the Hall of the House?

The SPEAKER. Can anyone vouch for the gentleman from Montgomery, Mr. Bolton, being in the Hall of the House during the roll call?

Mr. METZ. He was in the House, Mr. Speaker.

Mr. ANDREWS. At the time the roll was called, Mr. Speaker?

The SPEAKER. Does the gentleman know whether he was in the Hall of the House during the calling of the roll?

Mr. METZ. I don't know, Mr. Speaker.

The SPEAKER. The Chair would inform the gentleman that the gentleman from Montgomery, Mr. Bolton, is not recorded on the negative roll, and the affirmative roll has been verified.

Mr. ANDREWS. I thought he was read on the negative roll, Mr. Speaker.

The SPEAKER. The Clerk informs the Chair that the gentleman is not recorded on the negative roll.

Mr. ANDREWS. Mr. Speaker, how is the gentleman from Clearfield, Mr. DuBois recorded? Is he recorded on the negative roll?

The SPEAKER. The gentleman is recorded on the affirmative roll.

Mr. ANDREWS. How is the gentleman from Tioga, Mr. McInroy recorded?

The SPEAKER. Mr. McInroy is recorded on the affirmative roll.

Mr. ANDREWS. On the affirmative roll? Is he with us?

The SPEAKER. The Clerk so informs the Chair.

Mr. ANDREWS. Is he in the Hall of the House?

The SPEAKER. Is the gentleman from Tioga, Mr. McInroy, in the Hall of the House at this time? Can any Member vouch whether the gentleman was in the Hall of the House at the time of the calling of the roll?

The Chair informs the gentleman from Cambria that the gentleman is on the affirmative roll.

#### POINT OF ORDER

Mr. YOUNG. Mr. Speaker, I rise to a point of order.

The SPEAKER. The gentleman will state it.

Mr. YOUNG. Mr. Speaker, after the affirmative roll has been verified can the roll be questioned as to the presence or absence of one of the Members?

The SPEAKER. The affirmative roll has been verified and there can be no change made in the affirmative roll.

Mr. ANDREWS. I certainly did not hear the Speaker say that the affirmative roll stood verified, and I endeavored to get the floor before there was any verification from the Speaker's desk. I was standing here waiting for recognition to question the roll before there was a verification. I am quite sure that the gentleman who raises the point of order would not want to have any measure in this House passed under a cloud.

However, well his point may have been taken perhaps I did not get the Speaker's eye. The Speaker can look where he pleases. I endeavored before there was a verification of the roll to get the floor and I was standing here with the questions I wanted to ask.

The SPEAKER. The Chair clearly asked whether there were any questions on the affirmative roll and then hesitated. The Chair informs the gentleman that he did not see him standing at the time the affirmative roll was verified.

For the information of the gentleman we are now on the negative roll.

Are there any corrections to the negative roll? If not the negative roll stands verified. And the roll stands verified.

Mr. SARRAF. I would like to ask the Speaker, after the affirmative roll is verified, then the negative roll is verified, you then verify the entire roll, is that correct?

The SPEAKER. Apparently the gentleman was misinformed. The affirmative roll was verified immediately



after the calling of the roll, then the negative roll was verified.

Mr. SARRAF. Any questions relative to anybody on the roll would then be out of order?

The SPEAKER. The Chair would inform the gentleman that questions relative to how Members voted after verification of the roll would be out of order.

The Chair will read Rule 80 for the information of the gentleman.

Upon the completion of a roll call and before the result of the vote has been announced by the Speaker three Members of the House may demand a verification of the roll.

After the affirmative or negative roll has been declared verified it is too late to change or record a vote thereon. Any Members may challenge in writing the vote or votes of Members who are recorded as voting. If the vote so challenged would change the result the announcement of the vote shall be postponed by the Speaker until the allegations made shall have been investigated, when, if necessary the roll call shall be corrected and a true result announced by the Speaker.

The Chair intentionally went very slowly because of the new Members in the House on both the affirmative and negative rolls.

The Chair recognizes the gentleman from Cambria Mr. Andrews.

Will the gentleman from Allegheny yield to the gentleman from Cambria?

Mr. SARROF. Yes, Mr. Speaker.

Mr. ANDREWS. Are we in the next order of business? Have we disposed of the roll call, Mr. Speaker?

The SPEAKER. We have disposed of the roll call. We have just verified the negative roll and the roll.

### CALL OF THE HOUSE

Mr. ANDREWS. I raise the question, Mr. Speaker, of no quorum, and demand a call of the House.

The SPEAKER. The gentleman raises the question of no quorum.

Mr. ANDREWS. That's right, Mr. Speaker. I ask that the doors be closed and that no Members be permitted to leave.

The SPEAKER. The Sergeant-at-Arms will close the doors of the House. No Member will be permitted to leave during the proceedings on the call of the House. Members will be permitted to enter the House.

The roll was called and was as follows:

#### Present 184

Adam,	Geer,	Mathews,	Schuster,
Alexander,	Gibson,	McCann,	Schwartz,
Amarando,	Gleason,	McCormack,	Scott,
Andrews,	Glick,	McCullough,	Seyler,
Ashton,	Goodling,	McDermitt,	Shotwell,
Auker,	Gramlich,	McGee,	Smith, W. B.,
Banker,	Guss,	McWherter,	Snider,
Barkdoll,	Guthrie,	Metz,	Spencer,
Baumunk,	Hall,	Mihm,	Stank,
Bazin,	Hamilton, R. K.,	Mikula,	Stevenson,
Bear,	Hamilton, W. H.,	Miller,	Stimmel,
Blair,	Harris,	Monroe,	Stone,
Boies,	Helm,	Moody,	Stoner,
Boory,	Hersch,	Moore,	Strausser,
Bower,	Hewitt,	Moran,	Sucher,
Breth,	Hocker,	Moscrip,	Taylor,
Brown,	Hoggard,	Muldowney,	Thomas,

Bucchin,	Ide,	Munley,	Thompson,
Buchanan,	Jenkins,	Murray, J. J.,	Toll,
Bullen,	Jim,	Murray, P. G.,	Tompkins,
Capano,	Johnson,	Musto,	Toomey,
Cianfrani,	Jones, Geo. E.,	Naugle,	VanSant,
Cioffi,	Jones, Gran'le E.	Needham,	Varallo,
Clapper,	Jones, T. H. W.,	Ogilvie,	Varner,
Comer,	Jump,	Olsen,	Wall,
Connelly,	Kamyk,	Parlante,	Wallace,
Conner,	Keller,	Peiffy,	Walsh,
Cooper,	Kent,	Peta,	Wargo,
Coyle,	Kerlin,	Petrosky,	Waterhouse,
Curwood,	Kohl,	Pettigrew,	Watkins,
Davis,	Kolankiewicz,	Pfaff,	Weidner,
Dougherty,	Kratz,	Polaski,	Welsh,
Down,	Kromer,	Polen,	Wescott,
Downey,	Kubacki,	Poltenstein,	Whalley,
DuBois,	Lederer,	Price,	White,
Dunn,	Lelsey,	Quisenberry,	Willaredt,
Erb,	Leonard,	Ragot,	Williams,
Ewing,	Leven,	Readinger,	Wilt,
Farabaugh,	Light,	Reagan,	Worley,
Fenrich,	Limper,	Richter,	Yeakel,
Ferster,	Lippincott,	Rosen,	Yetzer,
Filo,	Lopresti,	Rovansek,	Young,
Fleischman,	Lovett,	Royer,	Zeit,
Floyd,	Lutty,	Rubin,	Ziegler,
Flynn,	Maguire,	Sarra,	Smith, C. C.,
Frost,	Mahan,	Schmidt,	Speaker
	Markley,		

The SPEAKER. One hundred eighty-four Members having answered to their names, a quorum is present.

Mr. ANDREWS. Mr. Speaker, I move that further proceedings under the call be dispensed with and that the names of those not answering their names be read for the information of the House.

The motion was agreed to.

The SPEAKER. The names of those not answering will be read by the Clerk.

The names of those not answering were read by the Clerk and were as follows:

Bell,	Greenwood,	Lafore,	Shoemaker,
Bolton,	Gutendorf,	Maxwell,	Vaughan,
Bomberger,	Haudenschild,	McInroy,	Verona,
Breisch,	Jones, Paul F.,	Mills,	Wheeler,
Cochran,	Kline,	Phillips,	Whitenight,
Flack,	Kornick,	Reidenbach,	Wood,

The verified roll on the question of the adoption of the amendments offered by the gentleman from McKean, Mr. Johnson, was as follows:

#### YEAS—97

Ashton,	Goodling,	Mathews,	Stevenson,
Auker,	Gramlich,	McCullough,	Stimmel,
Banker,	Guthrie,	McInroy,	Stoner,
Barkdoll,	Hall,	McWherter,	Strausser,
Baumunk,	Hamilton, W. H.,	Metz,	Sucher,
Bear,	Helm,	Mikula,	Thompson,
Blair,	Hewitt,	Miller,	Tompkins,
Bolton,	Hocker,	Moody,	Toomey,
Bower,	Ide,	Moore,	VanSant,
Brown,	Johnson,	Moscrip,	Varner,
Buchanan,	Jones, Geo. E.,	Murray, P. G.,	Wall,
Clapper,	Jones, T. H. W.,	Naugle,	Waterhouse,
Connelly,	Jump,	Ogilvie,	Watkins,
Cooper,	Keller,	Peiffy,	Weidner,
Davis,	Kent,	Phillips,	Wescott,
Down,	Kerlin,	Price,	Whalley,
DuBois,	Kohl,	Ragot,	Willaredt,
Dunn,	Kratz,	Reagan,	Wilt,
Erb,	Kromer,	Richter,	Worley,
Ewing,	Lelsey,	Royer,	Yeakel,
Ferster,	Light,	Rubin,	Young,
Fleischman,	Lippincott,	Scott,	Ziegler,
Frost,	Lovett,	Shotwell,	Smith, C. C.,
Gibson,	Mahan,	Spencer,	Speaker
Gleason,	Markley,		

## NAYS—87

Adam,	Geer,	McGee,	Sarra,
Alexander,	Glick,	Mihm,	Schmidt,
Amarando,	Guss,	Monroe,	Schuster,
Andrews,	Hamilton, R. K.,	Moran,	Schwartz,
Bazin,	Hersch,	Muldowney,	Seyler,
Boies,	Hoggard,	Munley,	Smith, W. B.,
Boory,	Jenkins,	Murray, J. J.,	Snider,
Breth,	Jim,	Musto,	Stank,
Bucchin,	Jones, Gran'le E.	Needham,	Stone,
Capano,	Kamyk,	Olsen,	Taylor,
Cioffi,	Kolankiewicz,	Parlante,	Thomas,
Comer,	Kubacki,	Peta,	Toll,
Conner,	Lederer,	Petrosky,	Varallo,
Coyle,	Leonard,	Pettigrew,	Wallace,
Curwood,	Leven,	Pfaff,	Walsh,
Dougherty,	Limper,	Polaski,	Wargo,
Downey,	Lopresti,	Polen,	Welsh,
Farabaugh,	Lutty,	Poltenstein,	White,
Fenrich,	Maguire,	Readinger,	Williams,
Filo,	McCann,	Reidenbach,	Yetzer,
Floyd,	McCormack,	Rosen,	Zeltz,
Flynn,	McDermitt,	Rovansek,	

## NOT VOTING—24

Bell,	Flack,	Kline,	Shoemaker,
Bomberger,	Greenwood,	Kornick,	Vaughan,
Breisch,	Gutendorf,	Lafore,	Verona,
Bullen,	Harris,	Maxwell,	Wheeler,
Cianfrani,	Haudensfield,	Mills,	Whitenight,
Cochran,	Jones, Paul F.,	Quisenberry,	Wood,

So the question was determined in the affirmative and the amendments were agreed to.

Mr. JOHNSON. Mr. Speaker, I ask unanimous consent to offer amendments to the second, third and seventh section and title at this time.

The SPEAKER. The amendments will be read by the Clerk for information.

The Clerk read the amendments as follows:

Amend Section 2, page 2, line 10, by inserting after the word "and" and before the word "delegates" the following: "twenty."

Amend Section 2, page 2, line 10, by inserting after the word "delegates" and before the word "from" the following: "elected."

Amend Section 2, page 2, by striking out line 11.

Amend Section 3, page 2, line 14, by striking out at the end of the line after the word "shall" the following: "SELECT FIFTEEN" and inserting in lieu thereof the following: "nominate eleven."

Amend Section 3, page 3, line 3, by striking out at the end of the line after the word "VACANCIES" the following: "THE GOV."

Amend Section 3, page 3, by striking out lines 4 to 13 inclusive, and inserting in lieu thereof the following new paragraphs:

"Any political body may circulate nomination papers to nominate ten delegates at large. The number of signatures required on said nomination papers shall be the same as are now required by the Pennsylvania Election Code and its amendments for candidates of political bodies for State-wide officers. The nomination papers must be filed not later than the tenth day of August one thousand nine hundred fifty-three.

"Any person whose name has been presented as a candidate may cause his or her name to be withdrawn from nomination by request in writing signed by him or her and acknowledged before an officer qualified to take acknowledgment of deeds and filed in the Office of the Secretary of the Commonwealth on or before the seventeenth day of August one thousand nine hundred fifty-three. No name so withdrawn shall be printed upon the ballots.

"Any vacancy occurring in the nomination for delegate at large may be filled by the respective State committees as the rules of such State committee may prescribe for other State-wide vacancies.

"Delegates at large shall be at least twenty-one years of age and shall have been citizens and inhabitants of the Commonwealth for a period of four years.

"Each elector shall vote for not more than nine candidates at the municipal election held in the year one thousand nine hundred fifty-three. The twenty candidates receiving the highest votes shall be delegates at large."

Amend Section 7, page 8, line 5, by inserting at the end of the line after the syllables "monwealth" the following:

"Provided That nothing herein contained shall authorize the said convention to change the language or to alter in any manner the several provisions of the first article of the present Constitution commonly known as the Declaration of Rights but the same shall be excepted from the powers given to said convention and shall be and remain inviolate forever."

Amend page 1, line 5 of the title by adding at the end thereof, after the word "delegates" the following: "upon the determination by the electorate that such a convention should be held."

The SPEAKER. Will the House give unanimous consent to the offering of amendments at this time? Is there objection? The Chair hears none.

On the question,

Will the House agree to the amendments?

Mr. ANDREWS. Mr. Speaker, I ask permission to interrogate the Majority Leader.

The SPEAKER. Does the gentleman wish to interrogate the Majority Leader on the further amendments he has sent to the desk?

Mr. ANDREWS. Mr. Speaker, I am asking permission to interrogate the gentleman concerning the figures on this recent roll call.

The SPEAKER. Will the gentleman permit himself to be interrogated?

Mr. JOHNSON. I shall, Mr. Speaker.

Mr. ANDREWS. Mr. Speaker, according to my figures—and they may be in error—there were fifteen Members of the majority party not answering to their names. Is that true?

Mr. JOHNSON. Mr. Speaker, I believe that is correct.

Mr. ANDREWS. Mr. Speaker, that would give you 95 votes if you had them all. You got two on this side, that made 97. Is that correct?

Mr. JOHNSON. Mr. Speaker, that is right. The vote was 97-87, was it not, according to the announced roll call?

Mr. ANDREWS. Mr. Speaker, I think that was right. I was just trying to establish in my own mind how many Members of the majority party voted with the minority. Was it three?

Mr. JOHNSON. Mr. Speaker, I know of just one. I was not listening to the roll call. I was preparing the next set of amendments. I am sorry I did not hear how they were voting.

Mr. ANDREWS. I thank the gentleman, Mr. Speaker.

Mr. JOHNSON. Mr. Speaker, the gentlemen here say there was one.

Mr. ANDREWS. Mr. Speaker, I would request the Majority Leader to explain the purport and extent of the amendments that have been proposed. I do not know whether I have a copy or not.

Would the gentleman take the bill and show us the exact sections of the bill that are amended by the amendments now pending.

Mr. JOHNSON. Mr. Speaker, I do not think I have a copy of the bill. I can give the gentleman the substance of the remaining amendments.

For the benefit of Members of the House, the bill with-



out these amendments, which is House Bill 1, Printer's No. 8, provided for the appointment by the Governor of certain delegates, provided for the appointment by the Speaker and by the President pro tempore of certain delegates. What these amendments do is rip out—shall I say—the provision for the Governor to appoint and also rip out the provision for the Speaker to appoint or the President pro tempore of the Senate to appoint and substituting in lieu thereof a nomination by the political parties of the eleven at large which would mean eleven on the Republican side and eleven on the Democratic side.

It also provides that political bodies that might preempt a party in the state will have the right to choose ten at large. Then the vote by the people on those at large will be nine. You will vote for nine. In the Congressional districts there will be two from the majority party and one from the minority, as the case might be. There will be four nominated and you will vote for two.

Mr. ANDREWS. Mr. Speaker, I desire to interrogate the Majority Leader on the delegates-at-large. Do all of the electors vote for only nine? Does not the bill with the amendments provide that the two major parties nominate eleven and the electors vote for ten?

Mr. JOHNSON. Mr. Speaker, no, as I understand it each party will nominate eleven, and you will vote for nine. As I understand from my conference with the Attorney General, that would work out to a vote of eleven to nine. The twenty highest are elected out of the twenty-two nominated. If there were only twenty-two nominated, that is eleven from each party—eleven from the Democratic party and eleven from the Republican party—if you vote for nine, it would make a probable split of eleven to nine out of the twenty.

Mr. ANDREWS. Mr. Speaker, I still desire to interrogate the gentleman from McKean, the Majority Leader, . . .

The SPEAKER. Will the gentleman permit himself to be further interrogated?

Mr. JOHNSON. I shall, Mr. Speaker.

Mr. ANDREWS. Mr. Speaker, the amendments as originally drawn read, "The respective state committees of all political parties required by law to nominate their candidates for public office at the primary election shall nominate eleven."

Mr. JOHNSON. Mr. Speaker, that is right.

Mr. ANDREWS. Mr. Speaker, and the others that are not required to nominate, they can only vote for nine?

Mr. JOHNSON. Mr. Speaker, they will nominate ten, but they will have the right to vote for nine and conceivably they can vote for any of the delegates who are nominated at large, be they of their own political body or of the Democratic party or of the Republican party. We could not possibly have delegates-at-large, not eleven of one party and nine of another. It may be a different split based on the number who are nominated.

Mr. ANDREWS. Mr. Speaker, I understand that. There is one part of the bill that says the electors may vote for ten. But the final paragraph on your amendment says that, "Each elector shall vote for not more than nine candidates."

Mr. JOHNSON. Mr. Speaker, that is right. You amend Section 3, Page 3, by striking out lines 4 to 13 inclusive, and you will add to the section by saying that, "Each

elector shall vote for not more than nine candidates," which is the last paragraph of that group of amendments which I understand applies to the entire bill, not just to the political body..

Mr. ANDREWS. Mr. Speaker, you have changed your amendments which originally stipulated that each party would nominate eleven and vote for ten? That is according to the copy which I had here, which I received from the Majority Leader.

Mr. JOHNSON. Mr. Speaker, no, I believe I gave the gentleman that duplicate copy of the amendments before I left town last week and I know of no change in it since I left last week.

Mr. ANDREWS. "Amend Section 3, Page 2, line 14, by striking out at the end of the line after the word "shall" the following: "Select fifteen" and insert in lieu thereof the words "nominate eleven."

Mr. JOHNSON. Mr. Speaker, that is right.

Mr. ANDREWS. Mr. Speaker, and vote for ten? And in the concluding paragraph of the amendment it says, the electors shall vote for nine.

On the question recurring,

Will the House agree to the amendments?

They were agreed to.

On the question,

Will the House agree to the bill on third reading\* as amended?

It was agreed to.

Ordered ( that the bill as amended lie over for printing.

## FORMER MEMBER WELCOMED

The SPEAKER. The Chair welcomes to the House a former Member, the gentleman from Adams, Honorable Earl H. Pitzer.

## QUESTION OF INFORMATION

Mr. MORAN. Mr. Speaker, I rise to a question of information.

The SPEAKER. The gentleman will state it.

Mr. MORAN. Will the Speaker tell me why we do not have the Committee meetings marked on the bulletin board at the rear of the House like we used to in past sessions?

The Speaker. The Chair thanks the gentleman for the information. It certainly has not been intentional. We will see to it that the Committee meetings will be posted on the bulletin board in the future.

## COMMITTEE MEETINGS

Judiciary—Mr. Tompkins, Chairman, Room 520, Tuesday, February 24, 1953 at 10:30 a. m.

Municipal Corps.—Mr. Kratz, Chairman, Room 521, Tuesday, February 24, 1953, at 10:30 a. m.

The Legislative Service Club breakfast will meet in Cafeteria Dining Room at 8:30 a. m. February 24, 1953.

There will be a meeting of the Philadelphia Democratic delegation one-half hour before the House meets Tuesday, February 24, 1953.

## ANNOUNCEMENT

First term Members of the Minority Party from Philadelphia will meet at the usual time and place for dinner this evening.

## ADJOURNMENT

Mr. McWHERTER. Mr. Speaker, I move that this House do now adjourn until Tuesday, February 24, 1953 at 11:00 a. m.

The motion was agreed to, and (at 7:52 p. m.) the House adjourned.





# Legislative Journal.

Session 1953.

140th of the General Assembly.

Vol. 33.

HARRISBURG, PA., TUESDAY, FEBRUARY 24, 1953.

No. 11.

## SENATE

TUESDAY, February 24, 1953.

The Senate met at 8:00 o'clock a. m., Eastern Standard Time.

By Appointment of the PRESIDENT pro tempore:

The PRESIDING OFFICER (John M. Walker) in the Chair.

### PRAYER

The Chaplain, Rev. JOHN C. MOORE, Rector of Christ Episcopal Church, Coudersport, offered the following prayer:

Grant us, O God, larger vision of our Commonwealth, fair as she might be, that justice may rule on every hand; a land of plenty where none shall envy others and where vice and poverty shall cease to fester; a land of brotherhood where prosperity shall be founded on service and honor alone; a land of peaceful pursuits where order need not rest on force, but on responsibility born in each individual heart.

Hear our prayer, O Lord, and in city, town and village we pledge to serve to hasten the day of righteousness in Thy Name, Amen.

### JOURNAL APPROVED

The PRESIDING OFFICER. A quorum of the Senate being present, the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. MAHANY and Mr. KESSLER, further reading was dispensed with, and the Journal was approved.

### LEAVES OF ABSENCE

Mr. HARE asked and obtained leave of absence for Mr. KEPHART, due to illness.

He also asked and obtained leave of absence for Mr. PECHAN, because of pressing business.

Mr. BARR asked and obtained leave of absence for Mr. MCGINNIS, because of pressing business.

He also asked and obtained leave of absence for Mr. BANE, because of pressing business.

### CALENDAR

#### THIRD READING CALENDAR

#### BILLS ON THIRD READING CALENDAR OVER IN ORDER

Mr. MAHANY. Mr. President, I move that all bills on the Third Reading Calendar go over in their order,

Mr. HARE. Mr. President, I second the motion.

The motion was agreed to.

The bills were as follows:

Senate Bill No. 7, entitled:

An Act to amend Sections 3 and 4 of the act, approved the eighteenth day of May, one thousand nine hundred forty-nine (P. L. 1440) entitled "An act concerning notaries public and amending, revising, consolidating and changing the law relating thereto," by requiring notaries to be qualified electors.

Senate Bill No. 52, entitled:

An Act to amend clause XV of section 1202 of the act, approved the fourth day of May, one thousand nine hundred twenty-seven (P. L. 519), entitled "An act concerning boroughs, and revising, amending, and consolidating the law relating to boroughs," by further defining the powers of boroughs with regard to garbage, rubbish, sludge and other waste treatment and disposal, acting separately or jointly with other political subdivisions.

### SECOND READING CALENDAR

#### BILLS ON SECOND READING CALENDAR OVER IN ORDER

Mr. MAHANY. Mr. President, I move that all bills on the Second Reading Calendar go over in their order.

Mr. HARE. Mr. President, I second the motion.

The motion was agreed to.

The bills were as follows:

Senate Bill No. 5, entitled:

An Act to amend the act approved the twenty-fifth day of May, one thousand nine hundred thirty-seven (P. L. 814) entitled "An act to provide for the permanent personal registration of electors in cities of the second class as a condition of their right to vote at elections and primaries, and their enrollment as members of political parties as a further condition of their right to vote at primaries; prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors; and prescribing the powers and duties of citizens, parties, political bodies, registration commissions, commissioners, registrars, inspectors of registration and other appointees of registration commissions, county election boards, election officers, municipal officers, departments and bureaus, police officers, courts judges, prothonotaries, sheriffs, county commissioners, peace officers, county treasurers, county controllers, registrars of vital statistics, certain public utility corporations, real estate brokers, rental agents, and boards of school directors; and imposing penalties," by further providing for the composition of the registration commission; imposing duties on the county commissioners and ending the terms of the present commissioners.



## Senate Bill No. 9, entitled:

An Act to further amend subsection C of section 1009 and section 1408 of the act, approved the fifteenth day of May, one thousand nine hundred and thirty-three (P. L. 624), entitled, as amended, "An act relating to the business of banking, and to the exercise of fiduciary powers by corporations; providing for the organization of corporations with fiduciary powers, and of banking corporations, with or without fiduciary powers, including the conversion of National banks into State banks, and for the licensing of private bankers, and employees' mutual banking associations; defining the rights, powers, duties, liabilities, and immunities of such corporations, of existent corporations authorized to engage in a banking business, with or without fiduciary powers, of private bankers and employees' mutual banking associations, and of the officers, directors, trustees, shareholders, attorneys, and other employees of all such corporations, employees' mutual banking associations or private bankers, or of affiliated corporations, associations, or persons; restricting the exercise of banking powers by any other corporation, association, or persons, and of fiduciary powers by any other corporation; conferring powers and imposing duties upon the courts, prothonotaries, recorders of deeds, and certain State departments, commissions, and officers; imposing penalties; and repealing certain acts and parts of acts," by changing the limitations on the amount which may under certain circumstances be invested in title insurance companies, and by making further provision concerning the effect of merger or consolidation of banking institutions.

## Senate Bill No. 44, entitled:

An Act to amend Section 1 of the Act approved the fourteenth day of January, one thousand nine hundred fifty-two, (Appropriation Acts 70), entitled, "An act making an appropriation to the Elwyn Training School at Elwyn, in the County of Delaware, Commonwealth of Pennsylvania, and prescribing certain conditions upon which the appropriation will be available to the school," by increasing the per capita annual maintenance rate of wards of the Commonwealth.

## Senate Bill No. 53, entitled:

An Act to further amend clause (4) of subsection A of section 1001 of the act, approved the fifteenth day of May, one thousand nine hundred and thirty-three (P. L. 624), entitled, as amended, "An act relating to the business of banking, and to the exercise of fiduciary powers by corporations; providing for the organization of corporations with fiduciary powers, and of banking corporations, with or without fiduciary powers, including the conversion of National banks into State banks, and for the licensing of private bankers, and employees' mutual banking associations; defining the rights, powers, duties, liabilities, and immunities of such corporations, of existent corporations authorized to engage in a banking business, with or without fiduciary powers, of private bankers and employees' mutual banking associations, and of the officers, directors, trustees, shareholders, attorneys, and other employees of all such corporations, employees' mutual banking associations or private bankers, or of affiliated corporations, associations, or persons; restricting the exercise of banking powers by any other corporation, association, or persons, and of fiduciary powers by any other corporation; conferring powers and imposing duties upon the courts, prothonotaries, recorders of deeds, and certain State departments, commissions, and officers; imposing penalties; and repealing certain acts and parts of acts," by further regulating the making of installment loans.

## Senate Bill No. 60, entitled:

An Act to further amend the act approved the twenty-second day of June one thousand nine hundred thirty-one (P. L. 594) entitled "An act establishing certain township roads as State highways authorizing their con-

struction maintenance and improvement under certain conditions and restrictions limiting the obligation of the Commonwealth in the construction of certain structures located on such highways conferring certain powers upon the Department of Highways and local authorities persons associations and corporations for sharing the cost of the maintenance and construction of such highways and making an appropriation to carry out the provisions of said act" by deleting a route in Lancaster County

## Senate Bill No. 62, entitled:

An Act to further amend subsection C of section 1210 of the act, approved the fifteenth day of May, one thousand nine hundred thirty-three (P. L. 624), entitled, as amended "An act relating to the business of banking, and to the exercise of fiduciary powers by corporations; providing for the organization of corporations with fiduciary powers, and of banking corporations, with or without fiduciary powers, including the conversion of National banks into State banks, and for the licensing of private bankers and employees' mutual banking associations; defining the rights, powers, duties, liabilities, and immunities of such corporations, of existent corporations authorized to engage in a banking business, with or without fiduciary powers, of private bankers and employees' mutual banking associations, and of the officers, directors, trustees, shareholders, attorneys, and other employees of all such corporations, employees' mutual banking associations or private bankers, or of affiliated corporations, associations, or persons; restricting the exercise of banking powers by any other corporations, association, or person, and of fiduciary powers by any other corporation; conferring powers and imposing duties upon the courts, prothonotaries, recorders of deeds, and certain State departments, commissions, and officers; imposing penalties; and repealing certain acts and parts of acts," by further providing for authorized investments and limitations on loans and discounts of savings banks.

## Senate Bill No. 64, entitled:

An Act to further amend section 1212 and to amend section 1214 of the act, approved the fifteenth day of May, one thousand nine hundred thirty-three (P. L. 624), entitled, as amended "An act relating to the business of banking, and to the exercise of fiduciary powers by corporations; providing for the organization of corporations with fiduciary powers, and of banking corporations, with or without fiduciary powers, including the conversion of National banks into State banks, and for the licensing of private bankers and employees' mutual banking associations; defining the rights, powers, duties, liabilities, and immunities of such corporations, of existent corporations authorized to engage in a banking business, with or without fiduciary powers, of private bankers and employees' mutual banking associations, and of the officers, directors, trustees, shareholders, attorneys, and other employees of all such corporations, employees' mutual banking associations or private bankers, or of affiliated corporations, associations, or persons; restricting the exercise of banking powers by any other corporations, association, or person, and of fiduciary powers by any other corporation; conferring powers and imposing duties upon the courts, prothonotaries, recorders of deeds, and certain State departments, commissions, and officers; imposing penalties; and repealing certain acts and parts of acts," by further providing concerning the powers and limitations on powers of savings banks.

## Senate Bill No. 88, entitled:

An Act to amend the act, approved the twenty-seventh day of December, one thousand nine hundred fifty-one (P. L. 1742), entitled "An act to provide revenue by imposing a State tax relating to certain documents; prescribing and regulating the method and manner of evidencing the payment of such tax; conferring powers and imposing duties upon certain persons, partnerships, associations, and corporations, recorders of deeds, and the



Department of Revenue; saving certain local taxes and authorizing amendments, extensions and supplements to the ordinances and resolutions relating thereto; and providing penalties," by exempting certain documents from said tax, fixing the value of certain land for tax purposes, exempting persons accepting any document from payment of the tax, changing effect of failure to pay the tax, and affix stamps, and validating certain documents to which insufficient stamps have been affixed.

Senate Bill No. 91, entitled:

An Act to further amend Section 5 of the act, approved the thirty-first day of May, one thousand nine hundred forty-five (P. L. 1198), entitled "An act providing for the conservation and improvement of land affected in connection with the mining of bituminous coal by the open pit mining method; regulating such mining and providing penalties," by further regulating backfilling and operation reports.

Senate Bill No. 113, entitled:

An Act to further amend Sections 4 and 8 of the act approved the sixteenth day of May one thousand nine hundred twenty-three (P. L. 207) entitled "An act providing when how upon what property and to what extent liens shall be allowed for taxes and for municipal improvements for the removal of nuisances and for water rents or rates sewer rates and lighting rates for the procedure upon claims filed therefor the methods for preserving such liens and enforcing payment of such claims the effect of judicial sales of the properties liened the distribution of the proceeds of such sales and the redemption of the property therefrom for the lien and collection of certain taxes heretofore assessed and of claims for municipal improvements made and nuisances removed within six months before the passage of this act and for the procedure on tax and municipal claims filed under other and prior acts of Assembly" by authorizing the assignment by municipal authorities organized by cities of the second class of their municipal claims and liens to and the purchase thereof by cities boroughs and townships in which the property subject to such municipal claims or liens is located.

Senate Bill No. 114, entitled:

An Act to further amend the title and Section 2.1 of the act approved the eighteenth day of July one thousand nine hundred thirty-five (P. L. 1286) entitled as amended "An act empowering counties of the second class cities boroughs incorporated towns and townships to charge and collect from owners of and users in property served thereby annual rentals rates or charges for the use of certain sewers sewerage systems and sewage treatment works including charges for operation inspection maintenance repair depreciation and the amortization of indebtedness and interest thereon empowering counties of the second class cities boroughs incorporated towns and townships to contract with authorities organized by counties of the second class or by cities of the third class for sewer sewerage and sewage treatment services to grant convey lease transfer encumber mortgage and pledge to such authorities their sewers sewerage systems and sewage treatment works to assign and pledge to such authorities rentals rates and charges charged and collected by them for the use thereof and to assign to such authorities their power to charge and collect the same and validating all such contracts grants conveyances leases transfers assignments encumbrances mortgages and pledges heretofore made" by extending to authorities organized by cities of the second class the provisions therein affecting authorities organized by counties of the second class or by cities of the third class.

Senate Bill No. 136, entitled:

An Act to further amend section one of the act approved the eighth day of April one thousand eight hun-

dred sixty-eight (P. L. 73) entitled "An act to authorize the recorder of deeds in the several counties of this Commonwealth to record the discharges of all honorably discharged officers and soldiers" by specifying in more detail the authority of recorders of deeds in certain instances.

#### SENATE CONCURRENT RESOLUTION

#### JOINT COMMITTEE TO HOLD PUBLIC HEARINGS ON STATE GOVERNMENT SURVEY COMMITTEE REPORT

Mr. MAHANY. Mr. President, I ask unanimous consent to offer a resolution at this time.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. MAHANY offered the following resolution which was twice read as follows:

In the Senate, February 24, 1953.

Whereas, His Excellency, the Governor of the Commonwealth, John S. Fine, has submitted to the General Assembly the report of the State Government Survey Committee, and

Whereas, the Governor of the Commonwealth has requested the General Assembly to give due consideration to its recommendations and where deemed feasible to implement the said recommendations by appropriate legislation, and now

Therefore be it resolved (if the House of Representatives concur), That the President Pro Tempore of the Senate appoint a committee of 15 members of the Senate and the Speaker of the House appoint a similar committee of the House to conduct public hearings on the various phases, findings, and recommendations of the State Government Survey Committee, and report their findings to this Session of the General Assembly.

#### RULE 39 SUSPENDED

Mr. MAHANY. Mr. President, I ask unanimous consent that Rule 39, which requires resolutions be referred to an appropriate committee, be suspended and the Senate do now proceed to the consideration of the resolution just read.

The PRESIDING OFFICER. Is there objection?

The Chair hears none.

On the question,

Will the Senate agree to the resolution?

It was agreed to.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

#### PERMISSION TO ADDRESS SENATE

Mr. YOSKO asked and obtained unanimous consent to address the Senate.

Mr. YOSKO. Mr. President, I did not intend to say anything this morning, but since the resolution was introduced I just want to remark that I trust that the Governor will retain the Chesterman Committee to perform such further surveys as may be necessary, and which may develop during the course of the public hearings on the recommendations that were submitted by the Chesterman Committee.

#### PERMISSION TO ADDRESS SENATE

Mr. MAHANY asked and obtained unanimous consent to address the Senate.

Mr. MAHANY. Mr. President, for the information of my colleagues, if the House concurs in this resolution, the President pro tempore of the Senate will appoint the



following Republicans on this committee: Senator Mahany, Chairman, Senator Snowden, Senator Berger, Senator Diehm, Senator Wood, Senator Hare, Senator Wade, Senator Stevenson, Senator Walker and Senator Wagner. That is for the information of my colleagues and also the press, if they want it.

### INTERROGATION

Mr. YOSKO. Mr. President, I desire to interrogate the Majority Floor Leader, Senator Mahany.

The PRESIDING OFFICER. Will the gentleman from Crawford, the Majority Floor Leader, permit himself to be interrogated?

Mr. MAHANY. I will, Mr. President.

Mr. YOSKO. Do I understand the Majority Leader's statement to indicate that if the House adopts the resolution which was just adopted here in the Senate, the members of the committee will be those Senators that you just named?

Mr. MAHANY. Those will be the Republican members of the committee, Senator Yosko.

Mr. YOSKO. Thank you very much, Senator Mahany. There will, however, be Minority representation?

Mr. MAHANY. Oh, yes, there will be five members of the Minority Party. We have left room for five of you fellows.

### ADJOURNMENT

Mr. MAHANY. Mr. President, I move that the Senate do now adjourn until Monday, March 2, 1953, at 4:00 o'clock p. m., Eastern Standard Time.

Mr. McPHERSON, Jr. Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 8:14 o'clock a. m., Eastern Standard Time, until Monday, March 2, 1953, at 4:00 o'clock p. m., Eastern Standard Time.

## HOUSE OF REPRESENTATIVES

TUESDAY, February 24, 1953.

The House met at 11:00 a. m.

The SPEAKER (Charles C. Smith) in the Chair.

### PRAYER

Reverend Walter Kennedy, pastor of the Templeton and Goheenville Presbyterian Churches, guest of the gentlemen from Armstrong, Messrs. Helm and Guthrie, offered the following prayer:

Eternal God, who are the hope of all the ends of the earth, look upon us who are here gathered in this Legislative Hall. May the light of Thy presence give wisdom and guidance. May we have ears to hear those voices which tell us the true meaning and worth of life, for Thou only art light for life's meanings, wisdom for life's questions and strength for life's duties.

Teach us to set a watch upon our lips, that the words we speak may be words of healing and strength, understanding and encouragements. Make us swift to appreciate and slow to blame.

Bless these men and women, charged with the responsibilities of this hour, the homes from which they come

and the peoples they represent. May we be a God-fearing people as we do justly, love mercy and walk humbly with our God.

Through Jesus Christ our Lord. Amen.

### JOURNAL APPROVAL POSTPONED

The SPEAKER. Are there any corrections to the Journal of Monday, February 23, 1953?

Mr. HELM. Mr. Speaker, I move that the approval of the Journal for February 23 be postponed since the Journal is not in print.

The motion was agreed to.

### BILLS INTRODUCED AND REFERRED

By Messrs. FLYNN and MULDOWNEY.

HOUSE BILL No. 341.

An Act regulating the payment of wages or compensation for labor or service in certain private employments establishing regular pay days imposing certain duties upon employers conferring powers and duties upon the Department of Labor and Industry imposing additional powers and duties on the Secretary of the Department of Labor and Industry for the civil collection of wages imposing civil and criminal penalties for the violations of the act and providing for their collection and disposition and repealing inconsistent legislation.

Referred to the Committee on Labor Relations.

By Mr. BOMBERGER.

HOUSE BILL No. 342.

An Act to further amend subsection (c) of section nine hundred two and subsection (f) and the penalty clause of section nine hundred three of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees and miscellaneous receipts; making an appropriation and providing for refunds" by removing certain equipment requirements pertaining to motor buses and by further prescribing gross weights and axle weights of motor buses having six or more wheels.

Referred to the Committee on Motor Vehicles.

By Messrs. FLACK and VANSANT.

HOUSE BILL No. 343.

An Act exempting owners, operators and licensees of radio or television broadcasting stations and their agents, servants and employes from liability for publication of defamatory matter in certain cases.

Referred to the Committee on Judiciary.

By Mr. BOMBERGER.

HOUSE BILL No. 344.

An Act to further amend the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley, omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by changing the registration fee of certain motor buses and motor omnibuses and prohibiting the use of metal or solid rubber or cushion rubber tires on such vehicles.

Referred to the Committee on Motor Vehicles.

By Messrs. BAZIN, STONE, and WILLIAM B. SMITH.

HOUSE BILL No. 345.

An Act to amend the act approved the first day of June one thousand nine hundred forty-five (P. L. 1242) entitled "An act relating to roads streets highways and bridges amending revising consolidating and changing the laws administered by the Secretary of Highways and by the Department of Highways relating thereto" by specifying the rate of wages paid to labor employed by the Department of Highways.

Referred to the Committee on State Government.

By Mr. DOWNEY.

HOUSE BILL No. 346.

An Act fixing the hours of employment and annual vacations of nurses employed in State institutions within the Departments of Welfare and Health.

Referred to the Committee on State Government.

By Messrs. BUCCHIN and VAN SANT.

HOUSE BILL No. 347.

An Act to further amend Section 1402 of the act, approved the twenty-third day of June, one thousand nine hundred thirty-one (P. L. 932), entitled "An act relating to cities of the third class; and amending, revising, and consolidating the law relating thereto," by requiring sureties to also insure against loss of taxes in the hands of treasurers as a result of fire, burglary, larceny, theft, robbery, forgery or fraud.

Referred to the Committee on Cities—Third Class.

By Messrs. POLTENSTEIN and FLOYD.

HOUSE BILL No. 348.

An Act in relation to the regulation, control and stabilization of rents in housing accommodations during an emergency; creating a Temporary State Housing Rent Commission; prescribing its powers and duties, and making an appropriation therefor.

Referred to the Committee on Appropriations.

By Messrs. GEER and COOPER. HOUSE BILL No. 349.

An Act to amend Section 55 of the act, approved the second day of May, one thousand nine hundred twenty-nine (P. L. 1237) entitled "An act affecting martial relations; prescribing grounds and regulating proceedings for divorce and the annulment of bigamous marriages; and amending, revising, and consolidating the law relating thereto," by requiring establishment of custody of children prior to the grant of final decree in divorce.

Referred to the Committee on Judiciary.

By Messrs. HERSCH and RUBIN. HOUSE BILL No. 350.

An Act to further amend Section 2 of the act, approved the second day of May, one thousand nine hundred twenty-nine (P. L. 1518), entitled as amended "An act regulating the construction, equipment, maintenance, operation and inspection of elevators; granting certain authority to and imposing certain duties upon the Department of Labor and Industry; providing fees for inspection of elevators, certificates of operation, and approval of plans; providing penalties for violations of this act; and repealing all acts or parts of acts inconsistent with this act," by making elevators and hoists in buildings under construction or alteration available for transportation of workmen engaged in such construction.

Referred to the Committee on Labor Relations.

By Messrs. HERSCH and RUBIN. HOUSE BILL No. 351.

An Act to repeal Section 21 of the act, approved the fourteenth day of April, one thousand eight hundred sixty-eight (P. L. 1083), entitled "A supplement to an act, entitled 'An Act appropriating ground for public purposes in the city of Philadelphia,' approved the twenty-sixth day of March, Anno Domini one thousand eight hundred and sixty-seven," in so far as it prohibits the sale of intoxicating liquors within Fairmount Park.

Referred to the Committee on Liquor Control.

By Mr. WILBUR H. HAMILTON. HOUSE BILL No. 352.

An Act to further amend the act, approved the second day of June, one thousand nine hundred thirty-three (P. L. 1433), entitled "An act defining the powers of the courts of quarter sessions, the Municipal Court of Philadelphia, and the County or Juvenile Court of Allegheny County, with respect to the care, guidance, control, trial, placement and commitment of delinquent, dependent and neglected children under sixteen years of age and of persons over sixteen years of age contributing to or encouraging the delinquency, neglect and dependency of children; and amending, revising and consolidating the law relating thereto," by further regulating the confinement of juveniles under eighteen years of age.

Referred to the Committee on Welfare.

By Messrs. WILBUR H. HAMILTON and HERSCH.

HOUSE BILL No. 353.

An Act to further amend section seven hundred two of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, jus-



tices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs, upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by providing for an additional registration fee for assigning to a motor vehicle a specially designated registration number requested by an applicant for registration.

Referred to the Committee on Motor Vehicles.

By Messrs. MOODY and MOSCRIP.

HOUSE BILL No. 354.

An Act to further amend the act approved the seventeenth day of April, one thousand eight hundred seventy-six (P. L. 29), entitled "An act relating to appeals in cases of summary convictions," by extending the time within which appeals may be taken.

Referred to the Committee on Judiciary.

By Mr. SCHMIDT.

HOUSE BILL No. 355.

An Act making an appropriation to the Department of Justice for the payment of certain moral claims against the Commonwealth.

Referred to the Committee on Appropriations.

By Mrs. MUNLEY and Mr. WARGO.

HOUSE BILL No. 356.

An Act to further amend Clause 4 of Section 14 of the act approved the eighteenth day of July, one thousand nine hundred seventeen (P. L. 1043), entitled "An act establishing a public school employees' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing employees, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon boards having the employment of public school employees; exempting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties," by increasing certain compensation payments.

Referred to the Committee on Education.

By Mr. CLAPPER.

HOUSE BILL No. 357.

An Act to further amend Section 5 of the act approved the eleventh day of June, one thousand nine hundred forty-seven (P. L. 565) entitled "An act providing compensation to certain persons who served in the military or naval forces of the United States or of any of her allies during World War II; providing the method of making payment to representatives of persons who, because of death or incapacity, cannot personally receive compensation; imposing certain duties on the Adjutant General; making an appropriation, and providing penalties," by extending the time during which applications may be filed for veterans' compensation.

Referred to the Committee on Military Affairs.

By Mr. THOMPSON.

HOUSE BILL No. 358.

An Act to further amend Section 17 of the act, approved the twenty-first day of May, one thousand nine hundred thirty-one (P. L. 149), entitled, as amended, "An act imposing a State tax, payable by those herein defined as distributors, on liquid fuels used or sold and delivered within the Commonwealth, which are practically, and

commercially suitable for use in internal combustion engines for the generation of power; providing for the collection and lien of the tax and the distribution and use of the proceeds thereof; requiring such distributors to secure permits, to file corporate surety bonds and reports, and to retain certain records; imposing duties on retail dealers, common carriers, county commissioners, and such distributors; providing for rewards; imposing certain costs on counties; conferring powers and imposing duties on certain State officers and departments; providing for refunds; imposing penalties; and making an appropriation," by providing for refund of such tax paid on liquid fuels used for the operation of motor boats and power craft on the waters of the Commonwealth or the boundaries thereof.

Referred to the Committee on Ways and Means.

By Mr. READINGER.

HOUSE BILL No. 359.

An Act to further amend subsection (b) of Section 203 of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees, prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by making notations on certificates of title, notice of the existence of liens in certain cases.

Referred to the Committee on Motor Vehicles.

By Messrs. SCHMIDT and MORAN.

HOUSE BILL No. 360.

An Act to amend subsection (d) of section 16 of the act, approved the twenty-ninth day of April, one thousand nine hundred thirty-seven (P. L. 487), entitled "An act to provide for the permanent personal registration of electors in boroughs, towns, and townships as a condition of their right to vote at elections and primaries, and their enrollment as members of political parties as a further condition of their right to vote at primaries; prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors; requiring the county commissioners of the various counties to act as a registration commission therefor; and prescribing the powers and duties of citizens, parties, political bodies, registration commissions, commissioners, registrars, inspectors of registration and other appointees of registration commissions, county election boards, election officers, municipal officers, departments and bureaus, police officers, courts, judges, prothonotaries, sheriffs, county commissioners, peace officers, county treasurers, county controllers, registrars of vital statistics, certain public utility corporations, real estate brokers, rental agents and boards of school directors, and imposing penalties," by further providing for the furnishing of space in school buildings for use as a place of registration.

Referred to the Committee on Elections and Apportionment.



By Messrs. SCHMIDT and MORAN.

HOUSE BILL No. 361.

An Act to amend Section 527 of the act, approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1333), entitled "An act concerning elections, including general, municipal, special and primary elections, the nomination of candidates, primary and election expenses and election contests; creating and defining membership of county boards of elections; imposing duties upon the Secretary of the Commonwealth, courts, county boards of elections, county commissioners; imposing penalties for violation of the act, and codifying, revising and consolidating the laws relating thereto; and repealing certain acts and parts of acts relating to elections," by further providing for the furnishing of public property for use as polling places.

Referred to the Committee on Elections and Apportionment.

By Messrs. SCHMIDT and MORAN.

HOUSE BILL No. 362.

An Act to amend Section 1502 of the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto," by providing that schools shall not be kept open on the days that elections or primary elections are held.

Referred to the Committee on Elections and Apportionment.

By Mr. PHILLIPS.

HOUSE BILL No. 363.

An Act making an appropriation to the Orlando S. Johnson Industrial School of Scranton, Pennsylvania, for maintenance and purchase of supplies and equipment.

Referred to the Committee on Appropriations.

By Mr. ERB.

HOUSE BILL No. 364.

An Act making an appropriation to the Hollidaysburg Volunteer Fire Company and the Duncansville Volunteer Fire Company for the protection of State Property.

Referred to the Committee on Appropriations.

By Mr. ERB.

HOUSE BILL No. 365.

An Act to further amend Section 1207 of the act approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by providing for the payment of fines and forfeitures to cities, boroughs, towns and townships.

Referred to the Committee on Motor Vehicles.

By Mr. READINGER.

HOUSE BILL No. 366.

An Act providing for the determination and effect of comparative negligence in actions of tort and providing that contributory negligence shall not bar recovery.

Referred to the Committee on Judiciary.

By Mr. READINGER.

HOUSE BILL No. 367.

An Act to amend Section 2 of the act, approved the twentieth day of March, one thousand eight hundred forty-five (P. L. 188), entitled "An act concerning bail and attachments," by changing the amount of bail in foreign attachment dissolutions.

Referred to the Committee on Judiciary.

By Mr. READINGER.

HOUSE BILL No. 368.

An Act to further amend Sections 613 and 713 of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by changing the fees and license period for motor vehicle operators.

Referred to the Committee on Motor Vehicles.

By Messrs. READINGER and WALLACE.

HOUSE BILL No. 369.

An Act to further amend the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by providing for restricted operators' licenses and learners' permits for minors under eighteen years of age.

Referred to the Committee on Motor Vehicles.



By Mr. READINGER.

HOUSE BILL No. 370.

An Act to add Section 607.1 to, and to further amend Section 610 of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by requiring applicants for renewal of operator's license on and after reaching age sixty-five to take a reexamination every fifth year for the renewal thereof, and requiring age to be stated on operator's license card.

Referred to the Committee on Motor Vehicles.

By Mr. READINGER.

HOUSE BILL No. 371.

An Act to amend subsection (b) of Section 5 of the act, approved the twenty-eighth day of May, one thousand nine hundred thirty-seven (P. L. 955), entitled as amended "An act to promote public health, safety, morals, and welfare by declaring the necessity of creating public bodies, corporate and politic, to be known as housing authorities to engage in slum clearance, and to undertake projects, to provide dwelling accommodations for persons of low income; providing for the organization of such housing authorities; defining their powers and duties; providing for the exercise of such powers, including the acquisition of property by purchase, gift or eminent domain, the renting and selling of property, and including borrowing money, issuing bonds, and other obligations, and giving security therefor; prescribing the remedies of obligees of housing authorities; authorizing housing authorities to enter into agreements, including agreements with the United States, the Commonwealth, and political subdivisions and municipalities thereof; defining the application of zoning, sanitary, and building laws and regulations to projects built or maintained by such housing authorities; exempting the property and securities of such housing authorities from taxation; and imposing duties and conferring powers upon the State Planning Board, and certain other State officers and departments," by further defining the residence qualifications of members of certain housing authorities.

Referred to the Committee on State Government.

By Mr. READINGER.

HOUSE BILL No. 372.

An Act to amend Section 5 of the act, approved the twenty-fourth day of May, one thousand nine hundred forty-five (P. L. 991), entitled "An act to promote elimination of blighted areas and supply sanitary housing in areas throughout the Commonwealth; by declaring acquisition, sound replanning and redevelopment of such areas to be for the promotion of health, safety, convenience and welfare; creating public bodies corporate and politic to be known as Redevelopment Authorities; authorizing them to engage in the elimination of blighted areas and to plan and contract with private, corporate or governmental redevelopers for their redevelopment; providing for the or-

ganization of such authorities; defining and providing for the exercise of their powers and duties, including the acquisition of property by purchase, gift or eminent domain; the leasing and selling of property, including borrowing money, issuing bonds and other obligations, and giving security therefor; restricting the interest of members and employees of authorities; providing for notice and hearing; supplying certain mandatory provisions to be inserted in contracts with redevelopers; prescribing the remedies of obligees of redevelopment authorities; conferring certain duties upon local planning commissions, the governing bodies of cities and counties, and on certain State officers, boards and departments," by further defining the residence qualifications of members of an authority.

Referred to the Committee on State Government.

By Messrs. FLYNN and RAGOT.

HOUSE BILL No. 373.

An Act relating to the problem of the annexation of second class townships or parts thereof by cities and boroughs; creating the Annexation Study Commission to make a study thereof and defining its powers and duties; declaring a moratorium on such annexations and suspending the laws relating thereto and proceedings thereunder for a definite period; and making an appropriation.

Referred to the Committee on Townships.

By Messrs. FLYNN and RAGOT.

HOUSE BILL No. 374.

An Act to reenact and amend the title and Sections 1 to 9 inclusive of the act, approved the second day of July, one thousand nine hundred thirty-seven (P. L. 2803), entitled "An act providing a method of annexation of townships of the first class, and parts thereof, to cities and boroughs, and regulating the proceedings pertaining thereto," by making the same applicable to townships of the second class; and repealing inconsistent laws excepting as to proceedings now pending.

Referred to the Committee on Townships.

By Mr. DUNN.

HOUSE BILL No. 375.

An Act authorizing the issuance to certain armed forces personnel of hunters' licenses and tags for antlerless deer without payment of fee.

Referred to the Committee on Game and Forestry.

By Mr. DUNN.

HOUSE BILL No. 376.

An Act requiring the adoption of measures for the installation of a water piping and supply system to keep down coal dust in coal mines under certain circumstances.

Referred to the Committee on Mines and Mining.

By Mrs. MUNLEY and Mrs. COYLE.

HOUSE BILL No. 377.

An Act to amend Section 530 of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-nine (P. L. 872), entitled "An act to consolidate, amend and revise the penal laws of the Commonwealth," by making the publishing or selling of obscene comics a misdemeanor and providing penalties.

Referred to the Committee on Law and Order.

By Mr. THOMPSON.

HOUSE BILL No. 378.

An Act to amend clauses 4 and 8 of subsection (b) of section 1002 of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles,



pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties, providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by requiring proper authorities to post signs giving notice in advance of an approaching reduced speed zone.

Referred to the Committee on Motor Vehicles.

By Messrs. SARRAF and LEDERER.

HOUSE BILL No. 379.

An Act to add Clause M to Section one hundred eight of the act approved the twenty-first day of June one thousand nine hundred thirty-nine (P. L. 566) entitled "An act defining the liability of an employer to pay damages for occupational disease contracted by an employee arising out of and in the course of employment establishing an elective schedule of compensation providing procedure for the determination of liability and compensation thereunder imposing duties on the Department of Labor and Industry the Workmen's Compensation Board Workmen's Compensation Referees and deans of medical schools creating a medical board to determine controverted medical issues establishing an Occupational Disease Fund in custody of the State Workmen's Insurance Fund imposing upon the Commonwealth a part of the compensation payable for certain occupational diseases making an appropriation and prescribing penalties," by including baker's asthma and eczema.

Referred to the Committee on Workmen's Compensation.

By Messrs. WHITE and MAGUIRE.

HOUSE BILL No. 380.

An Act providing for the method of payment of wages by check or draft.

Referred to the Committee on Labor Relations.

By Messrs. WOOD, FLACK, WESCOTT and  
WHEELER.

HOUSE BILL No. 381.

An Act to amend section 911 of the act, approved the first day of June, one thousand nine hundred forty-five (P. L. 1242), entitled, "An act relating to roads, streets, highways and bridges, amending, revising, consolidating and changing the laws administered by the Secretary of Highways and by the Department of Highways relating thereto," by enlarging the authority of boroughs and townships to participate in the widening of State highways.

Referred to the Committee on Highways.

By Messrs. WOOD, FLACK, WESCOTT and  
WHEELER.

HOUSE BILL No. 382.

An Act to further amend the act, approved the first day of May, one thousand nine hundred thirty-three (P. L. 103), entitled "An act concerning townships of the second class; and amending, revising, consolidating and changing the law relating thereto," by authorizing township supervisors to widen or straighten State high-

ways and to make a plan of the Department of Highways the official plan of a township.

Referred to the Committee on Highways.

By Messrs. WOOD, FLACK, WESCOTT, and  
WHEELER.

HOUSE BILL No. 383.

An Act to further amend the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-one (P. L. 1206), entitled "An act concerning townships of the first class; amending, revising, consolidating, and changing the law relating thereto," by giving townships additional powers in relation to streets, State highways, sewers, public square and properties abutting thereon.

Referred to the Committee on Townships.

By Messrs. WOOD, FLACK, WESCOTT, and  
WHEELER.

HOUSE BILL No. 384.

An Act to further amend the act, approved the twenty-fifth day of June, one thousand nine hundred forty-seven (P. L. 1145); entitled as amended "An act empowering cities of the second class, cities of the second class A, cities of the third class, boroughs, towns, townships of the first class, townships of the second class, school districts of the second class, school districts of the third class and school districts of the fourth class to levy, assess and collect or to provide for the levying, assessment and collection of certain additional taxes subject to maximum limitations for general revenue purposes; authorizing the establishment of bureaus and the appointment and compensation of officers and employees to assess and collect such taxes; and permitting penalties to be imposed and enforced; providing an appeal from the ordinance or resolution levying such taxes to the court of quarter sessions and to the Supreme Court and Superior Court," by further regulating the imposition of taxes under the provisions of said act, the limitations thereon, and the publication and filing of notices relative thereto.

Referred to the Committee on Municipal Corporations.

By Messrs. WOOD, FLACK, WESCOTT, and  
WHEELER.

HOUSE BILL No. 385.

An Act to amend section 6 of the act, approved the twenty-first day of June, one thousand eight hundred thirty-nine (P. L. 376) entitled "An act providing for the election of Aldermen and Justices of the Peace," by further providing for the giving of bonds by justices of the peace and aldermen, and regulating the amount of money to be handled by such officials.

Referred to the Committee on Judiciary.

By Messrs. PARLANTE and MAGUIRE.

HOUSE BILL No. 386.

An Act to further amend clause (17) of subdivision (4) of subsection (1) of section four of the act approved the fifth day of December one thousand nine hundred thirty-six (1937 P. L. 2897) entitled "An act establishing a system of unemployment compensation to be administered by the Department of Labor and Industry and its existing and newly created agencies with personnel (with certain exceptions) selected on a civil service basis requiring employers to keep records and make reports and certain employers to pay contributions based on payrolls to provide moneys for the payment of compensation to certain unemployed persons providing procedure and administrative details for the determination payment and collection of such contributions and the payment of such compensation providing for cooperation with the Federal Government and its agencies creating certain special funds in the custody of the State Treasurer and prescribing penalties" by including services of industrial insurance agents within the definition of employment.



Referred to the Committee on Workmen's Compensation.

By Messrs. MORAN and SCHMIDT.

HOUSE BILL No. 387.

An Act to amend Section 321 of the act approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto," by providing for compensation for school directors.

Referred to the Committee on Education.

By Mr. MORAN.

HOUSE BILL No. 388.

An Act to further amend the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employees in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments, boards and commissions shall be determined," by providing for the election of the members of the Pennsylvania Public Utility Commission.

Referred to the Committee on State Government.

By Mr. GEER.

HOUSE BILL No. 389.

An Act relating to the liability of owners of vehicles being operated by other persons by reason of the owners presence therein; providing that no presumption of owner controll shall arise from such fact; and providing that the negligence of the operator of such vehicle shall not be imputed to the owners merely because of his presence in such vehicle.

Referred to the Committee on Judiciary.

By Mr. FLACK.

HOUSE BILL No. 390.

An Act to further amend Section 3 of the act, approved the twenty-second day of June, one thousand nine hundred thirty-one (P. L. 694), entitled "An act imposing a tax on gross receipts as an excise on the use of the public highways by certain owners or operators of motor vehicles transporting passengers and property for hire," by allowing certain deductions and credits.

Referred to the Committee on Ways and Means.

By Messrs. SHOTWELL and TOOMEY.

HOUSE BILL No. 391.

A Joint Resolution proposing an amendment to article eight of the Constitution of the Commonwealth of Pennsylvania enabling the Legislature to enact legislation providing for absentee voting.

Referred to the Committee on Elections and Apportionment.

By Messrs. McDERMIT and ROVANSEK.

HOUSE BILL No. 392.

An Act requiring every public, private and parochial school to place at a suitable location in its building, a plaque inscribed with the words "IN GOD WE TRUST".

Referred to the Committee on Education.

By Messrs. GEER and WILT.

HOUSE BILL No. 393.

An Act to further amend Section 20 of the act approved the seventh day of June, one thousand nine hundred fifteen (P. L. 900) entitled "An act to provide for the immediate registration of all births and deaths throughout the Commonwealth of Pennsylvania, by means of certificates of births and deaths, and burial or removal permits; requiring prompt returns to the Central Bureau of Vital Statistics, as required to be established by the State Department of Health; and, in order to secure prompt and faithful registration of births, marriages, deaths, and diseases, of practitioners of medicine and surgery, of midwives, nurses, and undertakers, and of all persons whose occupation is deemed to be of importance in obtaining complete registration of births, deaths, marriages, and diseases throughout the State, as provided in section ten of an act, entitled 'An act creating the Department of Health and defining its powers and duties,' approved the twenty-seventh day of April, nineteen hundred and five, and providing penalties for violations of this act," by increasing fees of local registrars of vital statistics.

Referred to the Committee on Public Health and Sanitation.

By Messrs. GEER and WILT.

HOUSE BILL No. 394.

An Act to further amend the act, approved the fourth day of May, one thousand nine hundred twenty-seven (P. L. 519), entitled "An act concerning boroughs, and revising, amending, and consolidating the law relating to boroughs," by providing a method for the formation of a new borough out of a township of the first class, or out of a part of a township of the first class.

Referred to the Committee on Municipal Corporations.

By Messrs. GEER and WILT.

HOUSE BILL No. 395.

An Act providing a method of annexation of townships of the second class and parts thereof to cities and boroughs; and regulating the proceedings pertaining thereto.

Referred to the Committee on Municipal Corporations.

By Messrs. READINGER and WILT.

HOUSE BILL No. 396.

An Act to amend section 1 of the act, approved the twenty-third day of April, one thousand nine hundred nine (P. L. 151) entitled "An act fixing the fees to be recieved by constables in this Commonwealth," by increasing constables' fee for court attendance and making returns therein.

Referred to the Committee on Judiciary.

By Mr. WORLEY.

HOUSE BILL No. 397.

An Act to further amend Section 17 of the act approved twenty-first day of May, one thousand nine hundred thirty-one (P. L. 149) entitled, as amended, "An act imposing a State tax, payable by those herein defined as distributors, on liquid fuels used or sold and delivered within the Commonwealth, which are practically, and commercially suitable for use in internal combustion

engines for the generation of power; providing for the collection and lien of the tax, and the distribution and use of the proceeds thereof; requiring such distributors to secure permits, to file corporate surety bonds and reports, and to retain certain records; imposing duties on retail dealers, common carriers, county commissioners, and such distributors; providing for rewards; imposing certain costs on counties; conferring powers and imposing duties on certain State officers and departments; providing for refunds; imposing penalties; and making an appropriation," by providing for reimbursement of taxes paid on liquid fuels consumed in non-highway uses.

Referred to the Committee on Ways and Means.

By Mr. GOODLING. HOUSE BILL No. 398.

An Act requiring water companies supplying water to municipalities and townships to fluoridate the same under certain conditions, imposing duties on the Department of Health, and providing for permits.

Referred to the Committee on Public Health and Sanitation.

By Mr. BUCCHIN. HOUSE BILL No. 399.

An Act to further amend clause (b) of Section 4 of the act approved the twenty-fourth day of June, one thousand nine hundred thirty-seven (P. L. 2051), entitled "An act relating to public assistance; providing for and regulating assistance to certain classes of persons designated and defined as dependent children, aged persons, blind persons and other persons requiring relief; providing for the administration of this act by the Department of Public Assistance and county boards of assistance hereby created for this purpose; authorizing the Department of Public Assistance to cooperate with, and to accept and disburse moneys received from, the United States Government for assistance to such persons; providing for the liquidation of the State Emergency Relief Board, Boards of Trustees of the Mothers' Assistance Fund, and Boards of Trustees of Pension Fund for the Blind; and repealing laws relating to mothers' assistance, pensions for the blind, old age assistance, and the State Emergency Relief Board," by prohibiting the requiring of security for repayment of public assistances; cancelling existing obligations; and providing for reconveyance of real property.

Referred to the Committee on Welfare.

By Mrs. MUNLEY and Mr. NEEDHAM.  
HOUSE BILL No. 400.

An Act to further amend clause (d) of Section 401 of the act, approved the fifth day of December, one thousand nine hundred thirty-six (1937 P. L. 2897), entitled "An act establishing a system of unemployment compensation to be administered by the Department of Labor and Industry and its existing and newly created agencies with personnel (with certain exceptions) selected on a civil service basis; requiring employers to keep records and make reports, and certain employers to pay contributions based on payrolls to provide moneys for the payment of compensation to certain unemployed persons; providing procedure and administrative details for the determination, payment and collection or such contributions and the payment of such compensation; providing for cooperation with the Federal Government and its agencies; creating certain special funds in the custody of the State Treasurer; and prescribing penalties," clarifying certain existing and adding new qualifications required to receive compensation.

Referred to the Committee on Workmen's Compensation.

By Messrs. FILO and BOIES. HOUSE BILL No. 401.

An Act to amend the act approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto," by requiring boards of school directors to provide free transportation to certain pupils.

Referred to the Committee on Education.

By Messrs. ROVANSEK and McDERMIT.  
HOUSE BILL No. 402.

An Act requiring operators of all mines to have a physician on call to attend and examine any person injured at a mine before such person is removed to a hospital or other place.

Referred to the Committee on Mines and Mining.

By Messrs. ROVANSEK and McDERMIT.  
HOUSE BILL No. 403.

An Act to repeal the act, approved the twenty-fifth day of June, one thousand nine hundred forty-seven (P. L. 1145), entitled "An act empowering cities of the second class, cities of the second class A, cities of the third class, boroughs, towns, townships of the first class, school districts of the second class, school districts of the third class, and school districts of the fourth class, to levy, assess and collect or to provide for the levying, assessment and collection of certain additional taxes subject to maximum limitations for general revenue purposes; authorizing the establishment of bureaus and the appointment and compensation of officers and employes to assess and collect such taxes; and permitting penalties to be imposed and enforced; providing an appeal from the ordinance or resolution levying such taxes to the court of quarter sessions and to the Supreme Court and Superior Court."

Referred to the Committee on Municipal Corporations.

## SENATE MESSAGE

### SENATE BILLS FOR CONCURRENCE

The Clerk of the Senate being introduced, presented for concurrence bills numbered and entitled as follows:

SENATE BILL No. 8.

An Act authorizing contact representatives of Veterans Administration hospitals to take affidavits and acknowledgements of persons under going treatment therein and providing for the effect thereof.

Referred to the Committee on Judiciary.

SENATE BILL No. 12.

An Act relating to certain commercial transactions in or regarding personal property and contracts and other documents concerning them including sales commercial paper bank deposits and collections documentary letters of credit bulk transfers warehouse receipts bills of lading other documents of title investment securities and secured transactions including certain sales of accounts chattel paper and contract rights providing for public notice to third parties in certain circumstances regulating procedure evidence and damages in certain court actions involving such transactions contracts or documents and to make uniform the law with respect thereto.

Referred to the Committee on Judiciary.



## SENATE BILL No. 16.

An Act to amend Sections 31 and 32 of the act approved the thirty-first day of March one thousand eight hundred sixty (P. L. 427) entitled "An act to Consolidate Revise and Amend the Laws of this Commonwealth relating to Penal Proceedings and pleadings" by permitting the trial of cases of involuntary manslaughter in quarter sessions courts.

Referred to the Committee on Judiciary.

## SENATE BILL No. 18.

An Act to further amend Section 3 of the act approved the twenty-fourth day of June one thousand nine hundred thirty-seven (P. L. 2045) entitled as amended "An act relating to the support of indigent persons providing for the support of such persons by certain relatives and for the recovery of public moneys expended for care and assistance from the property and estates of certain persons providing for guardians of the person and property of such persons providing for the arrest and seizure and sale of the property of deserters and providing procedure" by providing that the petition for support in certain cases shall be prepared by the executive director of the assistance board of the county where the relative liable and financially able to support resides imposing duty on district attorneys to file such petitions and further modifying such procedure.

Referred to the Committee on Judiciary.

## SENATE BILL No. 27.

An Act to further amend Section 1 of the act approved the twelfth day of June one thousand nine hundred nineteen (P. L. 476) entitled as amended "An act to regulate and establish the fees to be charged and collected by the recorder of deeds in counties of the second class" by further increasing regulating and changing such fees.

Referred to the Committee on Judiciary.

## SENATE BILL No. 112.

An Act to further amend Section 1 of the act approved the third day of May one thousand nine hundred fifteen (P. L. 226) entitled "An act to establish and regulate the fees to be received and charged by the prothonotary of the courts of common pleas of this Commonwealth in counties having over eight hundred thousand and less than one million five hundred thousand inhabitants according to the last preceding United States census" by changing and further fixing the fees to be charged by the prothonotary.

Referred to the Committee on Judiciary.

## RESOLUTIONS INTRODUCED AND REFERRED

By Mr. MORAN. (Concurrent) RESOLUTION No. 22.

In the House of Representatives, February 23, 1953.

The movement to encourage special attention to the sick and shut-ins is being sponsored by Shut-In Clubs and various other organizations throughout the Commonwealth and the Nation.

Few people deserve or appreciate kindness and attention more than those confined in homes, hospitals, and institutions because of illness or infirmities.

Neighbors and relatives most frequently provide the solace therapy of friendliness to these shut-ins; but there are many who are denied these comforts.

Earl Rutter, the founder of Shut-In Day, for the past thirteen years has energetically and humanely visited these shut-ins, bringing them the joy of attention and the pleasure of thoughtfulness.

In this activity, which is done as a hobby just to bring a little laughter and sunshine into the lives of the shut-ins, Earl Rutter has traveled more than 134,000 miles, and visited and entertained 150,000 persons in private

homes, hospitals, institutions, orphanages and old folk's homes; therefore be it

Resolved, (if the Senate concur), That the Governor of this Commonwealth is hereby requested and authorized to proclaim September 19, this year, and annually thereafter, as "Earl Rutter Day," in appreciation by the people of this Commonwealth for his efforts as Pennsylvania's No. 1 Shut-In Entertainer; and be it further

Resolved, That the Chief Clerk of the House of Representatives be directed to send a copy of this resolution to Earl Rutter, Turtle Creek, Pennsylvania.

Referred to the Committee on Rules.

By Mr. JOHN J. MURRAY. RESOLUTION No. 23.

In the House of Representatives, February 16, 1953.

Whereas, A News Service Press Release, date-lined Paris, 3rd day of February, 1953, captioned "Stassen Orders 'Uncle Sugar' Investigation" tells of United States mutual aid boss Harold Stassen's determination to send special teams of Dollar-a-Year men to each friendly country to study the foreign aid setup and recommend drastic changes; and

Whereas, Overstaffing and overspending will be the major problems these men will look into; and

Whereas, According to Mr. Harold Stassen, mutual aid boss, superfluous personnel has become near scandal all over Europe and streamlining and elimination of waste are mandatory because of indignation back home; and

Whereas, Mr. Harold Stassen served as President of the University of Pennsylvania, which is subsidized by the Commonwealth of Pennsylvania; therefore be it

Resolved, That this House of Representatives hereby order the Committee on Appropriations to conduct a hearing; and after said hearing, report to the House of Representatives, establishing actual tenure of Harold Stassen as President of the University of Pennsylvania; a record of the time the said Harold Stassen actually spent in execution of this Honorable Office; expenses, if any, for travel allowed Mr. Stassen; and determination of reason for travel; and absolute specification of salary paid Mr. Stassen during the year of 1952, a year of profound manifestation of Mr. Stassen's multiple capabilities to act as President of the University of Pennsylvania, and at the same time serve as a proficient political campaigner throughout the length and breadth of the United States.

Referred to the Committee on Rules.

## SENATE MESSAGE

## COMMITTEE TO INVESTIGATE FINDINGS OF STATE GOVERNMENT SURVEY COMMITTEE

The Clerk of the Senate being introduced presented an extract from the Journal of the Senate, which was read as follows:

In the Senate, February 24, 1953.

Whereas, His Excellency, the Governor of the Commonwealth, John S. Fine, has submitted to the General Assembly the report of the State Government Survey Committee, and

Whereas, the Governor of the Commonwealth has requested the General Assembly to give due consideration to its recommendations and where deemed feasible to implement the said recommendations by appropriate legislation, now

Therefore be it resolved (if the House of Representatives concur) that the President Pro Tempore of the Senate appoint a committee of 15 members of the Senate and the Speaker of the House appoint a similar committee of the House to conduct public hearings on the various phases, findings, and recommendations of the State Government Survey Committee, and report their findings to this session of the General Assembly.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

Referred to the Committee on Rules.

### STEVENS HIGH SCHOOL WELCOMED

The SPEAKER. We have with us today, and are pleased to welcome, students from Stevens High School of Chestnut Hill with their teacher, Miss Sarah Ellis. They come from the Speaker's district, and are guests of the Speaker.

### MEMBER COMMITTEE FOR EUROPEAN UNION WELCOMED

The SPEAKER. We also have with us today, and are pleased to welcome, a very distinguished visitor from the other side, Dr. Mathilda Gantenberg from Rhineland Pfalz who is a member of the Committee for European Union from the Western District of Germany.

### FORMER MEMBERS WELCOMED

The SPEAKER. The Chair is pleased to welcome to the Hall of the House former Members from Luzerne County, Honorable Andrew Garber and Honorable Robert Bierly.

### RESOLUTION CONGRATULATIONS

Messrs. HELM and GUTHRIE offered a resolution and asked and obtained unanimous consent for its immediate consideration.

The resolution was read by the Clerk as follows:

In the House of Representatives, February 24, 1953.

The Rev. Walter Kennedy, pastor of the Templeton and Goheenville Presbyterian Churches, in Armstrong County, served as chaplain of the House of Representatives on February 23 and 24, 1953.

Rev. Kennedy has been a minister of the gospel in Armstrong County for 41 years and has served in his present pastorate during the last 35 years.

Rev. Kennedy devotes his entire energy to the cause he serves, giving himself completely to the work of God. He is dedicated to the principle that religious freedom is religious tolerance; that the right of personal worship includes not only the freedom from interference by the State but also the freedom from interference by other individuals. In charting the course of his own conduct he has set an even higher standard and gives of his ministerial office to all who seek or need it, whether or not they accept the tenets of his faith. He has performed innumerable marriages, baptisms and funeral services in his county and state, all without consideration to race, color or religious belief.

For the people of his own churches he conducts three complete services every Sunday. The remainder of the time he is available for their every need, and for any service asked, there is only one condition considered—is it within his power. If it is, he acts; therefore be it

Resolved, That the members of the House of Representatives commend the work of Rev. Kennedy and express our thanks to him for his services in this house, and for the inspiration his prayers have given us; and be it further

Resolved, That we express our thanks for the years of noble service he has devoted to the people of his community, and acknowledge that the Commonwealth is enriched with the results of his work, and be it further

Resolved, That the Chief Clerk be instructed to forward a copy of this resolution to the Rev. Walter Kennedy.

The resolution was unanimously adopted.

### PERMISSION TO ADD ADDITIONAL SPONSORS

Mr. REIDENBACH asked and obtained unanimous con-

sent to add additional sponsors to a resolution to be introduced by him.

### RESOLUTION (Concurrent)

#### CONDOLENCE

Messrs. REIDENBACH, NEEDHAM, WARGO, PHILLIPS, SPENCER and Mrs. MUNLEY offered a resolution and asked and obtained unanimous consent for its immediate consideration.

The resolution was read by the Clerk as follows:

In the House of Representatives, February 24, 1953.

Whereas, Harold A. Scragg, Chairman of the Public Utility Commission of Pennsylvania died on December 7, 1952; and

Whereas, He graduated from Yale University in 1913 and from Harvard Law School in 1916. He was appointed Assistant District Attorney of Lackawanna County in 1917 and appointed to that post in 1920 and elected thereto in 1921; and

Whereas, In August of 1943 he was appointed as Chief Counsel of the Pennsylvania Public Utility Commission, then on April 2, 1945 he was appointed as member of the commission and finally he on March 5, 1952 was appointed Chairman of the commission, which post he held at the time of his death; and

Whereas, An examination of the many tributes paid to his memory discloses that every commendable word that could be said about a good man was said about Harold A. Scragg. His own county bar in expressing their esteem of him said—"Harold Scragg was superb in almost every human characteristic; he was as beautiful a specimen of manhood as ever appeared in the court rooms of this Commonwealth; his physical presence was commanding and impressive. He had the power of clear and concise statement and this combined with a voice pleasing to the ear made him attractive to juries and judges alike. In the trial of cases he was alert and resourceful. He appeared to be rapid in action and so never seemed disturbed or confused, even when the unexpected suddenly took place. He worked very hard as District Attorney, as Chief Counsel for the Commission and as Commissioner and Chairman of the Public Utility Commission," and

Whereas, He spent years of life in public service, bringing great honor to Lackawanna County and to the Commonwealth of Pennsylvania; therefore be it

Resolved, (if the Senate concur) That the General Assembly hereby joins in paying high tribute to the memory of one of Pennsylvania's great sons; and be it further

Resolved, That we, the members of the General Assembly, hereby express our deep sympathy to the widow of Harold Scragg and to his brother Robert and his niece Mrs. Franklin Collins; and be it further

Resolved, That the Chief Clerk be instructed to transmit copies of this resolution to the members of the family of the deceased as named above.

The resolution was unanimously adopted.

Ordered, That the Clerk present the same to the Senate for concurrence.

### TEACHERS OF PENNSYLVANIA STATE COLLEGE WELCOMED

The SPEAKER. The Chair welcomes to the Hall of the House a delegation of student teachers from Pennsylvania State College, Centre County, under the supervision of their teacher, Dr. Romali. They are the guests of the gentleman from Centre, Mr. Frost.

### PERMISSION TO ADD ADDITIONAL SPONSORS

Mr. AMARANDO asked and obtained unanimous con-



sent to add additional sponsors to a resolution to be introduced by him.

## RESOLUTION

### CONGRATULATIONS

Mr. AMARANDO. Mr. Speaker, one of the boys in the House, some of us call him Ice Cream, some of us call him Drizzle Puss, some of us call him Big Top, and his wife calls him Jim. Some sixty years ago this little Irishman was born down on Front and Tree Streets. Today he celebrates his anniversary, and we ask that this privileged resolution be accepted and adopted immediately.

Messrs. AMARANDO, PETA, MAGUIRE, PARLANTE, McGEE, HERSCH, and Mrs. COYLE and Mrs. VARALLO offered a resolution and asked and obtained unanimous consent for its immediate consideration.

The resolution was read by the Clerk as follows:

In the House of Representatives, February 24, 1953.

Whereas, James J. Dougherty, representing the first district of Philadelphia, celebrates a birthday anniversary on this 24th day of February; and

Whereas, On this his sixtieth birthday, Mr. Dougherty is hale and hearty and well met, having had a very active and interesting career, especially in the sport field, taking part in baseball, basketball and marathon running as well as having been a professional pugilist; and

Whereas, Mr. Dougherty was married to the former Mary Stafford, who during their happy married life bore him four children, Mrs. Mary Dashiak, James J. Jr., John J. and Catherine B. Dougherty; and

Whereas, Mr. Dougherty was elected to this august body in 1948 and reelected in 1950 and 1952; therefore be it

Resolved, That this House of Representatives hereby congratulates Mr. Dougherty on his birthday anniversary and extends to him its wishes for many more such anniversaries in the future; and be it further

Resolved, That the Chief Clerk of this House transmit a copy of this resolution to Mr. James J. Dougherty, at his residence at 117 Tree Street, Philadelphia, Pennsylvania.

The resolution was unanimously adopted.

The SPEAKER. The Chair recognizes the birth-day child, the gentleman from Philadelphia, Mr. Dougherty.

Mr. DOUGHERTY. Mr. Chairman, Members of the House. You caught me off guard. I never expected it, although I should have known better. On our way up to Harrisburg yesterday, I was joking in the car about three great men born in the month of February, Abe, George, and Jim, and they were celebrating George on Monday, Jim on Tuesday.

I also, followed that with the statement that they're celebrating, or honoring a very dear friend of mine in Philadelphia tonight, with a banquet, Manny Weinberg, and they wanted a very, very pleasant evening, so what did they do but select my birthday to add color to the affair.

But in a serious vein, Mr. Speaker, I feel proud to have a resolution unanimously adopted by this great body. I feel very humble. I want to thank you Mr. Speaker and Members of the House, for the way you received this resolution, and want to thank you in person, Mr. Speaker, for the beautiful card I received in the mail from you on Saturday. God bless you all.

The SPEAKER. The Chair thanks the Gentleman.

## REPORTS FROM COMMITTEE

Mr. SCHMIDT from the Committee on Judiciary, reported as committed, House Bill No. 60, entitled:

An Act to amend the act, approved the tenth day of May, one thousand nine hundred fifty-one (P. L. 279), entitled "An act to improve and extend by reciprocal legislation the enforcement of duties of support and to make uniform the law with respect thereto," by designating the applicable support law; providing a rebuttable presumption of the obligors presence; authorizing states and political subdivisions thereof to obtain orders for continuing support; detailing the duties of courts when acting as initiating or responding state; providing for the maintenance of an information agency by the Secretary of Public Assistance; regulating procedure; authorizing more informative complaints; providing arrest in certain cases; providing for the assessment of costs to the county in certain cases; stating the effect of a Pennsylvania order as responding state on order of initiating state; providing that participation in proceedings under this act shall not give the court jurisdiction over any party in other proceedings; conferring powers and imposing duties on district attorneys and the Secretary of Public Assistance.

Mr. WHITE from the Committee on Municipal Corporations, reported as committed, House Bill No. 120, entitled:

An Act to reenact and amend the Title and Section 1 of the act, approved the twenty-eighth day of June, one thousand nine hundred thirty-five (P. L. 477), entitled, as amended "An act providing for the payment of the salary, medical and hospital expenses of policemen, firemen and park guards by counties, cities, boroughs, town and townships who are injured in the performance of their duty; and providing that absence during such injury shall not reduce any usual sick leave period," by extending its provisions to cover some cases of diseases of the heart or tuberculosis of the respiratory system; and providing for payment in the case of total permanent disability, and for employment at other duties in the case of continuing partial disability.

Mr. AUKER from the Committee on Judiciary, reported as committed, House Bill No. 204, entitled:

An Act to amend Section 2 of the act, approved the second day of June, one thousand nine hundred thirty-three (P. L. 1433), entitled "An act defining the powers of the courts of quarter sessions, the Municipal Court of Philadelphia, and the County or Juvenile Court of Allegheny County, with respect to the care, guidance, control, trial, placement and commitment of delinquent, dependent and neglected children under sixteen years of age and of persons over sixteen years of age contributing to or encouraging the delinquency, neglect and dependency of children; and amending, revising and consolidating the law relating thereto," by giving juvenile courts jurisdiction during vacation.

Mr. TOLL from the Committee on Judiciary, reported as committed, House Bill No. 260, entitled:

An Act to amend section 1 of the act, approved the twenty-fourth day of April, one thousand nine hundred forty-seven (P. L. 89) entitled "An act relating to the form, execution, revocation, operation and interpretation of wills; to nuncupative wills; to the appointment of testamentary guardians; to elections to take under or against wills and the procedure in reference thereto," by changing the provisions which permit minors in military service and mariners to dispose of their property by will.

Mr. KERLIN from the Committee on Judiciary, reported as committed, House Bill No. 281, entitled:

An Act to add section 684.1 to the act approved the twenty-fourth day of June, one thousand nine hundred thirty-nine (P. L. 872), entitled "An act to consolidate, amend and revise the penal laws of the Commonwealth," by making it unlawful for officers or employes of the Commonwealth to drive over certain closed roads for purpose of hunting or fishing.

#### PERMISSION TO ADD ADDITIONAL SPONSORS

Mr. BAUMUNK asked and obtained unanimous consent to add additional sponsors to a bill to be introduced by him.

Mr. DUNN asked and obtained unanimous consent to add additional sponsors to a bill to be introduced by him.

Mr. GLICK asked and obtained unanimous consent to add additional sponsors to a bill to be introduced by him.

Mr. WALLACE asked and obtained unanimous consent to add additional sponsors to a bill to be introduced by him.

Mr. KERLIN asked and obtained unanimous consent to add additional sponsors to a bill to be introduced by him.

Mr. ZEITZ asked and obtained unanimous consent to add additional sponsors to a bill to be introduced by him.

Mr. MAGUIRE asked and obtained unanimous consent to add additional sponsors to a bill to be introduced by him.

Mr. LOPRESTI asked and obtained unanimous consent to add additional sponsors to a bill to be introduced by him.

Mr. CIOFFE asked and obtained unanimous consent to add additional sponsors to a bill to be introduced by him.

Mr. ROSEN asked and obtained unanimous consent to add additional sponsors to a bill to be introduced by him.

Mr. TOLL asked and obtained unanimous consent to add additional sponsors to a group of bills to be introduced by him.

#### PERMISSION TO ADDRESS HOUSE

Mr. LOVETT asked and obtained unanimous consent to address the House.

Mr. Speaker, I ask that the Rule by which there are allowed only so many sponsors on a Bill be repealed for the duration of this session to save the time of the House.

The SPEAKER. The gentleman's only recourse would be to introduce a resolution to abolish the present Rule.

Mr. LOVETT. Mr. Speaker, I will be prepared at the Monday Session to have such a resolution introduced.

The SPEAKER. The Chair will be glad to recognize the gentleman at that time when he introduces such a resolution.

#### BILLS ON SECOND READING

##### BILLS NOT CALLED UP

House Bill No. 105, Printer's No. 11 and House Bill No. 112, Printer's No. 12 were not called up by their sponsors.

#### BILLS ON THIRD READING

##### BILLS PASSED OVER

There being no objection

House Bill No. 47, Printer's No. 9

was passed over at the request of Mr. TOMPKINS.

There being no objection

House Bill No. 111, Printer's No. 10

was passed over at the request of Mr. EWING.

#### BILL ON FINAL PASSAGE

##### BILL PASSED OVER

There being no objection

House Bill No. 1, Printer's No. 13

was passed over at the request of Mr. JOHNSON.

#### SENATE MESSAGE

##### MEMORIALIZING CONGRESS TO ENACT CERTAIN LEGISLATION RELATIVE TO GASOLINE TAXES

The Clerk of the Senate being introduced presented an extract from the Journal of the Senate, which was read as follows:

In the Senate, February 10, 1953.

Whereas, An excise tax on gasoline, which form of taxation is the rightful prerogative of the several states, is presently being levied by both the United States of America and the several states, and

Whereas, From time to time the United States has changed its rate of taxation on this commodity which action makes it increasingly difficult for the respective states to develop a comprehensive tax program to provide revenues for the improvement and maintenance of their highways, therefore, be it

Resolved, If the House of Representatives concurs, that the General Assembly of the Commonwealth of Pennsylvania memorialize the Congress of United States to enact such legislation as will:

(1) Return to each state without restriction all Federal taxes on gasoline collected therein until such time as the individual state is able to enact legislation as may be necessary to permit it to collect such tax;

(2) Eliminate the tax on gasoline now collected by the United States as soon as the individual states have enacted legislation as may be necessary to permit the state to collect the tax;

(3) Eliminate Federal Aid for Highways except in those states where the revenues produced by a tax of two cents per gallon of gasoline is less than present Federal Air Allocations to such states;

(4) Change the present functions of the Federal Bureau of Public Roads so that it would become a consultative and advisory engineering agency which would collect, correlate and disseminate information relative to the design, construction, maintenance and operation of highways and bridges and the materials used therefor, and be it further

Resolved, That the Secretary of the Senate of the Commonwealth of Pennsylvania be directed to forward copies of this resolution upon its passage to the President of the United States, the Secretary of the United States Senate, the Chief Clerk of United States House of Representatives, to all members of the Pennsylvania Congressional Delegation, to the Governors of all other states, and to the presiding officers of the legislative bodies of all other states.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

On the question,

Will the House concur in the resolution of the Senate?

Mr. ANDREWS. Mr. Speaker, as a rule I oppose resolutions memorializing Congress. I am quite content that if Congress will keep out of our business, we will keep out of Congress business. However, this particular resolution is of direct interest to the Commonwealth of Pennsylvania, and I am therefore asking all of the Members of the House to support it.

Mr. LOVETT. May I interrogate the Majority Leader?

The SPEAKER. Will the gentleman from McKean, Mr. Johnson, permit himself to be interrogated?

Mr. JOHNSON. I shall, Mr. Speaker.



Mr. LOVETT. I would like to ask the gentleman about this particular resolution. If I understood it right as it was read, it would prohibit the Federal government from collecting any gasoline tax in the different states throughout the nation?

Mr. JOHNSON. I believe the import of the resolution is to request Congress to get out of the gasoline tax field and leave that field for the states.

Mr. LOVETT. I would further like to ask the gentleman, if he thinks it is a very good-neighbor policy when you find that in the division of some of this tax money it is given to states that are unable to help themselves to aid in their road programs. All we are doing is asking the states that are able to help themselves to help those states that are unable to help themselves. Is that true?

Mr. JOHNSON. Mr. Speaker, I believe Congress despite getting out of the gasoline tax field will still have ample revenues to help the states that can not build their own roads. They will still have their tax on automobiles, their tax on lubricating oils and other things that go into our system of transportation.

The thought is that as far as Pennsylvania is concerned we are such a large state, have such great centers of population and so many road bottle-necks that this money is really needed right here in this state to take care of the ever-increasing burden, that is being put upon our roads which are getting older, as you know from reports that have been presented to this House, and need rebuilding and widening practically all over this Commonwealth. As I understand it there will still be ample funds available to the Federal government from other sources of taxation to take care of the states that can not build roads from their current finances.

Mr. LOVETT. I would like to further interrogate the gentleman. Does the gentleman have any knowledge of how much money is now received by the state of Pennsylvania for road building from the Federal government?

Mr. JOHNSON. Mr. Speaker, that figure has slipped my mind. I think the two percent tax would amount to about \$90 million, I believe, a biennium, and it runs in my mind we get back \$25 million.

To put it in a down-to-earth fashion, we get back about twenty-five cents out of every dollar that is collected.

Mr. LOVETT. Mr. Speaker, I would like to further interrogate the gentleman. Does the gentleman have any idea how much money the Federal government now collects throughout the United States in the different states; the entire amount of money that is collected by taxation?

Mr. JOHNSON. Does the gentleman mean from the two cent tax on gasoline? I do not have that figure immediately available.

Mr. LOVETT. Does the gentleman have any idea what the division of that money is to the different states by the Federal government?

Mr. JOHNSON. No I am sorry I do not have that figure.

Mr. LOVETT. Mr. Speaker, I still feel that under the good-neighbor policy this is not helpful legislation to the entire United States and I feel that the Federal government does a very good job in the distribution of the money they collect to the states that are unable to help themselves. I therefore cannot agree that I should vote for this resolution.

On the question recurring,

Will the House concur in the resolution of the Senate?

It was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

## TURNPIKE SAFETY COMMITTEE APPOINTED IN HOUSE

The SPEAKER. Pursuant to a Concurrent Resolution, Senate Serial No. 110, providing for a joint committee of the Senate and House of Representatives to investigate Pennsylvania Turnpike safeguards and regulations, adopted by the Senate, February 9th, 1953 and concurred in by the House, February 16th, 1953, the Speaker appoints as a committee on the part of the House, the gentleman from Lancaster, Mr. Royer, the gentleman from Dauphin, Mr. Hocker, the gentleman from Susquehanna, Mr. Wescott, the gentleman from Erie, Mr. Waterhouse and the gentleman from Allegheny, Mr. Filo.

## COMMITTEE ON INTERSTATE COOPERATION OF THE HOUSE OF REPRESENTATIVES APPOINTED

The SPEAKER. In compliance with the provisions of the Act of the General Assembly, approved the 24th day of March, 1937, P. L. 109, as amended by the act of 1949, P. L. 25, the Speaker appoints as Members of the Committee on Interstate Cooperation of the House of Representatives, the gentleman from McKean, Mr. Johnson, the gentleman from Lancaster, Mr. Wood, the gentleman from Crawford, Mr. Kent, the gentleman from Cambria, Mr. Anderws, and the gentleman from Philadelphia, Mr. Smith.

## PERMISSION TO ADDRESS HOUSE

Mr. HEWITT asked and obtained unanimous consent to address the House.

Mr. Speaker, ladies and gentlemen of the General Assembly, the month of February has produced some great characters in history of which we are all aware: Lincoln, Washington and my son Earl, Junior.

There is one other great character that all of the sportsmen of this House and this nation know of. Today is the birthday of Honus Wagner, 79 years old, the greatest shortstop that ever played baseball and perhaps the greatest baseball player of all time. It is disputed by some that Cobb was a greater player, but Wagner was an infielder and never had an equal.

Honus Wagner, in addition to being a marvelous baseball player, always was a great credit to the game, a wonderful gentleman and one of my very close friends. I believe it is perfectly proper to mention his name here in the House today and congratulate him on having reached his 79th birthday.

## FORMER MEMBER WELCOMED

The SPEAKER. We have with us today another former Member of the House whom we are pleased to welcome, the gentleman from Philadelphia, Honorable Edward J. Conway.

## ADJOURNMENT

Mr. BUCHANAN. Mr. Speaker, I move that this House do now adjourn until Monday, March 2, 1953 at 4:30 p. m.

The motion was agreed to, and (at 12:09 p. m.) the House adjourned.

# Legislative Journal.

Session 1953.

140th of the General Assembly.

Vol. 33.

HARRISBURG, PA., MONDAY, MARCH 2, 1953.

No. 12.

## SENATE

MONDAY, March 2, 1953.

The Senate met at 4:00 o'clock, p. m., Eastern Standard Time.

The PRESIDENT (Lieutenant-Governor Lloyd H. Wood) in the Chair.

### PRAYER

The Chaplain, Rev. WILLIAM H. KELLY, Pastor of St. Paul's Evangelical United Brethren Church, Lewisburg, offered the following prayer:

Let us pray. Almighty God, before Whom all hearts are opened, all desires known and from Whom no secrets are hid, we invoke Thy blessing upon the Governor of the Commonwealth, upon the Legislature now in Session, upon the Senate in its deliberations today. May they seek Thy divine guidance, remembering that Thou art the God of all wisdom, mercy and love, of justice and righteousness. May we ever honor Thy holy and Thy matchless Name, through deed as well as by word of mouth, through Jesus Christ, our Savior and Lord, Amen.

### JOURNAL APPROVED

The PRESIDENT. A quorum of the Senate being present, the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. MAHANY and Mr. HARE, further reading was dispensed with, and the Journal was approved.

## NOMINATIONS BY THE GOVERNOR

### REFERRED TO COMMITTEE

The Secretary to the Governor being introduced, presented communications in writing from His Excellency, the Governor of the Commonwealth, which were read as follows, and referred to the Committee on Executive Nominations.

### MEMBER OF BOARD OF TRUSTEES OF SHIPPENSBURG STATE TEACHERS COLLEGE

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, March 2, 1953.  
To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Frank E. Masland, Jr., R. D., Carlisle, Cumberland County, for appointment as a member of the Board of Trustees of Shippensburg State Teachers' College, to serve until the third Tuesday of January 1955, and until his successor

shall have been appointed and qualified, vice Caleb S. Brinton, Carlisle, deceased.

JOHN S. FINE.

### JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, March 2, 1953.  
To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Herman L. Watts, R. D. No. 1, Salladasburg, Lycoming County, for appointment as Justice of the Peace in and for the Township of Mifflin, Lycoming County, until the first Monday of January 1954, to fill a vacancy.

JOHN S. FINE.

### MEMBER OF PENNSYLVANIA GAME COMMISSION

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, March 2, 1953.  
To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Nicholas Biddle, Bethayres, Montgomery County, for re-appointment as a member of the Pennsylvania Game Commission, to serve until the third Tuesday of January 1961, and until his successor shall have been appointed and qualified.

JOHN S. FINE.

### MEMBER OF BOARD OF TRUSTEES OF WERNERSVILLE STATE HOSPITAL

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, March 2, 1953.  
To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Earl D. Neidig, 418 Oak Terrace, West Reading, Berks County, for appointment as a member of the Board of Trustees of Wernersville State Hospital, for the term of four years, and until his successor is qualified, vice Dr. I. E. Davies, Reading, deceased.

JOHN S. FINE.

## NOMINATIONS BY THE GOVERNOR

### NOTARIES PUBLIC

He also presented in writing from His Excellency, the Governor of the Commonwealth, nominations for appointment as Notaries Public.

### CONSIDERATION OF NOTARIES PUBLIC

Mr. WATSON. Mr. President, I move that the Senate do now proceed to the consideration of nominations for appointment as Notaries Public, sent to the Senate, by



His Excellency, the Governor of the Commonwealth, on March 2, 1953.

Mr. WATKINS. Mr. President, I second the motion.

The motion was agreed to.

The nominations were read as follows:

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, March 2, 1953.  
To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Notaries Public, for terms of four years to compute from the dates shown:

To compute from date of confirmation

#### ALLEGHENY COUNTY

Mrs. Sarah M. Appleton, West Mifflin.  
Miss M. L. Goetz, Pittsburgh, 307 Fifth Ave.  
Jacob S. Heisel, Pittsburgh, 113 Madeline St.  
Bernard Rogoff, Leetsdale.  
Miss Lucille M. Taylor, Pittsburgh, 15 Clarendon Pl.  
Anthony J. Tuminello, Pittsburgh, 710 Jacksonia St.  
C. E. Wolford, Wilkinsburg.

#### BEAVER COUNTY

Mrs. Vera H. Bechtel, Monaca.

#### BLAIR COUNTY

Miss Catherine Litzinger, Altoona.

#### BUCKS COUNTY

Frank E. Mignoni, Bristol.  
Mrs. Blanche G. Miller, Doylestown.  
Mrs. E. M. Wimmersberger, Bristol Twp., Newportville.

#### BUTLER COUNTY

C. H. Rodgers, Butler.

#### CAMBRIA COUNTY

Miss Theresa M. Salvetti, Johnstown.

#### COLUMBIA COUNTY

Mrs. Ethel B. Laubach, Benton.  
James McElrath, Jr., Berwick.  
Miss D. R. Yevick, Berwick.

#### DAUPHIN COUNTY

Mrs. Jean E. Rhoades, East Hanover Twp., Grantville.

#### ERIE COUNTY

Mrs. Hazel H. Keene, Erie.  
Miss Helen M. Wakefield, Erie.

#### FAYETTE COUNTY

Mrs. Mary J. Hunt, North Union Twp., Uniontown.

#### FRANKLIN COUNTY

Samuel H. Wenger, Chambersburg.

#### INDIANA COUNTY

James I. Shearer, Burrell Twp., Blairsville.

#### JUNIATA COUNTY

John H. Bender, Jr., Thompsettown.

#### LANCASTER COUNTY

James L. Zuchva, Lancaster.

#### LEHIGH COUNTY

James F. Brown, Allentown.

#### LUZERNE COUNTY

Earl F. Detweiler, Jr., Wilkes-Barre.  
R. W. Finnen, Wilkes-Barre.  
James C. Langdon, Wilkes-Barre.  
Bryden S. McIntyre, Kingston.  
Miss Mary Nolan, Wilkes-Barre.

#### McKEAN COUNTY

Miss Anne M. Carlan, Bradford.

#### MERCER COUNTY

Donald A. Godfrey, Sharon.  
Glenn Hazlett, Sharon.

#### MONTGOMERY COUNTY

Russell Bright, Lansdale.  
S. B. Tyson, Pottstown.  
Miss Margaret H. Webster, Pottstown.

#### NORTHAMPTON COUNTY

Miss Mary F. Schaffer, Bethlehem.

#### NORTHUMBERLAND COUNTY

Miss Helen L. Casper, Kulpmont.  
Donald W. Myers, Shamokin.  
Serien C. Shipman, Shamokin.

#### PHILADELPHIA COUNTY

Miss Maxine C. Anderson, 254 S. 23rd Street (3).  
William Constan, 221 S. 9th Street.  
Mrs. H. N. Cook, 2121 N. 20th Street.  
Miss Violet Corak, Room 206, 1414 S. Penn Square Bldg. (2).  
Miss Shirley Fisher, 600 N. Broad Street (30).  
Mrs. Lena H. Fowler, 4940 Frankford Ave.  
Mrs. Ethel Goldenberg, 533 E. Tabor Road (20).  
E. Jay Greene, 601 Western Saving Fund Bldg.  
Llewellyn Hall, 7124 Saul Street (24).  
Mrs. Martha C. Henderson, 221 North 12th Street (7).  
Mrs. A. H. Elisabeth Hendler, 252 W. Ashdale St. (20).  
Miss F. Mildred Jones, Pearce & Orthodox Sts. (37).  
Mrs. Mary J. Kane, 1201 Chestnut Street (7).  
Miss Margaret E. Kenney, 2840 W. Columbia Ave. (21).  
Mrs. Madeline D. Kliniewski, 3315 Ryan Ave. (36).  
Charles J. McGinn, Jr., 9734 Bustleton Ave. (15).  
Miss Teresa C. Maguire, 7636 City Line Ave. (31).  
Walter H. Mensch, 5439 Woodland Ave. (43).  
James Nannos, 1939 S. Broad St. (48).  
Mario Petrelli, 2603 South 12th St. (48).  
Sol J. Pollock, 1825 South 6th Street (48).  
Miss Marie A. Schoch, 1528 Brandywine St. (30).  
Seymour Silverman, 5125 Market Street (39).  
William D. Valente, 1806 Oakmont St. (11).  
Mrs. Jane M. Whalen, 1385 Ridge Ave. (23).  
Miss Alice M. Zuikis, Fidelity-Phila. Trust Co.

#### VENANGO COUNTY

Mrs. Ella E. Voit, Cooperstown.

#### WASHINGTON COUNTY

Mrs. Sabra T. McCaffrey, Charleroi.  
Mrs. Julia Tomsic, N. Strabane Twp., Strabane.

#### WAYNE COUNTY

Donald J. Knaz, Honesdale.

#### WESTMORELAND COUNTY

Mrs. Nancy T. Byerly, Greensburg.  
Anthony J. Faulk, Franklin Twp., Export.  
Richard M. Fry, Ligonier.  
J. R. Gething, New Kensington.  
Dan D. McWilliams, Franklin Twp., Export.  
H. A. Trautmann, Ligonier.

## YORK COUNTY

Mrs. L. Melvina Walker, Warrington Twp., Rossville.

To compute from the dates set opposite their names

## ALLEGHENY COUNTY

Mrs. Helen M. Brose, Pittsburgh, 429 Fourth Avenue, 3-2-53.

Miss Adaline Solomon, Pittsburgh, 429 Fourth Avenue, 3-2-53.

## LUZERNE COUNTY

Mrs. Mary J. Wachs, Pittston, 3-2-53.

## PHILADELPHIA COUNTY

Horace A. C. Kopp, 2405 N. 5th St., 3-2-53.

John F. Maguire, 5111 Frankford Ave., 3-2-53.

Miss Mary A. Murphy, 123 South Broad St., 3-2-53.

## YORK COUNTY

William H. Grove, York, 3-2-53.

## PHILADELPHIA COUNTY

Albert E. Rosen, 3040 W. York St., 3-3-53.

## WESTMORELAND COUNTY

Miss Elizabeth Kortright, Mt. Pleasant, 3-3-53.

## LUZERNE COUNTY

Peter J. Karazusky, Hanover Twp., Wilkes-Barre, 3-5-53.

## MONTGOMERY COUNTY

John C. Miller, Hatboro, 3-5-53.

## PHILADELPHIA COUNTY

Isreal I. First, 4860 N. 8th St. (20), 3-5-53.

Miss K. D. Flanagan, 1600 Widener Bldg. (17), 3-5-53.

I. Samuel Goldman, 2115 Spruce St. (3), 3-5-53.

Miss Katherine Koenemann, 1632 Chestnut St. (3), 3-5-53.

Connell J. McGill, 5203 Germantown Ave. (44), 3-5-53.

Miss Mabel E. Woltemate, 51st & Parkside Ave. (31), 3-5-53.

## YORK COUNTY

Robert E. Hamm, Codorus Twp., Brodbeck, 3-5-53.

O. B. Lash, York, 3-5-53.

## ALLEGHENY COUNTY

C. Elwood Knapp, Pittsburgh, 217 N. Highland Ave. (6), 3-6-53.

John R. Patterson, Swissvale, 3-6-53.

## BERKS COUNTY

Miss Naomi F. Epler, Reading, 3-6-53.

## PHILADELPHIA COUNTY

Joseph A. O'Neill, 1834 S. 65th St. (42), 3-6-53.

## SCHUYLKILL COUNTY

Miss Helen P. Miller, Tremont, 3-6-53.

## YORK COUNTY

Gilbert W. Myers, East Prospect, 3-6-53.

## ALLEGHENY COUNTY

Miss Zora Deitz, Pittsburgh, 400 Standard Life Bldg. (22), 3-7-53.

Edward J. Saitz, Pittsburgh, 1213 Brownsville Rd. (10), 3-7-53.

## CAMBRIA COUNTY

Mrs. Millie Juhas, Johnstown, 3-7-53.

## ERIE COUNTY

Miss Adelene V. May, Erie, 3-7-53.

## PHILADELPHIA COUNTY

Clifford P. Allen, 3rd, 2515 Germantown Ave., 3-7-53.

Miss Florence Eilender, 1218 Chestnut St. (7), 3-7-53.

Miss Alma C. McGeogh, 5904 N. Broad St. (41), 3-7-53.

Joseph Shanis, 708 Market St. (6), 3-7-53.

John A. Shedwick, 3946 Lancaster Ave. (4), 3-7-53.

## WASHINGTON COUNTY

Mrs. R. E. Heinrich, McDonald, 3-7-53.

## WESTMORELAND COUNTY

Miss Catharine Harris, Monessen, 3-7-53.

## YORK COUNTY

C. P. Stabley, Red Lion, 3-7-53.

## JEFFERSON COUNTY

Miss Anna J. Batastini, Brookville, 3-8-53.

## PHILADELPHIA COUNTY

Samuel Fisher, 6600 Rutland St. (24), 3-8-53.

## SCHUYLKILL COUNTY

Victor Elenausky, New Philadelphia, 3-8-53.

## WESTMORELAND COUNTY

R. D. Henry, Adamsburg, 3-8-53.

## ALLEGHENY COUNTY

Miss Helen C. Ronnberg, Pittsburgh, 714 Farmers Bank Bldg. (22), 3-9-53.

## BERKS COUNTY

Mrs. M. Palm Heist, Reading, 3-10-53.

## MIFFLIN COUNTY

H. Victor Meyer, Lewistown, 3-10-53.

## PHILADELPHIA COUNTY

Miss Margaret M. Daly, 1209 Fishers Ave. (41), 3-10-53.  
Mrs. Catherine M. McCarren, 319 N. 11th St. (7), 3-10-53.

## WAYNE COUNTY

Merritt R. Oliver, Honesdale, 3-10-53.

## PHILADELPHIA COUNTY

Miss H. Jacqueline Rau, 2224 Vine St. (3), 3-11-53.

## ALLEGHENY COUNTY

Charles J. Larva, Pittsburgh, 22 N. Diamond St., West 3-12-53.

## DELAWARE COUNTY

Miss Anna E. Graham, Upper Darby Twp., Drexel Hill, 3-12-53.

## PHILADELPHIA COUNTY

Charles B. Ester, 123 S. Broad St. (9), 3-12-53.

## FAYETTE COUNTY

Rufus O. Barkley, Fairchance, 3-13-53.

## YORK COUNTY

Mrs. Emily H. Swartz, Hanover, 3-14-53.

## DELAWARE COUNTY

R. S. Fitzsimmons, Trainer, Chester, 3-15-53.



Reuel S. McKee, Upper Darby Twp., Drexel Hill, 3-15-53.

#### McKEAN COUNTY

James G. McGill, Lewis Run, 3-15-53.

#### MONTGOMERY COUNTY

Daniel A. Skelly, Norristown, 3-15-53.

#### ALLEGHENY COUNTY

Mrs. Lillian Hane, Pittsburgh, 5716 Hampton St. (6), 3-16-53.

#### PHILADELPHIA COUNTY

Horace M. Burton, 16 S. Broad St. (2), 3-16-53.

#### CAMBRIA COUNTY

Mrs. Eliza Jones Davis, Johnstown, 3-17-53.

#### HUNTINGDON COUNTY

Miss Lois E. Spriggle, Huntingdon, 3-17-53.

#### PHILADELPHIA COUNTY

Albert A. Teitell, 135 S. 56th St. (39), 3-17-53.

#### LYCOMING COUNTY

Clyde E. Carpenter, Jersey Shore, 3-18-53.

#### BERKS COUNTY

Miss Florine L. Leshner, Reading, 3-19-53.

#### LUZERNE COUNTY

Mrs. Mary Harostock, Wilkes-Barre, 3-22-53.

#### YORK COUNTY

Royce Kohr, York, 3-22-53.

#### LEHIGH COUNTY

Miss Orpha G. Ockenhouse, Allentown, 3-24-53.

#### MONTGOMERY COUNTY

Thomas Rorer, Ambler, 3-24-53.

#### PHILADELPHIA COUNTY

William T. Pound, Rm. 605, 1422 Chestnut St. (2), 3-24-53.

#### SOMERSET COUNTY

Leroy L. Ingraham, Windber, 3-24-53.

#### ALLEGHENY COUNTY

Wm. B. Anderson, Pittsburgh, 212 Wood St. (22), 3-25-53.

Henry Wegener, Carnegie, 3-25-53.

#### PHILADELPHIA COUNTY

Miss Mollie Silver, 1116 Land Title Bldg., 3-25-53.

#### POTTER COUNTY

B. L. Langworthy, Shinglehouse, 3-25-53.

#### ALLEGHENY COUNTY

Mrs. Margaret E. Lane, Pittsburgh, 1503 Reamer St. (26), 3-26-53.

Edw. S. Sheinberg, Pittsburgh, 429 4th Avenue (19), 3-26-53.

#### LUZERNE COUNTY

Mrs. Marian D. Antellocy, Wilkes-Barre, 3-27-53.

#### ALLEGHENY COUNTY

Fred Balsam, Pittsburgh, 1832 Shaw Avenue (17), 3-28-53.

#### BERKS COUNTY

Mrs. Mildred E. Wink, Reading, 3-28-53.

#### CAMERON COUNTY

Mrs. Mildred H. Spense, Emporium, 3-28-53.

#### LEBANON COUNTY

H. F. King, Heidelberg Twp., Myerstown, 3-28-53.

#### LEHIGH COUNTY

Mrs. Jean D. Petrie, Whitehall Twp., Hokendauqua, 3-28-53.

#### CLINTON COUNTY

C. P. Albright, Loganton, 3-29-53.

#### ALLEGHENY COUNTY

Miss N. M. Gaertner, Pittsburgh, Rm. 105, 1013 Penn Ave. (22), 3-30-53.

#### CAMBRIA COUNTY

J. W. Davidson, Ebensburg, 3-31-53.

B. Chas. Held, Johnstown, 3-31-53.

#### LACKAWANNA COUNTY

J. J. Hennigan, Scranton, 3-31-53.

#### LEHIGH COUNTY

Mrs. Marianne R. Sydorak, Allentown, 3-31-53.

#### WASHINGTON COUNTY

John S. McCans, Donora, 3-31-53.

JOHN S. FINE.

A motion was made by Mr. WATSON and Mr. WATKINS,

That the Senate do advise and consent to said nominations.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

#### YEAS—50

Bane,	Hare,	McCusker,	Stiefel,
Barr,	Harney,	McGinnis,	Taylor,
Berger,	Holland,	McMenamin,	Toole,
Blass,	Kephart,	McPherson, Jr.	Wade,
Camiel,	Kessler,	Miller,	Wagner,
Chapman,	Koprivier, Jr.	Pechan,	Walker,
Crowe,	Lane,	Peelor,	Watkins,
Dent,	Leader,	Proper,	Watson,
Diehm,	Letzler,	Ruth,	Weiner,
DiSilvestro,	Madigan,	Silver,	Wolfe,
Fleming,	Mahany,	Snowden,	Wood,
Freed,	Mallery,	Stevenson,	Yosko,
Haluska,	McCreesh,		

#### NAYS—0

Two-thirds of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

#### HOUSE MESSAGES

#### SENATE CONCURS IN HOUSE CONCURRENT RESOLUTION

The Clerk of the House of Representatives being introduced, presented an extract from the Journal of the House of Representatives, which was twice read, considered and agreed to:

## CONDOLENCE

In the House of Representatives, February 24, 1953.

Whereas, Harold A. Scragg, Chairman of the Public Utility Commission of Pennsylvania died on December 7, 1952; and

Whereas, He graduated from Yale University in 1913 and from Harvard Law School in 1916. He was appointed Assistant District Attorney of Lackawanna County in 1917 and appointed to that post in 1920 and elected thereto in 1921; and

Whereas, In August of 1943 he was appointed as Chief Counsel of the Pennsylvania Public Utility Commission, then on April 2, 1945 he was appointed as member of the commission and finally he on March 5, 1952 was appointed Chairman of the commission, which post he held at the time of his death; and

Whereas, An examination of the many tributes paid to his memory discloses that every commendable word that could be said about a good man was said about Harold A. Scragg. His own county bar in expressing their esteem of him said—"Harold Scragg was superb in almost every human characteristic; he was as beautiful a specimen of manhood as ever appeared in the court rooms of this Commonwealth; his physical presence was commanding and impressive. He had the power of clear and concise statement and this combined with a voice pleasing to the ear made him attractive to juries and judges alike. In the trial of cases he was alert and resourceful. He appeared to be rapid in action and so never seemed disturbed or confused, even when the unexpected suddenly took place. He worked very hard as District Attorney, as Chief Counsel for the Commission and as Commissioner and Chairman of the Public Utility Commission;" and

Whereas, He spent years of life in public service, bringing great honor to Lackawanna County and to the Commonwealth of Pennsylvania; therefore be it

Resolved, (if the Senate concur) That the General Assembly hereby joins in paying high tribute to the memory of one of Pennsylvania's great sons; and be it further

Resolved, That we, the members of the General Assembly, hereby express our deep sympathy to the widow of Harold Scragg and to his brother Robert and his niece Mrs. Franklin Collins; and be it further

Resolved, That the Chief Clerk be instructed to transmit copies of this resolution to the members of the family of the deceased as named above.

Ordered, That the Clerk inform the House of Representatives accordingly.

## HOUSE CONCURS IN SENATE CONCURRENT RESOLUTION

He also informed the Senate that the House has concurred in resolution from the Senate as follows:

## MEMORIALIZING CONGRESS TO ENACT CERTAIN LEGISLATION RELATIVE TO GASOLINE TAXES

In the Senate, February 10, 1953.

Whereas, An excise tax on gasoline, which form of taxation is the rightful prerogative of the several states, is presently being levied by both the United States of America and the several states, and

Whereas, From time to time the United States has changed its rate of taxation on this commodity which action makes it increasingly difficult for the respective states to develop a comprehensive tax program to provide revenues for the improvement and maintenance of their highways, therefore, be it

Resolved, If the House of Representatives concurs, that the General Assembly of the Commonwealth of Pennsylvania memorialize the Congress of United States to enact such legislation as will:

(1) Return to each state without restriction all Federal taxes on gasoline collected therein until such time as the individual state is able to enact legislation as may be necessary to permit it to collect such tax;

(2) Eliminate the tax on gasoline now collected by the United States as soon as the individual states have enacted legislation as may be necessary to permit the state to collect the tax;

(3) Eliminate Federal Aid for Highways except in those states where the revenues produced by a tax of two cents per gallon of gasoline is less than present Federal Aid Allocations to such states;

(4) Change the present functions of the Federal Bureau of Public Roads so that it would become a consultive and advisory engineering agency which would collect, correlate and disseminate information relative to the design, construction, maintenance and operation of highways and bridges and the materials used therefor, and be it further

Resolved, That the Secretary of the Senate of the Commonwealth of Pennsylvania be directed to forward copies of this resolution upon its passage to the President of the United States, the Secretary of the United States Senate, the Chief Clerk of United States House of Representatives, to all members of the Pennsylvania Congressional Delegation, to the Governors of all other states, and to the presiding officers of the legislative bodies of all other states.

## REPORT FROM COMMITTEE ON EXECUTIVE NOMINATIONS

Mr. WATSON, from the Committee on Executive Nominations, reported with a favorable recommendation the following nominations, made by His Excellency, the Governor, which were laid on the table:

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following:

## MEMBER OF THE PENNSYLVANIA LABOR RELATIONS BOARD

Leo Abernathy, Pittsburgh, from January 8, 1952, until June 2, 1955, and until his successor shall have been appointed and qualified.

JOHN S. FINE.

## MEMBERS OF SUSQUEHANNA COUNTY BOARD OF ASSISTANCE

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, February 9, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as members of the Susquehanna County Board of Assistance:

Byron Benninger (Republican), Dimock, to serve until December 31, 1955, and until his successor is duly appointed and qualified, vice Mark B. Lake, South Montrose, whose term expired.

Mrs. Velma Potts (Republican), Forest Lake, P. O. Montrose, to serve until December 31, 1955, and until her successor is duly appointed and qualified, vice Mrs. Cecile H. Coleman, Rushville, whose term expired.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following:

## MEMBERS OF THE PENNSYLVANIA SECURITIES COMMISSION

Raymond A. Cox, Meadville, from January 23, 1952,



until the third Tuesday of January, 1955, and until his successor shall have been appointed and qualified.

J. Myron Honigman, Philadelphia, from January 23, 1952, until the third Tuesday of January, 1955, and until his successor shall have been appointed and qualified.

JOHN S. FINE.

#### MEMBERS OF COUNTY BOARDS OF ASSISTANCE

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.  
To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following persons to be Members of the County Board of Assistance, for the terms set opposite their names:

##### POTTER COUNTY

Otto C. Mosch, Galetton, from January 30, 1952, until December 31, 1953, and until his successor is duly appointed and qualified.

(Mrs.) Marian H. Barrett, Coudersport, from January 30, 1952, until December 31, 1953, and until her successor is duly appointed and qualified.

William T. Fisk, Roulette, from January 30, 1952, until December 31, 1954, and until his successor is duly appointed and qualified.

JOHN S. FINE

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.  
To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following person to be Member of the County Board of Assistance, for the term set opposite her name:

##### TIOGA COUNTY

(Mrs.) Clarice M. Wilcox, Wellsboro, from January 1, 1953, until December 31, 1955, and until her successor is duly appointed and qualified.

JOHN S. FINE.

#### MEMBER OF STATE PLANNING BOARD

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, February 3, 1953.  
To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate Hon. David M. Walker, Secretary of Labor and Industry, 842 South 56th Street, Philadelphia, for appointment as a member of the State Planning Board, to serve until the third Tuesday of January 1955, and until his successor shall have been appointed and qualified.

JOHN S. FINE.

#### MEMBER OF PENNSYLVANIA AERONAUTICS COMMISSION

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, February 2, 1953.  
To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Hon. Albert R. Pechan, Ford City, Armstrong County, for reappointment as a member of the Pennsylvania Aeronautics Commission, to serve until December 1, 1956, and until his successor shall be duly appointed and shall have qualified, unless not reelected for the next succeeding term.

JOHN S. FINE.

#### ALDERMAN AND JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, February 3, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following:

William Dear, 1913 Farrell Terrace, Farrell, Mercer County, for appointment as Alderman in and for the Second Ward of the City of Farrell, Mercer County, to serve until the first Monday of January 1954, vice Saverio Grande, resigned.

Howard A. Kamerer, North High Street Extension, Route No. 2, Greenville, Mercer County, for appointment as Justice of the Peace in and for the Township of West Salem, Mercer County, to serve until the first Monday of January 1954, to fill a vacancy.

JOHN S. FINE.

#### MEMBER OF BOARD OF TRUSTEES OF SELINS-GROVE STATE COLONY FOR EPILEPTICS

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, February 9, 1953.  
To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Paul V. Leitzel, Richfield, Juniata County, for appointment as a member of the Board of Trustees of Selinsgrove State Colony for Epileptics, for the term of four years and until his successor is qualified, vice Charles W. Bashor, McAlisterville, whose term expired.

JOHN S. FINE.

#### ALDERMAN AND JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, February 9, 1953.  
To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following:

William H. Henson, 710 Merchant Street, Coatesville, Chester County, for appointment as Alderman in and for the Fifth Ward of the City of Coatesville, Chester County, to serve until the first Monday of January 1954, vice James A. Thompson, deceased.

Raymond W. Patridge, 538 East Lincoln Avenue, Myerstown, Lebanon County, for appointment as Justice of the Peace in and for the Township of Jackson, Lebanon County, to serve until the first Monday of January 1954, to fill a vacancy.

J. M. Cook, R. D. No. 4, Punxsutawney, Jefferson County, for appointment as Justice of the Peace in and for the Township of Perry, Jefferson County, to serve until the first Monday of January 1954, to fill a vacancy.

JOHN S. FINE.

#### MEMBER OF ADVISORY HEALTH BOARD

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 26, 1953.  
To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the reappointment of L. B. Longaker (Pharmacist), 4017 Walnut Street, Philadelphia, as a member of the Advisory Health Board, to serve until the third Tuesday of January 1957, or until his successor has been appointed and has qualified.

JOHN S. FINE.

#### MEMBER OF PENNSYLVANIA AERONAUTICS COMMISSION

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, February 2, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Dr. Herbert Spencer, Angels, Wayne County, for appointment as a member of the Pennsylvania Aeronautics Commission, to serve until June 2, 1954, and until his successor shall be duly appointed and shall have qualified, vice Ralph Earle, Haverford, resigned.

JOHN S. FINE.

#### JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 26, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Justices of the Peace, to serve until the first Monday of January 1954.

James T. Karabasz, Cherry Street, Bally, Berks County, in and for the Borough of Bally, Berks County, to fill a vacancy.

Paul J. Zwoyer, Trexler and Pennsylvania Avenue, Kutztown, Berks County, in and for the Township of Maxatawny, Berks County, vice J. Ward Kieffer, resigned.

JOHN S. FINE.

#### ALDERMAN

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 26, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Michael Manno, 759 West Edwin Street, Williamsport, Lycoming County, for appointment as Alderman in and for the Fourth Ward of the City of Williamsport, Lycoming County, to serve until the first Monday of January 1954, vice James W. Powell, deceased.

JOHN S. FINE.

#### JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate John C. Finigan, 88 Mildred Lane, Green Ridge, Delaware County, for appointment as Justice of the Peace in and for the Township of Aston, Delaware County, until the first Monday of January 1954, vice Clarence E. Cooper, resigned.

JOHN S. FINE.

#### ARMORY BOARD OF THE STATE OF PENNSYLVANIA

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following:

Richard Brace, Plymouth, from January 5, 1953, until the third Tuesday of January 1955, and until his successor shall have been appointed and qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following:

#### MEMBER OF THE BOARD OF TRUSTEES OF CALIFORNIA STATE TEACHERS' COLLEGE

Mrs. Grace Clyde, 514 Hutchinson Avenue, Canonsburg, Washington County, from December 31, 1952, until the third Tuesday of January 1957, and until her successor shall have been appointed and qualified.

#### MEMBER OF THE PENNSYLVANIA HISTORICAL AND MUSEUM COMMISSION

James B. Stevenson, 430 East Main Street, Titusville, Crawford County, from December 17, 1952, until the third Tuesday of January 1955, and until his successor shall have been appointed and qualified.

#### MEMBER OF THE BLAIR COUNTY BOARD OF ASSISTANCE

Amon D. Mingle (Republican), 728 Church Street, Roaring Spring, from January 1, 1953, until December 31, 1955, and until his successor is duly appointed and qualified, vice Mrs. Mary Morgart, Roaring Spring, whose term expired.

#### MEMBERS OF THE CRAWFORD COUNTY BOARD OF ASSISTANCE

Harold C. Lowing (Republican), Jefferson Street, Linesville, from January 1, 1953, until December 31, 1953, and until his successor is duly appointed and qualified, to fill a vacancy.

William L. Morris (Democrat), R. D. No. 2, Conneautville, from January 1, 1953, until December 31, 1955, and until his successor is duly appointed and qualified, vice Merle F. Baker, Conneautville, whose term expired.

JOHN S. FINE.

#### MEMBER OF STATE ADVISORY COUNCIL

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Maurice G. Paul, Philco Corporation, Philadelphia, for appointment as a member of the State Advisory Council, to serve until terminated, vice J. Harry LaBrum, Esq., Philadelphia, Representative of the Employers, resigned.

JOHN S. FINE.

#### MEMBERS OF COUNTY BOARDS OF ASSISTANCE

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, February 2, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as members of County Boards of Assistance:

#### ARMSTRONG COUNTY

Norman Husselton (Republican), Ford Cliff, to serve until December 31, 1955, and until his successor is duly appointed and qualified, vice Mrs. Elizabeth Whitman, Ford City, whose term expired.

Mrs. Florence M. Shirley (Republican), 315 South Jefferson Street, Kittanning, to serve until December 31, 1954, and until her successor is duly appointed and qualified, vice Dr. Paul Newcomb, Kittanning, deceased.

#### LUZERNE COUNTY

Mrs. Gertrude A. Doane (Republican), 131 South Franklin Street, Wilkes-Barre, to serve until December 31, 1955, and until her successor is duly appointed and qualified, vice Mrs. Kate Jenkins, Wilkes-Barre, whose term expired.



## SULLIVAN COUNTY

Stephen Chervak (Democrat), Mildred, to serve until December 31, 1954, and until his successor is duly appointed and qualified, vice Mrs. Sue A. Dailey, Dushore, resigned.

JOHN S. FINE.

MEMBER OF BOARD OF TRUSTEES,  
KUTZTOWN STATE TEACHERS' COLLEGE

Commonwealth of Pennsylvania,

Governor's Office, Harrisburg, February 10, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Herr wood E. Hobbs, 2300 West Norwegian Street, Pottsville, Schuylkill County, for appointment as a member of the Board of Trustees of Kutztown State Teachers' College, to serve until the third Tuesday of January 1959, and until his successor shall have been appointed and qualified, vice C. Fred Beck, Cressona, whose term expired.

JOHN S. FINE.

## BILLS INTRODUCED AND REFERRED

Messrs. HARE and BLASS read in place and presented to the Chair Senate Bill No. 208, entitled:

An Act providing for a research, experimental and educational program by the Department of Forests and Waters; relating to the propagation of nut and wild fruit trees and seed bearing shrubs in this Commonwealth; the distribution and planting of nut and wild fruit tree seeds with the cooperation of certain State and Local governmental agencies; prescribing penalties; and making an appropriation.

Which was committed to the Committee on Forests and Waters, Game and Fish.

Messrs. HARE and HOLLAND read in place and presented to the Chair Senate Bill No. 209, entitled:

An Act relating to and regulating the practice of massage; providing for the licensure and for the revocation and suspension of licenses of masseurs and masseuses by the Department of Public Instruction; conferring powers and imposing duties upon the Department of Public Instruction and prescribing penalties.

Which was committed to the Committee on Education.

They also read in place and presented to the Chair Senate Bill No. 210, entitled:

An Act relating to and regulating the practice of massage; providing for the licensure and for the revocation and suspension of licenses of masseurs and masseuses by the Department of Public Instruction; conferring powers and imposing duties upon the Department of Public Instruction and prescribing penalties.

Which was committed to the Committee on Education.

## PERMISSION TO ADDRESS SENATE

Mr. FLEMING asked and obtained unanimous consent to address the Senate.

Mr. FLEMING. Mr. President, in the 1951 Session, the six Members of the Senate from Allegheny County introduced a bill creating the Metropolitan Study Commission for Counties of the Second Class which is, of course, as we all know, Allegheny County.

There was considerable misapprehension, Mr. President, on the part of the elected officials of the boroughs and townships in Allegheny County as to the purpose of this bill. At this time, I want to assure the Members

of the Senate, and anyone else who happens to be listening, that while I am introducing this bill and am in favor of making a study of the problems of the various municipalities comprising Allegheny County, by no stretch of the imagination am I, at this time, for metropolitan Pittsburgh. I want it to be completely understood, Mr. President, that this bill does not in any way propose to create metropolitan Pittsburgh. It is merely for the purpose of making a study of the problems that are arising in Allegheny County pertaining to the one hundred and twenty-five separate municipalities of that county.

Therefore, Mr. President, on behalf of my five colleagues from Allegheny County, in the Senate, and myself, I am presenting this bill.

## BILLS INTRODUCED AND REFERRED

Messrs. FLEMING, BARR, HOLLAND, MCGINNIS, KOPRIVER, JR. and WALKER read in place and presented to the Chair Senate Bill No. 211, entitled:

A Supplement to the act, approved the twenty-first day of January, one thousand nine hundred fifty-two (1951-52 P. L. 2182), entitled "An act to promote the uniform development of Allegheny County; creating the Metropolitan Study Commission of Allegheny County; defining its powers and duties; conferring powers and imposing duties upon the Governor and the governing bodies of political subdivisions," by extending the term of such commission until the end of the 1955 Session of the General Assembly.

Which was committed to the Committee on Local Government.

Mr. FLEMING read in his place and presented to the Chair Senate Bill No. 212, entitled:

An Act to further amend the title and certain sections of the act approved the thirtieth day of June, one thousand nine hundred forty-seven (P. L. 1154) entitled, as amended, "An act to regulate the manufacture, sale, transportation, possession, use and advertising of oleomargarine, butterine and other similar products, and to prohibit the sale, possession or use thereof in certain cases; to provide for license fees to be paid by manufacturers, wholesale and retail dealers, and by proprietors of hotels, restaurants, dining-rooms, and boarding-houses; to prevent and punish fraud and deception in such manufacture, sale, use and advertising; to prescribe penalties and punishment for violation of this act, and the means and method of procedure for its enforcement; to regulate certain matters of evidence in such procedure; and to prescribe certain powers and duties of the Department of Agriculture," by clarifying the provisions with respect to the labeling of oleomargarine; eliminating the requirement that manufacturers, wholesalers and retailers must obtain licenses; clarifying the provisions respecting hotels, restaurants, dining-rooms and boarding-houses making such provisions inapplicable to the serving of oleomargarine in public institutions supported in whole or in part by the Commonwealth; and further prescribing penalty and procedural provisions.

Which was committed to the Committee on Agriculture.

Mr. KEPHART read in his place and presented to the Chair Senate Bill No. 213, entitled:

An Act to further amend part of Section 13 of the act approved the twenty-seventh day of June, one thousand nine hundred twenty-three (P. L. 858), entitled "An act establishing a State employees' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions



by the Commonwealth and contributing State employes, defining the the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon the heads of departments in which State employes serve; excepting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties," by providing an additional member's annuity under certain circumstances.

Which was committed to the Committee on State Government.

Mr. PROPERT read in his place and presented to the Chair Senate Bill No. 214, entitled:

An Act making an appropriation to the Department of Property and Supplies for the completion of repairs to the tenant house, surfacing the parking lot, purchasing furniture, furnishings and historical objects, the construction of a well and pumphouse, the erection of fences, the planting of trees and shrubs and the erection of a garage and toolshed for Pottsgrove Mansion in the Borough of Pottstown, on the advice and subject to the approval of the Pennsylvania Historical Commission.

Which was committed to the Committee on Appropriations.

Messrs. STEVENSON, MALLERY, MAHANY, YOSKO and LANE read in place and presented to the Chair Senate Bill No. 215, entitled:

An Act to amend the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-seven (P. L. 2017) entitled "An act creating in each county (except of the first class) as a separate corporation, and in each city of the first and second class as a part of the city government, an institution district for the care and maintenances of certain indigent persons and children; prescribing the powers and duties of county commissioners, county treasurers, city departments of public welfare, the State Department of Welfare and the State Department of Public Assistance in respect thereto; abolishing certain poor districts and terminating the terms of directors, overseers, guardians and managers of the poor and poor district auditors, and providing for the temporary employment of certain of them; providing for the transfer, vesting, sale and disposition of the property of poor districts and the payment of their obligations; imposing certain existing obligations on institution districts and on the Commonwealth; regulating the affairs of poor districts until abolished; amending, changing and consolidating the law relating to the care of the poor; and repealing existing laws," by further providing for the administration of the fiscal affairs of the county institution districts; regulating the making of contracts and purchases; authorizing such districts to take by gift, grant, devise, or bequest money and property in trust; and conferring powers and imposing duties on county commissioners, county treasurers, county controllers and county auditors.

Which was committed to the Committee on Local Government.

They also read in place and presented to the Chair Senate Bill No. 216, entitled:

An Act to further amend the act, approved the seventh day of July, one thousand nine hundred forty-seven (P. L. 1368) entitled "An act amending, revising, and consolidating the laws relating to delinquent county, city, except of the first and second class and second class A, borough, town, township, school district, except of the first class and school districts within cities of the second class A, and institution district taxes, providing when, how and upon what property, and to what extent liens shall be allowed for such taxes, the return and entering of claims therefor: the collection and ad-

judication of such claims, sales of real property, including seated and unseated lands, subject to the lien of such tax claims; the disposition of the proceeds thereof, including State taxes and municipal claims recovered and the redemption of property; providing for the discharge and divestiture by certain tax sales of all estates in property and of mortgages and liens on such property, and the proceedings therefor; creating a Tax Claim Bureau in each county, except a county of the first class, to act as agent for taxing districts; defining its powers and duties, including sales of property, the management of property taken in sequestration and the management, sale and disposition of property heretofore sold to the county commissioners, taxing districts and trustees at tax sales; providing a method for the service of process and notices; imposing duties on taxing districts and their officers and on tax collectors, and certain expenses on counties and for their reimbursement by taxing districts; and repealing existing laws," by clarifying the provisions which authorize cities of the third class and school districts within such cities to accept the provisions of the act and changing the date on which the period of redemption commences to run on tax claims.

Which was committed to the Committee on Local Government.

They also read in place and presented to the Chair Senate Bill No. 217, entitled:

An Act to repeal the act, approved the fourteenth day of May, one thousand nine hundred forty-nine (P. L. 1340) entitled "An act requiring political subdivisions to file copies of zoning ordinances, together with maps or plans indicating the area or zones of the political subdivision affected by such ordinances, in the recorder's office; invalidating zoning ordinances heretofore adopted unless copies thereof, together with maps are filed within a certain time; and imposing duties and conferring powers on recorders of deeds," and all acts amending the same, and validating zoning ordinances or amendments thereto of political subdivisions not filed, recorded or indexed as required by law.

Which was committed to the Committee on Local Government.

They also read in place and presented to the Chair Senate Bill No. 218, entitled:

An Act to repeal the act, approved the twentieth day of May, one thousand nine hundred forty-nine (P. L. 1531) entitled "An act requiring political subdivisions to file copies of building ordinances in the recorder's office; invalidating building ordinances heretofore adopted unless copies thereof are filed within a certain time; and imposing duties and conferring powers on recorders of deeds," and all acts amending the same, and validating building ordinances or amendments thereto of political subdivisions not filed, recorded or indexed as required by law.

Which was committed to the Committee on Local Government.

Mr. WAGNER read in his place and presented to the Chair Senate Bill No. 219, entitled:

An Act to further amend section 1169 of the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto," by excusing school districts from payment of salary to teachers on sabbatical leave who receive a grant equal to or exceeding their salary payable during the year of leave.

Which was committed to the Committee on Education.



Messrs. YOSKO and BARR read in place and presented to the Chair Senate Bill No. 220, entitled:

An Act to amend the act approved the thirty-first day of March, one thousand nine hundred thirty-seven (P. L. 160) entitled "An act creating a commission to be known as the Pennsylvania Public Utility Commission; defining in part the powers and duties of such commission; abolishing The Public Service Commission of the Commonwealth of Pennsylvania, terminating the terms of the members thereof, and transferring to the Pennsylvania Public Utility Commission the records, employes, property, and equipment of The Public Service Commission of the Commonwealth of Pennsylvania; authorizing the Pennsylvania Public Utility Commission to appear in and complete all pending proceedings, legal or otherwise, instituted before, by or against The Public Service Commission of the Commonwealth of Pennsylvania; providing that all certificates of public convenience, contracts, orders, and rules and regulations of the latter commission shall remain effective until repealed, changed or modified by the Pennsylvania Public Utility Commission, and transferring and appropriating to the Pennsylvania Public Utility Commission any unexpended balance of any existing appropriation to The Public Service Commission of the Commonwealth of Pennsylvania," by creating within the Public Utilities Commission a bureau of investigation; defining its powers and duties; and requiring the Commission to conduct field investigations through such bureau at the premises of public utilities in certain cases.

Which was committed to the Committee on Corporations.

Mr. YOSKO read in his place and presented to the Chair Senate Bill No. 221, entitled:

An Act to prohibit certain State officers from accepting employment, for a period of two years after their leaving the employment of the State, with any person, firm, association, partnership or corporation doing business with this Commonwealth, and prescribing penalties.

Which was committed to the Committee on State Government.

#### PERMISSION TO ADDRESS SENATE

Mr. LANE asked and obtained unanimous consent to address the Senate.

Mr. LANE. Mr. President, in presenting one of the bills in the group that I have here today, I would like to inform the Senate that this bill amends the Public Utility Law by requiring railroads to maintain safety gates and watchmen, or automatic crossing signals, at certain grade crossings. The reason I am sponsoring this legislation is because in my county of Washington, in the little village of Dunlevy, we have a grade crossing on the Monongahela Division of the Pennsylvania Railroad that, since 1948, has brought about five fatalities. This is due, in part or probably in whole, to the negligence of the Pennsylvania Railroad in maintaining watchmen at this very important crossing.

Mr. President, in presenting this bill, I would like to also speak to the lobbyists for the railroads, and say to them that all we ask is justice under the law for the population of Pennsylvania. This bill should be passed; it is not political.

Mr. President, I will also say to the lobbyists for the Pennsylvania Railroad that if the Public Utility Commission decides that the County of Washington should assume a portion of this cost, I, as a member of that board, will tell you here and now that we will approve

a portion of that cost. What we want to do is to protect the safety of our citizenry.

#### BILLS INTRODUCED AND REFERRED

Mr. LANE read in his place and presented to the Chair Senate Bill No. 222, entitled:

An Act to further amend the act, approved the twenty-eighth day of May, one thousand nine hundred thirty-seven (P. L. 1053), entitled "An act relating to the regulation of public utilities; defining as public utilities certain corporations, companies, associations, and persons; providing for the regulation of public utilities, including, to a limited extent, municipalities engaging in public utility business, by prescribing, defining, and limiting their duties, powers, and liabilities, and regulating the exercise, surrender, or abandonment of their powers, privileges, and franchises; defining and regulating contract carriers by motor vehicle and brokers in order to regulate effectively common carriers by motor vehicle; conferring upon the Pennsylvania Public Utility Commission the power and duty of supervising and regulating persons, associations, companies, and corporations, including, to a limited extent, municipal corporations subject to this act, and administering the provisions of this act; authorizing the commission to fix temporary rates; placing the burden of proof on public utilities to sustain their rates and certain other matters; authorizing a permissive or mandatory sliding scale method of regulating rates; providing for the supervision of financial and contractual relations between public utilities and affiliated interests, and supervision and regulation of accounts and securities or obligations issued, assumed or kept by persons, associations, companies, corporations, or municipal corporations subject to this act; conferring upon the commission power to vary, reform, or revise certain contracts; conferring upon the commission the exclusive power to regulate or order the construction, alteration, relocation, protection, or abolition of crossings of facilities of public utilities, and of such facilities by or over public highways, to appropriate property for the construction or improvement of such crossings, and to award or apportion resultant costs and damages; authorizing owners of such property to sue the Commonwealth for such damages; providing for ejectment proceedings in connection with the appropriation of property for crossings; conferring upon the commission power to control and regulate budgets of public utilities; imposing upon persons, associations, companies and corporations (except municipal corporations) subject to regulation, the cost of administering this act; prescribing and regulating practice and procedure before the commission and procedure for review by the courts of commission action; giving the court of common pleas of Dauphin County exclusive original jurisdiction over certain proceedings; prescribing penalties, fines, and imprisonment for violations of the provisions of this act and regulations and orders of the commission, and the procedure for enforcing such fines and penalties; and repealing legislation supplied and superseded by or inconsistent with this act," by requiring railroads to maintain safety gates and watchmen or automatic crossing signals at certain grade crossings.

Which was committed to the Committee on Corporations.

He also read in his place and presented to the Chair Senate Bill No. 223, entitled:

An Act to amend the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registra-



tion of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, and courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by directing the issuance of special registration plates to war amputees and paralytics and exempting such persons from the payment of certain fees in connection with motor vehicles.

Which was committed to the Committee on Highways.

He also read in his place and presented to the Chair Senate Bill No. 224, entitled:

An Act to further amend the act, approved the twenty-eighth day of May, one thousand nine hundred thirty-seven (P. L. 1053), entitled "An act relating to the regulation of public utilities; defining as public utilities certain corporations, companies, associations, and persons; providing for the regulation of public utilities, including, to a limited extent, municipalities engaging in public utility business, by prescribing, defining, and limiting their duties, powers, and liabilities, and regulating the exercise, surrender, or abandonment of their powers, privileges, and franchises; defining and regulating contract carriers by motor vehicle and brokers in order to regulate effectively common carriers by motor vehicle; conferring upon the Pennsylvania Public Utility Commission the power and duty of supervising and regulating persons, associations, companies, and corporations, including, to a limited extent, municipal corporations subject to this act, and administering the provisions of this act; authorizing the commission to fix temporary rates; placing the burden of proof on public utilities to sustain their rates and certain other matters; authorizing a permissive or mandatory sliding scale method of regulating rates; providing for the supervision of financial and contractual relations between public utilities and affiliated interests, and supervision and regulation of accounts and securities or obligations issued, assumed or kept by persons, associations, companies, corporations, or municipal corporations subject to this act; conferring upon the commission power to vary, reform, or revise certain contracts; conferring upon the commission the exclusive power to regulate or order the construction, alteration, relocation, protection, or abolition of crossings of facilities of public utilities, and of such facilities by or over public highways, to appropriate property for the construction or improvement of such crossings, and to award or apportion resultant costs and damages; authorizing owners of such property to sue the Commonwealth for such damages; providing for ejectment proceedings in connection with the appropriation of property for crossings; conferring upon the commission power to control and regulate budgets of public utilities; imposing upon persons, associations, companies and corporations (except municipal corporations) subject to regulation, the cost of administering this act; prescribing and regulating practice and procedure before the commission and procedure for review by the courts of commission action; giving the court of common pleas of Dauphin County exclusive original jurisdiction over certain proceedings; prescribing penalties, fines, and imprisonment for violations of the provisions of this act and regulations and orders of the commission, and the procedure for enforcing such fines and penalties; and repealing legislation supplied and superseded by or inconsistent with this act," by defining the fair value of the property of a public utility and pro-

viding that just and reasonable rates shall be such as provided a fair return upon the fair value of the property as so defined.

Which was committed to the Committee on Corporations.

He also read in his place and presented to the Chair Senate Bill No. 225, entitled:

An Act to amend the act, approved the twenty-second day of May, one thousand nine hundred forty-five (P. L. 849), entitled "An act providing for vocational rehabilitation for disabled individuals by the State Board of Vocational Education; authorizing cooperation with other departments and agencies and reciprocal agreements with other states; requiring cooperation with the Federal government; making the State Treasurer custodian and disbursement agent of Federal vocational rehabilitation funds; prohibiting misuse of vocational rehabilitation lists and records; limiting political activity by persons engaged in the administration of vocational rehabilitation and prescribing penalties," by extending vocational rehabilitation.

Which was committed to the Committee on Education.

He also read in his place and presented to the Chair Senate Bill No. 226, entitled:

An Act authorizing the Joint State Government Commission to make a thorough investigation and study of the safety measures and methods employed in the bituminous coal mining industry for the protection of the coal miners; providing for the appointment of the members of a committee of advisors; prescribing the committee's duties; and making an appropriation.

Which was committed to the Committee on Mines and Mining.

He also read in his place and presented to the Chair Senate Bill No. 227, entitled:

An Act to further amend section 4 of the act, approved the second day of June, one thousand nine hundred thirty-seven (P. L. 1198), entitled "An act relating to employes and organizations thereof; defining labor disputes; prescribing the procedure by which and the conditions under which injunctions may be granted in such disputes, and the scope thereof; declaring certain undertakings and promises between employers and employes contrary to public policy and void; prescribing the nature of proof necessary in actions arising out of labor disputes against persons or associations; prescribing the terms and conditions for bonds to be furnished prior to the issuance of injunctions; prescribing the procedure in case of appeal from granting injunctions; limiting the duration of temporary and permanent injunctions in case of labor disputes; and providing for the payment of costs; and repealing all acts or parts of acts inconsistent herewith," by removing certain exceptions to the application of the act.

Which was committed to the Committee on Labor and Industry.

Mr. MALLERY read in his place and presented to the Chair Senate Bill No. 228, entitled:

An Act to authorize counties, cities, boroughs, incorporated towns, townships, school districts, poor districts and county institution districts to file tax and municipal claims not filed within the time specified by law; and to amend such claims when the property affected is not sufficiently described; and to file suggestions of nonpayment and averments of default, or to sue out writs of scire facias on certain tax or municipal claims; and to revive judgments where the lien of such claims or the judgments thereon have been lost; and providing for the reinstatement of the liens of such claims and judgments.



Which was committed to the Committee on Local Government.

Mr. KEPHART read in his place and presented to the Chair Senate Bill No. 229, entitled:

An Act making an appropriation to the Trustees of the University of Pennsylvania for the University Museum.

Which was committed to the Committee on Appropriations.

He also read in his place and presented to the Chair Senate Bill No. 230, entitled:

An Act making an appropriation to the Trustees of the University of Pennsylvania for the School of Medicine.

Which was committed to the Committee on Appropriations.

Mr. FREED read in his place and presented to the Chair Senate Bill No. 231, entitled:

An Act making an appropriation to the Department of Public Assistance and providing for certain allocations therefrom for the purpose of carrying out the Public Assistance Law for the two fiscal years beginning June first, one thousand nine hundred fifty-three, and for the payment of assistance and expenses accrued or incurred prior to and remaining unpaid on May thirty-first, one thousand nine hundred fifty-three, and limiting the amount thereof available for administrative expenses.

Which was committed to the Committee on Appropriations.

Messrs. FLEMING and WALKER read in place and presented to the Chair Senate Bill No. 232, entitled:

An Act making an appropriation to the Trustees of the University of Pittsburgh for the School of Medicine.

Which was committed to the Committee on Appropriations.

### PETITIONS AND REMONSTRANCES

Mr. WALKER. Mr. President, I would like to make a brief remark or two about a bill that was introduced by my colleague, Senator Fleming, and my other colleagues from Allegheny County. As a co-sponsor of the bill, I would like to further point out to the Members of the Senate that since the introduction of the original study group, which was in the 1951 Session, some of the political subdivisions of Allegheny County have been tremendously concerned for fear the General Assembly was, by a back-door method, introducing a metropolitan plan for the various political subdivisions of Allegheny County.

Mr. President, I want to add my assurance to what Senator Fleming said when he introduced the bill, on behalf of the Members of the Senate from Allegheny County, that under no circumstances does this bill create a metropolitan plan. It is merely a continuation of the study, and the recommendations will be made between now and the 1955 Session. Under no circumstances could a metropolitan plan be invoked under this present setup.

Mr. President, I might add that the study is being made by the same group which has been so instrumental in the development of Pittsburgh and Allegheny County as a forward marching community. It is being financed entirely by private funds and not by any appropriation from the General Assembly. Whether or not any recom-

mendations, which come out of this study, are approved by Legislatures in the future, is not part of the study which is being made now or not part of the responsibility of the bill which was just introduced today by Senators from Allegheny County.

Now, Mr. President, a number of the boroughs and townships in Allegheny County have been tremendously concerned. They have petitioned various Members of the House and Senate not to continue the life of this commission. I would like, through the only medium that is open to us in conveying information to the public, to assure all the boroughs and townships of Allegheny County that this does not necessarily result in a metropolitan plan. It is merely a continuation of a study which we hope will make some contribution to the marvelous progress which the county of Allegheny, and the municipality of the city of Pittsburgh, is making with regard to community development.

Mr. KOPRIVER, JR. Mr. President, I concur in the remarks which Senator Walker and Senator Fleming made concerning the metropolitan plan of Allegheny County. I am in favor of the study being continued, but I definitely want to be on record, that I am opposed to any metropolitan plan of Allegheny County.

Mr. LANE. Mr. President and Members of the Senate, last week when I attended the Joint Session of the House and Senate and listened to the Governor's speech, I was particularly impressed by his sincerity when he said that he felt most of the recommendations of the Chesterman Committee should receive serious consideration, and should fully be debated upon the floors of the House and the Senate. However, after receiving his copy, I was more impressed with a couple of paragraphs on the first page, which I think I should read to the Members of the Senate. It starts at the second paragraph where he says:

"Moreover, the structure of your State Government has for some time outgrown efficiency and has promoted extravagance. Shortly after assuming office it was obvious to me, as it must have been to you, that much could be done to eradicate evils in your Government, and that the field was expansive for improvement of the State services.

"How and when to proceed with improvements were the only questions before us; the necessity of proceeding with a survey of government was never clouded in any doubt. How such survey as the one before us could have been overlooked and been delayed until this Administration is quite confounding."

Now it seems to me, Mr. President, that these two paragraphs have convinced me, and convinced the Democratic Minority, that His Excellency, the Governor, is convinced that prior Administrations were inept, careless and extravagant. It is gratifying for us to know that when the Chief Executive of this great Commonwealth, and of the Majority Party, makes that statement, then we are quite convinced that there are other spenders beside the New Dealers.

Mr. WALKER. Mr. President, I certainly take exception to the inference drawn by the gentleman from Washington, Senator Lane, from the Governor's speech. I do not think at any time, when the Governor was presenting the Chesterman problem to the Joint Session of the General Assembly, did he imply or suggest that in his opinion prior Administrations of the General Assembly had been extravagant, or that they had wasted the State's sus-



tenance or that they were in any way derelict in their responsibilities of State Government.

Mr. President, I had the opportunity, since last Monday's Session when the General Assembly was presented with this report, to read it over. I would not want to use the word "study," Mr. President, for fear I would be misunderstood. However, there is a great deal of material in there which calls for the Senate's very sincere and very serious study and consideration.

Now, Mr. President, there is one thing that the people of Pennsylvania must keep in mind when they view a State Government that is as large and as complex as the State of Pennsylvania. You know, we have here a representative form of government. I do not use the word "democracy," Mr. President, not because of any political problem involved, but simply because when the founders of this type of government drafted the Federal Constitution, the word "democracy" was not known. A representative form of government was the type of government that was created. A representative form of government, under the nomenclature used at that time, was called a "Republic." Therefore, when they founded the Republic, they realized that in a representative form of government you are dependent entirely upon the whim and caprice of the people in order to produce the individuals who would assume the responsibility of public office.

Mr. President, that same form of government is followed in the Commonwealth of Pennsylvania. We have on the statute books a bill known as the Administrative Code. This Code was drafted long before you and I were qualified to sit in this august body. In 1925, through the growth of government, which is the natural result of a representative type of government such as we have here, the officials of Pennsylvania came to almost the identical spot we find ourselves in today. Because of the very nature of a representative type of government, you find overlapping; you find duplication; you find a tendency to stray from the beaten path in which a particular department, board or bureau was placed into the field of speculative government.

Mr. President, in 1925, the people of Pennsylvania, through the officials that they had in public office, prepared and submitted to the General Assembly a recodification of the Administrative Code. In that recodification, they very carefully streamlined and attempted to once more put a representative form of government back on the beaten path. Now, Mr. President, that was over twenty-five years ago when that reorganization move took place, and this situation under which we find ourselves is a natural result of the type of government that the people of the United States, and the people of Pennsylvania, have chosen as their particular governmental vehicle.

Mr. President, the question of extravagance is not part and parcel of the result of any administration in the State Government, as suggested by the gentleman from Washington. It is a natural outgrowth of the sort of thing that you are confronted with everytime you have a government of this type. That has been true not only in the United States, Mr. President, but that has been true in every country where a representative form of government is the type of government they use.

I think that the gentleman from Washington should bear in mind that the whole purpose of reviewing the

Administrative Code, which precipitated the Chesterman Report, was to approach it strictly from a nonpolitical nonpartisan basis, and not try to point the finger of suspicion or attach an accolade of triumph on either of the political parties.

Mr. President, I think the people of Pennsylvania will benefit mostly from whatever results the Legislature might acquire through the Chesterman Report if the Members of the Senate continue to approach it on that same basis and in that same spirit.

Mr. DENT. Mr. President, I am sorry that this matter has come up so suddenly today because I listened very attentively during the six months preceding the last National campaign, and, up until this moment when Senator Walker clarified the situation a little in my mind, I thought that the sins of any administration belonged to the administration, and that the expense and extravagance of government could be placed, of course, necessarily in the hands of the administrators of government.

We have come to the stage now, Mr. President, where the extravagance in the Washington government, the so called bureaucracy and aristocracy of the Democratic Party, can rightfully be blamed on the Democratic Party. However, when we attempt to repeat the very words uttered by their own party in condemnation of preceding Republican administrations, then it becomes an outgrowth of the manner of government we enjoy. We all know it is a representative form of government, and we tried to explain to the peoples of the United States last year from every hamlet town and village in the Country that the evils which had grown up in government were not necessarily the sins of the Democratic Party, but they were the so-called accumulations of waste and extravagance that come necessarily from representative government. Nevertheless, the Republican speakers would not adhere to that line. At that time they insisted that the waste and extravagance of Federal government was because of a man by the name of Harry Truman, whom they pictured as a very inept President.

Now, Mr. President, the change has come in Washington, and we fought it very bitterly, and I imagine that the fight which we put up will be duplicated in Pennsylvania, because when conditions arrive to the extent that representative government seems to bog down it is because of the administration of that government. It is not because of the manner in which the government is elected or selected, but because of the manner in which the government is administered. The change that was necessary, as they said in Washington, as we now view it, if it was necessary in Washington, if the change was beneficial to the people, then how can any man in his sane mind object to a change in Harrisburg, a change in Pennsylvania?

The very things, Mr. President, that have accumulated in Washington have accumulated in Harrisburg; the extravagance, the waste, the misplacement of judgment. All of these things come, as they said, from too long in the saddle, too many years of the same political party, too much administration by the same political group of thinkers. Therefore, a new change was needed to revitalize this great representative government of ours, and I see by the papers that it has been revitalized a little



in Washington, although I have not seen much of a change in the legislative enactment of any of the changes that were recommended.

Mr. President, I do believe that if that were true in November, it can easily be true in March. Therefore, I do not think that the gentleman needs to protest too much against Governor Fine making that statement. If Governor Fine said that the preceding administrations are to blame for the fix in which we find ourselves presently in Pennsylvania, then evidently he knew what he was talking about. I know that he had studied the results of the Chesterman report more fully than I have, and if he said publicly to all of the people of Pennsylvania, in a sense, that the sins which are now visited upon the administration were committed during previous administrations, that there was waste in previous administrations, that there was passage of legislation without providing the necessary funds to meet the appropriations, then I, again, assume he knew what he was talking about.

Mr. President, I know he insinuated that we had spent \$500,000,000 for the bonus without providing any money to pay it. I know what he meant. I think every other person in the Legislative Hall knew what he meant. I knew he meant that we had agreed to give the school-teachers and the educational system a boost in the arm, and to increase the expenditure over the years on a prorated share, so much every two year period, for the school system of Pennsylvania. He forgot, of course, that the preceding administrations neglected to provide the money to do so.

I can understand Governor Fine's plight, Mr. President. He finds himself with contracts made and nothing with which to back up the contracts. However, do not blame that on representative government; do not blame it on the system of government that we have. I have always maintained that government is an abstract thing; it cannot be wrong and it cannot be right. Only the people who are in it make government concrete, and they are the ones who make it right or make it wrong, the elected officials. If there is skulduggery and hypocrisy in government, it is in there because the people bring it in. Government itself has nothing to do with it. Government is only a means by which those governed enable those who govern to govern. That is all it is in the simplest term and the simplest sense.

Therefore, Mr. President, if there is any condemnation on the part of the Governor against the preceding administrations, let us wait until the hearings and find out whether or not the Governor knew what he was talking about.

Mr. WALKER. Mr. President, I would like to suggest, first, that if I am quoting correctly from the paragraph referred to by the gentleman from Washington, which is found on page one of the Address of the Governor to the Joint Session last Monday—I am assuming that is the paragraph which the gentleman referred to—the Governor says and I quote from the speech:

"Moreover, the structure of your State Government has for some time outgrown efficiency and has promoted extravagance."

Now, Mr. President, I probably will say this very badly, but, I do not want to be misunderstood on either side of the aisle. I am not attempting to justify the

Governor's words or defend the front office. I am merely calling attention to the fact that the Governor was speaking of the structure of our State Government, and under no stretch of the imagination was he pointing at any of the administrations which had preceded him.

Mr. President, as far as the gentleman from Westmoreland is concerned, on suggesting that there is a hiatus between this discussion and what we discussed in September and October, prior to the November election of 1952, may I respectfully point out to the gentleman that what we were discussing before the election of 1952, regarding the situation in Washington, or regarding the problem confronting the Federal Administration at that time, certainly does not have a parallel when you are discussing the State Administration here. There were accusations made there were editorials written, there were newspaper stories published that did not deal simply with the subject which we are now discussing.

Some years before 1952, Mr. President, at the suggestion of a Democratic President of the United States, the Hoover Commission was established. This Commission made a study and a report, and that had nothing to do with the discussion which we had during the fall of 1952 when we were recommending a change in the Federal setup or in the administration in Washington. When the gentlemen on the other side of the aisle arrive at the place where they think there is a comparable situation, they no doubt will place before the people through the medium of the press, the accusations which will point the way to a suggested change as they so fondly hope for, and, of course, the wish is the father to the thought.

May I say Mr. President, that the situation is not parallel. What we accused them of in Washington does not exist in Harrisburg. What we accused them of in the Federal Government does not exist in the State Government.

The Republican Party has had the privilege, Mr. President, for the past fifteen or sixteen years, of being in power here in the city of Harrisburg and in the State Government. Many of the things that have been written into the statute books are governmental steps which were participated in by both sides of the aisle. Many of them were suggested by Republican Administrations, and not for a minute do I want to be so naive as to claim all of the credit for the things that have been done which can be pointed out as good things in State Government. However, there have been many very fine things that have been accomplished for the people of Pennsylvania under the last four administrations to which we can point with pride, and the mere fact that they happened to be done under a Republican Administration perhaps creates a little higher degree of pride on this side of the aisle than it would on the Democratic side of the aisle.

Now, Mr. President, for example, I would like to cite a few examples so that they will have something to kick around if this thing ever breaks out into a public debate. During the administration of Governor Duff, the Mental Health Program of Pennsylvania was written into the statute books by the General Assembly. Both sides of the aisle participated in that and it is something that the Commonwealth can well be proud of. In the 1951 Session, there was a lot of clamor and a lot of complaint about a lot of the things we did and a lot of the things we did not do. However, I want to suggest to both sides



of the aisle that, for example, the Public Health Program which we wrote into the statute books was one of the finest examples of service by government to the public that you find anywhere in the forty-eight States of the Union.

So, Mr. President, when we speak of making a change in the State Government comparable to the changes we have made, or that the people have made, in 1952 in the Federal Government, let us remember that you have to convince the people of Pennsylvania that the Republican Party has been derelict in its responsibility of public office, and, as a great American once said, "Let's look at the record."

The PRESIDENT. The Chair is reminded of a visit he made one time, looking for a job for a constituent. During the conversation with the gentleman who was handing out the job, it developed that I really needed two instead of one.

He said to me, "I see your problem is that you wish two to grow where one grew before." Now, I have four where there was one before. Whom am I going to recognize?

Mr. DiSILVESTRO. Mr. President, perhaps you should recognize the one who talks the least.

The PRESIDENT. The Chair recognizes the Senator from Philadelphia, Mr. DiSilvestro.

Mr. DiSILVESTRO. Mr. President, I notice that my side is very soft toward Governor Fine, but I intend to be very sincere about it, I was not going to touch on this subject, but the needle that the Senator from Allegheny County just handed out was too strong.

Mr. President, you know, a gravy train is something that both parties like. You will always find abnormal people with abnormal appetites in both parties. I saw it in our party about fifteen years ago and I was against it.

I read in the newspapers, Mr. President, that since the Board of Revision of Taxes has been notified, by a ruling of the Supreme Court, that political workers cannot be politically active and still hold their jobs, there is some filling station in Philadelphia where a lot of these boys are being relegated at big salaries. Now, in a real friendly tone and in real sincerity, I would like to sort of warn the Governor and notify him that something is going on in Philadelphia which I don't think will be beneficial to the Republican Party. After all, it is a great old party and I love to see the two party system in Pennsylvania. We all have gravy train riders. I do not say that it is on the opposite side alone. We have had them; I have seen these abnormal leaders.

Mr. President, I really rose because my conscience told me to say this and it is the truth. Governor Fine should put on spectacles or look around, because in Philadelphia there is a payroll being padded; such fellows as Samuel Dunbar, leader of the Forty-Sixth Ward, my good friend, we are still good friends even though we are on the opposite side, Richard Samuels, of the Thirty-Ninth Ward. It looks like big figures here, fifty-five hundred, six thousand, and by the time they are through I believe there will be fifty-three ward leaders in Philadelphia. I think Governor Fine had better wake up and look around.

Mr. LANE. Mr. President, I have been endeavoring to get the floor. Senator Walker, I believe, has had the

opportunity to speak twice, and Senator Dent is endeavoring to speak twice. I just want to briefly answer the gentleman, and state that I was only quoting what I thought the Governor meant when I read the English language of the first two paragraphs of page one of his speech.

Mr. President, in addition thereto, if it is going to take all this time to debate page one, we had better not start on the rest of it, because as you go down through the rest of it, you will find that the Governor also said in his speech that he was giving explicit orders to his department heads to effect the economies which are recommended by the Committee immediately, those that did not necessitate the passing of legislation.

Now, if that were true, Mr. President, which I assume it is, the Governor of the Commonwealth admits to all of us that he has a weak team. We recognize him as a strong Governor, but if his team, his department heads, do not recognize inefficiency when they see it, there is something wrong. I say the Governor has done a splendid job in creating the Chesterman Committee. However, I do say this, too, Mr. President, that any man who holds public office, especially those in the high State offices, most assuredly should recognize inefficiency when they see it, and they should not have to wait until an outside Committee makes these recommendations.

Mr. President, in conclusion, I would like to say this. As a great American once said, "Those who yell the loudest and the longest have the least confidence in what they say."

Mr. DENT. Mr. President, I am glad you recognized me. My name is John H. Dent, I come from the city of Jeannette and my telephone number is 944.

Mr. President, I was just going to advise the gentleman from Allegheny that he should take the same advice which was given to the gentleman who was the executor of an estate. He was reading the will, and when he came to that part of the will which left him a great deal of the estate, he quit reading. One of the members of the family said, "Read on, Brother John, read on." He thought perhaps he might get something out of it. So, John, I say to you, "Read on, Brother John, read on." Just one paragraph below where you quit, the Governor had this to say. I think it is only proper that if I am going to read it I should put my glasses on, which shows that I have been here too long myself.

I quote from the Governor's speech:

"How and when to proceed with improvements were the only questions before us; the necessity of proceeding with a survey of government was never clouded in any doubt. How such survey as the one before us could have been overlooked and been delayed until this Administration is quite confounding."

Mr. President, the Governor did not call the preceding Administrations by any designated name as being derelict in their duty, but I do not think it takes a college graduate or university student to know that the thing which is being done now should have been done before.

Relative to the question, Mr. President, of whether that in Washington parallels that in Harrisburg, I have just a little of the material that was left on my doorstep, during the campaign, by the Republican workers who thought that I might be persuaded to vote with them, and this is just one day's pickup. If you will read through this ma-



terial, you will see where they claimed that the Democrats had failed to clean out so-called "payrollers." Now, there is something parallel in what the Governor had to say about that.

I just want to read one of them to you, Mr. President. I think the people should know what went on last year, because the people of America have a short memory. It is something about Eisenhower, "Ike," and a fellow by the name of Nixon, "Dick." "Let's Clean House, it says. Now, Mr. President, how are we going to clean house?"

"A Vote for Ike and Dick is a Vote for Prosperity Without War." They tell me that farm price are dropping. I understand, I do not know, but by the latest informaion, unless it has happened lately, they are still fighting in Korea.

"A Vote for Ike and Dick is a Vote Against High Taxes and Inflation." I do not know much about the inflation, but I have not had a reduction in taxes as yet.

"A Vote for Ike and Dick is a Vote Against Corruption." Well, that question of corruption is one that can be debated in many ways. We have here in the Senate some resolutions that have been submitted. The resolutions that were put in in Washington were submitted by Democrats. The committees that dug out the corruption in Washington were headed by Democrats. The committees that worked in Washington to correct the so-called abuses and misuses of governmental positions were headed and manned by Democrats. Here in Harrisburg, we have tried to put through resolutions calling upon this Senate to give us the power, the legislation, to look into so-called charges that have been made in the open public press about many things that I will quote if you so desire. We have a list of them. Our resolutions are objected to and sent to committee.

Mr. President, you do not see any committees headed by the Republican Party digging into the so-called Boxing Commission scandals in the State of Pennsylvania. You do not see anything in here about the number of Cadillac cars there are now in the so-called car pool, and the rest of the automobiles that have been picked out. I even noticed that the Chesterman Committee took a buggy ride on that one. It seems to me that if you want to have the things that you claim you want, and every decent citizen wants, then you have got to look into the charges in Pennsylvania the same as you looked into them in Washington, D. C. We headed the committees down there, and if we were defeated by what we found, then we should have been defeated if it was wrong. There is no man here attempting to make alibis for anything wrong in Washington, but neither can any Republican alibi anything that is supposed to be wrong in Harrisburg.

Here is another one I like, "A Vote for Ike and Dick is a Vote for Morality." Since when has the Republican Party a monopoly on morality? What does morality cover? Is it a manner in which you administer the office you are given to handle, or it is some other insidious thing that happens in government?

Mr. President, morality and the abuse of morality is not confined to Washington, D. C. It can be found in every Capital and every seat of government. It has grown up over the years, and if we have come to a new status of government we all welcome it. If there is to be a new type of political being in this country, we will all welcome that,

too. Maybe the day of the doorbell ringer is gone from politics, and maybe you have to be a college professor with high-sounding phrases to be successful in politics, or maybe you have to be the kind of fellow who sits in, in confidence, in a mere discussion and takes it out and puts it out as facts.

Mr. President, whatever the conditions are, do not blame them all on us. You do not clean out morality in Washington by changing a few men at the top of government. I think there will be just as much of it, if there was any, at the end of four years as there was at the end of twenty because, Mr. President, I cannot conceive of the millions of public payroll people in the United States, who work for the Federal government, all belonging to an immoral class. I said before, Mr. President, and I say again, government is abstract, only the people who get into it are concrete.

Here is another one I like, "A Vote for Ike and Dick is a Vote Against Communism." I have seventeen colleagues of mine on the Democratic side of this Senate. I defy anybody to find a communist among us. We are no more communists than the Republicans are. We had a few vivid thinking professors, and I think you will find a couple in the Republican Party. Another thing, communists do not belong to any party. They will go into any party, or any group or any particular place that they can find their way into, to work their nefarious trade. They do not belong to us, and you cannot hang them onto us, although you successfully did last year.

Here is the one I like better than all, "A Vote for Ike and Dick is a Vote for Your Own Peace of Mind." Well, I would like to have a piece of my mind back.

Mr. BARR. Mr. President, I am not up here to defend the Governor of the Commonwealth, because you cannot defend him after he makes a speech like he did last week and then hires these political ward leaders in office when he is not dismissing people. However, I get exactly what my colleague got out of this sentence, "outgrown efficiency and promoted extravagance."

In the 1949 Session, Mr. President, we tried to amend the Soldiers' Bonus Act, to tag onto it a tax by which it would be paid. We asked them what tax they were going to put on when they increased the General State Authority. We asked the same thing when the school-teachers' bill passed. Certainly, before another year is gone or before this year is past, the people of this Commonwealth will find out that it cost them \$1,000,000 to elect Jim Duff to the United States Senate, and he left the cupboard bare and that is why the man in the front office is finding his trouble.

Mr. YOSKO. Mr. President, Governor Fine would not have had to make the statement he did about previous administrations because the answer is very obvious, and it was confirmed by the Chesterman reports which indicated that a hodgepodge exists in the State Government to the tune of \$100,000,000.

Mr. President, if the distinguished gentleman from Allegheny County, who said he was proud of the accomplishments and proud of the State Government, means what he says, I am sure the 10,000,000 people in Pennsylvania do not join him. He tried to defend conditions that exist in the State Government because of the Administrative Code and the Fiscal Code. That is a very poor defense of the hodgepodge which exists here. If



the Administrative Code and the Fiscal Code are responsible for the hodgepodge, then it was up to the Republican controlled administration to do something about it.

Mr. President, for the years that I have been around Harrisburg, and for the two Sessions that I have been a Member of the Senate, in particular in 1949, the cry was, "Let's have a short, businesslike Session." I would like somebody to define to me just what "a short businesslike Session" is. Is it a short, businesslike Session to come to Harrisburg, approve the budget without any question, as we did in 1949, then pass the tax program, pass a few harmless turkeys in the form of bills, as they call them around here, and a few other bills that benefit the special interests and then go home?

They bragged in 1949, Mr. President, that the Session was the shortest in the history of the Commonwealth, and I guess that was true. However, if you take a look at the record, it accomplished nothing.

At the last Session of the Legislature, Mr. President, we were here for a whole year and during that whole year we could have cleaned up some of this hodgepodge. If you take a look at the record of last year, we put in resolutions to make investigations, to make surveys, to hold public hearings, to try to straighten out this mess which exists here, but everything, as Senator Dent said, was referred to a committee and there is remained. In spite of the fact that we were here a whole year, we did nothing to get rid of this hodgepodge that exists here.

Right after this Session opened, Mr. President, there was talk of a short, businesslike Session, and I was going to ask somebody whether that, too, meant to come here, approve the budget, load the people with taxes, say nothing about the waste, extravagance and over-lapping, the loose spending of public funds, pass a few harmless turkeys and a few that would benefit the special interests, and then go home and keep right on spending this \$100,000,000 which the Chesterman Committee said we were spending unnecessarily.

Mr. President, the gentleman from Allegheny said that he was proud of the Mental Health Program which exists in Pennsylvania. I am a little bit surprised that he would say that. He should look into it a little bit. I do not believe we have any Mental Health Program in Pennsylvania. Our mental hospitals are understaffed; those who work in them are incompetent; there is a shortage of doctors and nurses; the attendants are given no training; they do not know how to handle the poor, sick people. This is reflected in the fact, Mr. President, that out of forty-four thousand five hundred and some inmates who are patients in our State institutions, only one thousand eighty-eight were discharged in one year and the number that died, I think, was double that many. The institutions are overcrowded by about 10,000. Is that something of which to be proud?

Every once in a while, Mr. President, we hear of a death in the State institutions, our mental institutions, where patients are beaten to death. One was stabbed out here in Blair County, stabbed to death and nothing happened. Another was beaten to death down in the Allentown State Hospital. Just a short time ago, another was beaten to death down at Pennhurst. I have pictures of the body here, and I expect to talk about it at length at the proper time. Every one of these deaths was white-

washed; whitewashed, Mr. President, and nobody punished. The causes of death that were given at the institutions differed from the causes of death indicated on the death certificates because I have those, too. Still nothing has been done about it.

Mr. President, the gentleman from Allegheny says he is proud of the Mental Health Program in Pennsylvania. Very shortly, as soon as I have completed an investigation which I am making, I will talk about the Mental Health Program in Pennsylvania. I am sure that when I get through with it, he will retract the words he said upon the floor of this Senate today.

#### VISITING TEACHERS FROM SCHOOLS OF GERMANY PRESENTED TO SENATE

The PRESIDENT. The Chair would like to direct the attention of the Members of the Senate to some distinguished guests seated in the gallery. There are eight visiting teachers from the schools of Germany, who are guests of the United States Office of Education, Washington, D. C., and who are visiting the Department of Public Instruction of the Commonwealth of Pennsylvania. Their names are as follows:

Mr. Martin Hirschfelder, Schnabelwaid 107, Germany.

Mr. Matthias Massing, Weissenthurm, Germany.

Mr. Ernst Josef Schroeder, Adlkofen near Landshut, Bavaria, Germany.

Miss Edith I. Goldschagg, Gluemerstrasse 23, Freiburg i. Breisgau (South Baden), Germany.

Miss Christa Meyne, Waitzstrasse 9, Hamburg-Othmarschen, Hamburg, Germany.

Mr. Horst Kergel, Kohlfurterstrasse 36, Berlin So. 36, Germany.

Miss Margaret Hoffman, Schlingmannsweg 37, Essen-Haarzopf, Germany.

Mr. Otto Anton Meyer, Stadtstrasse 234, Burgau/Schwaben, Bavaria, Germany.

Will the visiting teachers please rise and take a bow?

#### SENATE CONCURRENT RESOLUTIONS

#### INSTRUCTING LEGISLATIVE REFERENCE BUREAU REGARDING PREPARATION OF LEGISLATION BASED ON REPORTS OF THE STATE GOVERNMENT SURVEY COMMITTEE AND STATE TAX STUDY COMMITTEE

Messrs. WADE and MAHANY offered the following resolution which was twice read as follows:

In the Senate, March 2, 1953.

Resolved (If the House of Representatives concur), That the Legislative Reference Bureau is hereby instructed to devote its undivided time and facilities, as far as necessary, to the preparation of legislation based on the Report of the State Government Survey Committee and the Report of the State Tax Study Committee.

#### RULE 39 SUSPENDED

Mr. WADE. Mr. President, I ask unanimous consent that Rule 39, which requires resolutions be referred to an appropriate committee, be suspended and the Senate do now proceed to the consideration of the resolution just read.

The PRESIDENT. Is there objection?

The Chair hears none.



On the question,  
Will the Senate agree to the resolution?  
It was agreed to.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

#### TIME OF NEXT MEETING

Mr. McCUSKER offered the following resolution, which was twice read, considered and agreed to:

In the Senate, March 2, 1953.

Resolved (if the House of Representatives concur) That when the Senate adjourns this week it reconvene on Monday, March 9, 1953, at four o'clock p.m., E.S.T.; and when the House of Representatives adjourns this week it reconvene on Monday, March 9, 1953, at four-thirty o'clock p.m., E.S.T.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

#### INSTRUCTING STATE DEPARTMENTS, BUREAUS AND OTHER AGENCIES TO CEASE AND DESIST FROM HIRING OR TRANSFERRING CERTAIN EMPLOYEES

Mr. LEADER offered the following concurrent resolution which was twice read and referred to the Committee on State Government:

In the Senate, March 2, 1953.

Whereas, The committee to survey, study, and investigate the cost of State government and its agencies, known as the "Chestermas Committee," at considerable expense to the Commonwealth, will render a report to lessen State expenditures; and

Whereas, The Commonwealth should not be in any way restricted in its lessening the cost of government as a result of recommendations by the Chesterman Committee; therefore be it

Resolved, (if the House of Representatives concur) That all departments, bureaus and other agencies of the State government are hereby instructed to immediately cease and desist from the hiring or transfer of any employees at less than policy making level, for the purpose of enlarging the number of employees in any department, bureau or other agency of this Commonwealth, or for the purpose of replacing any employee at less than policy making level, of any department, bureau or agency of this Commonwealth who has resigned or has been separated from the service of the Commonwealth through termination of employment by discharge for any reason, or by death; and be it further

Resolved, That the above restriction on the hiring and transfer of employees shall remain in effect until final action by this Session of the General Assembly of Pennsylvania upon recommendations of the Chesterman Committee.

#### CALENDAR

##### THIRD READING CALENDAR

##### BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 7, as follows:

An Act to amend Section 3 of the act approved the eighteenth day of May one thousand nine hundred forty-nine (P. L. 1440) entitled "An act concerning notaries public and amending revising consolidating and changing the law relating thereto" by requiring notaries to be qualified electors

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 3 of the act approved the eighteenth day of May one thousand nine hundred forty-nine (P. L. 1440) entitled "An act concerning notaries public and amending revising consolidating and changing the law relating thereto" is hereby amended to read as follows

Section 3 Eligibility Any citizen of Pennsylvania being twenty-one (21) years of age or over of known good character integrity and ability shall be eligible to the office of notary public if he shall have resided within this Commonwealth for at least two (2) years immediately preceding the date of his appointment and shall have resided within the county for which he seeks appointment or in an adjoining county for at least one (1) year immediately preceding the date of his appointment and is a registered elector

And said bill having been read at length the third time, and agreed to.

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

#### YEAS—50

Bane,	Hare,	McCusker,	Stiefel,
Barr,	Harney,	McGinnis,	Taylor,
Berger,	Holland,	McMenamin,	Toole,
Blass,	Kephart,	McPherson, Jr.	Wade,
Camiel,	Kessler,	Miller,	Wagner,
Chapman,	Koprivier, Jr.	Pechan,	Walker,
Crowe,	Lane,	Peelor,	Watkins,
Dent,	Leader,	Propert,	Watson,
Diehm,	Letzler,	Ruth,	Weiner,
DiSilvestro,	Madigan,	Silvert,	Wolfe,
Fleming,	Mahany,	Snowden,	Wood,
Freed,	Mallery,	Stevenson,	Yosko,
Haluska,	McCreesh,		

#### NAYS—0

A majority of all the Senators having voted "aye", the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

#### BILL OVER IN ORDER

Mr. MAHANY. Mr. President, I ask unanimous consent that Senate Bill No. 52, on third reading, entitled:

An Act to amend clause XV, of section 1202 of the act, approved the fourth day of May, one thousand nine hundred twenty-seven (P. L. 519), entitled "An act concerning boroughs, and revising, amending, and consolidating the law relating to boroughs," by further defining the powers of boroughs with regard to garbage, rubbish, sludge and other waste treatment and disposal, acting separately or jointly with other political subdivisions

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

#### SECOND READING CALENDAR

##### BILL OVER IN ORDER

Mr. MAHANY. Mr. President, I ask unanimous consent that Senate Bill No. 5, on second reading, entitled:

An Act to amend the act approved the twenty-fifth day of May one thousand nine hundred thirty-seven (P. L. 814), entitled "An act to provide for the permanent personal registration of electors in cities of the second class

as a condition of their right to vote at elections and primaries and their enrollment as members of political parties as a further condition of their right to vote at primaries prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors and prescribing the powers and duties of citizens parties political bodies registration commissions commissioners registrars inspectors of registration and other appointees of registration commissions county election boards election officers municipal officers departments and bureaus police officers courts judges prothonotaries sheriffs county commissioners peace officers county treasurers county controllers registrars of vital statistics certain public utility corporations real estate brokers rental agents and boards of school directors and imposing penalties" by further providing for the composition of the registration commission imposing duties on the county commissioners and ending the terms of the present commissioners

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

### BILLS ON SECOND READING

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 9, entitled:

An Act to further amend subsection C of section 1009 and section 1408 of the act, approved the fifteenth day of May, one thousand nine hundred thirty-three (P. L. 624), entitled, as amended, "An act relating to the business of banking, and to the exercise of fiduciary powers by corporations; providing for the organization or corporations with fiduciary powers, and of banking corporations, with or without fiduciary powers, including the conversion of National banks into State banks, and for the licensing of private bankers, and employees' mutual banking associations; defining the rights, powers, duties, liabilities, and immunities of such corporations, of existent corporations authorized to engage in a banking business, with or without fiduciary powers, of private bankers and employees' mutual banking associations, and of the officers, directors, trustees, shareholders, attorneys, and other employees of all such corporations, employees' mutual banking associations or private bankers, or of affiliated corporations, associations, or persons; restricting the exercise of banking powers by any other corporation, association, or person, and of fiduciary powers by any other corporation; conferring powers and imposing duties upon the courts, prothonotaries, recorders of deeds, and certain State departments, commissions, and officers; imposing penalties; and repealing certain acts and parts of acts," by changing the limitations on the amount which may under certain circumstances be invested in title insurance companies, and by making further provisions concerning the effect of merger or consolidation of banking institutions.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 44, entitled:

An Act to amend Section 1 of the Act approved the fourteenth day of January, one thousand nine hundred fifty-two, (Appropriation Acts 70), entitled, "An act making an appropriation to the Elwyn Training School at Elwyn, in the County of Delaware, Commonwealth of

Pennsylvania, and prescribing certain conditions upon which the appropriation will be available to the school," by increasing the per capita annual maintenance rate of wards of the Commonwealth.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

### BILL OVER IN ORDER

Mr. MAHANY. Mr. President, I ask unanimous consent that Senate Bill No. 53, on second reading, entitled:

An Act to further amend clause (4) of subsection A of section 1001 of the act, approved the fifteenth day of May, one thousand nine hundred and thirty-three (P. L. 624), entitled, as amended, "An act relating to the business of banking, and to the exercise of fiduciary powers by corporations; providing for the organization of corporations with fiduciary powers, and of banking corporations, with or without fiduciary powers, including the conversion of National banks into State banks, and for the licensing of private bankers, and employees' mutual banking associations; defining the rights, powers, duties, liabilities, and immunities of such corporations, of existent corporations authorized to engage in a banking business, with or without fiduciary powers, of private bankers and employees' mutual banking associations, and of the officers, directors, trustees, shareholders, attorneys, and other employees of all such corporations, employees' mutual banking associations or private bankers, or of affiliated corporations, associations, or persons; restricting the exercise of banking powers by any other corporation, association, or persons, and of fiduciary powers by any other corporation; conferring powers and imposing duties upon the courts, prothonotaries, recorders of deeds, and certain State departments, commissions, and officers; imposing penalties; and repealing certain acts and parts of acts," by further regulating the making of installment loans.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

### BILLS ON SECOND READING

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 60, entitled:

An Act to further amend the act, approved the twenty-second day of June, one thousand nine hundred thirty-one (P. L. 594), entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligation of the Commonwealth in the construction of certain structures located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act," by deleting a route in Lancaster County.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 62, entitled:



An Act to further amend subsection C of section 1210 of the act, approved the fifteenth day of May, one thousand nine hundred thirty-three (P. L. 624), entitled, as amended "An act relating to the business of banking, and to the exercise of fiduciary powers by corporations; providing for the organization of corporations with fiduciary powers, and of banking corporations, with or without fiduciary powers, including the conversion of National banks into State banks, and for the licensing of private bankers and employees' mutual banking associations; defining the rights, powers, duties, liabilities, and immunities of such corporations, of existent corporations authorized to engage in a banking business, with or without fiduciary powers, of private bankers and employees' mutual banking associations, and of the officers, directors, trustees, shareholders, attorneys, and other employees of all such corporations, employees' mutual banking associations or private bankers, or of affiliated corporations, associations, or persons; restricting the exercise of banking powers by any other corporations, association, or person, and of fiduciary powers by any other corporation; conferring powers and imposing duties upon the courts, prothonotaries, recorders of deeds, and certain State departments, commissions, and officers; imposing penalties; and repealing certain acts and parts of acts," by further providing for authorized investments and limitations on loans and discounts of savings banks.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 64, entitled:

An Act to further amend section 1212 and to amend section 1214 of the act, approved the fifteenth day of May, one thousand nine hundred thirty-three (P. L. 624), entitled, as amended "An act relating to the business of banking, and to the exercise of fiduciary powers by corporations; providing for the organization of corporations with fiduciary powers, and of banking corporations, with or without fiduciary powers, including the conversion of National banks into State banks, and for the licensing of private bankers and employees' mutual banking associations; defining the rights, powers, duties, liabilities, and immunities of such corporations, of existent corporations authorized to engage in a banking business, with or without fiduciary powers, of private bankers and employees' mutual banking associations, and of the officers, directors, trustees, shareholders, attorneys, and other employees of all such corporations, employees' mutual banking associations or private bankers, or of affiliated corporations, associations, or persons; restricting the exercise of banking powers by any other corporations, association, or person, and of fiduciary powers by any other corporation; conferring powers and imposing duties upon the courts, prothonotaries, recorders of deeds, and certain State departments, commissions, and officers; imposing penalties; and repealing certain acts and parts of acts," by further providing concerning the powers and limitations on powers of savings banks.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

#### BILL ON SECOND READING AMENDED

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 88, entitled:

An Act to amend the act, approved the twenty-seventh day of December, one thousand nine hundred fifty-one (P. L. 1742); entitled "An act to provide revenue by imposing a State tax relating to certain documents; prescribing and regulating the method and manner of evidencing the payment of such tax; conferring powers and imposing duties upon certain persons, partnerships, associations, and corporations, recorders of deeds, and the Department of Revenue; saving certain local taxes and authorizing amendments, extensions and supplements to the ordinances and resolutions relating thereto; and providing penalties," by exempting certain documents from said tax, fixing the value of certain land for tax purposes, exempting persons accepting any document from payment of the tax, changing effect of failure to pay the tax, and affix stamps, and validating certain documents to which insufficient stamps have been affixed.

The first section was read.

On the question,

Will the Senate agree to the section?

Mr. PEELOR offered the following amendments:

Amend Sec. 1 (Sec. 7), page 5, line 18, by striking out the bracket before the word "No". Amend Sec. 1 (Sec. 7), page 5, line 19, by inserting a bracket before the word "made". Amend Sec. 1 (Sec. 7), page 5, line 19, by striking out the bracket after the word "nor". Amend Sec. 1 (Sec. 7), page 6, line 1, by striking out the bracket before the word "shall". Amend Sec. 1 (Sec. 7), page 6, line 2, by inserting a bracket after the word "or". Amend Sec. 1 (Sec. 7), page 6, line 4, by striking out the bracket after the word "thereto".

They were agreed to.

The section was agreed to as amended.

The second and third sections and title were read and agreed to.

And said bill having been read at length the second time, as amended,

On the question,

Will the Senate agree to the bill on second reading, as amended?

#### BILLS OVER IN ORDER

Mr. PEELOR. Mr. President, I ask unanimous consent that Senate Bill No. 88, on second reading, go over in its order, as amended.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. MAHANY. Mr. President, I ask unanimous consent that Senate Bill No. 91, on second reading, entitled:

An Act to further amend Section 5 of the act, approved the thirty-first day of May, one thousand nine hundred forty-five (P. L. 1198), entitled "An act providing for the conservation and improvement of land affected in connection with the mining of bituminous coal by the open pit mining method; regulating such mining; and providing penalties," by further regulating backfilling and operation reports

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

#### BILL ON SECOND READING

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 113, entitled:

An Act to further amend Sections 4 and 8 of the act approved the sixteenth day of May, one thousand nine hundred twenty-three (P. L. 207), entitled "An act providing when, how, upon what property, and to what extent, liens shall be allowed for taxes and for municipal improvements, for the removal of nuisances, and for water rents or rates, sewer rates, and lighting rates; for the procedure upon claims filed therefor; the methods for preserving such liens and enforcing payment of such claims; the effect of judicial sales of the properties liened; the distribution of the proceeds of such sales, and the redemption of the property therefrom; for the lien and collection of certain taxes heretofore assessed, and of claims for municipal improvements made and nuisances removed, within six months before the passage of this act; and for the procedure on tax and municipal claims filed under other and prior acts of Assembly," by authorizing the assignment by municipal authorities organized by cities of the second class of their municipal claims and liens to and the purchase thereof by cities, boroughs and townships in which the property subject to such municipal claims or liens is located.

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

### BILL ON SECOND READING AMENDED

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 114, entitled:

An act to further amend the title and Section 2.1 of the act, approved the eighteenth day of July, one thousand nine hundred thirty-five (P. L. 1286), entitled as amended "An act empowering counties of the second class, cities, boroughs, incorporated towns, and townships to charge and collect from owners of and water users in property served thereby, annual rentals, rates or charges for the use of certain sewers, sewerage systems and sewage treatment works, including charges for operation, inspection, maintenance, repair, depreciation, and the amortization of indebtedness and interest thereon; empowering counties of the second class, cities, boroughs, incorporated towns and townships to contract with authorities organized by counties of the second class or by cities of the third class for sewer, sewerage and sewage treatment services; to grant, convey, lease, transfer, encumber, mortgage and pledge to such authorities, their sewers, sewerage systems and sewage treatment works; to assign and pledge to such authorities rentals, rates and charges charged and collected by them for the use thereof, and to assign to such authorities their power to charge and collect the same; and validating all such contracts, grants, conveyances, leases, transfers, assignments, encumbrances, mortgages and pledges heretofore made," by extending to authorities organized by cities of the second class the provisions therein affecting authorities organized by counties of the second class or by cities of the third class.

The first section was read.

On the question,

Will the Senate agree to the section?

Mr. BARR offered the following amendment:

Amend Sec. 1, page 4, line 1, by inserting after the word "hereby" the following: "reenacted and."

It was agreed to.

The section was agreed to as amended.

The second section was read and agreed to.

The title was read.

On the question,

Will the Senate agree to the title?

Mr. BARR offered the following amendment:

Amend Title, page 2, last line of title, by striking out the quotation marks after the word "class".

It was agreed to.

The title was agreed to as amended.

And said bill having been read at length the second time, as amended,

On the question,

Will the Senate agree to the bill on second reading, as amended?

### BILL OVER IN ORDER

Mr. MAHANY. Mr. President, I ask unanimous consent that Senate Bill No. 114, on second reading, go over in its order, as amended.

The PRESIDENT. Is there objection? The Chair hears none.

### BILL ON SECOND READING

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 136, entitled:

An act to further amend section one of the act, approved the eighth day of April, one thousand eight hundred sixty-eight (P. L. 73), entitled "An act to authorize the recorder of deeds in the several counties of this Commonwealth to record the discharges of all honorably discharged officers and soldiers," by specifying in more detail the authority of recorders of deeds in certain instances.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

### ADJOURNMENT

Mr. MAHANY. Mr. President, I move that the Senate do now adjourn until Tuesday, March 3, 1953, at 11:00 o'clock a. m., Eastern Standard Time.

Mr. HARE. Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 5:49 o'clock p. m., Eastern Standard Time, until Tuesday, March 3, 1953, at 11:00 o'clock a. m., Eastern Standard Time.



## HOUSE OF REPRESENTATIVES

MONDAY, March 2, 1953.

The House met at 4:30 p. m.

The SPEAKER (Charles C. Smith) in the Chair.

## ANNOUNCEMENT OF DEATH OF MEMBER

The SPEAKER. The Chair announces with profound sorrow the death of Albert M. Bell, a member of this House, representing the Eighth District of the county of Allegheny, who died Saturday, February 28, 1953.

At the conclusion of the prayer by the Chaplain, as a mark of respect to our deceased member, we will stand in silence with bowed heads, until the sound of the gavel.

## PRAYER

The Chaplain, Reverend William Hugh Fryer, offered the following prayer:

Guide us, O God, through the many difficult ways which encompass our lives; help us to think straight, to love more generously, to live more nobly; give us courage to take greater risks. In the name of great things as we strive to be worthy servants of thy Son Jesus Christ, our Lord.

Remember Thy servant, Albert, O Lord, for whom our prayers are offered and grant that he may go from strength to strength in Thy service in Thy heavenly Kingdom.

Look with the eyes of Thy mercy upon the sorrows of Thy servants, be Thou their comfort and strength, lift up Thy countenance upon them and give them peace. Through Jesus Christ our Lord. Amen.

## JOURNALS APPROVED

The SPEAKER. Are there any corrections to the Journals of Monday and Tuesday, February 23 and 24, 1953? If not, and without objection, the Journals are approved.

## BILLS INTRODUCED AND REFERRED

By Mr. FENRICH. HOUSE BILL No. 404.

An Act to permit any person entitled to vote to absent himself from any service or employment in which he is then engaged or employed for a period of two hours in certain cases without deduction in salary or wages.

Referred to Committee on Elections and Apportionment.

By Mr. FENRICH. HOUSE BILL No. 405.

An Act requiring the construction of a dividing wall on every highway under the supervision and control of the Pennsylvania Turnpike Commission.

Referred to Committee on Highways.

By Mr. VAN SANT. HOUSE BILL No. 406.

An Act to further amend Section 2004 of the act, approved the twenty-third day of June, one thousand nine hundred thirty-one (P. L. 932), entitled "An act relating to cities of the third class; and amending, revising, and consolidating the law relating thereto," by changing the provisions for policemen's vacations.

Referred to Committee on Cities—Third Class.

By Mr. WESCOTT. HOUSE BILL No. 407.

An Act to add clause 9 to subsection (b) of section 1002

of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by authorizing the establishment of speed zones with a sixty miles an hour speed limit.

Referred to Committee on Motor Vehicles.

By Messrs. JIM and McWHERTER.

HOUSE BILL No. 408.

An Act to further amend the act, approved the second day of June, one thousand nine hundred fifteen (P. L. 736), entitled, as amended, "An act defining the liability of an employer to pay damages for injuries received by an employee in the course of employment; establishing an elective schedule of compensation; providing procedure for the determination of liability and compensation thereunder; and prescribing penalties," by authorizing the payment of compensation for the period starting immediately after disability begins.

Referred to the Committee on Workmens Compensation.

By Mr. DOUGHERTY.

HOUSE BILL No. 409.

An Act to further amend the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employees in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments, boards and commissions shall be determined," by providing for the election of the members of the Pennsylvania Public Utility Commission.

Referred to the Committee on State Government.

By Mr. DOUGHERTY.

HOUSE BILL No. 410.

An Act to further amend the act, approved the thirty-first day of March, one thousand nine hundred thirty-seven (P. L. 160), entitled "An act creating a commission to be known as the Pennsylvania Public Utility Commission; defining in part the powers and duties of such commission; abolishing The Public Service Commission of

the Commonwealth of Pennsylvania, terminating the terms of the members thereof, and transferring to the Pennsylvania Public Utility Commission the records, employes, property and equipment of the Public Service Commission of the Commonwealth of Pennsylvania; authorizing the Pennsylvania Public Utility Commission to appear in and complete all pending proceedings, legal or otherwise, instituted before, by or against The Public Service Commission of the Commonwealth of Pennsylvania; providing that all certificates of public convenience, contracts, orders, and rules and regulations of the latter commission shall remain effective until repealed, changed or modified by the Pennsylvania Public Utility Commission, and transferring and appropriating to the Pennsylvania Public Utility Commission any unexpended balance of any existing appropriation to The Public Service Commission of the Commonwealth of Pennsylvania," by providing for the election of members of the Pennsylvania Public Utility Commission, for filling of vacancies, and for the selection and term of its chairman, for compensation of members and for termination of present members' terms.

Referred to the Committee on State Government.

By Messrs. GEER and WILBUR H. HAMILTON.  
HOUSE BILL No. 411.

An Act to further amend the act, approved the fourth day of May, one thousand nine hundred twenty-seven (P. L. 519), entitled "An act concerning boroughs, and revising, amending and consolidating the law relating to boroughs," by providing for the payment of the outstanding indebtedness of the respective political subdivisions, when proceedings are being had for the incorporation of a borough out of a township, or for the annexation of a part of the territory of a township to a borough, or for the detachment of a part of the territory of a borough and its annexation to a township.

Referred to the Committee on Municipal Corporations.

By Mr. GEER.  
HOUSE BILL No. 412.

An Act to further amend the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," by creating a Citation Bureau in the Department of Justice and providing for its powers and duties; providing for Citation Bureau examiners.

Referred to the Committee on State Government.

By Mr. GEER.  
HOUSE BILL No. 413.

An Act to amend the act, approved the twelfth day of April, one thousand nine hundred fifty-one (P. L. 90), entitled "An act relating to alcoholic liquors, alcohol and malt and brewed beverages; amending, revising, consolidating and changing the laws relating thereto; regulating and restricting the manufacture, purchase, sale, possession, consumption, importation, transportation,

furnishing, holding in bond, holding in storage, traffic in and use of alcoholic liquors, alcohol and malt and brewed beverages and the persons engaged or employed therein; defining the powers and duties of the Pennsylvania Liquor Control Board; providing for the establishment and operation of State liquor stores, for the payment of certain license fees to the respective municipalities and township, for the abatement of certain nuisances and, in certain cases, for search and seizure without warrant; prescribing penalties and forfeitures; providing for local option, and repealing existing laws," by providing for suspension and revocation of licenses and permits by the Citation Bureau of the Department of Justice; providing for hearings and procedure and appeals in such suspensions and revocations; providing for forfeiture of bonds by the Citation Bureau in the Department of Justice.

Referred to the Committee on Liquor Control.

By Mr. NAUGLE.  
HOUSE BILL No. 414.

An Act authorizing the prothonotaries of the several courts of common pleas of this Commonwealth with the approval of the County Commissioners to provide as adsectum, judgment, index and fixing the fees of the prothonotaries therefor.

Referred to the Committee on Judiciary.

By Mr. DOWNEY.  
HOUSE BILL No. 415.

An Act to further amend section 305 of the act, approved the second day of June, one thousand nine hundred fifteen (P. L. 736), entitled, as amended, "An act defining the liability of an employer to pay damages for injuries received by an employe in the course of employment; establishing an elective schedule of compensation; providing procedure for the determination of liability and compensation thereunder; and prescribing penalties," by providing that the State Workmen's Insurance Fund shall be the sole agency in which the payment of compensation may be insured; providing for the termination of existing workmen's compensation insurance contracts issued by other agencies; and eliminating provisions relating to self-insurance.

Referred to the Committee on Workmen's Compensation.

By Messrs. SCHWARTZ and TOLL.  
HOUSE BILL No. 416.

An Act to further amend Section 423 of the act, approved the second day of June, one thousand nine hundred fifteen (P. L. 736), entitled, as amended "An act defining the liability of an employer to pay damages for injuries received by an employe in the course of employment; establishing an elective schedule of compensation; and providing procedure for the determination of liability and compensation thereunder," by providing for payment by insurance carrier held liable by decision of referee, and filing of bond by insurance carrier relieved of liability, conditioned upon payment of amount of its liability fixed by final appellate decision.

Referred to the Committee on Workmen's Compensation.

By Mrs. VARALLO and Mr. PARALANTE.  
HOUSE BILL No. 417.

An Act to further amend the first paragraph and clause (d) of section 9 of the act approved the twenty-fourth day of June, one thousand nine hundred thirty-seven (P. L. 2051), entitled "An act relating to public assistance; providing for and regulating assistance to certain classes of persons designated and defined as dependent children, aged persons, blind persons and other persons requiring relief; providing for the admin-



istration of this act by the Department of Public Assistance and county boards of assistance hereby created for this purpose; authorizing the Department of Public Assistance to cooperate with, and to accept and disburse moneys received from, the United States Government for assistance to such persons; providing for the liquidation of the State Emergency Relief Board, Boards of Trustees of the Mothers' Assistance Fund, and Boards of Trustees of Pension Fund for the Blind; and repealing laws relating to mothers' assistance, pensions for the blind, old age assistance, and the State Emergency Relief Board," by further providing for eligibility for assistance in the case of aliens.

Referred to the Committee on Welfare.

By Messrs. JUMP, BAUMUNK, MAHAN, HELM, WATERHOUSE, ERB, and SPENCER.

HOUSE BILL No. 418.

An Act regulating the expenditures of monies for State highways purposes; appropriating certain monies to the cities, boroughs, towns and townships for road purposes; conferring powers and imposing duties on the officials of such political subdivisions and on the Department of Highways.

Referred to the Committee on Highways.

By Messrs. ROVANSEK, WALLACE, MUSTO, CURWOOD, and DUNN. HOUSE BILL No. 419.

An Act to further amend the act, approved the fifth day of December, one thousand nine hundred thirty-six (1937 P. L. 2897), entitled "An act establishing a system of unemployment compensation to be administered by the Department of Labor and Industry and its existing and newly created agencies with personnel with certain exceptions) selected on a civil service basis; requiring employers to keep records and make reports, and certain employers to pay contributions based on payrolls to provide moneys for the payment of compensation to certain unemployed persons; providing procedure and administrative details for the determination, payment and collection of such contributions and the payment of such compensation; providing for cooperation with the Federal Government and its agencies; creating certain special funds in the custody of the State Treasurer; and prescribing penalties," by changing the meaning of week for which benefits may be paid; providing allowances for dependents.

Referred to the Committee on Workmen's Compensation.

By Messrs. GLICK, BAZIN, GRANVILLE E. JONES, Mrs. VARALLO, Messrs. McGEE, FLOYD, McCORMACK and CONNER. HOUSE BILL No. 420.

An Act to further amend subsection (c) of section three of the act, approved the first day of June, one thousand nine hundred thirty-seven (P. L. 1168), entitled "An act to protect the right of employees to organize and bargain collectively; creating the Pennsylvania Labor Relations Board; conferring powers and imposing duties upon the Pennsylvania Labor Relations Board, officers of the State government, and courts; providing for the rights of employees to organize and bargain collectively; declaring certain labor practices by employers to be unfair; further providing that representatives of a majority of the employees be the exclusive representatives of all the employees; authorizing the board to conduct hearings and elections and certify as to representatives of employees for purposes of collective bargaining; empowering the board to prevent any person from engaging in any unfair labor practice, and providing a procedure for such cases, including the issuance of a complaint, the conducting of a hearing, and the making of an order; empowering the board to petition a court of common pleas for the en-

forcement of its order, and providing a procedure for such cases; providing for the review of an order of the board by a court of common pleas on petition of any person aggrieved by such order, and establishing a procedure for such cases; providing for an appeal from the common pleas court to the Supreme Court; providing the board with investigatory powers, including the power to issue subpoenas and the compelling of obedience to them through application to the proper court; providing for service of papers and process of the board; prescribing certain penalties," by further defining employer.

Referred to the Committee on Labor Relations.

By Messrs. ROSEN, WELSH, HERSCH and MULDOWNEY. HOUSE BILL No. 421.

An Act to further amend the title, Section 204 and subsection (a) of Section 301, and to repeal Sections 302, 303 and 304 of the act approved the second day of June, one thousand nine hundred fifteen (P. L. 736) entitled, as amended, "An act defining the liability of an employer to pay damages for injuries received by an employee in the course of employment; establishing an elective schedule of compensation; providing procedure for the determination of liability and compensation thereunder; and prescribing penalties," by making the schedules of compensation compulsory upon all employers.

Referred to Committee on Workmen's Compensation.

By Messrs. MULDOWNEY and McGEE. HOUSE BILL No. 422.

An Act to amend subsection (b) of Section 1605, and Section 1843 of the act, approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1333), entitled "An act concerning elections, including general, municipal, special and primary elections, the nomination of candidates, primary and election expenses and election contests; creating and defining membership of county boards of elections; imposing duties upon the Secretary of the Commonwealth, courts, county boards of elections, county commissioners; imposing penalties for violation of the act, and codifying, revising and consolidating the laws relating thereto; and repealing certain acts and parts of acts relating to elections," by removing prohibition against unincorporated associations making political contributions.

Referred to Committee on Elections and Apportionments.

By Messrs. CIOFFI, ZEITZ, WILLIAM B. SMITH, and STONE. HOUSE BILL No. 423.

An Act relating to mechanics liens and making wages due or owing to workmen or laborers in connection therewith a first lien on distribution of any payments recovered thereon.

Referred to Committee on Judiciary.

By Messrs. WELSH, KOLANKIEWICZ, Mrs. COYLE, Mrs. MONROE, Messrs. CIANFRANI, LEVEN, ALEXANDER, TOLL, HOGGARD, NEEDHAM, Mrs. MUNLEY, Mr. WARGO and Mrs. CARALLO. HOUSE BILL No. 424.

An Act to further amend subsection (a) of Section 722 of the act approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety, regulating the use of highways and the operation of vehicles, tractors, street cars, trackless trolley, omnibuses, bicycles, pedestrians and the riding of animals upon the highways of this Commonwealth, providing for the titling including liens, encumbrances and legal claims; registration of certain vehicles and licensing the operators thereof upon payment of



prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles, imposing penalties, imposing certain costs upon counties, providing for the disposition of fines, forfeitures, fees and miscellaneous receipts, making an appropriation and providing for refunds" by exempting motor vehicles of war amputees from the payment of title or registration fees.

Referred to the Committee on Motor Vehicles.

By Messrs. WELSH, KOLANKIEWICZ, Mrs. MONROE, Mr. CIANFRANI, LEVEN, HOGGARD, Mrs. COYLE, Mrs. VARALLO, Mrs. MUNLEY, Messrs. NEEDHAM and WARGO. HOUSE BILL No. 425.

An Act to further amend subsection (a) of Section 722 of the act approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety, regulating the use of highways and the operation of vehicles, tractors, street cars, trackless trolley, omnibuses, bicycles, pedestrians and the riding of animals upon the highways of this Commonwealth, providing for the titling including liens, encumbrances and legal claims; registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles, imposing penalties, imposing certain costs upon counties, providing for the disposition of fines, forfeitures, fees and miscellaneous receipts, making an appropriation and providing for refunds," by including the United Service Organizations, Inc., (U. S. O.) among the organizations exempt from payment of registration fees of vehicles used by such organizations.

Referred to the Committee on Motor Vehicles.

By Messrs. WELSH, KOLANKIEWICZ, LEVEN, Mrs. MONROE, and Messrs. TOLL, ALEXANDER and PETA. HOUSE BILL No. 426.

An Act to further amend the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers and of all deputies and other assistants and employees in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of

the deputies and all other assistants and employees of certain departments, boards and commissions shall be determined," by creating the Pennsylvania Consumer Commission and defining its powers and duties.

Referred to Committee on State Government.

By Messrs. WELSH, KOLANKIEWICZ, Mrs. MONROE, Messrs. LEVEN, ALEXANDER, TOLL and PETA. HOUSE BILL No. 427.

An Act to further amend subsection (a) of Section 3 of the act, approved the twenty-fifth of July, one thousand nine hundred thirteen (P. L. 1024), entitled "An act to protect the public health and welfare, by regulating the employment of females in certain establishments, with respect to their hours of labor and the conditions of their employment; by establishing certain sanitary regulations in the establishments in which they work; by requiring certain abstracts and notices to be posted; by providing for the enforcement of this act by the Commissioner of Labor and Industry and others; by prescribing penalties for violations thereof; by defining the procedure in prosecutions; and by repealing all acts and parts of acts inconsistent with the provisions thereof," by prohibiting the working of women for more than six consecutive days without at least one day of rest.

Referred to Committee on Labor Relations.

By Messrs. DUNN, CURWOOD, SCOTT, KOHL and WALLACE. HOUSE BILL No. 428.

An Act to further amend the act, approved the fifth day of December, one thousand nine hundred thirty-six (1937 P. L. 2897), entitled "An act establishing a system of unemployment compensation to be administered by the Department of Labor and Industry and its existing and newly created agencies with personnel (with certain exceptions) selected on a civil service basis; requiring employers to keep records and make reports, and certain employers to pay contributions based on payrolls to provide moneys for the payment of compensation to certain unemployed persons; providing procedure and administrative details for the determination, payment and collection of such contributions and the payment of such compensation; providing for cooperation with the Federal Government and its agencies; creating certain special funds in the custody of the State Treasurer; and prescribing penalties," by further defining "unemployed," "valid application for benefits;" providing for compensation for partial unemployment on a day base plane, and removing limitations on maximum yearly payments.

Referred to Committee on Workmens Compensation.

By Messrs. LOPRESTI, FARABAUGH and ROVANSEK. HOUSE BILL No. 429.

An Act making an appropriation to the Cresson Volunteer Fire Company for the protection of State property.

Referred to the Committee on Appropriations.

By Messrs. MAGUIRE, TAYLOR, CIANFRANI, ZEITZ and PARLANTE. HOUSE BILL No. 430.

An Act to further amend Section 2, and the first paragraph of Section 5 of the act, approved the thirteenth day of May, one thousand nine hundred fifteen (P. L. 286), entitled "An act to provide for the health, safety and welfare of minors; by forbidding their employment or work in certain establishments and occupations, and under certain specified ages; by restricting their hours of labor, and regulating certain conditions of their employment; by requiring employment certificates for certain minors, and prescribing the kinds thereof, and the rules for the issuance, reissuance, filing, return, and recording of the same; by providing that the Industrial Board shall, under certain conditions, determine and declare whether certain occupations are within the prohibitions of this act; requiring that certain minors shall,



during the period of their employment, attend certain schools, to be established as therein provided, and to be approved by the State Superintendent of Public Instruction, and regulating the conditions of such attendance; authorizing the State Board of Education, in certain cases, to appoint attendance officers to aid in enforcing the provisions of this act, and creating the salary and expenses of such officers a charge against the school district wherein they are employed; requiring certain abstracts and notices to be posted; providing for the enforcement of this act by the Commissioner of Labor and Industry, the attendance officers of school districts, and police officers; and defining the procedure in prosecutions thereunder and establishing certain presumptions in relation thereto; providing penalties for the violation of the provisions thereof; and repealing all acts or parts of acts inconsistent therewith," by further regulating work by minors.

Referred to the Committee on Labor Relations.

By Messrs. ZEITZ, BAZIN, ROSEN, PARLANTE,  
WHITE and MAGUIRE. HOUSE BILL No. 431.

An Act to further amend clause (a) of section 320 of the act, approved the second day of June, one thousand nine hundred fifteen (P. L. 736), entitled, as amended, "An act defining the liability of an employer to pay damages for injuries received by an employee in the course of employment; establishing an elective schedule of compensation; providing procedure for the determination of liability and compensation thereunder; and prescribing penalties," by increasing the compensation paid to illegally employed minors.

Referred to the Committee on Workmen's Compensation.

By Messrs. CURWOOD, WALLACE, MUSTO and  
WARGO. HOUSE BILL No. 432.

An Act to repeal subsection (e) of Section 401 of the act, approved the fifth day of December, one thousand nine hundred thirty-six (1937 P. L. 2897) entitled "An act establishing a system of unemployment compensation to be administered by the Department of Labor and Industry and its existing and newly created agencies with personnel (with certain exceptions) selected on a civil service basis; requiring employers to keep records and make reports, and certain employers to pay contributions based on payrolls to provide moneys for the payment of compensation to certain unemployed persons; providing procedure and administrative details for the determination, payment and collection of such contributions and the payment of such compensation; providing for cooperation with the Federal Government and its agencies; creating certain special funds in the custody of the State Treasurer; and prescribing penalties," by eliminating the provisions requiring a one week waiting period for eligibility for compensation.

Referred to the Committee on Workmen's Compensation.

By Messrs. CURWOOD and WALLACE.  
HOUSE BILL No. 433.

An Act to further amend clause (c) of Section nine of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-seven (P. L. 2051), entitled "An act relating to public assistance; providing for and regulating assistance to certain classes of persons designated and defined as dependent children, aged persons, blind persons and other persons requiring relief; providing for the administration of this act by the Department of Public Assistance and county boards of assistance hereby created for this purpose; authorizing the Department of Public Assistance to cooperate with, and to accept and disburse moneys received from, the United States Government for assistance to such persons; providing for the liquidation of the State Emergency Relief Board, Boards of Trustees of the Mothers' Assistance Fund, and Boards of Trustees of Pension Fund for

the Blind; and repealing laws relating to mothers' assistance, pensions for the blind, old age assistance, and the State Emergency Relief Board," by increasing pensions for the blind and changing the provisions relating to eligibility therefor.

Referred to the Committee on Welfare.

By Mr. FILO. HOUSE BILL No. 434.

An Act to amend Section 2714 of the act approved the fourth day of May, one thousand nine hundred twenty-seven (P. L. 519) entitled "An act concerning boroughs, and revising, amending, and consolidating the law relating to boroughs" by changing the provisions relating to composition of the recreation board, and appointment and terms of members.

Referred to the Committee on Boroughs.

## RESOLUTION INTRODUCED AND REFERRED

By Messrs. WHITE and TOLL.

In the House of Representatives, February 24, 1953.

Basketball is one of the finest of American indoor winter sports, being a clean, fast game which is a joy to watch and to play.

It's a game which is played in every community in the United States and especially throughout Pennsylvania.

Philadelphia seems to be a growing center of basketball activity and among the many college teams playing in and around Philadelphia, LaSalle College's basketball team has for the fourth successive year won a place in the National Invitation Tournament.

In fact LaSalle College became the first Philadelphia team in fourteen years to win a national basketball title when it captured the National Invitation Tournament in New York's Madison Garden on March 15, 1952.

The coach and the whole team is to be congratulated both upon their winning record and also on their fine record of not only having catholic players on a catholic college team but on having a champion winning team made up as follows:

Tom Gola, a catholic  
Norm Gerkin, a jew  
Fred Iehle, a protestant  
Jackie Moore, colored  
Frank O'Hara, a catholic  
Therefore be it

Resolved, That the House of Representatives herewith warmly extends its congratulations to Ken Loeffler, the coach of LaSalle College Basketball Team and to each of the players of the team; and be it further

Resolved, That the congratulations of this House are likewise extended to LaSalle College upon its having a champion basketball team, and be it further

Resolved, That the Chief Clerk of this House send a copy of this resolution to Ken Loeffler, Coach of the LaSalle Basketball Team.

Referred to the Committee on Rules.

## COMMUNICATION

### COLORADO HOUSE JOINT MEMORIAL RESOLUTION No. 5

The SPEAKER laid before the House a communication and House Joint Memorial Resolution No. 5 from the State of Colorado memorializing Congress to give serious consideration to the question of eliminating the federal gasoline tax and leaving that area of taxation entirely to the states.

Referred to the Committee on Rules.

## VISITORS WELCOMED

The SPEAKER. The Chair welcomes to the Hall of the House Associate Judge A. Dale Knouse and Associate Judge George P. Taylor of Adams County. They are the guests of the gentleman from Adams, Mr. Worley.

## FORMER MEMBERS WELCOMED

The SPEAKER. The Chair is pleased to welcome to the Hall of the House former Members from Lycoming County, Honorable Ray L. Riley and Honorable Henry W. Elder.

The Chair is also pleased to welcome former Members from Philadelphia County, Honorable Reuben E. Cohen and Honorable Charles Melchiorre.

The Chair is also pleased to welcome a former Member from Montgomery County, Honorable Harold C. Pike.

## ITALIAN LABOR DELEGATION WELCOMED

The SPEAKER. The Chair takes pleasure in welcoming to the Hall of the House an Italian Labor Delegation from the Labor Advisors' Office,

Dr. Giulio Toggetti (Team Leader)

Labor Dept.—Chief of Union Organization Bureau

Dr. Ettore D'Alessio

Under Assistant to Secretary of Labor

Dr. Vincenzo Licata

High Inspector—Labor Relations, Labor Department

Dr. Placido Lombardo

Divisional Chief—Labor Relations Bureau

Giocondo Zampose

Member of Central Council of C. I. S. L.

(Italian Federation of Trade Unions)

Fulvio Morsella

Italian Embassy

Dr. Mario Bergesio

Member of U. I. L. (Union of Italian Labor)

Secretary of Social Action Movement

They are in the United States studying labor legislation under the auspices of the Mutual Security Agency.

They are the guests of the gentleman from Philadelphia, Mr. Welsh.

## REPORT FROM COMMITTEE

Mr. HELM from the Committee on Rules reported as committed Senate Concurrent Resolution Serial No. 120 and asked and obtained unanimous consent for its immediate consideration.

The Senate Message and Resolution were read by the Clerk as follows:

## SENATE MESSAGE

## JOINT COMMITTEE TO HOLD PUBLIC HEARINGS ON STATE GOVERNMENT SURVEY COMMITTEE REPORT

The Clerk of the Senate being introduced presented an extract from the Journal of the Senate, which was read as follows:

In the Senate, February 24, 1953.

Whereas, His Excellency, the Governor of the Commonwealth, John S. Fine, has submitted to the General Assembly the report of the State Government Survey Committee, and

Whereas, the Governor of the Commonwealth has requested the General Assembly to give due consideration to its recommendations and where deemed feasible to implement the said recommendations by appropriate legislation, and now

Therefore be it resolved (if the House of Representatives concur), That the President Pro Tempore of the Senate appoint a committee of 15 members of the Senate and the Speaker of the House appoint a similar committee of the House to conduct public hearings on the various phases, findings, and recommendations of the State Government Survey Committee, and report their findings to this Session of the General Assembly.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

On the question,

Will the House concur in the resolution of the Senate?

Mr. LOVETT. Mr. Speaker, I would like to ask the Majority Leader if he would please explain definitely to this House what this resolution actually does.

The SPEAKER. Does the gentlemen desire to interrogate the Majority Leader?

Mr. LOVETT. I only ask that the Majority Leader explain to the Membership of this House exactly the details, and what will happen to this legislation under this particular resolution.

The SPEAKER. The Chair recognizes the gentleman from McKean, Mr. Johnson.

Mr. JOHNSON. Mr. Speaker, the Report of the Government Survey Committee is now on the desks of the Members. It is before the House and the Senate.

It is generally agreed that something very tangible, very special, should be done with the findings in this report. It is already a matter of public record. It has been in the newspapers, and this resolution also tells the story that the Senate last Tuesday adopted this resolution wherein they picked a Committee of fifteen, I believe, ten from the majority side and five from the minority side to act as a special hearing committee. They are asking the House to appoint a similar hearing committee to sit with the Senate Committee as one committee to conduct hearings on this report.

As the resolution stands, the committee shall meet here on matters contained in the report and present their findings to this session of the Legislature.

I grant you that there is not any time limit in the resolution to say when the report shall be made to the House, but I understand that the committee intends to go about their tasks with dispatch and bring their report to the House as soon as possible. I also understand that bills will be prepared and introduced implementing the findings of the Government Survey Report.

The knowledge that is gained from these hearings will be available to the various committees that consider this legislation; and in due course of time when the hearings have been finished, and the bills have been presented, the committees will act on the legislation and the Members of the House, we trust will have a chance to express themselves one way or the other on the economies which that report has suggested.

Mr. LOVETT. Mr. Speaker, I would now like to interrogate the Majority Leader.

The SPEAKER. Will the gentleman from McKean permit himself to be interrogated?

Mr. JOHNSON. I shall, Mr. Speaker.



Mr. LOVETT. Under this resolution, it is contemplated that legislation will be prepared by the time of the public hearings, and that the committee will have that legislation before it at that time?

Mr. JOHNSON. No, as I understand, Mr. Speaker, this committee will conduct hearings on the report itself, and as soon as possible legislation will be introduced. It is quite possible that on the day the committee is sitting to hear a particular recommendation the particular bill will be before them, but the committee will not act on the bill itself; they will only act on the recommendations of the report.

Mr. LOVETT. May I further ask that the gentleman state whether the legislation will then be assigned to the different committees?

Mr. JOHNSON. Mr. Speaker, as I understand it, the legislation will be referred to the appropriate committee in the House of Representatives. Any bills that are introduced in the House will be referred to the appropriate committee in the House.

Mr. LOVETT. Is it the gentleman's understanding then that the particular committee which will handle that particular legislation will be at this public hearing?

Mr. JOHNSON. We are going to recommend to members of the particular committee on the day that particular legislation is discussed that they, if possible, be present at the hearings so that they will be able to acquaint themselves with the pros and cons of the proposed legislation and the recommendations of the Report. But the members of the committee itself, the hearing committee, are those who will be present at the hearing and are those who will conduct the hearings.

Mr. LOVETT. Do you propose to pay the expenses of the particular committee to come to this public hearing?

Mr. JOHNSON. Mr. Speaker, at the present time, I must say that no consideration has been given as to remuneration of House Members who must stay here during the week to attend these hearings. Perhaps a bill will be introduced. While we are all on a salary, our salary is of course supposed to pay for this work. If in the opinion of the House and the Senate appropriations committees, an appropriation would be proper and fair and reasonable for the amount of expense involved, I think we should not have any trouble with an appropriation measure to defray expenses of this very important work.

Mr. LOVETT. Does the gentleman feel, then, that members who perhaps would, after the House had adjourned, have gone home and this particular bill came before the special committee, and they requested the members of that committee to come to Harrisburg, that at least their expenses would be paid to that hearing? Is that my understanding?

Mr. JOHNSON. It probably might be the fair thing to do, but it is not contemplated to pay those expenses at the present time. That will be a matter for further discussion.

Mr. LOVETT. A further interrogation. Do I understand by this resolution that the particular legislation that will be drafted and heard at a public hearing before this special committee, with the other committees being present at the particular time that the legislation will go to their particular Committee, that that legislation will be reported from that Committee with either a favorable recommendation or a negative recommendation.

Mr. JOHNSON. Mr. Speaker, as I stated, there will not be any legislation before the hearing committee as such. They will be conducting their hearings on the Chesterman Report. It is suggested, and will be suggested to other committee members, that if possible they be present to hear the various arguments in favor of or against the report.

So as far as the committees considering the legislation, I believe that the particular committee chairman will be requested, as well as members of the Committee, to report the bills out with some type of recommendation. I believe that is true.

Mr. LOVETT. Mr. Speaker, I withdraw the last question due to the fact that I dare say there is something confidential there that I was not aware of at the time.

I do feel and I suggest to the Membership of the House that as important measures as this committee is going to hold public hearings on, at least the committee that is going to handle that legislation should be present at the public hearings. I would suggest also that all Members of the Legislature should try to be present at those hearings. I thank the gentleman.

On the question recurring,

Will the House concur in the resolution of the Senate?

It was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

#### BILLS ON FIRST READING

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 60 entitled:

An Act to amend the act, approved the tenth day of May, one thousand nine hundred fifty-one (P. L. 279), entitled "An act to improve and extend by reciprocal legislation the enforcement of duties of support and to make uniform the law with respect thereto," by designating the applicable support law; providing a rebuttal presumption of the obligors presence; authorizing states and political subdivisions thereof to obtain orders for continuing support; detailing the duties of courts when acting as initiating or responding state; providing for the maintenance of an information agency by the Secretary of Public Assistance; regulating procedure; authorizing more informative complaints; providing arrest in certain cases; providing for the assessment of costs to the county in certain cases; stating the effect of a Pennsylvania order as responding state on order of initiating state; providing that participation in proceedings under this act shall not give the court jurisdiction over any party in other proceedings; conferring powers and imposing duties on district attorneys and the Secretary of Public Assistance.

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 120, entitled:

An Act to reenact and amend the Title and Section 1 of the act, approved the twenty-eighth day of June, one thousand nine hundred thirty-five (P. L. 477), entitled, as amended "An act providing for the payment of the salary, medical and hospital expenses of policemen, firemen and park guards by counties, cities, boroughs, towns and townships who are injured in the performance of their duty; and providing that absence during such injury shall not reduce any usual sick leave period," by extending its provisions to cover some cases of diseases of the heart or tuberculosis or the respiratory system;

and providing for payment in the case of total permanent disability, and for employment at other duties in the case of continuing partial disability.

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 204, entitled:

An Act to amend Section 2 of the act, approved the second day of June, one thousand nine hundred thirty-three (P. L. 1433), entitled "An act defining the powers of the courts of quarter sessions, the Municipal Court of Philadelphia, and the County or Juvenile Court of Allegheny County, with respect to the care, guidance, control, trial, placement and commitment of delinquent, dependent and neglected children under sixteen years of age and of persons over sixteen years of age contributing to or encouraging the delinquency, neglect and dependency of children; and amending, revising, and consolidating the law relating thereto," by giving juvenile courts jurisdiction during vacation.

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 260, entitled:

An Act to amend section 1 of the act, approved the twenty-fourth day of April, one thousand nine hundred forty-seven (P. L. 89) entitled "An act relating to the form, execution, revocation, operation and interpretation of wills; to nuncupative wills; to the appointment of testamentary guardians; to elections to take under or against wills and the procedure in reference thereto," by changing the provisions which permit minors in military service and mariners to dispose of their property by will.

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 281, entitled:

An Act to add section 684.1 to the act approved the twenty-fourth day of June, one thousand nine hundred thirty-nine (P. L. 872), entitled "An act to consolidate, amend and revise the penal laws of the Commonwealth," by making it unlawful for officers or employees of the Commonwealth to drive over certain closed roads for purpose of hunting or fishing.

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

### BILL ON SECOND READING

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 105, entitled:

An Act to amend Section 1222 of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities

to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by increasing secretary's fee for supplying certain information.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

### BILL ON FINAL PASSAGE

Agreeably to order,

The House proceeded to the consideration on final passage of House Bill No. 1, as follows:

An Act providing for a new constitution for the Commonwealth of Pennsylvania by means of a constitutional convention and a vote of electors and providing for the selection nomination and election of delegates upon the determination by the electorate that such a convention should be held

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 (a) At the municipal election in the year one thousand nine hundred fifty-three there shall be submitted in the manner provided by the election laws of the Commonwealth a question to determine the will of the electorate of the Commonwealth in regard to a constitutional convention. Such question shall be in the following form:

Do you favor the preparation of a new constitution by a convention?	Yes	_____
	No	_____

The question shall be printed on the official and specimen ballots or on separate official ballots in bound form by the county board of elections in each county and a sufficient number of ballots shall be furnished to the election officers in each election district of every county so that one ballot may be supplied to each voter at such election. In districts where voting machines are used such question shall appear on the face of the machine where the machine is properly equipped for such purposes.

The results of such election shall be tabulated by the proper election officers of each county and the results thereof certified to the Secretary of the Commonwealth.

(b) If the electorate votes in favor of a constitutional convention A constitutional convention shall be held at Harrisburg Dauphin County Pennsylvania in the hall of the House of Representatives beginning on the fifth day of January one thousand nine hundred fifty-four at eleven o'clock A M and shall conclude its sessions not later than the first day of July one thousand nine hundred fifty-four

Section 2 Delegates The convention shall consist of three district delegates elected at the municipal election in the year one thousand nine hundred fifty-three from each congressional district within the Commonwealth as such districts are constituted at the time of the primary election to be held in the year one thousand nine hundred fifty-three and twenty delegates elected from the Commonwealth at large

Section 3 Delegates at Large The respective State committees of all political parties required by law to nomi-



nate their candidates for public office at primary elections shall nominate eleven candidates for delegates at large in accordance with the rules of the respective parties for the filling of United States senatorial vacancies

Any political body may circulate nomination papers to nominate ten delegates at large the number of signatures required on said nomination papers shall be the same as are now required by the Pennsylvania election code and its amendments for candidates of political bodies for state-wide officers The nomination papers must be filed not later than the tenth day of August one thousand nine hundred fifty-three

"Any person whose name has been presented as a candidate may cause his or her name to be withdrawn from nomination by request in writing signed by him or her and acknowledged before an officer qualified to take acknowledgment of deeds and filed in the Office of the Secretary of the Commonwealth on or before the seventeenth day of August one thousand nine hundred fifty-three. No name so withdrawn shall be printed upon the ballots.

"Any vacancy occurring in the nomination for delegate at large may be filled by the respective State committees as the rules of such State committee may prescribe for other State-wide vacancies.

"Delegates at large shall be at least twenty-one years of age and shall have been citizens and inhabitants of the Commonwealth for a period of four years.

"Each elector shall vote for not more than nine candidates at the municipal election held in the year one thousand nine hundred fifty-three. The twenty candidates receiving the highest votes shall be delegates at large."

Vacancies occurring in the office of delegate at large shall be filled by the constitutional convention from the Commonwealth at large

Section 4 District Delegates two candidates for delegate from each congressional district shall be nominated from each political party in accordance with the rules of the respective political parties for the filling of congressional vacancies

District delegates shall be at least twenty-one years of age shall have been citizens and inhabitants of the State for four years and inhabitants of their respective districts one year prior to their election

Each elector shall vote for two candidates at the municipal election held in the year one thousand nine hundred fifty-three The three candidates receiving the highest number of votes shall be the district delegates

Vacancies occurring in the office of district delegate shall be filled by the constitutional convention from the congressional district from which the delegate was elected

Section 5 Election Procedure The County Board of Elections shall certify the returns of the primary election and forward to the Secretary of the Commonwealth copies of the returns so certified

Nominations elections and returns of elections for all delegates shall conform to the provisions of the Pennsylvania Election Code and its amendments

The Secretary of the Commonwealth shall certify the return of said election to the Governor who shall issue a certificate of election to each delegate so chosen

Any vacancy occurring in the nomination for delegate at large or district delegate may be filled by the respective State committees as the rules of such State committees may prescribe for other State-wide and district vacancies

Section 6 Organization of Convention The constitutional convention shall be called to order by the Governor and shall immediately organize by electing a president secretary and such other officers as shall be necessary for the transaction of its business It shall have the power to adopt rules of procedure finally to determine the election and qualification of delegates and generally to adjourn to such time or times and such place or places as it shall determine

Section 7 Duties of Convention The said convention so elected assembled and organized is authorized and empowered to make an intensive study of our present Constitution discuss and consider the advisability of

eliminating those provisions which have become obsolete improving and strengthening those provisions which in its opinion should be retained and adding new provisions which may in its opinion be desirable in the drafting of a new Constitution All changes eliminations and additions shall be appraised on a basis or standard of what is best for the general welfare health and prosperity of the people of the Commonwealth provided that nothing herein contained shall authorize the said convention to change the language or to alter in any manner the several provisions of the first article of the present constitution commonly known as the declaration of rights but the same shall be excepted from the powers given to said convention and shall be and remain inviolate forever

The convention shall submit to the electors at the general election in the year one thousand nine hundred fifty-four a new Constitution and shall frame the question or questions to be placed on the ballots or ballot labels for adoption or rejection

The Constitution proposed and the question or questions to be voted on shall be certified by the president and secretary of the convention to the Secretary of the Commonwealth not later than the first day of August in the year one thousand nine hundred fifty-four The Secretary of the Commonwealth shall enter the proposed Constitution upon the records of his office and shall publish the same in at least two newspapers of general circulation if there are such in every county of this Commonwealth once during the week immediately preceding the election He shall also publish it in convenient form and send a copy thereof to each elector requesting one and ten copies thereof through the County Board of Elections to each polling place for the use of voters during the election

Section 8 Adoption or Rejection The new Constitution proposed by the convention shall be submitted to the qualified electors of the Commonwealth for their approval or rejection in the manner provided by the election laws of this Commonwealth The majority vote of the electors voting thereon shall determine whether the proposed new Constitution is adopted or rejected The Constitution if adopted shall become effective as provided in the new Constitution or the schedule attached thereto

The Governor upon receipt of a certificate of the results of the election from the Secretary of the Commonwealth shall if the proposed Constitution has been adopted immediately make the proclamation thereof

Section 9 Employees The convention shall have the power to employ and fix salaries of such secretaries officers attorneys legal and technical assistants and other employees as shall be deemed necessary to carry out the provisions of this act

Section 10 The members of the constitutional convention shall receive a salary of two thousand five hundred dollars payable in five equal instalments and an allowance for traveling expenses of five cents per mile circular per week for the session

Section 11 The members of the General Assembly officers and employees of the Commonwealth are hereby declared to be eligible for election and to receive compensation as delegates to the convention herein provided for as well as being eligible for appointment as employees of the convention

Section 12 This act shall become effective immediately upon its final enactment

On the question,

Shall the bill pass finally?

Mr. ANDREWS. Mr. Speaker, we are about to pass a very important measure, an administration measure, a measure supported by the majority party leadership, and gosh, how some of you hate it! I understand that certain rural members in good standing in their party will need assistance in order to swallow this bill, even though it has been marred by amendments specifically intended to tend toward its ultimate overthrow.



The history of this bill, Mr. Speaker, is interesting. It is a measure to which the Minority Party is committed. I doubt whether without minority assistance this bill could ever have appeared upon the floor of this House although it is an administration measure, and although your party platform—and I am speaking to the Majority, at least your latest party platform—declared in favor of this bill. The Majority Party in and of itself would not be able to pass this measure today.

Mr. Speaker, if the Members of the Minority, when the roll is called were each to rise in his place and vote present, as they could, it would be necessary for Minority party Members to change their votes and vote "Aye" in order to pass this bill today.

Now, Mr. Speaker, if we were playing politics the way some Members of the Minority play it, we would lay this measure in your lap, and say it is your baby. You did not want bi-partisan sponsorship for it; your Governor has declared in favor of it; your floor leaders have struggled to bring it before you, now you go ahead and pass it. But you couldn't do it. And yet, you want to pass this bill with our assistance and claim all the credit for redeeming a party pledge.

Now we are not going to lay this bill in your lap. We are not going to permit rural Members who are opposed to this bill to defeat it. We are going to help redeem the pledge your party has made. We are going to help you sustain a program to which your Governor is committed. We are going to see to it that the hands of your Majority Leader, however much you may rough him up in your party caucus, are upheld when he comes before this House with a measure that we believe should pass.

Every now and then we are accused of playing petty politics. We do not propose to play that kind of politics now or hereafter. There is hardly a single measure of majority party interest to which your administration is committed that at this session of the House you can pass unless the minority upholds your hands.

When I disagree and the members of our caucus disagree with the Majority Leader we are going to come out on the floor of the House and disagree; but when the Majority Leader is committed to policies for which both parties stand, I do not care what happens to him in his caucus, if he can produce twelve votes, we will sustain him.

So we are going to support this bill, I hope unanimously, on this side of the House. I hope the opposition on the majority side, for the honor and welfare of their party, has disappeared and will not now appear, irrespective of the spectacular battle waged in your caucus.

You know the time may come when the Democratic party caucus will rough me up as much as you rough up your Majority Leader. And I wonder whether he will come to my support if he thinks I am right.

You know, I am going to talk to the Majority Leader about forming a union. There ought to be some union for the protection of party leaders. We ought to have tenure—something like that. We ought to organize and team up on these rambunctious orators from various parts of the state, who want to be insurrectionists and yet be regular.

So it is up to you Members on the majority to swallow this bitter pill and join with us in redeeming your party pledges.

Mr. JOHNSON. Mr. Speaker, those are very kind words by the Minority Leader. It puts me rather on a spot, shall I say. But I will say one thing about the Members of our caucus, if we have any differences within our caucus they are generally differences of opinion which are honest differences of opinion. We slug it out in our caucus and we go out of the caucus good friends, come out here on the floor and generally try to do a job for the Republican party.

As I said on the opening day, here in this Hall we legislate for the people of Pennsylvania within the vast reservoir of power that is reserved to us under the Federal Constitution and our own Constitution. I am hoping when this session ends that we together, both sides, have passed a good program of economy and good legislation for all the people of Pennsylvania.

This bill has been before us now for practically a month. As the Minority Leader has said, it has been amended various times. We have tried to fuse into it the thinking of many groups. We think, perhaps, we have a pretty fair bill before us today within the time limit that we have set up for it.

As has been stated, it is in the platform of both parties. Governor Fine devoted a great deal of his opening speech to the Legislature and the state of the Commonwealth having to do with the revision of our Constitution, and this particular type of legislation.

I feel that the people this fall, if this bill passes and goes to the Senate and is made the law of this state, that the people will have before them not only the question of voting on whether they want to call a constitutional convention, but the names of the very people who will represent them in the convention will also be on the ballot. They will have a birds'-eye view of the entire situation and they will determine, first, whether they want to have a constitutional convention and second, whether they want the particular type of individual who will probably represent them in the convention to sit and pass on and draft a new constitution.

I hope everybody in this House will vote for this bill and send it over to the Senate. Let us put it on the ballot this fall and let the people vote on whether they want some of the outmoded clauses of our Constitution brought up to date and other things put into it which will make it easier for the Legislature and the people of Pennsylvania to grow and prosper.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

## YEAS—184

Adam,	Glick,	Mahan,	Schmidt,
Alexander,	Goodling,	Markley,	Schuster,
Amarando,	Gramlich,	Mathews,	Schwartz,
Andrews,	Greenwood,	Maxwell,	Scott,
Auker,	Guss,	McCann,	Seyler,
Berkdoll,	Gutendorf,	McCullough,	Shotwell,
Baumunk,	Guthrie,	McDermitt,	Smith, W. B.,
Bazin,	Hall,	McGee,	Snider,
Bear,	Hamilton, R. K.,	McInroy,	Spencer,
Blair,	Hamilton, W. H.,	McWherter,	Stank,
Boles,	Harris,	Metz,	Stevenson,
Bolton,	Helm,	Mihm,	Stimmel,
Boory,	Hersch,	Mikula,	Stone,
Bower,	Hewitt,	Mills,	Stoner,
Breth,	Hocker,	Moody,	Strausser,
Brown,	Hoggard,	Moore,	Sucher,
Bucchin,	Ide,	Moran,	Taylor,



Buchanan,	Jenkins,	Moscip,	Thomas,
Bullen,	Jim,	Muldowney,	Thompson,
Capano,	Johnson,	Munley,	Toll,
Cianfrani,	Jones, Gran'le E.	Murray, J. J.,	Toomey,
Cioffi,	Jones, Paul F.,	Musto,	VanSant,
Clapper,	Jones, T. H. W.,	Needham,	Varallo,
Cochran,	Jump,	Ogilvie,	Varner,
Comer,	Kamyk,	Olsen,	Vaughan,
Connelly,	Keller,	Parlante,	Verona,
Conner,	Kent,	Peify,	Wall,
Cooper,	Kerlin,	Peta,	Walsh,
Coyle,	Kohl,	Petrosky,	Wargo,
Curwood,	Kolankiewicz,	Pettigrew,	Weidner,
Dougherty,	Kornick,	Pfaff,	Welsh,
Down,	Kratz,	Phillips,	Wescott,
Downey,	Kromer,	Polaski,	Whalley,
Dunn,	Kubacki,	Polen,	Wheeler,
Erb,	Lafore,	Politenstein,	White,
Ewing,	Lederer,	Price,	Whitenight,
Farabaugh,	Lelsey,	Quisenberry,	Willaredt,
Fenrich,	Leonard,	Ragot,	Williams,
Ferster,	Leven,	Readinger,	Wilt,
Filo,	Light,	Reagan,	Worley,
Flack,	Limper,	Reidenbach,	Yeakel,
Fleischman,	Lippincott,	Richter,	Yetzer,
Floyd,	Lopresti,	Rosen,	Young,
Flynn,	Lovett,	Royer,	Zeltz,
Frost,	Lutty,	Rubin,	Ziegler,
Gleason,	Maguire,	Sarra,	Smith, C. C.,
			Speaker

## NAYS—9

Banker,	DuBois,	Murray, P. G.,	Waterhouse,
Bamberger,	Jones, Geo. E.,	Tompkins,	Wood,
Davis,			

## NOT VOTING—14

Ashton,	Haudenschild,	Monroe,	Shoemaker,
Breisch,	Kilne,	Naugle,	Wallace,
Geer,	McCormack,	Rovansek,	Watkins,
Gibson,	Miller,		

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

## BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 47, as follows:

An Act authorizing fiduciaries to receive compensation from trust principal before the end of their service and before the end of their trusts and providing for allowances of compensation to fiduciaries out of trust income or trust principal or both either during the continuance or at the end of their trusts

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Neither the fact that a fiduciary's service has not ended nor the fact that the trust has not ended shall be a bar to the fiduciary's receiving compensation for his services out of the principal of the trust

Section 2 Whenever it shall appear either during the continuance of a trust or at its end that a fiduciary has rendered services for which he has not been fully compensated the court having jurisdiction over his accounts shall allow him such original or additional compensation out of the trust income or the trust principal or both as may be necessary to compensate him for the services theretofore rendered by him

Section 3 The provisions of Sections 1 and 2 of this act shall apply to ordinary and extraordinary services alike

Section 4 Where the compensation of a fiduciary is expressly prescribed either by provisions of a will or deed of trust or other instrument under which he is acting or by provisions of an agreement between him and the creator of the trust nothing in this act shall change in any way the rights of any party in interest or of the fiduciary

Section 5 This act shall apply

(1) To all services heretofore rendered by any fiduciary  
(2) To all services hereafter rendered by any fiduciary heretofore appointed

(3) To all services hereafter rendered by any fiduciary hereafter appointed in a trust heretofore created and

(4) To all services hereafter rendered by any fiduciary of a trust hereafter created

Section 6 If the Constitution of the United States or of this Commonwealth prevents the application of this act to services falling in one or more of the four categories listed in Section 5 hereof the act shall nevertheless apply to services falling in the other categories or category

Section 7 The provisions of this act shall become effective immediately upon final enactment

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. SEYLER. I desire to interrogate the sponsor of the bill.

The SPEAKER. Will the gentleman from Cameron, Mr. Tompkins, permit himself to be interrogated?

Mr. TOMPKINS. I shall, Mr. Speaker.

Mr. SEYLER. Mr. Speaker, this has been referred to by some Members as a layer's bill, it has certain ear marks of such a bill, and needing enlightenment I would ask the sponsor to enlighten me on certain points.

I would like to ask the sponsor first of all, Mr. Speaker, whether I am correct in my understanding in believing that the chief purpose of the bill is to permit a fiduciary to collect from the principal of the trust for services rendered before the termination of that trust.

Mr. TOMPKINS. That is right, Mr. Speaker.

Mr. SEYLER. As I understand the bill, Mr. Speaker, this bill includes not only perpetual trusts or long term trusts, but all trusts, is that correct?

Mr. TOMPKINS. You have embraced the general term of fiduciary, which includes trusts.

Mr. SEYLER. I would ask the gentleman whether he is familiar with the—I know he is, the last opinion of the Supreme Court in the Williamson case.

Mr. TOMPKINS. I am, that is the reason for this bill, Mr. Speaker.

Mr. SEYLER. It is true then that in that opinion the Supreme Court held that the present practice of attempting to collect compensation for services from principal is at present illegal.

Mr. TOMPKINS. It has been so ruled, yes.

Mr. SEYLER. I take it, Mr. Speaker, to get some evidence or some information you will have some difficulty in doing it, but the information at my command would indicate that less than two percent of trust funds in the Commonwealth are in the hands of individual fiduciaries, and that the remainder are in the hands of what are known as fiduciary corporations. Would the gentleman say from his more extensive knowledge of the subject that this is a correct estimate?

Mr. TOMPKINS. I have no knowledge of any such breakdown as that. I couldn't answer that question.

Mr. SEYLER. Would the gentleman give us an opinion what percentage of the trust funds of the Commonwealth of Pennsylvania are in the hands of individual fiduciaries as opposed to corporate fiduciaries?

Mr. TOMPKINS. I have no knowledge on that. When

you speak of the fiduciary, you are speaking of an executor, an administrator, a guardian, a trustee and anybody that has charge of other people's funds. It does not involve only trust funds.

Mr. SEYLER. I should narrow the question Mr. Speaker. I refer to the percentage of trust funds.

Mr. TOMPKINS. I have made no study of that. I couldn't answer on that. Any answer I would give would be a wild guess.

Mr. SEYLER. Mr. Speaker, I thank the gentleman for that answer. I wish to interrogate him further.

Am I correctly informed, Mr. Speaker, in believing that payments can be collected by fiduciaries having a trust from income as opposed to from the principal under the present law without this amendment?

Mr. TOMPKINS. That is true.

Mr. SEYLER. Am I also correct, Mr. Speaker, in believing that it is true that if a testator so desires it is possible for him to specify in the trust—let us assume that it is likely to be a long trust—that he may specify in the trust that payment from principal may be made?

Mr. TOMPKINS. That is possible, yes, Mr. Speaker.

Mr. SEYLER. Is the gentleman able to give me any sort of an estimate from his more extensive knowledge of trust matters as to what percentage of trusts are in fact perpetual trusts or long term trusts? What percentage of total trust funds are held in such trusts?

Mr. TOMPKINS. I would not be able to answer that. You would have to survey every banking institution in the State of Pennsylvania and go into the Registrar's Court and the Orphans Court of every county in the state of Pennsylvania to get that answer.

Mr. SEYLER. Mr. Speaker, I encountered the same difficulty, but I hoped my more learned friend would be able to supply me with that information.

Well, then, is the gentleman able to answer this question: Is it true that the trusts which are in the hands of individual fiduciaries are generally those of shorter duration?

Mr. TOMPKINS. No, I would not say that.

Mr. SEYLER. I would like to ask the gentleman this question: Is it not true that payments from principal of a trust would therefore reduce the principal and therefore reduce the income to the beneficiary?

Mr. TOMPKINS. Well that is true. There is no question about that.

Mr. SEYLER. I think one final question will do it. Is there any limit in this bill, Mr. Speaker, that the gentleman can inform us of on the amount or percentage that can be taken as payment from principal. Is there any limitation?

Mr. TOMPKINS. There is no specific limitation in this bill, Mr. Speaker, and I do not know whether the gentleman refers to the total compensation to which a fiduciary might be entitled or to the compensation as he goes along under the administration of his trust.

Mr. SEYLER. I am speaking, Mr. Speaker, of the amount of payment from principal that might be asked for, excluding extraordinary services, by a fiduciary handling the trust.

Mr. TOMPKINS. Well ordinarily under the law they are limited unless it is set forth otherwise in the instrument of trust by the creator of that trust authorizing a larger fee. Five percent is the standard which is allowed

by the courts in the State of Pennsylvania. That is reduced in amount for the total services according to the size of the trust.

There is a second provision in this bill that states that the courts shall have jurisdiction to fix the amount of fees they shall receive as they progress in the administration of the trust. In other words, they allow them only that amount for which services have already been rendered.

Mr. SEYLER. I think the gentleman misunderstood me. I am asking whether in this amendment this bill provides there is any limitation on the amount from capital which may be paid for services rendered before the completion of the trust. I think the gentleman's answer referred to the five percent customarily paid at the completion of the trust.

I am asking is there any limitation in the amendment that this bill makes which would limit the amount of that total overall five percent which could be paid before the completion of the trust?

Mr. TOMPKINS. None other than the regulation of the court. They would have to petition the court for the approval of payments from that fund, and I think our courts would not allow them compensation in excess of the services they had rendered up to that point.

Mr. SEYLER. Mr. Speaker, I thank the gentleman.

Mr. SEYLER. Mr. Speaker, I appreciate the answers of the gentleman; it has been very enlightening. As a result of his answers I no longer believe that this bill is a lawyer's bill and I am almost certain that it is not a beneficiaries' bill, or a testator's bill.

I am forced somewhat to the conclusion that it is a banker's bill. The gentleman was unable to confirm my scattering of information that I had on the subject, also unable to offer any evidence to the contrary, but as I stated before in the interrogation, on the best opinion that I can get, 98 percent of the trust funds covered by this proposed amendment are in the hands of banks and trust companies.

The gentleman has referred to the Williamson case, and has told you that the Williamson case decision delivered by our Supreme Court is the reason for this bill. For the information of the Members, that opinion was written on June 27, 1951. The opinion of court was written by Mr. Justice Allen M. Stern. The opinion was unanimous except that Judge Ladner abstained for the reason that he had a previous concern with the case in the Philadelphia Courts before becoming a member of the court. Justice Bell, another Justice wrote an opinion which however concurred with the opinion of the majority. Therefore we may refer to it as a unanimous opinion.

With reference to that decision, I have part of the opinion of Judge Stern to offer you to back up my contention that this is a banker's bill, and it is the large banks and trust companies particularly in the City of Philadelphia that are trying to have this bill passed.

In the beginning of his opinion Justice Stern commented as follows:

A corporate fiduciary presents a test case seeking to induce this court to overrule a long line of cases extending for over a century and a half, which established principles of fiduciary compensation. The appeals are an effort to induce a general revision of the compensation of trustees. It constitutes an almost perennial attempt by corporate fiduciaries to secure



increased compensation and also interim commissions on principal.

Another part of the opinion Justice Stern quotes Justice Ladner, who handled the case as a Justice in the Courts of Philadelphia before it came to the Supreme Court. And he has this very revealing statement as follows:

The Philadelphia Corporate Fiduciaries Association, composed of practically all the trust companies in Philadelphia doing a fiduciary business has been pressing the Orphans Court for years to approve a new basis and increased scale of compensation by substituting for the present rates a new rate of an annual charge of one-half of one percent of the trust principal—one half to be paid out of principal and one half out of income.

Mr. Speaker, this bill arises then because the court in the Williamson case ruled that the payments from capital to fiduciaries were illegal before the completion of the trust.

I might read from the decision in the Williamson case a few statements to prove from the syllabus the position of the court regarding the legality of this matter:

First, except in extraordinary or unusual circumstances, a trustee is to be compensated from principal only at the termination of the trustee's connection therewith. Second, where extraordinary services are rendered, or unusual labor is entailed an immediate allowance to a trustee from principal is permissible.

That is what the court held. In other words this bill is an attempt to set aside that court decision and change the practice of the courts in regard to payment of fiduciaries which has been in vogue for over a hundred and fifty years.

From the information given me by the gentleman I have certain objections to this bill. In the first place I believe that whatever case may be made for this bill is lost because of the fact that it is too inclusive. I think perhaps there might be an argument on that because in the case of perpetual trusts, or trusts of undue length, this bill does not specify such trusts. It includes all trusts, and in applying to all trusts this bill seems to be unnecessary.

In the first place you will note that the decision the court states that compensation for extraordinary services or unusual labors, which perhaps may occur during the carrying out of a trust, are permitted by the opinion in this case. As a matter of fact in a later case, decided November 13, 1951, known as the Lare Estates case such extraordinary compensation for extraordinary services was permitted from principal.

Secondly, the point has been made that if the testator, and I may explain that is the person that sets up the trust, if he so desires in the case of a trust that is likely to be long and drawn out, he can provide for payments from the principal before the completion of the trust. These trusts are usually drawn up by lawyers who are aware of the situation. No fiduciary is under any obligation to accept the trust, if it is of such a nature that it would work a hardship on him by reason of its being long drawn out. Most fiduciaries, as I have already indicated are banks or trust companies; these are continuing institutions. These institutions are not ordinarily pressed for funds.

A bank acquaintance of mine, speaking to me on the

matter had the following quotations to offer: "Banking is a waiting business; banks can wait."

Furthermore the fiduciary is not totally cut off from compensation, as the gentleman informed us during the interrogation. The fiduciary is first of all able to collect 5 percent or whatever is the customary figure; although it is not necessarily a set figure. That is up to the discretion of the court. The law says "fair and just compensation," the usual figure is 5 percent that he could collect from income as the trust progresses.

Secondly, I would mention, if there is any extraordinary service that he performs, that would exceed that amount, he is able to go to the court and get, at the discretion of the court, compensation from principal therefor.

Now it may be said that this bill is intended for the purpose indicated by the evidence I have cited. It is intended for the banks that represent 98 percent by my estimate, uncontradicted, of the total trust funds. It may be said this is to protect the individual, the poor individual, who cannot collect this money—lawyer or any other individual who takes the trust. I have first pointed out of course the comparative small number of individuals who are handling trust funds as compared to the corporate type of fiduciaries, banks and trust companies.

In the next place they too have access to extra-ordinary compensation if needed. They have payment from income as the trust progresses. And they too need not accept the trust. We assume that the fiduciary that accepts the trust is originally a rational person who is competent to survey the trust and to decide whether this is one that is likely to be a hardship.

To my knowledge the banks find it no hardship. In fact I read advertisements in which they urge that they be made fiduciaries. If the individual should not outlive a trust his estate of course is able to collect the amount due to date when he resigns the trust.

In addition to the fiduciary that this bill tends to protect or favor, there are two other people to be considered, there is the beneficiary and there is the testator. To my mind the law that is being amended here, the main purpose of our whole set of fiduciary law is for the protection of the beneficiary. The beneficiary is seldom a bank. He might be a minor, a small child, or might be a widow, but scarcely a bank. Now of course the fiduciary must wait for his income, his total amount from the trust until the completion of the trust.

I believe that the main purpose of the law is to protect the beneficiary. The purpose of this amendment is to benefit the position of the fiduciary. Now, notice the point that I made in the interrogation with the gentleman. He admitted that any withdrawing of money in payment from the principal or trust would reduce the amount of the principal, and therefore would reduce the amount of income which would eventually come to the beneficiary.

Justice Stern was not unaware of this. I would like to read you a quotation from the opinion of the Justice. He said as follows—he presented this from his actual experience with cases. I might say that Justice Stern is considered that member of the higher court best able and most capable for this type of case.

This is what he said:

It should only be if absolutely necessary and in justice and fairness, that compensation of fiduciaries in trust estates should be presently increased, especially since during the past quarter of a century, which

included a tremendous financial depression and two major wars, the net return of income to trust beneficiaries has been progressively diminishing and the value of corpus is so frequently found to have greatly shrunk, and in many cases disappeared. In the extreme cases, in trusts of unusual duration, the entire principal could be greatly diminished or even consumed by the annual allowance of a trustee's commission upon principal.

There is no limit set in this bill to the percentage of capital that shall be allowed to be taken in payment before the completion of the trust. But what if this contingency should arise? What if a fiduciary should be able to withdraw 2 or 3 per cent of principal and then should resign the trust. It would be difficult to find a competent fiduciary to assume his place and observe the interest of the beneficiary.

Then we must consider the testator. His purpose in setting up the trust is to protect the beneficiary. He has no intention of having the principal reduced unless he specifies it in the terms of the trust, which he is capable of doing.

In addition to these arguments I think also that one part of the bill is definitely of doubtful constitutionality. I am aware that there is a saving clause at the end of the bill which says that if any one part of the bill is found unconstitutional the rest shall stand. But I would refer you to page 2 of the bill, section 5, which says this bill shall apply to all services heretofore rendered by any fiduciary.

In other words this would affect trusts made before the possible passage of this bill. This would seem to me clearly to impair considering the trust as a contract made by the testator. This would seem to me to clearly vary the terms of a contract, which of course is specifically forbidden by our Constitution and by the Constitution of the United States.

For these reasons it seems to me that this bill is a banker's bill. It seems to me to ignore the interests of the beneficiary for which the law is created and I therefore feel that it is not a good bill and should be defeated.

Mr. TOMPKINS. Mr. Speaker, I do not wish to comment very long on this bill, but there are a couple issues which the gentleman from York has raised that I think perhaps should be clarified at least by an answer.

To start with, we expect that a person might withdraw 2 or 3 percent of the principal and then quit. Of course when he says that he is pre-supposing the fact that the courts are going to connive with him to let him get away with any compensation for services which he has not rendered. I have a little more faith in the courts of our Commonwealth than that.

He speaks of the diminishing returns in connection with the beneficiaries' income. I wonder if perhaps he has looked behind the screen on some other factors of this bill, whether or not they have heard of such a thing as taxes. The beneficiaries income is being reduced by the tax measures, and also a postponement of payment of income out of principal is putting your fiduciary in a position where he has to take his pay all in one lump sum at the end of his entire services and is chargeable for that in the one year in which he receives the funds. This bill will let him spread his tax load over a little longer period.

Also I would remind the gentleman that this bill had

received favorable support not only from Philadelphia but from all other corners of this state. It is not a banker's bill as such, nor a lawyer's bill or anything else. It is a bill to try and give to the people compensation for services which they have rendered, whether it be an individual, a corporation or otherwise.

It is true a man can create a trust and set up a compensation to be paid to the trustee, that a testator who makes a will can do likewise in his will, and that in the case of guardians, many guardianships are created the same way. But all of our decisions are eventually subject to the review of the courts, and the courts are not going to allow compensation which is in excess of that allowed by law. We have to recognize the fact that the tax structure today is such that these men are coming in after long periods of years and asking that they get their compensations run out over a little longer period of time, so that there will not be so much of it consumed in the year of final payment.

All those factors taken together are what has brought about this bill, not any desire on the part of anybody in Philadelphia or Erie or Pittsburgh or any place else or on the part of any bankers. It is purely a bill to do justice to give a man compensation for work when he has done that work.

Mr. ANDREWS. Mr. Speaker, for a great many years I have listened to lawyers discuss lawyers' bills and I never did know what they were talking about. Today I have listened to a school teacher discuss a lawyer's bill, and I think I know what he was talking about. He has convinced me and I shall have to vote against the bill.

Mr. TOLL. Mr. Speaker, I never had an opportunity to take the floor in opposition to anything which was said in the last session by my learned and liberal friend, the educator from York. Still I feel that in this particular case I should state my reasons why I am going to vote for the bill. I hope that the lawyers and the gentlemen who have some knowledge of the law in this Assembly will consider the situation.

It is true that the Williamson case came out of the city of Philadelphia. As a matter of fact, the judge who had the case was the Honorable Charles Kline, the President of our Orphans Court.

In our system of jurisprudence, on the argument of the case before the court en banc. It is frequent that another judge writes an opinion. And that happened here. That is how the Honorable Justice Ladner was involved.

However, this case was reported in the Pennsylvania Law Journal about a half year ago. This article was written by the Honorable Charles Kline of Philadelphia County. He pointed out that there was a manifest injustice in the Williamson case by reason of the fact that fiduciaries were unable to get compensation, particularly individual fiduciaries during their lifetime.

My friend, the gentleman from York, in his extensive and rather learned remarks about this bill, cursorily passed a factor which he referred to as compensation paid to the beneficiaries of the estate of the deceased fiduciary. That is exactly the point Judge Kline makes in his opinion in the lower court in which he calls attention to the fact that fiduciaries are most always selected from gentlemen who have maturity in years as well as maturity in judgment. So that when a man becomes a fiduciary of his friend's estate, he usually is a man up in years, and as far



as that man is concerned, it means as long as he lives, he is not likely to receive any compensation but that he must die to get it. His heirs will be the ones who will receive the compensation for the work he has done. I think that is a very important factor.

Although my friend makes an estimate that only 2 per cent of the fiduciaries in the Commonwealth are individuals—I am not prepared to say that that is correct and I am not prepared to say that it is incorrect, but in my own practice in Philadelphia I know of a great many cases where individuals have been selected as fiduciaries by their friends. And so, because of the fact that Judge Kline felt that this bill worked an injustice on individual fiduciaries, he did not seem to be concerned with the banks or with banking fiduciaries. As a matter of fact, banking fiduciaries have a perpetual life. The corporate enterprise continues as long as the fiduciaries stay in business and they have every opportunity to collect their commissions when the estate is closed.

However, I think, and I join Judge Kline in his opinion, that it is an injustice to an individual fiduciary to have his heirs collect a fee to which he should be entitled in his lifetime. For that reason I am going to vote for the bill.

Mr. SCHWARTZ. Mr. Speaker, I am going to vote in favor of this bill because I think there is nothing wrong with it. It does not increase the compensation of the trustees. It merely enables them to get their compensation from other than income, and the amount of compensation that they will receive will be subject to the control of the courts at all times. I do not think there is anything wrong with this particular bill.

Mr. SCHMIDT. Mr. Speaker, as a member of the bar, having practiced for over twenty years, and having handled quite a number of estates, I merely want to say that although I have at all times agreed with my good friend, Mr. Seyler, this time I must disagree with him. I feel there is nothing wrong with this bill, it is just and equitable. As the work progresses the trustee, whether it be a fiduciary or an individual, receive his compensation out of capital.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

#### YEAS—111

Auker,	Gramlich,	McInroy,	Stoner,
Banker,	Greenwood,	Metz,	Strausser,
Parkdell,	Gutendorf,	Mikula,	Sucher,
Baumunk,	Guthrie,	Moody,	Thompson,
Bear,	Hall,	Moore,	Toll,
Blair,	Hamilton, W. H.,	Moscrip,	Tompkins,
Bolton,	Helm,	Murray, P. G.,	Toomey,
Bomberger,	Hewitt,	Naugle,	VanSant,
Bower,	Hocker,	Ogilvie,	Varnier,
Brown,	Ide,	Peiffly,	Vaughan,
Buchanan,	Johnson,	Phillips,	Verona,
Bullen,	Jones, Geo. E.,	Price,	Wall,
Cloffi,	Jones, Paul F.,	Quisenberry,	Wargo,
Clapper,	Jones, T. H. W.,	Ragot,	Waterhouse,
Connelly,	Jump,	Readinger,	Weidner,
Cooper,	Keller,	Reagan,	Wescott,
Davis,	Kent,	Reidenbach,	Whalley,
Down,	Kerlin,	Richter,	Willaredt,
Dunn,	Kohl,	Royer,	Wilt,
Erb,	Kratz,	Rubin,	Wood,
Ewing,	Lafore,	Schmidt,	Worley,
Fenrich,	Lelsey,	Schwartz,	Yeakel,
Ferster,	Light,	Scott,	Yetzer,
Flack,	Lippincott,	Shotwell,	Young,
Fleischman,	Mahan,	Spencer,	Zeltz,
Frost,	Markley,	Stank,	Ziegler,
Gleason,	Mathews,	Stevenson,	Smith, C. C.,

Goodling,

McCullough,

Stimmel,

Speaker

#### NAYS—74

Alexander,	Glick,	Maguire,	Polaski,
Amarando,	Guss,	Maxwell,	Polen,
Andrews,	Hamilton, R. K.,	McCormack,	Poltenstein,
Bazin,	Harris,	McDermitt,	Rosen,
Boles,	Hoggard,	McGee,	Sarraff,
Boory,	Jenkins,	McWherter,	Schuster,
Breth,	Jim,	Mills,	Seyler,
Bucchin,	Jones, Gran'le E.	Muldowney,	Smith, W. B.,
Capano,	Kamyk,	Munley,	Snider,
Cianfrani,	Kolankiewicz,	Murray, J. J.,	Stone,
Comer,	Kornick,	Musto,	Taylor,
Conner,	Kubacki,	Needham,	Thomas,
Coyle,	Lederer,	Olsen,	Varallo,
Dougherty,	Leonard,	Parlante,	Walsh,
Downey,	Leven,	Peta,	Welsh,
DuBois,	Limper,	Petrosky,	Wheeler,
Farabaugh,	Lcvett,	Pettigrew,	White,
Filo,	Lutty,	Pfaff,	Whitenight,
Flynn,			Williams,

#### PRESENT—1

#### NOT VOTING—21

Moran,

Adam,	Geer,	Kromer,	Monroe,
Ashton,	Gibson,	Lopresti,	Rovansek,
Breisch,	Haudenschild,	McCann,	Shoemaker,
Cochran,	Hersch,	Mihm,	Wallace,
Curwood,	Kline,	Miller,	Watkins,
Floyd,			

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 111, as follows:

An Act to continue the imposition of the tax on gross premiums premium deposits and assessments received from business transacted within this Commonwealth by foreign insurance companies association and exchanges The General Assembly of the Commonwealth of Pennsylvania enacts as follows

Section 1 Every insurance company association or exchange of another State or foreign government authorized to do business in this Commonwealth shall continue to pay to the Commonwealth an annual tax at the rate of two per centum upon the gross premiums premium deposits and assessment of every character and description received from business transacted within this Commonwealth within the entire calendar year preceding

The annual report to the Department of Revenue the collection of the tax by the department and the penalties for failure to make the reports and pay the taxes shall be as provided by law

Section 2 The entire amounts received from the two per centum tax paid upon gross premiums premium deposits and assessments by foreign fire insurance companies shall continue to be distributed and used for firemen's relief pension or retirement purposes as provided by Section two of the act approved the twenty-eighth day of June one thousand eight hundred ninety-five (P. L. 408) as amended and the entire amounts received from the two per centum tax paid upon gross premiums premium deposits and assessments by foreign casualty insurance companies shall continue to be distributed and used for police pension retirement or disability purposes as provided by the act approved the twelfth day of May one thousand nine hundred forty-three (P. L. 259), as amended

Section 3 The provisions of this act shall become effective immediately upon final enactment and the tax imposed hereunder shall be collected on gross premiums premium deposits and assessments received during the calendar year one thousand nine hundred fifty-three and thereafter

On the question,  
Will the House agree to the bill on third reading?  
It was agreed to.  
On the question,  
Shall the bill pass finally?

Mr. LOVETT. Mr. Speaker, I should like to interrogate the gentleman from Allegheny, Mr. Ewing.

The SPEAKER. Will the gentleman permit himself to be interrogated?

Mr. EWING. I shall, Mr. Speaker.

Mr. LOVETT. Mr. Speaker, I would like to ask the gentleman if he has the figures as to the amount of money that is raised under this tax that goes into the Foreign Fire Insurance Fund.

Mr. EWING. I have, Mr. Speaker.

Mr. LOVETT. Mr. Speaker, how much is the money?

Mr. EWING. Mr. Speaker, Foreign Fire, actual year 1951-1952, turned over to the municipalities was \$2,455,000 for the one-year period.

Mr. LOVETT. Mr. Speaker, will the gentleman please state the amount turned over to the Policemen's Fund during the same period of time?

Mr. EWING. Mr. Speaker, for a two-year period Foreign Casualty Insurance, an amount of approximately two million dollars.

Mr. LOVETT. Mr. Speaker, does the gentleman have the figures on how much goes into the general fund from all foreign insurance tax that is paid to the state of Pennsylvania?

Mr. EWING. Mr. Speaker, approximately twenty million is put into the general fund from foreign life insurance.

Mr. LOVETT. Mr. Speaker, I thank the gentleman.

Mr. LOVETT. Mr. Speaker, we find ourselves in the position in order to protect the Policemen's and the Firemen's Insurance Funds that we must also vote for additional revenue that goes into the general fund. Now my party platform stated they would protect the Policemen's and the Firemen's Insurance Funds. We find now they have attached to this bill additional revenue that goes into the general fund, which of course, we must vote for.

Last week I was accused of holding up this legislation by the people who represent the fire companies throughout the state. I find no fault with persons coming here to represent their people. Sometimes they are very quick to condemn legislators who try to hold up legislation in order to find out just exactly what the legislation does.

During the last session of the Legislature these same firemen and policemen found that legislation went through this House that interfered with their return from foreign fire and foreign casualty insurance. If we had taken a little time we might have discovered that, and we would not have this legislation before us today.

Therefore, I just want to make this statement and call to the attention of the Members of the House that it pays sometimes not to work too fast. "Go slow and be fair" is my motto, and I think we will all do better if we do that. I am going to support this bill.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

#### YEAS—207

Adam,	Geer,	Mahan,	Schmidt,
Alexander,	Gibson,	Markley,	Schuster,

Amarando,	Glick,	Maxwell,	Scott,
Andrews,	Goodling,	McCann,	Seyler,
Ashton,	Gramlich,	McCormack,	Shoemaker,
Auker,	Greenwood,	McCullough,	Shotwell,
Banker,	Guss,	McDermitt,	Smith, W. B.,
Barkdoll,	Gutendorf,	McGee,	Snider,
Baumunk,	Guthrie,	McInroy,	Spencer,
Bazin,	Hall,	McWherter,	Stank,
Bear,	Hamilton, R. K.,	Metz,	Stevenson,
Blair,	Hamilton, W. H.,	Mihm,	Stimmel,
Boles,	Harris,	Mikula,	Stone,
Bolton,	Haudenshield,	Miller,	Stoner,
Bomberger,	Helm,	Mills,	Strausser,
Boory,	Hersch,	Monroe,	Sucher,
Bower,	Hewitt,	Moody,	Taylor,
Breisch,	Hocker,	Moore,	Thomas,
Breth,	Hoggard,	Moran,	Thompson,
Brown,	Ide,	Moscrip,	Toll,
Buchin,	Jenkins,	Muldowney,	Tompkins,
Buchanan,	Jim,	Munley,	Toomey,
Bullen,	Johnson,	Murray, J. J.,	VanSant,
Capano,	Jones, Geo. E.,	Murray, P. G.,	Varallo,
Cianfrani,	Jones, Gran'le E.	Musto,	Varnier,
Cioffi,	Jones, Paul F.,	Naugle,	Vaughan,
Clapper,	Jones, T. H. W.,	Needham,	Verona,
Cochran,	Jump,	Ogilvie,	Wall,
Comer,	Kamyk,	Olsen,	Wallace,
Connelly,	Keller,	Parlante,	Walsh,
Conner,	Kent,	Peify,	Wargo,
Cooper,	Kerlin,	Peta,	Waterhouse,
Coyle,	Kline,	Petrosky,	Watkins,
Curwood,	Kohl,	Pettigrew,	Weldner,
Davis,	Kolankiewicz,	Pfaff,	Welsh,
Dougherty,	Kornick,	Phillips,	Wescott,
Down,	Kratz,	Polaski,	Whalley,
Downey,	Kromer,	Polen,	Wheeler,
DuBois,	Kubacki,	Poltenstein,	White,
Dunn,	Lafore,	Price,	Whitenight,
Erb,	Lederer,	Quisenberry,	Willardt,
Ewing,	Lelsey,	Ragot,	Williams,
Farabaugh,	Leonard,	Readinger,	Wilt,
Fenrich,	Leven,	Reagan,	Wood,
Ferster,	Light,	Reldenbach,	Worley,
Filo,	Limper,	Richter,	Yeakel,
Flack,	Lippincott,	Rosen,	Yetzer,
Fleischman,	Lopresti,	Rovansek,	Young,
Floyd,	Lovett,	Royer,	Zeit,
Flynn,	Luty,	Rubin,	Ziegler,
Frost,	Maguire,	Sarra,	Smith, C. C.,
Gleason,	Mathews,	Schwartz,	Speaker

#### NAYS—0

#### NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

#### PERMISSION TO ADD ADDITIONAL SPONSORS

Mr. SCHMIDT asked and obtained unanimous consent to add additional sponsors to a bill to be introduced by him.

Mr. WALSH asked and obtained unanimous consent to add additional sponsors to a bill to be introduced by him.

Mr. McWHERTER asked and obtained unanimous consent to add additional sponsors to a bill to be introduced by him.

Mr. LUTTY asked and obtained unanimous consent to add additional sponsors to a bill to be introduced by him.

Mr. MORAN asked and obtained unanimous consent to add additional sponsors to a bill to be introduced by him

#### RESOLUTION

#### COMMITTEE TO ATTEND FUNERAL OF DECEASED MEMBER

Mr. VAUGHAN asked and obtained unanimous consent



to offer a resolution and for its immediate consideration.

The resolution was read by the Clerk as follows:

In the House of Representatives, Monday, March 2, 1953.

Resolved, That the Members of the House of Representatives from the County of Allegheny, be appointed by the Speaker to attend the funeral of Albert M. Bell, the deceased Member from the Eighth District of Allegheny County, on Wednesday, March 4, 1953, at Pittsburgh, Pennsylvania.

Resolved, That the Chief Clerk of the House be directed to take such steps as may be necessary for carrying out the provisions of this resolution.

The resolution was unanimously adopted.

#### COMMITTEE APPOINTED

The SPEAKER. In accordance with the provisions of a resolution adopted by the House, the Speaker appointed as a Committee to attend the funeral of Honorable Albert M. Bell, all the Members of this House representing the County of Allegheny.

The Members of this Committee will be informed by the Chief Clerk as to the arrangements for the Committee to attend the funeral.

#### PERMISSION TO ADDRESS HOUSE

Mr. ANDREWS asked and obtained unanimous consent to address the House.

Mr. Speaker, sometime when I deem it fitting in the course of this session I propose to raise the question as to whether or not a Member of this House can, under the Constitution, vote "present"; to raise the question as to whether this House under the Constitution has any right other than to compel the presence of a quorum and whether the House has any inherent or constitutional right to compel a "yes" or "no" vote. I shall contend that a vote "present" is a vote with negative implications, that it is a vote, and that the House is without constitutional authority to compel a "yes" or "no" vote.

#### COMMITTEE MEETINGS

Motor Vehicles—Chairman, Mr. Guthrie—Room 522, Tuesday, March 3, at 10:00 a. m.

Judiciary—Chairman, Mr. Tompkins—Room 520, Tuesday, March 3, at 10:30 a. m.

#### ADJOURNMENT

Mr. QUISENBERRY. Mr. Speaker, I move that this House do now adjourn until Tuesday, March 3, 1953 at 11:00 a. m.

The motion was agreed to, and (at 6:35 p. m.) the House adjourned.

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HARRISBURG, PA., TUESDAY, MARCH 3, 1953.

No. 13.

## SENATE

TUESDAY, March 3, 1953.

The Senate met at 11:00 o'clock a. m., Eastern Standard Time.

The PRESIDENT (Lieutenant-Governor Lloyd H. Wood) in the Chair.

### PRAYER

The Chaplain, Rev. WILLIAM H. KELLY, Pastor of St. Paul's Evangelical United Brethren Church, Lewisburg, offered the following prayer:

Let us pray. Dear Lord and Father of us all, whate'er our name or sign, help us to hear Thy call, to own Thy sway, to ever test our lives by Thine.

We pray Thy blessing upon the Senate and its Presiding Officer in today's Session. God grant that they may seek the truth, for it is the truth that makes men free.

May all of us ever walk in the light as we know the light. Free our minds of petty things that we may practice what is good, right and honest before all men. We always seek Thy forgiveness for sins committed. In Thy Name, we pray, Amen.

### JOURNAL APPROVED

The PRESIDENT. A quorum of the Senate being present, the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when on motion of Mr. MAHANY and Mr. TAYLOR, further reading was dispensed with, and the Journal was approved.

### NOMINATION BY THE GOVERNOR

#### REFERRED TO COMMITTEE

The Secretary to the Governor being introduced, presented communication in writing from His Excellency, the Governor of the Commonwealth, which was read as follows, and referred to the Committee on Executive Nominations:

#### MEMBER OF BOARD OF TRUSTEES, SLIPPERY ROCK STATE TEACHERS' COLLEGE

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, March 3, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Mrs. Henriette Kratzert, Monaca, Beaver County, for reappointment as a member of the Board of Trustees of Slippery Rock State Teachers' College, to serve until the third

Tuesday of January 1959, and until her successor shall have been appointed and qualified.

JOHN S. FINE

### NOMINATIONS BY THE GOVERNOR

#### NOTARIES PUBLIC

He also presented in writing from His Excellency, the Governor of the Commonwealth, nominations for appointment as Notaries Public.

#### CONSIDERATION OF NOTARIES PUBLIC

Mr. WATSON. Mr. President, I move that the Senate do now proceed to the consideration of nominations for appointment as Notaries Public, sent to the Senate, by His Excellency, the Governor of the Commonwealth, on March 3, 1953.

Mr. WATKINS. Mr. President, I second the motion.

The motion was agreed to.

The nominations were read as follows:

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, March 3, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Notaries Public, for terms of four years to compute from the dates shown:

To compute from date of confirmation:

#### ALLEGHENY COUNTY

R. J. Herpel, Pittsburgh, Rm. 1604, Clark Bldg. (22).

J. R. Neilson, Sewickley.

Harold L. Neuwirth, Pittsburgh, 806 Law & Finance Bldg. (19).

Mrs. Mary A. Ussia, Pittsburgh, 202 Keenan Bldg.

#### ARMSTRONG COUNTY

Miss M. Adair Groves, Kittanning.

#### BUCKS COUNTY

Thomas W. Cooper, Springfield Twp., Coopersburg.

#### CAMBRIA COUNTY

John C. Downey, Barnesboro.

Mrs. Hazel E. Eck, Johnstown.

#### CARBON COUNTY

Miss Mary Petrole, Lehighton.

#### DAUPHIN COUNTY

Stanley D. Adler, Jr., Harrisburg.

Herman U. Horst, Hummelstown.

Neil B. March, Millersburg.



## DELAWARE COUNTY

Mrs. Mary L. Conner, Chester.  
Carl McM. Crawford, Chester.

## ERIE COUNTY

Mrs. Alberta L. McGhee, Millcreek Twp., Erie.  
Glenn W. White, Albion.

## FAYETTE COUNTY

Edgar P. Honsaker, Uniontown.

## GREENE COUNTY

Wayne M. Long, Carmichaels.

## JUNIATA COUNTY

Albert L. Heckman, Walker Twp., Mexico.

## LANCASTER COUNTY

Mrs. A. Kathryn Enck, Ephrata.  
Mrs. Beatrice M. Sentz, East Donegal Twp., Mount Joy.

## LEHIGH COUNTY

Henry W. Haberern, Whitehall Twp., Egypt.  
Alfred L. Wallitsch, Allentown.  
Lloyd W. Wieder, Allentown.

## MONTGOMERY COUNTY

Miss Emeline M. Berger, Norristown.  
Walton B. Schlosser, Jr., Norristown.

## NORTHAMPTON COUNTY

Robert E. Brown, Bethlehem.

## NORTHUMBERLAND COUNTY

Mrs. Carrie C. Felix, Sunbury.  
George W. Jones, Shamokin.

## PHILADELPHIA COUNTY

Joseph A. Griffin, 2901 Guilford Street (15).  
Kenneth D. Matthews, Room 675, City Hall (7).

To compute from the dates set opposite their names:

## ALLEGHENY COUNTY

W. C. Casley, Monroeville, Turtle Creek, 3-3-53.

## BERKS COUNTY

Miss Eva G. Rau, Reading, 3-3-53.

## BEDFORD COUNTY

Luther J. Ahlburn, Hyndman, 3-4-53.

## DAUPHIN COUNTY

Mrs. Mabel Murray-Keys, Harrisburg, 3-5-53.

## LEBANON COUNTY

Miss Myrtle F. Cramer, Lebanon, 3-5-53.

## WAYNE COUNTY

Mrs. Dorothy Edwards, Waymart, 3-5-53.

## BERKS COUNTY

Mrs. Jennie Haag, Shoemakersville, 3-6-53.

## ALLEGHENY COUNTY

Wm. H. Eichenberg, Pittsburgh, Telegraph Square (30), 3-7-53.

Robert J. Kurtz, McKeesport, 3-7-53.

## LANCASTER COUNTY

John E. Homsher, Strasburg, 3-7-53.

## PHILADELPHIA COUNTY

Mrs. Lillian E. Altman, 5725 Virginian Road, 3-8-53.

## ALLEGHENY COUNTY

George E. Morcroft, Pittsburgh, 212 Fruit Exchange Bldg. (2), 3-9-53.

Albert Florian Paslow, Pittsburgh, 417 Grant Street, 3-10-53.

Harry Bastow, Pittsburgh, 905 May Bldg., 3-14-53.

George Vetter, Pittsburgh, 5141 Butler Street, 3-14-53.

## DELAWARE COUNTY

Bernard F. Macatee, Haverford Twp., Havertown, 3-15-53.

## LEBANON COUNTY

Miss Patricia J. Light, Lebanon, 3-15-53.

## BRADFORD COUNTY

Mrs. Neta I. Frutchey, Sayre, 3-16-53.

## ERIE COUNTY

James M. Van Dyke, Erie, 3-19-53.

## DAUPHIN COUNTY

Mrs. Katherine E. Ott, Susquehanna Twp., Harrisburg, 3-22-53.

## PHILADELPHIA COUNTY

John R. Mills, 478 Drexel Bldg., 3-22-53.

## ALLEGHENY COUNTY

Mrs. Olive McGregor, Oakmont, 3-24-53.

## CAMBRIA COUNTY

Leo J. Buettner, Johnstown, 3-24-53.

## PHILADELPHIA COUNTY

Mrs. Jean B. Lofland, 7121 Woodland Ave., 3-26-53.

## FAYETTE COUNTY

J. Kemp Conn, Point Marion, 3-27-53.

## BRADFORD COUNTY

Miss Elizabeth L. Lake, Sayre, 3-28-53.

## PHILADELPHIA COUNTY

Wallace W. Daczkowski, 4447 E. Thompson St., 3-31-53.

## INDIANA COUNTY

C. L. Longwill, Clymer, 4-1-53.

## NORTHAMPTON COUNTY

John J. Bartos, Bethlehem, 4-1-53.

## LACKAWANNA COUNTY

Miss Elizabeth C. Berghauser, Scranton, 4-2-53.

## PHILADELPHIA COUNTY

Mrs. Helen M. Green, 529 S. 11th St., 4-2-53.

Corrado J. DeSantis, S. W Cor 16th & Morris Sts, (45), 4-3-53.

## ALLEGHENY COUNTY

J. Paul Flaherty, East Pittsburgh, 4-4-53.

G. B. Haines, Snowden Twp., Library, 4-4-53.

L. J. McCord, Pittsburgh, 3204 Gulf Bldg., 439 7th Ave., 4-4-53.

Samuel Papernick, Glassport, 4-4-53.

## CRAWFORD COUNTY

Mrs. Vera M. Lewis, Titusville, 4-4-53.

## MONROE COUNTY

Kennard Lewis, East Stroudsburg, 4-4-53.

## MONTGOMERY COUNTY

Samuel K. Freed, Lansdale, 4-4-53.

Stanley L. Jones, New Hanover Twp., Green Lane, 4-4-53.

Edwin J. Krane, Whitmarsh Twp., Lafayette Hill, 4-4-53.

## PHILADELPHIA COUNTY

Miss Angela M. Ruff, 437 Chestnut St., 4-4-53.

## SNYDER COUNTY

Mrs. Irene Fenstermacher, Middleburg, 4-4-53.

## JEFFERSON COUNTY

Glenn R. Dennison, Reynoldsville, 4-5-53.

## MERCER COUNTY

John Salcau, Sharon, 4-5-53.

## MONTGOMERY COUNTY

Robert B. Brunner, Norristown, 4-5-53.

## PHILADELPHIA COUNTY

John J. Gutjahr, 3320 Germantown Ave., 4-5-53.

Howard A. Weaver, 2025 Fairmount Ave., 4-5-53.

C. E. Lehr, 101 Public Ledger Building (6), 4-6-53.

## JOHN S. FINE

A motion was made by Mr. WATSON and Mr. WATKINS,

That the Senate do advise and consent to said nominations.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

## YEAS—50

Bane,	Hare,	McCusker,	Stiefel,
Barr,	Harney,	McGinnis,	Taylor,
Berger,	Holland,	McMenamin,	Toole,
Blass,	Kephart,	McPherson, Jr.	Wade,
Camel,	Kessler,	Miller,	Wagner,
Chapman,	Koprivier, Jr.	Pechan,	Walker,
Crowe,	Lane,	Peelor,	Watkins,
Dent,	Leader,	Propert,	Watson,
Diehm,	Letzler,	Ruth,	Weiner,
DiSilvestro,	Madigan,	Silvert,	Wolfe,
Fleming,	Mahany,	Snowden,	Wood,
Freed,	Mallery,	Stevenson,	Yosko,
Haluska,	McCreesh,		

## NAYS—0

Two-thirds of all the Senators having voted "aye," the question was determined in the affirmative.

## HOUSE MESSAGES

## HOUSE CONCURS IN SENATE CONCURRENT RESOLUTION

The Clerk of the House of Representatives being introduced, informed the Senate that the House has concurred in resolution from the Senate as follows:

## JOINT COMMITTEE TO HOLD PUBLIC HEARINGS ON STATE GOVERNMENT SURVEY COMMITTEE REPORT

In the Senate, February 24, 1953.

Whereas, His Excellency, the Governor of the Common-

wealth, John S. Fine, has submitted to the General Assembly the report of the State Government Survey Committee; and

Whereas, The Governor of the Commonwealth has requested the General Assembly to give due consideration to its recommendations and where deemed feasible to implement the said recommendations by appropriate legislation; and now therefore be it

Resolved (if the House of Representatives concur), That the President pro tempore of the Senate appoint a committee of 15 members of the Senate and the Speaker of the House appoint a similar committee of the House to conduct public hearings on the various phases, findings, and recommendations of the State Government Survey Committee, and report their findings to this Session of the General Assembly.

## HOUSE BILLS FOR CONCURRENCE

He also presented for concurrence bills of the House, as follows:

House Bill No. 1, entitled:

An Act providing for a revision or amendment of the Constitution of Pennsylvania with certain limitations by a constitutional convention and a vote of electors; and providing for the nomination and election of delegates.

Which was committed to the Committee on Constitutional Changes and Federal Relations.

House Bill No. 47, entitled:

An Act authorizing fiduciaries to receive compensation from trust principal before the end of their service and before the end of their trusts and providing for allowances of compensation to fiduciaries out of trust income or trust principal or both either during the continuance or at the end of their trusts.

Which was committed to the Committee on Judiciary General.

House Bill No. 111, entitled:

An Act to continue the imposition of the tax on gross premiums, premium deposits and assessments received from business transacted within this Commonwealth by foreign insurance companies, association and exchanges.

Which was committed to the Committee on Finance.

## REPORT FROM THE JOINT STATE GOVERNMENT COMMISSION CONCERNING STATE AND LOCAL SUPPORT OF PUBLIC EDUCATION

Mr. HARE, on behalf of the Joint State Government Commission, submitted the following report which was read by the Clerk as follows:

COMMONWEALTH OF PENNSYLVANIA  
JOINT STATE GOVERNMENT COMMISSION  
OF THE GENERAL ASSEMBLY

P. O. Box 61

Room 450—Capitol Building

Harrisburg

March 3, 1953.

To the Honorable, the Senate of the General Assembly of the Commonwealth of Pennsylvania:

On behalf of the Joint State Government Commission, I have the honor to transmit herewith A Report of the Joint State Government Commission, Session of 1953, concerning State and Local Support of Public Education.

Copies of this report for distribution to the members



of the Senate have been delivered to the office of the President pro tempore of the Senate.

Respectfully submitted,

(s) Baker Royer  
BAKER ROYER, Chairman.

The PRESIDENT. The communication will be spread upon the Journal, and the report will be printed in full in the Appendix.

### BILLS INTRODUCED AND REFERRED

Messrs. WALKER and FLEMING read in place and presented to the Chair Senate Bill No. 233, entitled:

An Act to reenact and amend the title and the act approved the twenty-ninth day of April one thousand nine hundred thirty-seven (P. L. 487) entitled "An act to provide for the permanent personal registration of electors in boroughs towns and townships as a condition of their right to vote at elections and primaries and their enrollment as members of political parties as a further condition of their right to vote at primaries prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors requiring the county commissioners of the various counties to act as a registration commission therefor and prescribing the powers and duties of citizens parties political bodies registration commissions commissioners registrars inspectors of registration and other appointees of registration commissions county election boards election officers municipal officers departments and bureaus police officers courts judges prothonotaries sheriffs county commissioner peace officers county treasurers county controllers registrars of vital statistics certain public utility corporations real estate brokers rental agents and boards of school directors and imposing penalties" as previously amended by extending the provisions thereof to cities of the second class and making uniform certain provisions relating to time limitations affected by municipal and general elections.

Which was committed to the Committee on Local Government.

Mr. BERGER read in his place and presented to the Chair Senate Bill No. 234, entitled:

An Act to further amend clause (6) of Section 1 of the act approved the twenty-seventh day of June, one thousand nine hundred twenty-three (P. L. 858) entitled, "An act establishing a State employees' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing State employees, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain said funds; imposing powers and duties upon the heads of departments in which State employees serve; excepting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties," by further defining State employee to include certain officers commissioned by the Department of Public Instruction.

Which was committed to the Committee on Education.

He also read in his place and presented to the Chair Senate Bill No. 235, entitled:

An Act to further amend clause seven of Section 1 of the act approved the eighteenth day of July, one thousand nine hundred seventeen (P. L. 1043), entitled "An act establishing a public school employees' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing employees, defining

the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain said funds; imposing powers and duties upon boards having the employment of public school employees; exempting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties," by permitting certain officers commissioned by the Department of Public Instruction to withdraw from the retirement system and providing for the transfer of their accumulated deductions and State and school district contributions to the State Employees' Retirement Fund under certain conditions.

Which was committed to the Committee on Education.

He also read in his place and presented to the Chair Senate Bill No. 236, entitled:

An Act designating a certain banking institution as an additional loan and transfer agent of the Commonwealth, and conferring powers and imposing duties upon such institution and certain State officers with respect thereto.

Which was committed to the Committee on Banking.

Mr. LANE read in his place and presented to the Chair Senate Bill No. 237, entitled:

An Act to add section 4.1 to the act, approved the twenty-third day of May, one thousand nine hundred forty-five (P. L. 913), entitled "An act relating to and regulating the practice of the profession of engineering; including civil engineering, mechanical engineering, electrical engineering, mining engineering, chemical engineering, surveying and constituent parts and combinations thereof as herein defined; providing for the licensing and registration of persons practicing said profession, and the certification of engineers in training, and the suspension and revocation of said licenses, registrations and certifications for violation of this act; prescribing the powers and duties of the State Registration Board for Professional Engineers, the Department of Public Instruction and the courts; prescribing penalties; and repealing existing laws," by designating experience in engineering work and experience in surveying while in the armed forces of the United States during the armed conflict in Korea as such experience as is required for licensure.

Which was committed to the Committee on Education.

He also (By request) read in his place and presented to the Chair Senate Bill No. 238, entitled:

An Act to amend the act, approved the seventh day of June, one thousand eight hundred eighty-seven (P. L. 365), entitled "An act to encourage and authorize the formation of cooperative associations, productive and distributive, by farmers, mechanics, laborers, or other persons," by authorizing perpetual existence for cooperative associations; providing for prospective and retroactive amendments to articles of association increasing terms of existence or making such terms of existence perpetual.

Which was committed to the Committee on Corporations.

Mr. WATKINS read in his place and presented to the Chair Senate Bill No. 239, entitled:

An Act making an appropriation to the Elwyn Training School at Elwyn, in the County of Delaware, Commonwealth of Pennsylvania, toward the rebuilding of a large dormitory destroyed by fire, and providing for a lien against the property improved thereby.

Which was committed to the Committee on Appropriations.

Mr. McCREESH read in his place and presented to the Chair Senate Bill No. 240, entitled:



An Act making an appropriation to the Department of Welfare for the maintenance of the Philadelphia General Hospital, Philadelphia, Pennsylvania.

Which was committed to the Committee on Appropriations.

He also read in his place and presented to the Chair Senate Bill No. 241, entitled:

An Act making an appropriation to the Department of Welfare for the maintenance of The Rush Hospital, Philadelphia, Pennsylvania.

Which was committed to the Committee on Appropriations.

He also read in his place and presented to the Chair Senate Bill No. 242, entitled:

An Act making an appropriation to the Department of Welfare for the maintenance of the Women's Hospital, Philadelphia, Pennsylvania.

Which was committed to the Committee on Appropriations.

He also read in his place and presented to the Chair Senate Bill No. 243, entitled:

An Act making an appropriation to the Department of Welfare for the maintenance of the Union Home for Old Ladies, Philadelphia, Pennsylvania.

Which was committed to the Committee on Appropriations.

He also read in his place and presented to the Chair Senate Bill No. 244, entitled:

An Act to amend Article 111 of the act, approved the twenty-eighth day of May, one thousand nine hundred thirty-seven (P. L. 1053), entitled "An act relating to the regulation of public utilities; defining as public utilities certain corporations, companies, associations and persons; providing for the regulation of public utilities, including, to a limited extent, municipalities engaging in public utility business, by prescribing, defining, and limiting their duties, powers, and liabilities, and regulating the exercise, surrender, or abandonment of their powers, privileges, and franchises; defining and regulating contract carriers by motor vehicle and brokers in order to regulate effectively common carriers by motor vehicle; conferring upon the Pennsylvania Public Utility Commission the power and duty of supervising and regulating persons, associations, companies, and corporations, including, to a limited extent, municipal corporations subject to this act, and administering the provisions of this act; authorizing the commission to fix temporary rates; placing the burden of proof on public utilities to sustain their rates and certain other matters; authorizing a permissive or mandatory sliding scale method of regulating rates; providing for the supervision of financial and contractual relations between public utilities and affiliated interests, and supervision and regulation of accounts and securities or obligations issued, assumed or kept by persons, associations, companies, corporations, or municipal corporations subject to this act; conferring upon the commission power to vary, reform, or revise certain contracts; conferring upon the commission the exclusive power to regulate or order the construction, alteration, relocation, protection, or abolition of crossings of facilities of public utilities, and of such facilities by or over public highways, to appropriate property for the construction or improvement of such crossings, and to award or apportion resultant costs and damages; authorizing owners of such property to sue the Commonwealth for such damages; providing for ejectment proceedings in connection with the appropriation of property for crossings; conferring upon the commission power to control

and regulate budgets of public utilities; imposing upon persons, associations, companies and corporations (except municipal corporations) subject to regulation, the cost of administering this act; prescribing and regulating practice and procedure before the commission and procedure for review by the courts of commission action; giving the court of common pleas of Dauphin County exclusive original jurisdiction over certain proceedings; prescribing penalties, fines, and imprisonment for violations of the provisions of this act and regulations and orders of the commission, and the procedure for enforcing such fines and penalties; and repealing legislation supplied and superseded by or inconsistent with this act," by providing that certain public utilities collect fares at one-half the established rate, from students going to or from school.

Which was committed to the Committee on Corporations.

He also read in his place and presented to the Chair Senate Bill No. 245, entitled:

An Act making an appropriation to the Hospital of the University of Pennsylvania, Philadelphia, Pennsylvania.

Which was committed to the Committee on Appropriations.

Mr. RUTH read in his place and presented to the Chair Senate Bill No. 246, entitled:

An Act to amend the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 1005), entitled, as amended "An act relating to and regulating tractors and their operation; providing for their registration by the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of tractors; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, and townships, within the Commonwealth, liability for damages caused by the negligent operation of tractors; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees and miscellaneous receipts; making an appropriation; and providing for refunds," by providing for the titling of, including liens, encumbrances and legal claims against tractors and self propelled agricultural machinery; regulating the possession, operation and sale of tractors and any agricultural machines having defaced manufacturers serial number; and authorizing the seizure and sale thereof in certain cases.

Which was committed to the Committee on Highways.

#### COMMITTEE APPOINTED PURSUANT TO SENATE CONCURRENT RESOLUTION, SERIAL No. 120

The PRESIDENT. The Chair is pleased to announce, on behalf of the President pro tempore, the appointment of the following committee pursuant to Senate Concurrent Resolution, Serial No. 120, entitled "Joint Committee to Hold Public Hearings on State Government Survey Committee Report":

The gentleman from Crawford, Mr. Mahany; the gentleman from Lycoming, Mr. Snowden; the gentleman from Potter, Mr. Berger; the gentleman from Lancaster, Mr. Diehm; the gentleman from Luzerne, Mr. Wood; the gentleman from Somerset, Mr. Hare; the gentleman from Cumberland, Mr. Wade; the gentleman from Clinton, Mr. Stevenson; the gentleman from Allegheny, Mr. Walker; the gentleman from Schuylkill, Mr. Wagner; the gentleman from Westmoreland, Mr. Dent; the gentleman from Philadelphia, Mr. Silvert; the gentleman from



Allegheny, Mr. Holland; the gentleman from Northampton, Mr. Yosko; and the gentleman from Berks, Mr. Ruth.

### PETITIONS AND REMONSTRANCES

Mr. YOSKO. Mr. President, on February 17, I discussed on the floor of this Senate the report submitted by the Pennsylvania Water Resources Committee, a committee appointed by Governor Fine to investigate the INCODEL Plan which was submitted for approval. At that time, Mr. President and Members of the Senate, I said I wondered whether there was collusion involved in the preparation and the submission of the Governor's Committee Report. Inasmuch as there seems to be a great deal of secrecy surrounding the activities of the Governor's Committee, of course, it aroused my suspicion. As a result, I delved into the question a little deeper.

Mr. President, on February 17, I said that the Lehigh Coal and Navigation Company attempted to sell its land and water rights to the city of Philadelphia as a water supply and that after careful investigation by engineers appointed by the city of Philadelphia, the plan was rejected as unsound and impractical. However, the Lehigh Coal and Navigation Company did not quit there, and, in my opinion, it has not quit yet. It still wants to dispose of some 50,000 acres of swampland, as well as whatever water rights it might have in the Lehigh River area. To bring about the sale of this land and water rights, it appears to me that the Lehigh Coal and Navigation Company found a friend in Governor Fine, with whom it apparently collaborated.

Mr. President, I am going to trace a series of events here that will justify my suspicion of collusion or, perhaps, even worse. Governor Fine, as I said before, in collaboration with the Lehigh Coal and Navigation Company, attempted to insert in the Republican Platform of 1950 a water supply for the city of Philadelphia from the Pocono area.

Mr. President, I read to you from the Philadelphia Inquirer of September 6, 1950. It says, and I quote:

"State G. O. P. Backs Water Authority to Supply Philadelphia.

"Creation of a State Water Authority to bring Philadelphia's drinking supply from a Pocono watershed will be proposed in the Republican State Platform to be adopted by the Party's State Committee at a meeting in Pittsburgh next Saturday.

"The decision to recommend the creation of the Water Authority was reached last Friday at a meeting of Philadelphia Republican leaders and Judge John S. Fine, the Party's nominee for Governor."

That item, Mr. President, appeared in the newspapers. There was an outcry against the proposed insertion in the Republican Platform by the opponent of the then candidate for Governor, and the objection was raised by Richardson Dilworth. As a result, that plank did not appear in the platform.

Then, Mr. President, we had an election. That happened on September 6, and we had an election in November. Between September 6 and the election, the INCODEL Plan, unless I am mistaken, was approved by the States of New Jersey, New York and Delaware. Governor Fine was successful in his election in November, and he took office on January 16, 1951.

Mr. President, I understand the INCODEL Plan was submitted to Governor Duff. However, since he left office on January 16, 1951, it was impossible for him to act or make recommendations concerning the plan. I also understand that the plan was subsequently submitted to the new Governor, Governor Fine, a short time after he took office on January 16, 1951, but Governor Fine sat on the INCODEL Plan for six months, until June 8, when he made an announcement which I will read here. The question remains, though, what happened; what was going on between the time the INCODEL Plan was submitted to Governor Fine until the time when he made up his mind that he was going to reject it? I have a right to say that the schemers were scheming, and the connivers were conniving and the plotters were plotting. They had to get the right kind of a committee, they had to get the right kind of engineers and they had to get the right kind of lawyers to put this thing over.

Mr. President, on January 8, 1951—I am reading from the Philadelphia Daily News—the Governor said, and I quote:

"I am unwilling to recommend the plan to our Legislature. It is important that we get the facts. These can be ascertained only after careful and thorough investigation."

Then, the Governor said that he was going to appoint a nonpartisan committee. He also said, and I quote:

"I shall see that the committee receives, through the Department of Forests and Waters, the assistance of disinterested engineers selected in consultation with the committee." He also said, "I am authorizing the committee to select its own general counsel, and I am requesting the Attorney General to supply any additional legal assistance to the committee which it may require."

Mr. President, who were the engineers that were appointed, the disinterested engineers? The Gannett group of engineers were employed. Were they disinterested? They had been working on State projects prior to this incident and, as I understand from the records, they will have received in the five and one-half year period from the Commonwealth of Pennsylvania, General State Authority, a total of \$631,989.71. Would you say they were disinterested engineers?

In addition to that, Mr. President, this same firm of engineers represented and were in the employ of the Lehigh Coal and Navigation Company when it attempted to sell its land and its water rights to the city of Philadelphia back in 1946.

Were the lawyers disinterested, Mr. President? Were they neutral? The committee, as its general counsel, appointed William A. Schnader. William A. Schnader, of course, was not disinterested because he, too, represented the Lehigh Coal and Navigation Company when it attempted to sell its land and its water rights to the city of Philadelphia. Then it had to have another attorney as an assistant to Mr. Schnader, and they appointed one of his associates in the water controversy before the United States Supreme Court. They appointed Attorney Chandler and he is on the payroll at \$7500 a year. Why they would need two attorneys for an engineering project, I do not know, but I hope that at the public hearing which we will have on this subject we shall find out.

And how about the committee, Mr. President? Was it a disinterested committee or did it form an opinion be-

fore the committee was appointed? I read from the Philadelphia Bulletin, of January 8, 1951, wherein it said:

"Albert M. Greenfield, whom Fine yesterday appointed chairman of the investigatory committee, several weeks ago, at a conference with the Governor on the INCODEL Plan, urged extreme caution before entering into the compact."

Was he disinterested? He had formed an opinion even before his appointment.

Then, Mr. President, the committee had to have money, because it could not function without money. So, on June 29 the Governor made an announcement, and I am reading from the Philadelphia Inquirer, of June 29, 1951, that he would seek \$150,000 to finance the activities of his commission, in spite of the fact that the whole INCODEL survey and study cost less than \$200,000. Now, this is significant, and this is what I want to read now in so far as the Governor is concerned. He addressed the committee after it was organized and he said, "When your report is finally submitted, I know that I will be able to recommend it to the Legislature with confidence," and that, of course, he did. There was an appropriation bill introduced in the House on July 10, 1951, and it called for \$250,000 and gave the committee jurisdiction to make the survey of the Delaware River Basin and the INCODEL Plan.

On August 6, 1951, the appropriation bill passed the House, was reported to the Senate on August 7, 1951 and there it remained. Mr. President and Members of the Senate, until December 10, 1951, when it was amended in committee. Between August 7, when the Senate Committee on Appropriations got the bill, and December 10, 1951, the schemers and the connivers and the plotters were at work again. They had to have more money, more money for the big steal, so they upped the appropriation \$100,000 and made it \$350,000, and expanded the jurisdiction of the committee.

Mr. President, I went into the Appropriations Committee yesterday, and I asked Mr. Stoner to get me the name of the person who proposed the amendment in the Senate Committee on Appropriations. Of course, he was not able to find it for me, but he thought that it came from the Governor's office. I told him to keep right on searching because I would like to know.

Mr. President, on February 1, the engineers were hired and after thirteen months, the engineers, the disinterested engineers, submitted their report. I said here on February 17 that I wondered whether the report was made known to anybody on the outside because of the effect which it had on the stock market.

Mr. President, I want to now show you how the stock market acted, so far as the Lehigh Coal and Navigation Company's stock is concerned. On January 17, 1952, there were 4200 shares sold; on the 21st, 2100 shares; on the 22nd, 1700 shares. Then, just about ten days before the report was submitted, it jumped to 24,800 shares and then it began to recede. On the 24th it dropped to 14,200; on the 27th to 8200; and on the 28th to 3700. Use your own judgment as to whether or not the report got out to somebody with the idea, of course, that it was going to be approved by the Legislature, and, as a result, those who bought those shares or who traded in the market on that day, January 23, 1952, when the 24,800 shares were sold, would reap the harvest. Then, it was not long after the Governor got his report until he kept his promise.

Mr. President, I said, or quoted, from the Philadelphia Inquirer, of June 29, that the Governor said, "When your report is finally submitted, I know that I will be able to recommend it to the Legislature with confidence." He kept his word, and made a statement to the effect that it would have his support. I have no hesitancy in saying, Mr. President, that if it would not have been attacked on the floor of the Senate, the legislation recommended in this report would have been submitted and we would have been called upon to go along with the big steal.

Mr. President, since January 17 the Governor has suffered a change of heart. He reversed himself, and now he said that he would call a meeting of the engineers of both sides, that the door has not been shut and that he would be willing to compromise. Mr. President, I say that this matter is out of the Governor's hands. This matter is now for the Legislature. This stinks to high heaven as far as I am concerned, and I am sure as far as most of you are concerned. It is the general talk among the people who know the story, it has been commented upon editorially, it has been publicized in the press and the radio.

This is a serious matter, Mr. President, and I agree with Senator Mahany in the statement which he made last week when he said, in speaking about interference with the Legislature, "We are answerable to the people who elect us and it is up to us, acting independently of the Administrative Branch, to decide whether legislation is needed for the benefit of the people whom we represent." That same rule applies to the Executive Branch of the government.

Mr. President, we are here to legislate; we are here to look into deals that are shady. We are in here to correct those things that might be termed evil and, in my opinion, this is an evil scheme to defraud the people of this Commonwealth of millions of dollars for a lemon, and a rotten lemon at that—fifty thousand acres of swamp water, fifty thousand acres of swamp water that is known as "brown water," which the experts say could not be corrected through present methods of filtration. This is simply swamp waters, brown, swamp, filthy water that could only be corrected by special chemicals, expensive special chemicals.

Mr. President, I introduced a resolution here on February 17, and I certainly hope that the gentleman who is the Chairman of the Committee on State Government will call a meeting soon and report that resolution from committee so that we can go into this matter at a public hearing; so that we can go into the activities of this committee, into the expenditures of this committee and make proper determinations. If it is found that the committee is right, the people should know it. If it is found that there is collusion, if there is conspiracy, if there is fraud, then the people should know that, too. The way to make that determination, I repeat, is at a legislative inquiry by this Senate.

Mr. CROWE. Mr. President, I am very much interested in what Senator Yosko had to say because it concerns me on both sides. In the first place, under the INCODEL Plan, a greater part of Pike County, which I represent, will be flooded out. Under the Pennsylvania Water Resources Committee Plan, the greater part of Monroe County and the Pocono Mountain resort section will be flooded out. On the other hand, I represent Carbon County where the Lehigh Navigation Coal Company has



its headquarters. While they are there, they have never done anything for me at any time. On the other hand, perhaps, I have never done anything for them, so I can be very impartial in my attitude.

Mr. President, I think these plans should be checked and because I am in the middle, I would like to do something to get at this matter. Next week, if the Republican Caucus approves, we have come to the point now that they have to approve the Republican resolutions, too, just like they approve Democratic resolutions—I intend to introduce a resolution empowering the Commission on Interstate Cooperation, which has outside contacts with these other States, to have an investigation and public hearings on the INCODEL Plan, the Pennsylvania Water Resources Committee Plan, this plan which has been recently advanced to funnel water from Lake Erie down through the Susquehanna River and thence to the Delaware, as another plan, and any other plans that are advanced for the good of the order and for the good of the people of Pennsylvania. I feel that the Commission on Interstate Cooperation is the organization that should conduct this hearing, because they have their contacts with the other States. If we get the leading water engineers from New York, New Jersey and Delaware, who are in the pact on INCODEL, we can hear what they have to say.

On the other hand, Mr. President, for years we have conducted our Commission of INCODEL, and if it is a futile gesture and our combination with these other States is useless, then, perhaps, INCODEL should be abolished. I think that some committee, possibly not the one I suggested, should come forward and do this job so the people of Pennsylvania can know what must be done.

On the other hand, Mr. President, if this is a proposition to furnish free water for Philadelphia, I am against it because up where I come from, the municipalities up there furnish their own water, and they pay for their own waterworks and they do not ask the State to pay a nickel. I do not know why we should have to come forward and advance State money to pay for water for Philadelphia, Erie or any other city in Pennsylvania.

#### STUDENTS FROM CUMRU TOWNSHIP, BERKS COUNTY, PRESENTED TO SENATE

Mr. RUTH. Mr. President, I would like to advise the Chair, and the Members of the Senate, of the presence of a group of eighty-four students from Cumru Township, Berks County, who are accompanied by their teachers, Mr. Bossler and Mrs. Rhoads.

The PRESIDENT. Will the guests of Senator Ruth please rise in place and take a bow?

#### PETITIONS AND REMONSTRANCES

Mr. MAHANY. Mr. President, a statement was just made by Senator Crowe which I want to correct. The Senator has the wrong impression of the Caucus action yesterday relative to resolutions. The action of the Caucus was that we would not go along with immediate adoption of resolutions unless some notice had been given, by the Member to the Caucus, relative to the content of those resolutions.

The reason for that, Mr. President, I think is wise. We should not take quick action on any resolution which

is presented to us here. As you know, the resolution is hurriedly read by the Clerk, and it is not in printed form before us and there would not be very many Members who would have much knowledge of the content of the resolution. When there is a resolution that requires some study, we should not take immediate action on it. Some resolution to congratulate a home town football team on a successful season, or someone on their birthday or something like that we can take immediate action on that type of resolution. However, anything which requires some study should be referred to committee. Then the committee should study it, as they do any bill or other legislation that is introduced here, and report it to the floor. Then, we can take action on it.

Mr. President, that is the reason for the Caucus action. We did not intend to have to approve resolutions before any one of the Members here introduced them. They are at liberty, of course, to introduce any resolution, but unless we take some action on it in Caucus, and know what it is all about, then I am going to object not to the resolution but to the immediate consideration of it.

Now, Mr. President, it seems to me that we are spending a great deal of time on matters which are not before us. I do not know of any report that is before us, either on INCODEL or the other one here. At least, if it was, it was presented at some past Session. Certainly, before we spend any of the State's money on any such plan, we should have a legislative committee of some kind to go into all the details concerning the findings of any commission, and go to the heart of the whole matter and decide whether or not the State should spend its money on carrying out the recommendations of any committee concerning, especially, supplying water to Philadelphia and that area.

Mr. President, when we quote from newspapers sometimes we do not arrive at the right conclusion. Senator Yosko quoted a lot from the Philadelphia Inquirer and other papers. I suppose he could quote from the Philadelphia Inquirer and find that about a week ago they said in that paper that I was against closed hearings on the so-called Chesterman Committee Report. At no time was I against that. I think they quoted me as saying that I was against open hearings. At no time was I against having open hearings. At no time was I for closed hearings, or having no hearings at all.

Senator Yosko knows, Mr. President, that many times in the public press he will read with surprise something that he is alleged to have said. I know, especially since I have become Majority Floor Leader, I have picked up many newspapers and looked in them and wondered when in the world I ever said such a thing as I was alleged to have said. So, the newspapers definitely are not evidence in court, and I do not think they should be evidence here, as to what somebody is alleged to have said.

Mr. President, I noticed that among the rascals that Senator Yosko picked out, they were not all Republican rascals. I noticed the name of Mr. Greenfield among that group, and I understand he is quite a leading Democrat. At least, this is a bipartisan list of rascals which Senator Yosko has chosen to give to us.

Mr. President, Senator Yosko also goes into the stock market to try to find out that those rascals, and some

others, profited by the upturn of the market on Lehigh Coal and Navigation stock. Well, I think he might find the opposite is true because, as I remember it, some of those 24,800 shares of stock that were sold on that big day were the shares of stock of the Navigation Coal Company which were owned by Senator Yosko. As I understand it, since that time the stock has dropped. It might be that the fellows like Senator Yosko, who sold their stock on the upturn, are a lot further ahead than those people who went in and bought and now they find that their stock has gone down. So, it seems that some of the other people, the innocent people, profited by the upturn and these other people, if Senator Yosko's statement is correct, are now holding stock that is not worth as much as what they bought it at.

Mr. President, I think we are going to get a lot further in this Session of the Legislature if we try to just discuss those things that are before us, and not spend a whole lot of time talking about things which are not immediately before us. If we do that, I am sure we are going to certainly shorten the amount of words in the Legislative Journal, and also be able to take care of our work in a lot better shape than we would otherwise.

The PRESIDING OFFICER (John M. Walker) in the Chair.

Mr. YOSKO. Mr. President, I do not want Senator Mahany or any Member of this Chamber to think that I have injected politics into this. I talked about Mr. Greenfield just as much as I talked about Mr. Schnader. I pointed out, when I spoke here, that Mr. Greenfield had sort of made up his mind about the project even before he was appointed. I have no brief for Mr. Greenfield, Democrat or Republican. He may have fitted into the scheme of things, I do not know. That is why I want a public hearing; that is why I want to find out. I am not here defending Mr. Greenfield or anybody else. I want the facts, and I want the truth.

The only time I mentioned Republican or Democrat in this thing, Mr. President, is when I read from the newspaper of a meeting in Philadelphia where Governor Fine and the Republican leaders had met on the Republican Platform. I am not saying that this is a Republican Party matter, or a Democratic Party matter. It is something that involves a group of people, and we have a right to know whether that group of people is involved in collusion, conspiracy or fraud. The way to make that determination is at a public hearing.

Mr. President, Senator Mahany is correct about my being a stockholder of the Lehigh Coal and Navigation Company. However, in spite of the fact that I was a stockholder in the Lehigh Coal and Navigation Company, I still brought this matter before the Senate. I made no bones about the fact that I was a stockholder. I think I told that to Senator Mahany, and I told it to other people. That does not excuse a committee from trying to sell a lemon, and a rotten lemon at that, as I said before, to the people of this Commonwealth.

Mr. President, Senator Mahany talks about spending unnecessary funds for investigations. This committee spent \$350,000. We have a right to go into how they spent it, what they spent it for and we have a right to know their activities from beginning to end. This is not going to cost anywhere near \$350,000.

Mr. President, I went to Philadelphia last Wednesday and I stopped in at the office of the Secretary of the Committee. I asked him to permit me to take a look at the engineering report, at the report prepared by the employees of the United States Department of the Interior, of the Fish and Wildlife Bureau. This group was paid \$10,000 to prepare that report. He would not permit me to see the report. I asked him to permit me to examine the minutes of the committee, and he said he would have to have special permission from either Mr. Greenfield or Mr. Schnader. I told him that this committee was financed by public funds and since it was financed with public funds, its records should be open to the public and not be held in secrecy.

The next day, Mr. President, he had Mr. Chandler call me and he told me the same thing, and I told him exactly what I had told Mr. Jenks. I was again informed that the people from whom you have to get special permission are either Mr. Greenfield or Mr. Schnader, and I find out that one of the gentlemen is in South America. The other gentleman is in Florida, and they tell me, or at least it is reported, that the President of the Lehigh Coal and Navigation Company is over in Europe.

Mr. President, Mr. Jenks also told me while I was in his office that the engineering report was up in the Bureau of Publications being printed. When I got here yesterday, I called the Bureau of Publications and they could find nothing. I then called the Secretary of Property and Supplies. He knew nothing about it but said he would trace it, and he finally tells me that the engineering report is up in the Budget Office.

Mr. President, do I understand that the \$350,000 has been spent and that now they are up in the Budget Office trying to obtain additional funds to print this report? If this is true, then the whole transaction went through the Department of Property and Supplies. However, I understand, too, that the printing contract has already been awarded. It has been awarded to the "Eleventh Hour Printing Company," in Philadelphia. I asked a few of the Philadelphia people around here if they had ever heard of the "Eleventh Hour Printing Company," and the answer was "no".

It seems to me, Mr. President, that although the resolution was adopted to submit the engineering reports to this Senate, from the way it is moving, it will probably be months before we get them.

### INTERROGATION

Mr. HOLLAND. Mr. President, I desire to interrogate the gentleman from Crawford, Senator Mahany.

The PRESIDING OFFICER. Will the gentleman from Crawford, Mr. Mahany, permit himself to be interrogated?

Mr. MAHANY. With pleasure, Mr. President.

Mr. HOLLAND. Senator Mahany, I have a number of requests from manufacturers in Pittsburgh for copies of the Chesterman Report, and I understand there are none to be had. Do you know if they are going to be printed and made available to the manufacturers who are very vitally interested in them?

Mr. MAHANY. Mr. President, I understand that in a couple of weeks from now there will be printed copies of that report. At the present time, they have a very limited number and I cannot even obtain any extra ones. So, if the gentleman will bear with us for a couple of



weeks there will be printed copies of this report available for his fellow citizens.

Mr. HOLLAND. Mr. President, I desire to further interrogate the gentleman from Crawford, Senator Mahany.

The PRESIDING OFFICER. Will the gentleman from Crawford, Mr. Mahany, permit himself to be further interrogated?

Mr. MAHANY. I will, Mr. President.

Mr. HOLLAND. These corporations have written me, Senator Mahany, and stated that they could not appear at any hearings, or take part in any hearings, unless they had a copy of the report in order to have the proper authorities of their companies study them. If we are going to start hearings on the Chesterman Report without copies, we are going to start them like a lot of other things are started here, backwards.

Do you not think that these reports should be available before hearings are held on the Chesterman Report?

Mr. MAHANY. Well, Mr. President, we plan on starting hearings next week which will not involve the problem of having copies in the hands of other people.

Next week, for instance, Mr. President, on Tuesday afternoon at 1:30 o'clock p. m., we are planning to have a hearing on the recommendation of the Survey Committee relative to placing the State Police, and the Parole Board and one other one under the Department of Justice. Now, that would not require having printed copies of this report before Senator Holland's manufacturing group. Then, I think, on Wednesday afternoon at 1:30 o'clock p. m., we are planning to hold a hearing on the recommendation of the Survey Report that the Department of Commerce be abolished and their powers transferred to other departments. These hearings are tentatively scheduled now, and will no doubt be confirmed by the committee as a whole when we meet. I believe that the chairman of the Democratic group will go along with those two hearings, although I have not had a chance to talk with him as yet about it.

Mr. President, during the succeeding week we are going to try to have a hearing on the recommendation of the Survey Report relative to the abolishment of the Milk Control Board. So, we will not get into these other hearings, with which Mr. Holland may be concerned, until at least two weeks from now, and then these printed reports will be available at that time.

We want to do this, Mr. President, and not hold up for another two weeks going into these hearings, or we will be forever getting them through. I do not believe that this Session of the Legislature is going to progress very far until after we complete these hearings. For that reason, I am trying my best to speed up this machinery of the hearings on the Survey Report.

Mr. HOLLAND. Thank you, Senator Mahany.

Mr. President, I do think, though, that we should speed up the printing because these reports on the Department of Commerce and the Milk Control Commission, I am vitally interested in. Other people should also have an opportunity to study the Report of the Chesterman Committee on both of these departments. It is going to be very hard for us to bring in help to show that these departments should be abolished if the people do not have an opportunity to study the Chesterman Report on both the

Department of Commerce and the Milk Control Commission.

Mr. MAHANY. Mr. President, if I have anything to do with it, and I think I will, there will not be any committee hearings on this report unless there is a week's notice given on each one, and unless the people have some chance of being prepared.

I think, Mr. President, that the recommendations of this committee are very brief as concerns those three topics, and I believe we can go into those without delaying the thing any further.

If Senator Holland feels that they need these printed copies of this report, Mr. President, in order to go into the Milk Control hearing, then I am willing to let that go for an extra week, if he thinks that should be done. If he will examine the Report of the Committee on those particular subjects, I do not think he will find them very long or very involved, and I hope he can see his way clear to go along with those three subjects, so that we can at least get a start on this matter next week.

Mr. HOLLAND. Mr. President, I will promise the Majority Leader that I will not do anything to stop or hinder the public hearings being held, because I think that we have had so many excuses here for not doing things that it is time for us to really get busy. We have wasted two months, to a certain extent, and I think it is time that we get down to doing business.

Mr. President, I also do not agree with some of my colleagues, that we should not have a suspension or a recess during these hearings. I do not think this Legislature is going to accomplish very much until they have completed the hearings on the Chesterman Report, because many of the things we will do here are going to hinge on what we do about the Chesterman Report.

Therefore, Mr. President, I feel that we would save a lot of time if we would just shut down and devote ourselves to long days, six or seven days a week if necessary. I have been appointed to the committee and I am willing to serve seven days a week, and also waive my overtime pay, to get something accomplished. The quicker we get through with the Chesterman Report, the quicker we can get down to business here. I think running out of a committee meeting and coming back here to the Senate, to worry about legislation which is pending, is not a good way to handle the matter. The thirty members on the Joint Committee should have the opportunity of devoting their entire time to concentrate on the Chesterman Report during the time these hearings are being held.

#### STUDENTS FROM YORK HAVEN SCHOOL PRESENTED TO SENATE

Mr. LEADER. Mr. President, I would like to call the attention of the Chair to the presence in the Senate gallery of a very fine group of students, representing the third and fourth grades in York Haven, Pennsylvania, accompanied by their teacher, Miss Helen Kunkle.

The PRESIDING OFFICER. Will the guests of Senator Leader please rise and take a bow?

#### RECESS

Mr. MAHANY. Mr. President, I move that the Senate do now take a recess for five minutes, for the purpose of a meeting of the Local Government Committee.

Mr. STEVENSON. Mr. President, I second the motion. The motion was agreed to.

## AFTER RECESS

The PRESIDING OFFICER. The time of recess having elapsed, the Senate will be in order.

## HOUSE MESSAGES

## HOUSE BILL FOR CONCURRENCE

The Clerk of the House of Representatives being introduced, presented for concurrence bill of the House, as follows:

House Bill No. 105, entitled:

An Act to amend Section 1222 of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "Vehicle Code," by increasing secretary's fee for supplying certain information.

Which was committed to the Committee on Highways.

HOUSE CONCURS IN SENATE CONCURRENT  
RESOLUTION

## TIME OF NEXT MEETING

He also informed the Senate that the House has concurred in resolution from the Senate as follows:

In the Senate, March 2, 1953.

Resolved, (if the House of Representatives concur), That when the Senate adjourns this week it reconvene on Monday, March 9, 1953, at four o'clock p. m., E. S. T., and when the House of Representatives adjourns this week it reconvene on Monday, March 9, 1953, at four-thirty o'clock p. m., E. S. T.

## REPORTS FROM COMMITTEES

Mr. HARNEY. Mr. President, I ask unanimous consent to make reports from committee at this time.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. HARNEY, from the Committee on Local Government, reported as committed Senate Bill No. 211, entitled:

A Supplement to the act, approved the twenty-first day of January, one thousand nine hundred fifty-two (1951-52 P. L. 2182), entitled "An act to promote the uniform development of Allegheny County; creating the Metropolitan Study Commission of Allegheny County; defining its powers and duties; conferring powers and imposing duties upon the Governor and the governing bodies of political subdivisions," by extending the term of such commission until the end of the 1955 Session of the General Assembly.

He also, from the Committee on Local Government, reported as committed Senate Bill No. 217, entitled:

An Act to repeal the act, approved the fourteenth day of May, one thousand nine hundred forty-nine (P. L. 1340) entitled "An act requiring political subdivisions to file copies of zoning ordinances, together with maps or plans indicating the area or zones of the political subdivision affected by such ordinances, in the recorder's office; invalidating zoning ordinances heretofore adopted unless copies thereof, together with maps are filed within a certain time; and imposing duties and conferring powers on recorders of deeds," and all acts amending the same, and validating zoning ordinances or amendments thereto of political subdivisions not filed, recorded or indexed as required by law.

He also, from the Committee on Local Government, reported as committed Senate Bill No. 218, entitled:

An Act to repeal the act, approved the twentieth day of May, one thousand nine hundred forty-nine (P. L. 1531) entitled "An act requiring political subdivisions to file copies of building ordinances in the recorder's office; invalidating building ordinances heretofore adopted unless copies thereof are filed within a certain time; and imposing duties and conferring powers on recorders of deeds," and all acts amending the same, and validating building ordinances or amendments thereto of political subdivisions not filed, recorded or indexed as required by law.

Mr. WADE. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. WADE, from the Committee on Banking reported as amended Senate Bill No. 87, entitled:

An Act to reenact subsection A of section 1012 of the act, approved the fifteenth day of May, one thousand nine hundred thirty-three (P. L. 624) entitled, as amended, "An act relating to the business of banking, and to the exercise of fiduciary powers by corporations; providing for the organization of corporations with fiduciary powers, and of banking corporations, with or without fiduciary powers, including the conversion of National banks into State banks, and for the licensing of private bankers, and employes mutual banking associations; defining the rights, powers, duties, liabilities, and immunities of such corporations, of existent corporations authorized to engage in a banking business, with or without fiduciary powers, of private bankers and employes' mutual banking associations, and of the officers, directors, trustees, shareholders, attorneys, and other employes of all such corporations, employes' mutual banking associations or private bankers, or of affiliated corporations, associations or persons; restricting the exercise of banking powers by and other corporation, association or person and of fiduciary powers by any other corporation; conferring powers and imposing duties upon the courts, prothonotaries, recorders of deeds, and certain State departments, commissions, and officers; imposing penalties; and repealing certain acts and parts of acts," by making further provision concerning the powers and limitations on powers of banks and trust companies.

## NOMINATIONS TAKEN FROM TABLE

Mr. WATSON. Mr. President, I call from the table Executive Nominations which were laid on the table on March 2, 1953.

The Clerk read the nominations as follows:

## JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate John C. Finigan, 88 Mildred Lane, Green Ridge, Delaware County, for appointment as Justice of the Peace in and for the Township of Aston, Delaware County, until the first Monday of January 1954, vice Clarence E. Cooper, resigned.

JOHN S. FINE.

## ALDERMAN

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 26, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Michael



Manno, 759 West Edwin Street, Williamsport, Lycoming County, for appointment as Alderman in and for the Fourth Ward of the City of Williamsport, Lycoming County, to serve until the first Monday of January 1954, vice James W. Powell, deceased.

JOHN S. FINE.

#### JUSTICES OF THE PEACE

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 26, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Justices of the Peace, to serve until the first Monday of January 1954:

James T. Karabasz, Cherry Street, Bally, Berks County, in and for the Borough of Bally, Berks County, to fill a vacancy.

Paul J. Zwoyer, Trexler and Pennsylvania Avenue, Kutztown, Berks County, in and for the Township of Maxatawny, Berks County, vice J. Ward Kieffer, resigned.

JOHN S. FINE.

#### MEMBERS OF COUNTY BOARDS OF ASSISTANCE

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following persons to be Members of the County Board of Assistance, for the terms set opposite their names.

#### POTTER COUNTY

Otto C. Mosch, Galetton, from January 30, 1952, until December 31, 1953, and until his successor is duly appointed and qualified.

(Mrs.) Marian H. Barrett, Coudersport, from January 30, 1952, until December 31, 1953, and until her successor is duly appointed and qualified.

William T. Fisk, Roulette, from January 30, 1952, until December 31, 1954, and until his successor is duly appointed and qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, February 9, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as members of the Susquehanna County Board of Assistance:

Byron Benninger (Republican), Dimock, to serve until December 31, 1955, and until his successor is duly appointed and qualified, vice Mark B. Lake, South Montrose, whose term expired.

Mrs. Velma Potts (Republican), Forest Lake, P. O. Montrose, to serve until December 31, 1955, and until her successor is duly appointed and qualified, vice Mrs. Cecile H. Coleman, Rushville, whose term expired.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following person to be Member of the County Board of Assistance, for the term set opposite her name.

#### TIOGA COUNTY

(Mrs.) Clarice M. Wilcox, Wellsboro, from January 1, 1953, until December 31, 1955, and until her successor is duly appointed and qualified.

JOHN S. FINE.

#### EXECUTIVE SESSION

A motion was made by Mr. WATSON and Mr. McPHERSON, JR.,

That the Senate do now resolve itself into Executive Session, for the purpose of acting upon the nominations read by the Clerk.

Which was agreed to.

Whereupon,

A motion was made by Mr. WILSON and Mr. WATKINS,

That the Senate do advise and consent to said nominations.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

#### YEAS—50

Bane,	Hare,	McCusker,	Stiefel,
Barr,	Harney,	McGinnis,	Taylor,
Berger,	Holland,	McMenamin,	Toole,
Blass,	Kephart,	McPherson, Jr.	Wade,
Camiel,	Kessler,	Miller,	Wagner,
Chapman,	Koprivier, Jr.	Pechan,	Walker,
Crowe,	Lane,	Peelor,	Watkins,
Dent,	Leader,	Probert,	Watson,
Diehm,	Letzler,	Ruth,	Weiner,
DiSilvestro,	Madigan,	Silvert,	Wolfe,
Fleming,	Mahany,	Snowden,	Wood,
Freed,	Mallery,	Stevenson,	Yosko,
Haluska,	McCreesh,		

#### NAYS—0

Two-thirds of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

#### EXECUTIVE SESSION RISES

Mr. WATSON. Mr. President, I move that the Executive Session do now rise.

Mr. WATKINS. Mr. President, I second the motion.

The motion was agreed to.

#### BILL INTRODUCED AND REFERRED

Mr. WAGNER. Mr. President, I ask unanimous consent to introduce a bill at this time.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. WAGNER read in place and presented to the Chair Senate Bill No. 247, entitled:

An Act to further amend the act, approved the eighth day of July, one thousand nine hundred forty-one (P. L. 298), entitled "An act authorizing the creation of, and providing for, and regulating the maintenance and operation of a county employees retirement system in counties of the fourth class, imposing certain charges on counties, and fixing penalties," by authorizing the transfer to the one-eightieth (1/80) class of members contributions at the option of the retirement board and adjusting the county annuity on superannuation retirement; further prescribing the power of the retirement board to provide minimum retirement allowances.

Which was committed to the Committee on Local Government.

CALENDAR

THIRD READING CALENDAR

BILL OVER IN ORDER

Mr. MAHANY. Mr. President, I ask unanimous consent that Senate Bill No. 9, on third reading, entitled:

An Act to further amend subsection C of section 1009 and section 1408 of the act, approved the fifteenth day of May, one thousand nine hundred and thirty-three (P. L. 624), entitled, as amended, "An act relating to the business of banking, and to the exercise of fiduciary powers by corporations; providing for the organization of corporations with fiduciary powers, and of banking corporations, with or without fiduciary powers, including the conversion of National banks into State banks, and for the licensing of private bankers, and employees' mutual banking associations; defining the rights, powers, duties, liabilities, and immunities of such corporations, of existent corporations authorized to engage in a banking business, with or without fiduciary powers, of private bankers and employees' mutual banking associations, and of the officers, directors, trustees, shareholders, attorneys, and other employees of all such corporations, employees' mutual banking associations or private bankers, or of affiliated corporations, associations, or persons; restricting the exercise of banking powers by any other corporation, association, or persons, and of fiduciary powers by any other corporation; conferring powers and imposing duties upon the courts, prothonotaries, recorders of deeds, and certain State departments, commissions, and officers; imposing penalties; and repealing certain acts and parts of acts," by changing the limitations on the amount which may under certain circumstances be invested in title insurance companies, and by making further provision concerning the effect of merger or consolidation of banking institutions.

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 44, as follows:

An Act to amend Section 1 of the Act approved the fourteenth day of January one thousand nine hundred fifty-two (Appropriation Acts 70) entitled "An act making an appropriation to the Elwyn Training School at Elwyn in the County of Delaware Commonwealth of Pennsylvania and prescribing certain conditions upon which the appropriation will be available to the School" by increasing the per capita annual maintenance rate wards of the Commonwealth

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 1 of the Act approved the fourteenth day of January one thousand nine hundred fifty-two (Appropriation Acts 70) entitled "An act making an appropriation to the Elwyn Training School at Elwyn in the County of Delaware Commonwealth of Pennsylvania and prescribing certain conditions upon which the appropriation will be available to the school" is hereby amended to read as follows

Section 1 An appropriation is hereby made to the Elwyn Training School at Elwyn in the County of Delaware Commonwealth of Pennsylvania for the maintenance of six hundred thirty (630) wards of the Commonwealth at [seven hundred fifty dollars (\$750)] eight hundred fifty dollars (\$850) per capita per annum and the sum of nine hundred and forty-five thousand dollars (\$945,000) or as much thereof as may be necessary is hereby specifically appropriated to the said institution for the pur-

pose stated to cover the two fiscal years beginning June first one thousand nine hundred fifty-one Absences or vacations of three weeks or less in any fiscal year shall not be deducted but any absences or vacations in excess of three weeks in any fiscal year shall be deducted

Section 2 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

(During the calling of the roll the following occurred:)

Mr. HARNEY. Mr. President, I wish to be recorded as voting "aye".

The PRESIDING OFFICER. The gentleman from Chester will be so recorded.

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—32

Berger,	Hare,	McCreesh,	Taylor,
Blass,	Harney,	McCusker,	Wade,
Chapman,	Kessler,	McPherson, Jr.	Wagner,
Diefm,	Koprivier, Jr.	Miller,	Watkins,
DiSilvestro,	Letzler,	Pechan,	Watson,
Fleming,	Madigan,	Peelor,	Wolfe,
Freed,	Mahany,	Propert,	Wood,
Haluska,	Mallery,	Stevenson,	Walker,
			Presiding Officer

NAYS—14

Bane,	Holland,	Ruth,	Toole,
Barr,	Lane,	Silvert,	Weiner,
Camiel,	Leader,	Stiefel,	Yosko,
Dent,	McGinnis,		

A majority of all the Senators having voted "aye", the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence,

BILL OVER IN ORDER

Mr. MAHANY. Mr. President, I ask unanimous consent that Senate Bill No. 52, on third reading, entitled:

An Act to amend clause XV of section 1202 of the act approved the fourth day of May one thousand nine hundred twenty-seven (P. L. 519) entitled "An act concerning boroughs and revising amending and consolidating the law relating to boroughs" by further defining the powers of boroughs with regard to garbage rubbish sludge and other waste treatment and disposal acting separately or jointly with other political subdivisions

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 60, as follows:

An Act to further amend the act approved the twenty-second day of June one thousand nine hundred thirty-one (P. L. 594) entitled "An act establishing certain township roads as State highways authorizing their construction maintenance and improvement under certain conditions and restrictions limiting the obligation of the Commonwealth in the construction of certain structures located on such highways conferring certain



powers upon the Department of Highways and local authorities persons associations and corporations for sharing the cost of the maintenance and construction of such highways and making an appropriation to carry out the provisions of said act" by deleting a route in Lancaster County

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The following route established by the act approved the twenty-second day of June one thousand nine hundred thirty-one (P. L. 594) entitled "An act establishing certain township roads as State highways authorizing their construction maintenance and improvement under certain conditions and restrictions limiting the obligation of the Commonwealth in the construction of certain structures located on such highways conferring certain powers upon the Department of Highways and local authorities persons associations and corporations for sharing the cost of the maintenance and construction of such highways and making an appropriation to carry out the provisions of said act" as amended by the act approved the twelfth day of July one thousand nine hundred thirty-five (P. L. 806) is hereby deleted as indicated

[Route 36084 Beginning at a point in Conestoga Township at the New Safe Harbor Station of the Columbia and Port Deposit Branch of the Pennsylvania Railroad thence northerly to a point intersecting Route 36005 in Lancaster County a distance of about .35 of a mile]

Section 2 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

#### YEAS—50

Bane,	Hare,	McCusker,	Taylor,
Barr,	Harney,	McGinnis,	Toole,
Berger,	Holland,	McMenamin,	Wade,
Blass,	Kephart,	McPherson, Jr.	Wagner,
Camiel,	Kessler,	Miller,	Watkins,
Chapman,	Koprivier, Jr.	Pechan,	Watson,
Crowe,	Lane,	Peelor,	Weiner,
Dent,	Leader,	Propert,	Wolfe,
Diehm,	Letzler,	Ruth,	Wood,
DiSilvestro,	Madigan,	Silvert,	Yosko,
Fleming,	Mahany,	Snowden,	Walker,
Freed,	Mallery,	Stevenson,	Presiding Officer
Haluska,	McCreesh,	Stiefel,	

#### NAYS—0

A majority of all the Senators having voted "aye", the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 62, as follows:

An Act to further amend subsection C of Section 1210 of the act approved the fifteenth day of May one thousand nine hundred thirty-three (P. L. 624) entitled as amended "An act relating to the business of banking and to the exercise of fiduciary powers by corporations providing for the organization of corporations with fiduciary powers and of banking corporations with or without fiduciary powers including the conversion of National banks into State banks and for the licensing of private bankers and employees' mutual banking associations defining the rights powers duties liabilities and immunities of such corporations of existent corporations authorized to engage in a bank-

ing business with or without fiduciary powers of private bankers and employees' mutual banking associations and of the officers directors trustees shareholders attorneys and other employees of all such corporations employees' mutual banking associations or private bankers or of affiliated corporations associations or persons restricting the exercise of banking powers by any other corporation association or person and of fiduciary powers by any other corporation conferring powers and imposing duties upon the courts prothonotaries recorders of deeds and certain State departments commissions and officers imposing penalties and repealing certain acts and parts of acts" by further providing for authorized investments and limitations on loans and discounts of savings banks

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Subsection C of Section 1210 of the act approved the fifteenth day of May one thousand nine hundred thirty-three (P. L. 624) entitled as amended "An act relating to the business of banking and to the exercise of fiduciary powers by corporations providing for the organization of corporations with fiduciary powers and of banking corporations with or without fiduciary powers including the conversion of National banks into State banks and for the licensing of private bankers and employees' mutual banking associations defining the rights powers duties liabilities and immunities of such corporations of existent corporations authorized to engage in a banking business with or without fiduciary powers of private bankers and employees' mutual banking associations and of the officers directors trustees shareholders attorneys and other employees of all such corporations employees' mutual banking associations or private bankers or of affiliated corporations associations or persons restricting the exercise of banking powers by any other corporation association or person and of fiduciary powers by any other corporation conferring powers and imposing duties upon the courts prothonotaries recorders of deeds and certain State departments commissions and officers imposing penalties and repealing certain acts and parts of acts" as last amended by the act approved the twenty-eighth day of June one thousand nine hundred fifty-one (P. L. 646) is hereby further amended to read as follows

#### Section 1210 Limitation upon Loans and Discounts

\*\*\*\*\*

C The limitations imposed by this section shall not apply to the following (1) investments authorized under Sections 1208 and 1209 of this act or (2) loans by a savings bank to any of its mortgage borrowers for repair alteration or improvement of the mortgaged real estate on the security of a note which is insured or to be insured by the Federal Housing Administrator pursuant to the provisions of Title I of the National Housing Act approved the twenty-seventh day of June one thousand nine hundred thirty-four its amendments and supplements

Section 2 This act shall become effective immediately upon its final enactment.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

(During the calling of the roll the following occurred):

Mr. HARNEY. Mr. President, I wish to be recorded as voting "aye."

The PRESIDING OFFICER. The gentleman from Chester will be so recorded.

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

#### YEAS—29

Berger,	Kessler,	Miller,	Wagner,
Blass,	Koprivier, Jr.	Pechan,	Watkins,
Chapman,	Letzler,	Peelor,	Watson,



Diehm, Fleming, Freed, Hare, Harney,	Madigan, Mahany, Mallery, McCusker, McGinnis,	Probert, Stevenson, Taylor, Wade,	Wolfe, Wood, Walker, Presiding Officer
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## NAYS—16

Bane, Barr, Camiel, Dent,	DiSilvestro, Haluska, Holland, Lane,	Leader, McCreesh, Ruth, Silvert,	Stiefel, Toole, Weiner, Yosko,
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A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

## BILL OVER IN ORDER

Mr. LANE. Mr. President, I ask unanimous consent that Senate Bill No. 64, on third reading, entitled:

An Act to further amend section 1212 and to amend section 1214 of the act approved the fifteenth day of May one thousand nine hundred thirty-three (P. L. 624) entitled as amended "An act relating to the business of banking and to the exercise of fiduciary powers by corporations providing for the organization of corporations with fiduciary powers and of banking corporations with or without fiduciary powers including the conversion of National banks into State banks and for the licensing of private bankers and employes' mutual banking associations defining the rights powers duties liabilities and immunities of such corporations of existent corporations authorized to engage in a banking business with or without fiduciary powers of private bankers and employes' mutual banking associations and of the officers directors trustees shareholders attorneys and other employes of all such corporations employes mutual banking associations or private bankers or of affiliated corporations associations or persons restricting the exercise of banking powers by any other corporation association or person and of fiduciary powers by any other corporation conferring powers and imposing duties upon the courts prothonotaries recorders of deeds and certain State departments commissions and officers imposing penalties and repealing certain acts and parts of acts" by further providing concerning the powers and limitations on powers of savings banks.

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILLS ON THIRD READING AND  
FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 113, as follows:

An Act to further amend Sections 4 and 8 of the act approved the sixteenth day of May one thousand nine hundred twenty-three (P. L. 207) entitled "An act providing when how upon what property and to what extent liens shall be allowed for taxes and for municipal improvements for the removal of nuisances and for water rents or rates sewer rates and lighting rates for the procedure upon claims filed therefor the methods for preserving such liens and enforcing payment of such claims the effect of judicial sales of the properties lienied the distribution of the proceeds of such sales and the redemption of the property therefrom for the lien and collection of certain taxes heretofore assessed and of claims for municipal improvements made and nuisances removed within six months before the passage of this act and for the procedure on tax and municipal claims filed under other and prior acts of Assembly" by authorizing the assignment by municipal authorities organized by cities of the second class of their municipi-

pal claims and liens to and the purchase thereof by cities boroughs and townships in which the property subject to such municipal claims or liens is located The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Sections 4 and 8 of the act approved the sixteenth day of May one thousand nine hundred twenty-three (P. L. 207) entitled "An act providing when how upon what property and to what extent liens shall be allowed for taxes and for municipal improvements for the removal of nuisances and for water rents or rates sewer rates and lighting rates for the procedure upon claims filed therefor the methods for preserving such liens and enforcing payment of such claims the effect of judicial sales of the properties lienied the distribution of the proceeds of such sales and the redemption of the property therefrom for the lien and collection of certain taxes heretofore assessed and of claims for municipal improvements made and nuisances removed within six months before the passage of this act and for the procedure on tax and municipal claims filed under other and prior acts of Assembly" as last amended by the act approved the fourteenth day January one thousand nine hundred fifty-two (P. L. 1921) are hereby further amended to read as follows

Section 4 The lien for taxes shall exist in favor of and the claim therefor may be filed against the property taxed by any municipality to which the tax is payable

The lien for the removal of nuisances shall exist in favor of and the claim therefor may be filed against the property from which it is removed or by which it is caused by any municipality by or for which the nuisance is removed

The lien for grading guttering paving macadamizing or otherwise improving the cartways of any highways for grading curbing recurring paving repaving constructing or repairing the footways thereof or for laying water pipes gas pipes culverts sewers branch sewers or sewer connections in any highway for assessments for benefits in the opening widening or vacation thereof or in the changing of watercourses or construction of sewers through private lands or in highways of townships of the first class or in the acquisition of sewers and drains constructed and owned by individuals or corporations and of rights in and to use the same or for water rates lighting rates or sewer rates or rates for any other service furnished by a municipality shall exist in favor of and the claim therefor may be filed against the property thereby benefited by the municipality extending the benefit or the city borough or township in which the property is located if the work material or service forming the basis of such lien was supplied by a municipal authority organized by a city of the second class by a county of the second class or by a city of the third class and such liens or the claim therefor has been assigned to it

Municipal authorities organized by cities of the second class by counties of the second class or by cities of the third class are hereby authorized to assign their municipal claims and their liens to the city borough or township in which the property subject thereto is located and cities boroughs and townships in which such property is located are hereby authorized to purchase the same Upon such assignment or purchase the city borough or townships acquiring such municipal claim or lien shall have the same rights thereunder as if it had supplied the work material or service upon which such municipal claim or lien is based

When the contractor performing the work is to be paid by assessment bills the lien shall exist for and the claim shall be filed to his use and he shall under no circumstances have recourse to the municipality authorizing the work

Section 8 Where claims are to be filed to use the claimant at least one month before the claim is filed shall serve a written notice of his intention to file it unless the amount due is paid Service of such notice may be made personally on the owner wherever found but if he cannot be served in the county where the property is situated such notice may be served on his agent or the party in possession of the property and if there be no agent or party in pos-



session it may be posted on the most public part of the property

The provisions of this section shall not apply if the use-plaintiff is a city borough or township to which a municipal claim of a municipal authority organized by a city of the second class by a county of the second class or by a city of the third class has been assigned or sold as provided in section four of this act and the procedure for filing reviving and enforcing liens for such assigned claim shall be the same as is provided in this act for filing reviving and enforcing liens based on such use-plaintiff's own municipal claims

Section 2 All acts and parts of acts are hereby repealed in so far as they are inconsistent with the provisions of this act

Section 3 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

Mr. BARR. Mr. President, at the request of a number of the Members of the Senate, I would like to read into the record the occasion for the introduction of both Senate Bill No. 113, now on Final Passage, and Senate Bill No. 114, which is on the last page of the Calendar today. I thought it might save time if I discussed the two bills at the same time.

Mr. President, I am going to read a letter from the Honorable Leon Wald, Chief Counsel of the Allegheny County Sanitary Authority. He addresses me in the Senate Chamber, saying:

"The purpose of these bills is to amend certain acts by extending to a possible City of Pittsburgh Authority the rights and privileges which the Allegheny County Sanitary Authority possesses in aid of its project to provide sewage treatment service to Pittsburgh and some sixty-odd surrounding municipalities. As you know, the city of Pittsburgh has reserved the right to designate this Authority or some other agency—possibly another authority to be created by the city—to build and operate the Sewage Disposal System we are now designing.

"Senate Bill 113 amends the act which authorizes the assignment of delinquent sewage service accounts to the municipality in which the delinquency occurs, and which authorizes the municipality to purchase the account and to include the same, together with delinquent tax claims, in a single lien. Under the numerous long-term agreements between the Sanitary Authority and each of the municipalities to be served, sewage service charges will be billed to each home owner. The agreement provides, however, that if the bill is not paid promptly the municipality will pay it, to the end that the Sanitary Authority revenue bonds will in any event be paid off on schedule. The particular delinquent accounts paid by the municipality will be assigned to it by the Sanitary Authority.

"Senate Bill 114, which is presently on Second Reading, further amends the so-called Sewer Rental Act of 1935. The Act provides additional legal authorization for sewage service agreements, such as the ones already entered into by the Sanitary Authority and the numerous municipalities to be served."

Mr. President, Mr. Wald goes further to tell about Senate Bill No. 115, but I will talk about that when it appears on the Calendar.

Now, Mr. President, is that clear to the gentlemen

of the Republican Caucus? Several of them have asked if I would explain this to them. If they have any questions in mind, I will attempt to answer them.

And the question recurring,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

#### YEAS—50

Bane,	Hare,	McCusker,	Stiefel,
Barr,	Harney,	McGinnis,	Taylor,
Berger,	Holland,	McMenamin,	Toole,
Blass,	Kephart,	McPherson, Jr.	Wade,
Camiel,	Kessler,	Miller,	Wagner,
Chapman,	Lane,	Pechan,	Watkins,
Crowe,	Koprivier, Jr.	Peelor,	Watson,
Dent,	Leader,	Propert,	Weiner,
Diehm,	Letzler,	Ruth,	Wolfe,
DiSilvestro,	Madigan,	Silvert,	Wood,
Fleming,	Mahany,	Snowden,	Yosko,
Freed,	Mallery,	Stevenson,	Walker,
Haluska,	McCreesh,		Presiding Officer

#### NAYS—0

A majority of all the Senators having voted "aye", the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 136, as follows:

An Act to further amend section one of the act approved the eighth day of April one thousand eight hundred sixty-eight (P. L. 73) entitled "An act to authorize the recorder of deeds in the several counties of this Commonwealth to record the discharges of all honorably discharged officers and soldiers" by specifying in more detail the authority of recorders of deeds in certain instances

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section one of the act approved the eighth day of April one thousand eight hundred sixty-eight (P. L. 73) entitled "An act to authorize the recorder of deeds in the several counties of this Commonwealth to record the discharges of all honorably discharged officers and soldiers" as last amended by the act approved the ninth day of May one thousand nine hundred forty-seven (P. L. 185) is hereby further amended to read as follows

Section 1 Be it enacted etc That the recorders of deeds in the several counties of this Commonwealth are hereby authorized and required to record all final discharges of all honorably discharged non-commissioned officers and persons who were duly enlisted and mustered into the armed forces of the United States or in any women's organization officially connected therewith and all certificates of service issued to commissioned officers upon termination of active service as aforesaid and as well as reports of separation from the armed forces of the United States known as DD Form 214 and similar forms delivered to members of the armed services upon their retirement or separation from active duty upon application being made to them by the holders thereof their agents attorneys or legal representatives for which the recorder shall be allowed a fee of fifty cents for recording the same which fee shall be paid by the county where such discharge is recorded upon the presentation to the county commissioners of proper vouchers by the recorder recording the same and the recording of the same shall not be subject to the payment of the usual State tax Provided That the provisions of this act relating to the fees of the recorder and the State tax shall not apply to holders of discharges who are not residents of this Commonwealth at the time of making their applications to the recorder for placing the same of record

Section 2 The provisions of this act shall become effective immediately upon final enactment

And said bill having read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

#### YEAS—50

Bane,	Hare,	McCusker,	Stiefel,
Barr,	Harney,	McGinnis,	Taylor,
Berger,	Holland,	McMenamin,	Toole,
Blass,	Kephart,	McPherson, Jr.	Wade,
Camel,	Kessler,	Miller,	Wagner,
Chapman,	Koprivier, Jr.	Pechan,	Watkins,
Crowe,	Lane,	Peelor,	Watson,
Dent,	Leader,	Probert,	Weiner,
Diehm,	Letzler,	Ruth,	Wolfe,
DiSilvestro,	Madigan,	Silvert,	Wood,
Fleming,	Mahany,	Snowden,	Yosko,
Freed,	Mallery,	Stevenson,	Walker,
Haluska,	McCreesh,		Presiding Officer

#### NAYS—0

A majority of all the Senators having voted "aye", the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

### SECOND READING CALENDAR

#### BILLS OVER IN ORDER

Mr. MAHANY. Mr. President, I ask unanimous consent that Senate Bill No. 5, on second reading, entitled:

An Act to amend the act approved the twenty-fifth day of May, one thousand nine hundred thirty-seven (P. L. 814) entitled "An act to provide for the permanent personal registration of electors in cities of the second class as a condition of their right to vote at elections and primaries, and their enrollment as members of political parties as a further condition of their right to vote at primaries; prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors; and prescribing the powers and duties of citizens, parties, political bodies, registration commissions, commissioners, registrars, inspectors of registration and other appointees of registration commissions, county election boards, election officers, municipal officers, departments and bureaus, police officers, courts, judges, prothonotaries, sheriffs, county commissioners, peace officers, county treasurers, county controllers, registrars of vital statistics, certain public utility corporations, real estate brokers, rental agents, and boards of school directors; and imposing penalties," by further providing for the composition of the registration commission; imposing duties on the county commissioners and ending the terms of the present commissioners.

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. MAHANY. Mr. President, I ask unanimous consent that Senate Bill No. 53, on second reading, entitled:

An Act to further amend clause (4) of subsection A of section 1001 of the act approved the fifteenth day of May one thousand nine hundred thirty-three (P. L. 624) entitled as amended "An act relating to the business of banking and to the exercise of fiduciary powers by corporations providing for the organization of corporations with fiduciary powers and of banking corporations with or without fiduciary powers including the conversion of

National banks into State banks and for the licensing of private bankers and employees' mutual banking associations defining the rights powers duties liabilities and immunities of such corporations of existent corporations authorized to engage in a banking business with or without fiduciary powers of private bankers and employees' mutual banking associations and of the officers directors trustees shareholders attorneys and other employees of all such corporations employees' mutual banking associations or private bankers or of affiliated corporations associations or persons restricting the exercise of banking powers by any other corporation association or person and of fiduciary powers by any other corporation conferring powers and imposing duties upon the courts prothonotaries recorders of deeds and certain State departments commissions and officers imposing penalties and repealing certain acts and parts of acts" by further regulating the making of installment loans.

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

#### BILL ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 88, entitled:

An Act to amend the act, approved the twenty-seventh day of December, one thousand nine hundred fifty-one (P. L. 1742), entitled "An act to provide revenue by imposing a State tax relating to certain documents; prescribing and regulating the method and manner of evidencing the payment of such tax; conferring powers and imposing duties upon certain persons, partnerships, associations, and corporations, recorders of deeds, and the Department of Revenue; saving certain local taxes and authorizing amendments, extensions and supplements to the ordinances and resolutions relating thereto; and providing penalties," by exempting certain documents from said tax, fixing the value of certain land for tax purposes, exempting persons accepting any document from payment of the tax, changing effect of failure to pay the tax, and affix stamps, and validating certain documents to which insufficient stamps have been affixed.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

#### BILL OVER IN ORDER

Mr. MAHANY. Mr. President, I ask unanimous consent that Senate Bill No. 91, on second reading, entitled:

An Act to further amend Section 5 of the act, approved the thirty-first day of May, one thousand nine hundred forty-five (P. L. 1198), entitled "An act providing for the conservation and improvement of land affected in connection with the mining of bituminous coal by the open pit mining method; regulating such mining and providing penalties," by further regulating backfilling and operation reports.

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

#### BILL ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,



The Senate proceeded to the second reading and consideration of Senate Bill No. 114, entitled:

An Act to further amend the title and Section 2.1 of the act approved the eighteenth day of July one thousand nine hundred thirty-five (P. L. 1286) entitled as amended "An act empowering counties of the second class cities boroughs incorporated towns and townships to charge and collect from owners of and users in property served thereby annual rentals rates or charges for the use of certain sewers sewerage systems and sewage treatment works including charges for operation inspection maintenance repair depreciation and the amortization of indebtedness and interest thereon empowering counties of the second class cities boroughs incorporated towns and townships to contract with authorities organized by counties of the second class or by cities of the third class for sewer sewerage and sewage treatment services to grant convey lease transfer encumber mortgage and pledge to such authorities their sewers sewerage systems and sewage treatment works to assign and pledge to such authorities rentals rates and charges charged and collected by them for the use thereof and to assign to such authorities their power to charge and collect the same and validating all such contracts grants conveyances leases transfers assignments encumbrances mortgages and pledges heretofore made" by extending to authorities organized by cities of the second class the provisions therein affecting authorities organized by counties of the second class or by cities of the third class.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

#### BILLS ON FIRST READING

Mr. MAHANY. Mr. President, I move that the Senate do now proceed to the first reading of all bills reported from committees for the first time at today's session.

Mr. KESSLER. Mr. President, I second the motion.

The motion was agreed to.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 87, entitled:

An Act to reenact subsection A of section 1012 of the act approved the fifteenth day of May one thousand nine hundred thirty-three (P. L. 624) entitled as amended "An act relating to the business of banking and to the exercise of fiduciary powers by corporations providing for the organization of corporations with fiduciary powers and of banking corporations with or without fiduciary powers including the conversion of National banks into State banks and for the licensing of private bankers and employees' mutual banking associations defining the rights powers duties liabilities and immunities of such corporations of existent corporations authorized to engage in a banking business with or without fiduciary powers of private bankers and employees' mutual banking associations and of the officers directors trustees' shareholders attorneys and other employees of all such corporations employees' mutual banking associations or private bankers or of affiliated corporations associations or persons restricting the exercise of banking powers by any other corporation association or person and of fiduciary powers by any other corporation conferring powers and imposing duties upon the courts prothonotaries recorders of deeds and certain State departments commissions and officers imposing penalties and repealing certain acts and parts of acts" by making further provision concerning

the powers and limitations on powers of banks and bank and trust companies.

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 211, entitled:

A Supplement to the act, approved the twenty-first day of January, one thousand nine hundred fifty-two (1951-52 P. L. 2182), entitled "An act to promote the uniform development of Allegheny County; creating the Metropolitan Study Commission of Allegheny County; defining its powers and duties; conferring powers and imposing duties upon the Governor and the governing bodies of political subdivisions," by extending the term of such commission until the end of the 1955 Session of the General Assembly.

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 217, entitled:

An Act to repeal the act, approved the fourteenth day of May, one thousand nine hundred forty-nine (P. L. 1340) entitled "An act requiring political subdivisions to file copies of zoning ordinances, together with maps or plans indicating the area or zones of the political subdivision affected by such ordinances, in the recorder's office; invalidating zoning ordinances heretofore adopted unless copies thereof, together with maps are filed within a certain time; and imposing duties and conferring powers on recorders of deeds," and all acts amending the same, and validating zoning ordinances or amendments thereto of political subdivisions not filed, recorded or indexed as required by law.

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 218, entitled:

An Act to repeal the act, approved the twentieth day of May, one thousand nine hundred forty-nine (P. L. 1531) entitled "An act requiring political subdivisions to file copies of building ordinances in the recorder's office; invalidating building ordinances heretofore adopted unless copies thereof are filed within a certain time; and imposing duties and conferring powers on recorders of deeds," and all acts amending the same, and validating building ordinances or amendments thereto of political subdivisions not filed, recorded or indexed as required by law.

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

#### ADJOURNMENT

Mr. MAHANY. Mr. President, I move that the Senate do now adjourn until Monday, March 9, 1953, at 4:00 o'clock p. m., Eastern Standard Time.

Mr. McCUSKER. Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 1:17 o'clock p. m., Eastern Standard Time, until Monday, March 9, 1953, at 4:00 o'clock p. m., Eastern Standard Time.

## HOUSE OF REPRESENTATIVES

TUESDAY, March 3, 1953

The House met at 11:00 a. m.

The SPEAKER (Charles C. Smith) in the Chair.

## PRAYER

The Chaplain, Reverend William Hugh Fryer, offered the following prayer:

O Lord Christ, give us the courage to face the facts of our own lives and the life of the world; spare us from all illusions and take from our mind anything that might hide the truth. Then, we pray Thee, open our hearts and our hands that we may give to those about us the best that we have, for in the giving, is the glory. We ask this in Thy name, who didst give Thyself that we might be able to give. Amen.

## JOURNAL APPROVAL POSTPONED

The SPEAKER. Are there any corrections to the Journal of Monday, March 2, 1953?

Mr. HELM. Mr. Speaker, I move that the approval of the Journal for March 2 be postponed because the Journal is not in print.

The motion was agreed to.

## BILLS INTRODUCED AND REFERRED

By Mr. BOWER. HOUSE BILL No. 435.

An Act authorizing deductions from wages or salary of any Commonwealth employe for payment of certain union dues, and the payment of such moneys to the union treasurer.

Referred to the Committee on Labor Relations.

By Mr. HELM. HOUSE BILL No. 436.

An Act making an appropriation to the Department of Property and Supplies for payment of the cost of necessary improvements at the California State Teachers College and for the Commonwealth's share of expenses incurred by the Borough of California in connection therewith.

Referred to the Committee on Appropriations.

By Mr. PETROSKY. HOUSE BILL No. 437.

An Act to amend the act, approved the twenty-second day of May, one thousand nine hundred forty-five (P. L. 849), entitled "An act providing for vocational rehabilitation for disabled individuals by the State Board of Vocational Education; authorizing cooperation with other departments and agencies and reciprocal agreements with other states; requiring cooperation with the Federal government; making the State Treasurer custodian and disbursement agent of Federal vocational rehabilitation funds; prohibiting misuse of vocational rehabilitation lists and records; limiting political activity by persons engaged in the administration of vocational rehabilitation and prescribing penalties," by extending vocational rehabilitation.

Referred to the Committee on Labor Relations.

By Messrs. FROST and HEWITT. HOUSE BILL No. 438.

A Supplement to the act, approved the first day of April, one thousand eight hundred sixty-three (P. L. 213), entitled "An act to accept the grant of Public Lands, by the United States, to the several states, for the endow-

ment of Agricultural Colleges," by making an appropriation for carrying the same into effect.

Referred to the Committee on Appropriations.

By Messrs. RUBIN and MATHEWS.

HOUSE BILL No. 439.

An Act making an appropriation to the Pennsylvania Museum School of Art, Philadelphia.

Referred to the Committee on Appropriations.

By Mr. REAGAN.

HOUSE BILL No. 440.

An Act making an appropriation from the Toll Bridge Fund to the Board of Finance and Revenue to meet interest and sinking fund requirements on Toll Bridge Bonds.

Referred to Committee on Appropriations.

By Messrs. RUBIN and MATHEWS.

HOUSE BILL No. 441.

An Act making an appropriation to the Board of Trustees of the Philadelphia Museum, Philadelphia.

Referred to Committee on Appropriations.

By Mr. WEIDNER.

HOUSE BILL No. 442.

An Act to further amend Section 1011 of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by changing the penalty imposed for certain violation of the act.

Referred to Committee on Motor Vehicles.

By Mr. WEIDNER.

HOUSE BILL No. 443.

An Act to further amend Section 1025 of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon



owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by changing penalties for certain violations of the act.

Referred to the Committee on Motor Vehicles.

By Mr. WOOD. HOUSE BILL No. 444.

An Act making an appropriation from the Public Building Construction Fund to the State Employees' Retirement Board to meet the obligations of the Commonwealth to the State Employees' Retirement System with respect to State employees receiving compensation from the Public Building Construction Fund.

Referred to the Committee on Appropriations.

By Mr. WOOD. HOUSE BILL No. 445.

A Supplement to the act, approved the twenty-first day of January, one thousand nine hundred fifty-two (Appropriations Acts, 87), entitled "An act to provide for the ordinary expenses of the Executive, Legislative and Judicial Departments of the Commonwealths, interest on the public debt, and the support of the public schools for two years beginning June first, one thousand nine hundred fifty-one, and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first, one thousand nine hundred fifty-one," providing for deficiencies in certain appropriations made by the act for the fiscal biennium ending May thirty-first, one thousand nine hundred fifty-three.

Referred to the Committee on Appropriations.

By Messrs. BOIES, MIHM, KAMYK, and FENRICH.  
HOUSE BILL No. 446.

An Act to further amend the act, approved the twenty-fifth day of May, one thousand nine hundred thirty-seven (P. L. 814), entitled "An act to provide for the permanent personal registration of electors in cities of the second class as a condition of their right to vote at elections and primaries, and their enrollment as members of political parties as a further condition of their right to vote at primaries; prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors; and prescribing the powers and duties of citizens, parties, political bodies, registration commissions, commissioners, registrars, inspectors of registration and other appointees of registration commissions, county election boards, election officers, municipal officers, departments and bureaus, police officers, courts, judges, prothonotaries, sheriffs, county commissioners, peace officers, county treasurers, county controllers, registrars of vital statistics, certain public utility corporations, real estate brokers, rental agents, and boards of school directors; and imposing penalties" by requiring registrars to provide for registration of voters before each general election; and providing for cancellation of registration upon failure to vote during four calendar years.

Referred to the Committee on Elections and Apportionment.

By Messrs. ROBERT K. HAMILTON and BANKER.  
HOUSE BILL No. 447.

An Act to further amend the act approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1225), entitled, "An act concerning game and other wild birds and wild animals; and amending, revising, consolidating, and changing the laws relating thereto," by authorizing the Pennsylvania Game Commission to issue special permits to certain disabled persons, and

permitting them to hunt, under commission regulations, from automobiles.

Referred to the Committee on Game and Forestry.

By Mr. VARNER. HOUSE BILL No. 448.

An Act making an appropriation to the Department of Property and Supplies for payment of the cost of necessary improvements at the Clarion State Teachers College and for the Commonwealth's share of expenses incurred by the Borough of Clarion in connection therewith.

Referred to the Committee on Appropriations.

By Messrs. HOCKER and BROWN.  
HOUSE BILL No. 449.

An Act transferring money from the World War II Veterans' Compensation Fund to the World War II Veterans' Compensation Sinking Fund for the purpose of meeting interest and sinking fund requirements on World War II Veterans' Compensation Bonds.

Referred to the Committee on Military Affairs.

By Messrs. STIMMEL and WHALLEY.  
HOUSE BILL No. 450.

An Act making an appropriation from the Fish Fund to the State Employees' Retirement Board to meet the obligations of the Commonwealth to the State Employees' Retirement System with respect to State Employees receiving compensation from the Fish Fund.

Referred to the Committee on Fisheries.

By Mr. CLAPPER. HOUSE BILL No. 451.

An Act authorizing the Department of Property and Supplies, with the approval of the Pennsylvania Historical and Museum Commission, to acquire lands comprising the Captain William Phillips' Rangers Memorial in Liberty Township, Bedford County; providing for the control, management, supervision, improvement, restoration and maintenance thereof, by the Pennsylvania Historical and Museum Commission; and making appropriations.

Referred to the Committee on Appropriations.

By Mr. STRAUSSER. HOUSE BILL No. 452.

An Act making an appropriation to the Department of Property and Supplies for payment of the cost of necessary improvements at the Bloomsburg State Teachers College and for the Commonwealth's share of expenses incurred by the Township of Bloomsburg in connection therewith.

Referred to the Committee on Appropriations.

By Mr. DUNN. HOUSE BILL No. 453.

An Act to further amend Subsection (d) of Section 306 of the act, approved the second day of June, one thousand nine hundred fifteen (P. L. 736), entitled, as amended, "An act defining the liability of an employer to pay damages for injuries received by an employee in the course of employment; establishing an elective schedule of compensation; providing procedure for the determination of liability and compensation thereunder; and prescribing penalties," by making disfigurement compensation additional to disability payments in certain cases.

Referred to the Committee on Appropriations.



By Mr. DUNN.

HOUSE BILL No. 454.

An Act to amend the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payments of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by requiring vehicles on four lane highways to travel in the extreme right lane of traffic; requiring the posting of signs on such highways; imposing duties on the Secretary of Highways and local authorities and prescribing penalties.

Referred to Committee on Motor Vehicles.

By Mr. SHOTWELL.

HOUSE BILL No. 455.

An Act making an appropriation to the Department of Property and Supplies for payment of the cost of necessary improvements at the East Stroudsburg State Teachers College and for the Commonwealth's share of expenses incurred by the Borough of Stroudsburg in connection therewith.

Referred to Committee on Appropriations.

By Mr. McINROY.

HOUSE BILL No. 456.

An Act making an appropriation from the Manufacturing Fund to the State Employees' Retirement Board to meet the obligations of the Commonwealth to the State Employees' Retirement System with respect to State Employees receiving compensation from the Manufacturing Fund.

Referred to Committee on Welfare.

By Mr. SEYLER.

HOUSE BILL No. 457.

An Act to add section 2110 to the act, approved the twenty-third day of June, one thousand nine hundred thirty-one (P. L. 932), entitled "An act relating to cities of the third class; and amending, revising, and consolidating the law relating thereto," by making it lawful in emergency cases for the fire chief and the assistant fire chief to park their vehicles in any no parking zone.

Referred to Committee on Cities—Third Class.

By Mr. SEYLER.

HOUSE BILL No. 458.

An Act to amend the act, approved the twenty-third day of June, one thousand nine hundred thirty-one (P. L. 932), entitled "An act relating to cities of the third class; and amending, revising, and consolidating the law relating thereto," by authorizing collective bargaining by city employees with the city.

Referred to the Committee on Labor Relations.

By Mr. SEYLER.

HOUSE BILL No. 459.

An Act to add section 2109 to the act, approved the

twenty-third day of June, one thousand nine hundred fifty-one (P. L. 932), entitled "An act relating to cities of the third class; and amending, revising and consolidating the law relating thereto," by making it lawful for the fire chief and assistant fire chief when on official business to park their vehicles before fire houses, fire plugs and fire alarm boxes.

Referred to the Committee on Cities—Third Class.

By Mr. AUKER.

HOUSE BILL No. 460.

An Act to further amend Section 904 of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances; and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by requiring portable scales used to weigh dual wheeled vehicles to be capable of simultaneously weighing both wheels.

Referred to the Committee on Motor Vehicles.

By Mr. ZIEGLER.

HOUSE BILL No. 461.

An Act to amend section one thousand one hundred sixty-six of the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws thereto," by further providing for sabbatical leaves of absence.

Referred to the Committee on Education.

By Mr. TOOMEY.

HOUSE BILL No. 462.

An Act making an appropriation out of the Motor License Fund to the Department of Public Instruction to promote highway safety education.

Referred to the Committee on Motor Vehicles.

By Mr. McCANN.

HOUSE BILL No. 463.

An Act to amend the act, approved the sixteenth day of May, one thousand nine hundred fifty-one (P. L. 300), entitled "An act authorizing counties of the second and fourth classes to establish fire training schools for the paid and volunteer firemen of municipalities within the county," by authorizing counties of the fifth and sixth class to establish fire training schools.

Referred to the Committee on Counties.

By Mr. FROST.

HOUSE BILL No. 464.

An Act to amend Section 602.1 of the act, approved the twenty-first day of May, one thousand nine hundred forty-three (P. L. 571), entitled as amended "An act relating to assessment for taxation in counties of the fourth, fifth, sixth, seventh and eighth classes; desig-



nating the subjects, property and persons subject to and exempt from taxation for county, borough, town, township, school, except in cities and county institution district purposes; and providing for and regulating the assessment and valuation thereof for such purposes; creating in each such county a board for the assessment and revision of taxes; defining the powers and duties of such boards; providing for the acceptance of this act by cities; regulating the office of ward, borough, town and township assessors; abolishing the office of assistant triennial assessor in townships of the first class; providing for the appointment of a chief assessor, assistant assessors and other employees; providing for their compensation payable by such counties; prescribing certain duties of and certain fees to be collected by the recorder of deeds and municipal officers who issue building permits; imposing duties on taxables making improvements on land and grantees of land; prescribing penalties; and eliminating the triennial assessment," by regulating the tax rates when assessed valuations of real estate are increased.

Referred to the Committee on Municipal Corporations.

By Mr. KENT.

HOUSE BILL No. 465.

An Act to further amend Section two of the act, approved the twentieth day of June, one thousand nine hundred nineteen (P. L. 521), entitled, as amended, "An act providing for the imposition and collection of certain taxes upon the transfer of property passing from a decedent who was a resident of this Commonwealth at the time of his death, and of property within this Commonwealth at the time of his death; defining and taxing transfers made in contemplation of death; defining as a transfer and taxing the right of survivorship in property as to which such right exists; and making it unlawful for any corporation of this Commonwealth, or national banking association located therein, to transfer the stock of such corporation or banking association, standing in the name of any such decedent, until the tax on the transfer thereof has been paid; and providing penalties; and citing certain acts for repeal," by reducing the tax to hospitals, charitable and educational institutions.

Referred to the Committee on Ways and Means.

By Mr. WILBUR H. HAMILTON.

HOUSE BILL No. 466.

An act fixing the maximum hours of employment for members of the fire and police departments and uniformed officers and men employed as park guards in cities of the first class except in emergency cases.

Referred to the Committee on Cities-Counties First-Second and Second Class A.

By Mr. WILBUR H. HAMILTON.

HOUSE BILL No. 467.

An Act to add subsections (e) to Section 501 of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs

upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by providing for the issuance of special plates to licensed physicians.

Referred to the Committee on Motor Vehicles.

By Mr. WILBUR H. HAMILTON.

HOUSE BILL No. 468.

An Act making an appropriation to the Trustees of Temple University at Philadelphia, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. WILBUR H. HAMILTON.

HOUSE BILL No. 469.

An Act making an appropriation to the Temple University Medical School at Philadelphia, Pennsylvania.

Referred to the Committee on Appropriations.

By Messrs. WESCOTT and HOCKER.

HOUSE BILL No. 470.

An Act to amend subsections (d) and (f) of section 816.1 of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon the owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties, providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by eliminating the provisions which require trailers and semi-trailers to be equipped with safety glass.

Referred to the Committee on Motor Vehicles.

By Mr. BLAIR.

HOUSE BILL No. 471.

An Act to further amend Section 2518 of the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto," by extending the period during which emergency teachers may be employed without penalizing the school district.

Referred to the Committee on Education.

By Messrs. AMARANDO and WILBUR H. HAMILTON.

HOUSE BILL No. 472.

An Act to add Section 626.1 to the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-nine (P. L. 872), entitled "An act to consolidate, amend and revise the penal laws of the Commonwealth," by prohibiting the sale or the possession of knives where the blade is released by a spring mechanism, including switch blades and authorizing their seizure and confiscation.

Referred to the Committee on Law and Order.

By Mr. BLAIR.

HOUSE BILL No. 473.

An Act to amend Section 1811 of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-one (P. L. 1206), entitled "An act concerning townships of the first class; amending, revising, consolidating, and changing the law relating thereto," by increasing the permitted amount of township contracts with its officials.

Referred to the Committee on Townships.

By Mr. BLAIR.

HOUSE BILL No. 474.

An Act to further amend subsection (e) of Section 802 of the act, approved the first day of May, one thousand nine hundred thirty-three (P. L. 103), entitled "An act concerning townships of the second class; and amending, revising, consolidating, and changing the law relating thereto," by increasing the permitted amount of township contracts with its officials.

Referred to the Committee on Townships.

By Mr. PRICE.

HOUSE BILL No. 475.

An Act to further amend Sec. 610 and to amend Section 610.1 of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by requiring operator's blood type and information of whether the operator is over or under twenty-one years of age on operator's license card, prohibiting operation of vehicles unless such blood type or information as to age is stated accurately.

Referred to the Committee on Motor Vehicles.

By Mr. MOORE.

HOUSE BILL No. 476.

An Act making an appropriation to the Department of Property and Supplies for payment of the cost of necessary improvements at the Lock Haven State Teachers College and for the Commonwealth's share of expenses incurred by the City of Lock Haven in connection therewith.

Referred to the Committee on Appropriations.

By Mr. PRICE.

HOUSE BILL No. 477.

An Act to further amend Section 302 of the act, approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1225) entitled "An act concerning game and other wild birds and wild animals; and amending, revising, consolidating and changing the law relating thereto," by authorizing the granting of free licenses to residents over sixty-five years of age.

Referred to the Committee on Game and Forestry.

By Mr. PRICE.

HOUSE BILL No. 478.

An Act to further amend section 220 of the act, approved the second day of May, one thousand nine hundred twenty-five (P. L. 448), entitled "An act relating to fish; and amending, revising, consolidating, and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth," by providing for the issuing of life-long free resident fishing licenses to persons sixty-five years of age or over.

Referred to the Committee on Fisheries.

By Messrs. KENT and READINGER.

HOUSE BILL No. 479.

An Act limiting in certain cases the right of appeal to the court of common pleas from decisions of magistrate, aldermen and justices of the peace.

Referred to the Committee on Judiciary.

My Messrs. WILLIAMS, McCANN and POLEN.

HOUSE BILL No. 480.

An Act prohibiting underground storage of gas within two miles of active coal mining operations; imposing penalties and providing for injunctions and restraining orders.

Referred to the Committee on Mines and Mining.

By Messrs. STEVENSON and MAHAN.

HOUSE BILL No. 481.

An Act making an appropriation to the Department of Property and Supplies for payment of the cost of necessary improvements at the Slippery Rock State Teachers College and for the Commonwealth's share of expenses incurred by the Borough of Slippery Rock in connection therewith.

Referred to the Committee on Appropriations.

By Mr. GLEASON.

HOUSE BILL No. 482.

An Act to further amend the act, approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1225), entitled "An act concerning game and other wild birds and wild animals; and amending, revising, consolidating, and changing the law relating thereto," by making it illegal to possess or transport live foxes into the Commonwealth for liberation or to transport live foxes between places within the Commonwealth without obtaining permits, and imposing penalty for violation thereof.

Referred to the Committee on Game and Forestry.

By Mr. FERSTER.

HOUSE BILL No. 483.

An Act making an appropriation of moneys in the Toll Bridge Fund to the Board of Finance and Revenue for the payment of the Loan and Transfer Agent of the Commonwealth.

Referred to the Committee on Highways.

By Mr. FERSTER.

HOUSE BILL No. 484.

An Act making an appropriation to the Department of Agriculture for reimbursing incorporated agricultural associations for premiums paid for exhibits of agricultural products.

Referred to the Committee on Appropriations.



By Messrs. FENRICH, MIHM, and VAUGHAN.  
HOUSE BILL No. 485.

An Act to further amend Section 1 of the act, approved the second day of June, one thousand nine hundred thirty-seven (P. L. 1184), entitled "An act authorizing cities of the first and second class and second class A and incorporated towns to make appropriations to organizations of ex-service men to aid in defraying the expenses of Memorial Day and Armistice Day," authorizing said political subdivisions to appropriate money to certain veterans organizations for expenses of Flag Day.

Referred to the Committee on Municipal Corporations.

By Mr. MAXWELL. HOUSE BILL No. 486.

An Act imposing duties on persons cutting trees on State or private lands that may be used for lumber; providing exceptions and imposing penalties.

Referred to the Committee on Game and Forestry.

By Mr. SUCHER. HOUSE BILL No. 487.

An Act to enable cities of the third class to adopt the city manager plan of government; providing the procedure for the adoption or discontinuance thereof; and making suitable provisions for the conduct of city government thereunder.

Referred to the Committee on Cities—Third Class.

By Mr. VERONA. HOUSE BILL No. 488.

An Act to amend Article IV of the act, approved the twenty-eighth day of May, one thousand nine hundred thirty-seven (P. L. 1053), entitled "An act relating to the regulation of public utilities; defining as public utilities certain corporations, companies, associations, and persons; providing for the regulation of public utilities, including, to a limited extent, municipalities engaging in public utility business, by prescribing, defining, and limiting their duties, powers, and liabilities, and regulating the exercise, surrender, or abandonment of their powers, privileges, and franchises; defining and regulating contract carriers by motor vehicle and brokers in order to regulate effectively common carriers by motor vehicle; conferring upon the Pennsylvania Public Utility Commission the power and duty of supervising and regulating persons, associations, companies, and corporations, including, to a limited extent, municipal corporations subject to this act, and administering the provisions of this act; authorizing the commission to fix temporary rates; placing the burden of proof on public utilities to sustain their rates and certain other matters; authorizing a permissive or mandatory sliding scale method of regulating rates; providing for the supervision of financial and contractual relations between public utilities and affiliated interests, and supervision and regulation of accounts and securities or obligations issued, assumed or kept by persons, associations, companies, corporations, or municipal corporations subject to this act; conferring upon the commission power to vary, reform, or revise certain contracts; conferring upon the commission the exclusive power to regulate or order the construction, alteration, relocation, protection, or abolition of crossings of facilities of public utilities, and of such facilities by or over public highways, to appropriate property for the construction or improvement of such crossings, and to award or apportion resultant costs and damages; authorizing owners of such property to sue the Commonwealth for such damages; providing for ejectment proceedings in connection with the appropriation of property for crossings; conferring upon the commission power to control and regulate budgets of public utilities; imposing upon persons, associations, companies and corporations (except municipal corporations) subject to regulation, the cost of administering this act; prescribing and regulating practice and procedure before the commission and procedure for review by the courts of commission action; giving the court of common pleas of Dauphin County

exclusive original jurisdiction over certain proceedings; prescribing penalties, fines, and imprisonment for violations of the provisions of this act and regulations and orders of the commission, and the procedure for enforcing such fines and penalties; and repealing legislation supplied and superseded by or inconsistent with this act," by requiring buses operated by public utilities to have and use two doors.

Referred to the Committee on Public Utilities.

By Messrs. KAMK, SARRAF, LEDERER and  
KOLANKIEWICZ. HOUSE BILL No. 489.

An Act to further amend clause (17) of subdivision (4) of subsection (1) of Section 4 of the act approved the fifth day of December, one thousand nine hundred thirty-six (1937 P. L. 2897), entitled "An act establishing a system of unemployment compensation to be administered by the Department of Labor and Industry and its existing and newly created agencies with personnel (with certain exceptions) selected on a civil service basis; requiring employers to keep records and make reports, and certain employers to pay contributions based on payrolls to provide moneys for the payment of compensation to certain unemployed persons; providing procedure and administrative details for the determination, payment and collection of such contributions and the payment of such compensation; providing for cooperation with the Federal Government and its agencies; creating certain special funds in the custody of the State Treasurer; and prescribing penalties," by including services of industrial insurance agents within the definition of employment.

Referred to the Committee on Workmen's Compensation.

By Messrs. READINGER and WILT.  
HOUSE BILL No. 490.

An Act to amend section 1 of the act which became a law on the sixth day of June, one thousand eight hundred seventy-nine (P. L. 194), entitled "An act to enlarge the jurisdiction of justices of peace, and regulating the fees of constables making sales under this act," by enlarging the jurisdiction of aldermen, magistrates and justices of the peace.

Referred to the Committee on Judiciary.

By Messrs. READINGER and STIMMEL.  
HOUSE BILL No. 491.

An Act to quiet title to real estate and to facilitate the alienation thereof, creating a conclusive presumption of payment satisfaction or release and making unenforceable, any claim for money charged against real estate, under any deed, certain mortgages or any decree of any court of record of this Commonwealth and correcting defects in title arising out of unrecorded deeds and breaks in chain of title and making claims thereunder, invalid by creating a conclusive presumption of release and satisfaction where such charges and mortgages mature or become due and payable and decrees or defects of record arise, occur, exist or are dated more than fifty years prior to the time of the institution of any proceeding hereunder to enforce payment, perfect, revive or continue the aforesaid charge or encumbrances or to enforce any right arising out of such a defect in title, unless an action is instituted to enforce such charges, mortgages and decrees as aforesaid against the present owners or action is taken to enforce any right arising out of such a defect in title within one year after the effective date of this act.

Referred to the Committee on Judiciary.

By Messrs. READINGER and WILT.  
HOUSE BILL No. 492.

An Act authorizing justices of the peace, aldermen and magistrates to perform official duties of other justices of



the peace, aldermen, and magistrates in the same county during certain periods of illness and vacation, and providing penalties.

Referred to the Committee on Judiciary.

By Messrs. MORAN and THOMAS.

HOUSE BILL No. 493.

An Act to further amend Section 402 of the act, approved the fifth day of December, one thousand nine hundred thirty-six (1937 P. L. 2897), entitled "An act establishing a system of unemployment compensation to be administered by the Department of Labor and Industry and its existing and newly created agencies with personnel (with certain exceptions) selected on a civil service basis; requiring employers to keep records and make reports, and certain employers to pay contributions based on payrolls to provide moneys for the payment of compensation to certain unemployed persons; providing procedure and administrative details for the determination, payment and collection of such contributions and the payment of such compensation; providing for cooperation with the Federal Government and its agencies; creating certain special funds in the custody of the State Treasurer; and prescribing penalties," by further defining employers' eligibility for compensation.

Referred to the Committee on Workmen's Compensation.

By Mr. CONNELLY.

HOUSE BILL No. 494.

An Act to further amend Section 1502 of the act approved the twenty-fourth day of June, one thousand nine hundred thirty-one (P. L. 1206), entitled "An Act concerning townships of the first class; amending, revising, consolidating, and changing the law relating thereto," by authorizing township commissioners to regulate transportation by motor vehicles of passengers or property, for pay, within the limits of the township, or from points in the township to points beyond the limits of the township, and to designate certain streets upon which such vehicles may lawfully be operated.

Referred to the Committee on Townships.

By Mr. CONNELLY.

HOUSE BILL No. 495.

An Act to further amend the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by authorizing boroughs, towns, and townships to create a traffic court; and prescribing the jurisdiction thereof and the procedure therein

Referred to the Committee on Motor Vehicles.

By Mr. ROYER.

HOUSE BILL No. 496.

An Act making an appropriation to the Pennsylvania

Historical and Museum Commission for the preservation, protection and development of buildings and grounds at Ephrata Cloisters, a famous historical shrine belonging to the Commonwealth.

Referred to the Committee on Appropriations.

By Messrs. BLAIR, QUISENBERRY and WATERHOUSE.

HOUSE BILL No. 497.

An Act making an appropriation to the Department of Property and Supplies for payment of the cost of necessary improvements at the Edinboro State Teachers College and for the Commonwealth's share of expenses incurred by the Borough of Edinboro in connection therewith.

Referred to the Committee on Appropriations.

By Messrs. SCOTT and SCHMIDT.

HOUSE BILL No. 498.

An Act to repeal sections 662, 663, 664 and 730 of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-nine (P. L. 872), entitled "An act to consolidate, amend and revise the penal laws of the Commonwealth," which sections relate to the imposition of penalties against railroad employes and other persons for certain activities during strikes against transportation employes for injuries or death resulting from their actions.

Referred to the Committee on Judiciary.

By Mr. HEWITT.

HOUSE BILL No. 499.

An Act, imposing a State sales and service tax; prescribing the method and manner of collecting such tax; conferring powers and imposing duties on the Department of Revenue and persons as herein defined engaged in this State in the business of selling tangible property or dispensing such services to purchasers for use or consumption measured by gross receipts from such sales; making an appropriation and providing penalties.

Referred to the Committee on Ways and Means.

By Mr. SCOTT.

HOUSE BILL No. 500.

An Act to amend the proviso of Section 3 of the Act approved the fourteenth day of January, one thousand nine hundred fifty-two (1951-1952 P. L. 1898) entitled: "An act to provide for the better protection of life and health of the citizens of this Commonwealth by requiring and regulating the examination, licensure and registration of persons and registration of corporations engaging in the care, preparation and disposition of the bodies of deceased persons, and providing penalties; providing for a State Board of Funeral Directors in the Department of Health; and repealing other laws" by extending the effective date of the proviso.

Referred to the Committee on Professional Licensure.

By Mr. SCOTT.

HOUSE BILL No. 501.

An Act to further amend clause (i) of Section 2320 of the act approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177) entitled, "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; pro-



viding for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," by further providing for financial assistance to persons with defective vision.

Referred to the Committee on Welfare.

By Messrs. PETROSKY and SCOTT.

HOUSE BILL No. 502.

An Act to add Section 831 to the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by requiring urban, interurban and suburban buses to be equipped with sanders; providing penalties.

Referred to the Committee on Motor Vehicles.

By Mr. CAPANO.

HOUSE BILL No. 503.

An Act to amend Section 406 of the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto," by authorizing the appointment of additional solicitors by boards of school directors.

Referred to the Committee on Education.

By Mr. WATERHOUSE.

HOUSE BILL No. 504.

An Act making an appropriation from the State Workmen's Insurance Fund to the State Employees' Retirement Board to meet the obligations of the Commonwealth to the State Employees' Retirement System with respect to State employes receiving compensation from the State Workmen's Insurance Fund.

Referred to the Committee on Workmen's Compensation.

By Mr. CAPANO.

HOUSE BILL No. 505.

An Act to further amend the act, approved the fourth day of May, one thousand nine hundred twenty-seven (P. L. 519), entitled "An act concerning boroughs, and revising, amending, and consolidating the law relating to boroughs," by providing for the election of additional solicitors by borough councils.

Referred to the Committee on Boroughs.

By Messrs. KORNICK and WHEELER.

HOUSE BILL No. 506.

An Act to further amend Section 14 of Article IV of the act approved the ninth day of June, one thousand nine hundred eleven (P. L. 756), entitled "An act to provide for the health and safety of persons employed in and about the bituminous coal mines of Pennsylvania and for the protection and preservation of property connected therewith" by permitting shotfirers to carry approved electric lamps.

Referred to the Committee on Mines and Mining.

By Mr. KORNICK.

HOUSE BILL No. 507.

An Act requiring State aided hospitals to issue itemized bills for materials furnished and services rendered when so requested.

Referred to the Committee on Welfare.

By Mr. VARNER.

HOUSE BILL No. 508.

An Act requiring certain employers to maintain toilets and lavatories at the place of employment.

Referred to the Committee on Labor Relations.

By Messrs. McDERMIT and LOPRESTI.

HOUSE BILL No. 509.

An Act to further amend Section 4408 of the act, approved the twenty-third day of June, one thousand nine hundred thirty-one (P. L. 932), entitled "An act relating to cities of the third class; and amending, revising, and consolidating the law relating thereto," by making political activity by civil service employes grounds for discharge.

Referred to the Committee on Cities—Third Class.

By Messrs. McDERMIT and ROVANSEK.

HOUSE BILL No. 510.

An Act making the office of the Secretary of Labor and Industry an elective office; providing for the election of such official at the next general election; prescribing the term of office and the salary thereof.

Referred to the Committee on State Government.

By Mr. VAN SANT.

HOUSE BILL No. 511.

An Act making an appropriation of moneys in the Motor License Fund to the Board of Finance and Revenue for the payment of the Loan and Transfer Agent of the Commonwealth.

Referred to Committee on Motor Vehicles.

By Mr. VAN SANT.

HOUSE BILL No. 512.

An Act making an appropriation to the Department of Public Instruction for payments to the School Districts on account of obligations to the Public School Building Authority, as provided by law.

Referred to the Committee on Appropriations.

By Mr. VAN SANT.

HOUSE BILL No. 513.

An Act making an appropriation from the Motor License Fund to the Department of Property and Supplies for the payment of costs incurred by that department in acting as purchasing agent for the Department of Highways.

Referred to the Committee on Motor Vehicles.

By Messrs. GRANVILLE E. JONES, McGEE, AMARANDO, and WILBUR H. HAMILTON.

HOUSE BILL No. 514.

An Act fixing the fees or costs to be charged by magis-

trates, and imposing liability therefor upon the county in certain cases.

Referred to the Committee on Judiciary.

By Mr. GOODLING. HOUSE BILL No. 515.

An Act making an appropriation from the Game Fund to the State Employees' Retirement Board to meet the obligations of the Commonwealth to the State Employees' Retirement System with respect to State employees receiving compensation from the Game Fund.

Referred to the Committee on Game and Forestry.

By Mr. BANKER. HOUSE BILL No. 516.

An Act to further amend Section 704 of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 343), entitled "An act relating to the finances of the State government; providing for the settlement, assessment, collection, and lien of taxes, bonus, and all other accounts due the Commonwealth, the collection and recovery of fees, and other money or property due or belonging to the Commonwealth, or any agency thereof, including escheated property and the proceeds of its sale, the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth, and the settlement of claims against the Commonwealth, the resettlement of accounts and appeals to the courts, refunds of moneys erroneously paid to the Commonwealth, auditing the accounts of the Commonwealth and all agencies thereof, of all public officers collecting moneys payable to the Commonwealth, or any agency thereof, and all receipts of appropriations from the Commonwealth and imposing penalties; affecting every department, board, commission, and officer of the State government, every political subdivision of the State, and certain officers of such subdivisions, every person, association, and corporation required to pay, assess, or collect taxes, or to make returns or reports under the laws imposing taxes for State purposes, or to pay license fees or other moneys to the Commonwealth, or any agency thereof, every State depository and every debtor or creditor of the Commonwealth," by extending the filing period for capital stock franchise, corporate loans and foreign bonus reports.

Referred to the Committee on Ways and Means.

By Mr. BANKER. HOUSE BILL No. 517.

An Act to further amend Section 5 of the act approved the third day of June, one thousand nine hundred eleven (P. L. 639) entitled, as amended, "An act relating to the right to practice medicine and surgery in the Commonwealth of Pennsylvania; and providing a Bureau of Medical Education and Licensure as a bureau of the Department of Public Instruction; and means and methods whereby the right to practice medicine and surgery and any of its branches may be obtained, and exemptions therefrom; and providing for an appropriation to carry out the provisions of said act; and providing for revocation and suspension of licenses by said bureau; and providing penalties for violation thereof; and repealing all acts or parts of acts inconsistent therewith," by further providing for qualifications of applicants for licensure.

Referred to the Committee on Professional Licensure.

By Mr. YETZER. HOUSE BILL No. 518.

An Act regulating horse racing, with wagering on the results thereof; providing for the licensing of race tracks, race horse owners, riders, trainers, stewards, and officials for such racing; providing for revocation of such licenses and appeals therefrom; imposing license fees; creating a departmental administrative commission within the Department of Agriculture, and defining its powers and duties for the administration of this act; requiring the revenues accruing under this act to be deposited in a

special fund in the State Treasury; appropriating the moneys in such funds; imposing penalties; providing for a State-wide referendum to ascertain the will of the electors of the Commonwealth, and repealing inconsistent legislation.

Referred to the Committee on Law and Order.

By Mr. VAUGHAN. HOUSE BILL No. 519.

An Act to further amend clauses (b) and (c) of Section 2318 of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employees in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments, boards and commissions shall be determined," by providing for vacations and five day work weeks for guards at State penitentiaries and State maximum, medium and minimum security prisons; and fixing compensation for such guards.

Referred to the Committee on State Government.

By Mr. VAUGHAN. HOUSE BILL No. 520.

An Act imposing a tax on gross income derived from fees collected from persons in this Commonwealth who play certain music.

Referred to the Committee on Ways and Means.

By Messrs. MORAN and LEONARD.  
HOUSE BILL No. 521.

An Act to abolish the Milk Control Commission and repeal the act by which it was created.

Referred to the Committee on Agriculture and Dairy Industries.

By Mr. MORAN. HOUSE BILL No. 522.

An Act to further amend the act approved the twelfth day of June, one thousand nine hundred fifty-one (P. L. 533) entitled "An act relating to mental health, including mental illness, mental defect, epilepsy and inebriety; and amending, revising, consolidating and changing the laws relating thereto," by changing the number of qualified physicians required to certify applications for admission, and changing the composition of court appointed commissions for commitment.

Referred to the Committee on Welfare.

By Mr. MORAN. HOUSE BILL No. 523.

An Act providing that public employees of the Commonwealth of Pennsylvania or any political subdivision thereof, in the absence of statutory law to the contrary, shall not be forbidden by any superior officer to exercise the privilege of participating or engaging in political activities.

Referred to the Committee on State Government.



By Messrs. SCHMIDT, WALSH, OLSEN, and JOHN J. MURRAY.  
HOUSE BILL No. 524.

An Act to further amend the act, approved the twenty-eighth day of May, one thousand nine hundred thirty-seven (P. L. 1053), entitled "An act relating to the regulation of public utilities; defining as public utilities certain corporations, companies, associations, and persons; providing for the regulation of public utilities, including, to a limited extent, municipalities engaging in public utility business, by prescribing, defining, and limiting their duties, powers, and liabilities, and regulating the exercise, surrender or abandonment of their powers, privileges and franchises; defining and regulating contract carriers by motor vehicle and brokers in order to regulate effectively common carriers by motor vehicle; conferring upon the Pennsylvania Public Utility Commission the power and duty of supervising and regulating persons, associations, companies, and corporations, including to a limited extent, municipal corporations subject to this act, and administering the provisions of this act; authorizing the commission to fix temporary rates; placing the burden of proof on public utilities to sustain their rates and certain other matters; authorizing a permissive or mandatory sliding scale method of regulating rates; providing for the supervision of financial and contractual relations between public utilities and affiliated interests, and supervision and regulation of accounts and securities or obligations issued, assumed, or kept by persons, associations, companies, corporations or municipal corporations subject to this act; conferring upon the commission power to vary, reform, or revise certain contracts; conferring upon the commission the exclusive power to regulate or order the construction, alternation, relocation, protection, or abolition of crossings of facilities of public utilities, and of such facilities by or over public highways to appropriate property for the construction or improvement of such crossings, and to award or apportion resultant costs and damages; authorizing owners of such property to sue the Commonwealth for such damages; providing for ejectment proceedings in connection with the appropriation of property for crossings; conferring upon the commission power to control and regulate budgets of public utilities; imposing upon persons, associations, companies, and corporations (except municipal corporations) subject to regulation, the cost of administering this act; prescribing and regulating practice and procedure before the commission and procedure for review by the courts of commission action; giving the court of common pleas of Dauphin County exclusive original jurisdiction over certain proceedings; prescribing penalties, fines, and imprisonment for violations of the provisions of this act and regulations and orders of the commission, and the procedure for enforcing such fines and penalties; and repealing legislation supplied and superseded by or inconsistent with this act," by defining the fair value of the property of a public utility, and providing that just and reasonable rates shall be such as provide a fair return upon the fair value of the property as so defined.

Referred to the Committee on Public Utilities.

By Messrs. WALSH, MORAN, MURRAY, JENKINS and THOMAS.  
HOUSE BILL No. 525.

An Act to further amend Section 201 of the act, approved the twenty-second day of May, one thousand nine hundred thirty-three (P. L. 853), entitled "An act relating to taxation; designating the subjects, property and persons subject to and exempt from taxation for all local purposes; providing for and regulating the assessment and valuation of persons, property and subjects of taxation for county purposes, and for the use of those municipal and quasi-municipal corporations which levy their taxes on county assessments and valuations; amending, revising, and consolidating the law relating thereto; and repealing existing laws," by making the real estate of public service companies subject to taxation; and providing certain exceptions.

Referred to the Committee on Municipal Corporations.

By Messrs. LUTTY, OLSEN and LEONARD.  
HOUSE BILL No. 526.

An Act requiring the installation of telephones on railroad passenger trains, and providing penalties.

Referred to the Committee on Railroads and Railways.

By Messrs. WALSH, FILO, LEONARD and MORAN.  
HOUSE BILL No. 527.

An Act to further amend the title, section two hundred four, and subsection (a) of section three hundred one; and to repeal sections three hundred two, three hundred one, and three hundred four of the act, approved the second day of June, one thousand nine hundred fifteen (P. L. 736), entitled as amended "An act defining the liability of an employer to pay damages for injuries received by an employee in the course of employment; establishing an elective schedule of compensation; providing for the determination of liability and compensation thereunder; and prescribing penalties," making the schedules of compensation compulsory upon all employers.

Referred to the Committee on Workmen's Compensation.

By Messrs. LUTTY, OLSEN and LEONARD.  
HOUSE BILL No. 528.

An Act requiring notice by registered mail to the owner of real property to be sold at tax sales in second class cities and counties.

Referred to the Committee on Cities—Counties—First—Second and Second Class A.

By Messrs. MORAN, JENKINS, JOHN J. MURRAY and THOMAS.  
HOUSE BILL No. 529.

An Act to further amend the act, approved the twenty-fifth day of June, one thousand nine hundred forty-seven (P. L. 1145), entitled as amended "An act empowering cities of the second class, cities of the second class A, cities of the third class, boroughs, towns, townships of the first class, townships of the second class, school districts of the second class, school districts of the third class and school districts of the fourth class to levy, assess, and collect or to provide for the levying, assessment and collection of certain additional taxes subject to maximum limitations for general revenue purposes; authorizing the establishment of bureaus and the appointment and compensation of officers and employees to assess and collect such taxes; and permitting penalties to be imposed and enforced; providing an appeal from the ordinance or resolution levying such taxes to the court of quarter sessions and to the Supreme Court and Superior Court," by prohibiting the levying, assessment or collection of any tax on wages.

Referred to the Committee on Municipal Corporations.

By Messrs. McWHERTER, NEEDHAM, WARGO, McCANN and STONE.  
HOUSE BILL No. 530.

An Act providing compensation to certain persons who served in the military or naval forces of the United States or of any of her allies during the Korean armed conflict; providing the method of making payment; imposing certain duties on the Adjutant General; making an appropriation, and providing penalties.

Referred to the Committee on Appropriations.



## RESOLUTIONS INTRODUCED AND REFERRED

By Mr. BRETH.

## RESOLUTION No. 24.

In the House of Representatives, March 3, 1953.

Whereas, it has been recommended by the "Chesterman Committee" that the game, fish and forestry divisions of the state be combined under one department

And Whereas, Both the Pennsylvania Game Commission and the Pennsylvania Fish Commission operate with separate and distinct funds in which the money comes principally from the sale of hunting and fishing licenses and not from general state tax funds

And Whereas, In the interest of the approximately 850,000 hunters and 650,000 fishermen who provide game and fish funds by purchasing hunting and fishing licenses . . . it is just and fitting that before any legislation is considered by the House of Representatives to combine the game and fish commissions with the forestry department, or to combine the game and fish commissions into one department themselves . . . that the members of the House of Representatives shall be fully informed by a comprehensive study how game and fish funds are distributed and how they have been distributed in the past

And Whereas, It is also important and necessary that the House of Representatives be fully informed concerning the cost of the specific functions and divisions of the game and fish commissions in relation to their value in providing game for the fields and forests and fish for the rivers and streams and lakes and ponds, therefore be it

Resolved, That the Speaker of the House of Representatives appoint a Special Game and Fish Fund Inquiry Committee of nine members of which five shall be from the majority party and four from the minority party to conduct a complete and comprehensive inquiry into the affairs of the game commission, particularly to report on the expenditure of the sum of \$25,000,000 during the past 10 years, with a further and specific report on the \$8,000,000 spent by the game commission in the last biennium 1951-52, including the sums of approximately \$3,000,000 for game food and cover, \$2,000,000 for the operation of game farms, \$1,500,000 for law enforcement, \$500,000 for conservation education and with a separate itemized report listing the items included in the more than \$500,000 listed under "miscellaneous" in the 1951-52 biennium.

Be It Further Resolved, That this committee report on the expenditures of fish funds in the past 10 years, with a specific report on the amount of money used for fish hatchery operations, from the approximately \$3,000,000 spent in the last biennium 1951-52, and an itemized report on the cost of administration including law enforcement during the last biennium compared to the biennium 10 years ago.

Be It Further Resolved, That this Special Game and Fish Fund Inquiry Committee be prepared to make a preliminary report of its progress to the members of the House of Representatives within 30 days after the adoption of this resolution and a complete and final report with recommendations for economies and suggestions for legislation within 60 days.

Referred to the Committee on Rules.

By Mr. WORLEY. (Concurrent) RESOLUTION No. 25.

In the House of Representatives, March 2, 1953.

Whereas, The Pennsylvania Election Code approved June 3, 1937 (P. L. 1333), contains numerous changes made to it and requires additional changes and revisions to cover the complex problems caused by a rapidly expanding electorate and should be carefully studied and revised in order to make it more effective for its intended purposes; therefore, be it

Resolved (if the Senate concur), That the Joint State Government Commission is hereby directed to survey, investigate and consider all of the election system and laws of the Commonwealth and to completely revise and

restate such election laws into codified form and to report its findings, conclusions and recommendations to the next regular session of the General Assembly, with a bill embodying a codification of the election laws of the Commonwealth to be introduced at the next regular session of the General Assembly.

Referred to the Committee on Rules.

By Messrs. READINGER and LOVETT.

## RESOLUTION No. 26.

In the House of Representatives, March 2, 1953.

Resolved, That as much of Rule 18 as limits the number of sponsors of a bill to two Members, shall be suspended during the balance of the 1953 legislative session.

Referred to the Committee on Rules.

## SENATE MESSAGE

## TIME OF NEXT MEETING

The Clerk of the Senate being introduced presented an extract from the Journal of the Senate, which was read as follows:

In the Senate, March 2, 1953.

Resolved, (if the House of Representatives concur), That when the Senate adjourns this week it reconvene on Monday, March 9, 1953 at four o'clock p. m., E. S. T., and when the House of Representatives adjourns this week it reconvene on Monday, March 9, 1953, at four-thirty o'clock p. m., E. S. T.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

On the question,

Will the House concur in the resolution of the Senate?

Mr. SCHMIDT. Mr. Speaker, two weeks ago I had intended making the statement I am now about to make.

We have now been in session for seven weeks I do not think I am divulging any secret when I say there is quite a lot of undercurrent among the Members of this House as to the way in which this Legislative session is progressing. Men do not hesitate outside the Halls of this House to express the disgust they feel in the fact that no progress has been made whatsoever since this House organized back in January.

Each and everyone of us undertook, when we presented ourselves for election, to inconvenience ourselves and spend time here in Harrisburg upon legislative duties when necessary. But so far the time we have put in and the money we have spent out of our pockets do not warrant the continuation of a program that seems to be going nowhere. I think at this time a halt should be called in the way in which this House is deliberating.

Whether or not it is a fact that we are being held up because of failure of the Tax Commission to present its report, or the fact that we have just received the Chesterman Report and now are going into a study of that report; whether or not that is what is holding us up, I cannot say. But I do feel that the leadership of this House does know; and if that is the reason, there is no reason why this House should not recess until such time as we are recalled by the Speaker of this House and the President pro tempore of the Senate.

We have important things to do at home. We are willing to spend time here in Harrisburg to do our job; but to come here week in and week out, spend an hour on Monday and an hour on Tuesday doing nothing and then go-



ing back home and having to catch up in our work there—I think it is about time we call a halt.

So, at this time—even though I am one who voted for this resolution this week—I feel we are entitled to some expression from the leadership of the House as to how long this dilly-dallying is going to go on.

Mr. JOHNSON. Mr. Speaker, at this session we received the Governor's budget probably the earliest during the four sessions that I have been a Member of this House of Representatives. I know a number of people have said to me, "Well, what is the program; where are we going; what do you have slated; what is on the agenda?" I want to say to the Members of the House that actually the program of the session is between the two covers of the Governor's budget.

If you will examine carefully the Governor's budget, you will find that it is a document that provides for education alone the sum of over \$500 million. It is a program of public assistance and welfare that brings hope to the needy, to the sick, to the mentally ill, to the crippled, and those who need services from the Commonwealth that the people back home cannot provide for them.

You will find that we are going to provide funds to our great educational institutions in Pennsylvania; the University of Pennsylvania, the University of Pittsburgh, Pennsylvania State College and Temple, and we are not forgetting that grand old university, Lincoln University. It provides money for the Soldiers' and Orphans' School at Scotland, Pennsylvania. It provides money for state-aided hospitals.

It takes time to examine this budget. Norman Wood and Senator Chapman, the chairmen of the two committees in the House and Senate on appropriations, are conducting their hearings now on the budget.

We have set up combined committees of the House and Senate to have hearings on the Chesterman Report.

The tax study group are meeting again this week to give us a report on the taxes, possibly a tax program of the Commonwealth.

In the meantime it is true that we are in a sense marking time; but eventually, and we hope it will not be too long, all these studies will be completed. They will be wrapped into one package, we will get them on the floor and then pack up and go home.

As to the proposition of a proposed recess while these various studies are progressing, I feel there is plenty of work that can be done by our being in session. We can have committee meetings. The Members are here to attend, those who care to, the budget hearings which are conducted in the House Appropriations and Senate rooms.

The studies on the Government Survey Report, we hope, will start next week. Some of them will be held on Tuesday, and those who want to stay in town can hear them. Of course they will proceed on Wednesday and Thursday and perhaps Friday, and there will be perhaps even evening sessions. So there is work to be done.

I realize that we have been proceeding slowly but, as I say, the program is here; we have it in front of us. Soon we will have it on our desks; we can pass it and go home and have a quick and orderly session.

Mr. ANDREWS. Mr. Speaker, I had not expected to intervene in this situation. I have listened with great interest while the Majority Leader sang his song in praise of the sweet bye and bye.

I had imagined that the business of this session would concern itself with some matters other than the appropriation bills which may be brought to the attention of the House for the purpose of financing the routine operations of our state government.

I see by the history that some four hundred bills are pending in committee. They cannot all be bad. Some of them must be good. I do not imagine that the bills submitted by the minority are one hundred percent chaff. Up to the present time we have seen measures that have had a particular push back of them manage to emerge from committee and brought to the attention of the House.

I would not have taken the floor, I say, if the gentleman from Allegheny had not opened the subject. I shall if the conditions continue, bring before the caucus of the minority, if our calendars continue in the present form, lean and hungry and without great moment, the question of asking for a leave of absence for the entire minority delegation. If you want to dally, dally by yourselves. If you have a majority, a constitutional majority, you can go ahead and pass all the legislation you like. But I cannot insist, week after week, that the members of this minority come here to no purpose at all. And we will be well within our rights if we ask for leave of absence for the entire minority until such a time as the majority is prepared to face the facts of life and get down to business and enable us to begin to go somewhere.

On the question recurring,

Will the House concur in the resolution of the Senate?

It was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

## SENATE MESSAGE

### LEGISLATIVE REFERENCE BUREAU

The Clerk of the Senate being introduced presented an extract from the Journal of the Senate, which was read as follows:

In the Senate, March 2, 1953.

Resolved (If the House of Representatives concur), That the Legislative Reference Bureau is hereby instructed to devote its undivided time and facilities, as far as necessary, to the preparation of legislation based on the Report of the State Government Survey Committee and the Report of the State Tax Study Committee.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

On the question,

Will the House concur in the resolution of the Senate?

### QUESTION OF INFORMATION

Mr. TOLL. Mr. Speaker, I rise to a question of information.

The SPEAKER. The gentleman will state it.

Mr. TOLL. Mr. Speaker, in connection with the resolution, does that mean that the Legislative Reference Bureau will not take any work other than the bills which are prepared as a result of the Chesterman Committee Report?

The SPEAKER. The Clerk will read the resolution again.

The resolution was read by the Clerk.

Mr. TOLL. Mr. Speaker, I note that the language used is "undivided time as far as necessary. I suppose that as long as it does not say "exclusively" there will still be

an opportunity to get a bill drawn during this time; is that correct?

The SPEAKER. The Chair recognizes the Majority Leader, the gentleman from McKean, Mr. Johnson.

#### RESOLUTION LAID ON TABLE

Mr. JOHNSON. Mr. Speaker, I must say that I have not had an opportunity to examine this resolution, and I therefore move to lay it on the table.

The motion was agreed to.

#### SENATE MESSAGE

##### CONCURRENCE IN HOUSE RESOLUTION

The Clerk of the Senate being introduced, informed that the Senate has concurred in the resolution from the House of Representatives as follows:

In the House of Representatives, February 24th, 1953.

Whereas, Harold A. Scragg, Chairman of the Public Utility Commission of Pennsylvania died on December 7, 1952; and

Whereas, He graduated from Yale University in 1913 and from Harvard Law School in 1916. He was appointed Assistant District Attorney of Lackawanna County in 1917 and appointed to that post in 1920 and elected thereto in 1921; and

Whereas, In August of 1943 he was appointed as Chief Counsel of the Pennsylvania Public Utility Commission, then on April 2, 1945 he was appointed as member of the commission and finally he on March 5, 1952 was appointed Chairman of the commission, which post he held at the time of his death; and

Whereas, An examination of the many tributes paid to his memory discloses that every commendable word that could be said about a good man was said about Harold A. Scragg. His own county bar in expressing their esteem of him—"Harold Scragg was superb in almost every human characteristic; he was as beautiful a specimen of manhood as ever appeared in the court rooms of this Commonwealth; his physical presence was commanding and impressive. He had the power of clear and concise statement and this combined with a voice pleasing to the ear made him attractive to juries and judges alike. In the trial of cases he was alert and resourceful. He appeared to be rapid in action and so never seemed disturbed or confused, even when the unexpected suddenly took place. He worked very hard as District Attorney, as Chief Counsel for the Commission and as Commissioner and Chairman of the Public Utility Commission"; and

Whereas, He spent years of life in public service, bringing great honor to Lackawanna County and to the Commonwealth of Pennsylvania; therefore be it

Resolved, (if the Senate concur) That the General Assembly hereby joins in paying high tribute to the memory of one of Pennsylvania's great sons; and be it further

Resolved, That we, the members of the General Assembly, hereby express our deep sympathy to the widow of Harold Scragg and to his brother Robert and his niece Mrs. Franklin Collins; and be it further

Pesolved, That the Chief Clerk be instructed to transmit copies of this resolution to the members of the family of the deceased as named above.

#### CUMRU TOWNSHIP SCHOOL WELCOMED

The SPEAKER. The Chair welcomes to the Hall of the House a delegation of students from the Cumru Township School District of Berks County, under the supervision of their teachers, Mr. Bossler, Mrs. Rhoads and Mrs. Derr. They are the guests of the gentleman from Berks, Mr. Lightner.

#### BIGLERVILLE HIGH SCHOOL WELCOMED

The SPEAKER. The Chair is also pleased to welcome to the Hall of the House a delegation of students of the ninth grade class of Biglerville High School of Adams County, under the supervision of their teachers, Miss Mildred Walter and Mr. Donald Ernst. They are the guests of the gentleman from Adams, Mr. Worley.

#### APPOINTMENT OF HOUSE SELECT COMMITTEE

The SPEAKER. Pursuant to the provisions of Senate Concurrent Resolution, Serial No. 120, adopted by the Senate, February 24, 1953, and concurred in by the House of Representatives March 2, 1953, the Chair appoints as a Committee on the part of the House of Representatives, to study and conduct public hearings on the various phases, findings and recommendations of the State Government Survey Committee, the following Members:

The Gentleman from Northumberland, Mr. Adam T. Bower,

The gentleman from Bucks, Mr. Wilson L. Yeakel,  
The gentleman from Armstrong, Mr. W. Stuart Helm,  
The gentleman from Crawford, Mr. Robert F. Kent,  
The gentleman from McKean, Mr. Albert W. Johnson,  
The gentleman from Philadelphia, Mr. Charles C. Smith,  
The gentleman from Lancaster, Mr. Norman Wood,  
The gentleman from Potter, Mr. Wrayburn B. Hall,  
The gentleman from Schuylkill, Mr. Ivan C. Watkins,  
The gentleman from Westmoreland, Mr. Anthony J. Petrosky,

The gentleman from Washington, Mr. C. O. Williams,  
The gentleman from Fayette, Mr. E. Gadd Snider,  
The gentleman from Philadelphia, Mr. Joseph J. Hersch,

The gentleman from Allegheny, Mr. George J. Sarraf, and

The gentleman from Cambria, Mr. Hiram G. Andrews.

#### REPORT FROM JOINT STATE GOVERNMENT COMMISSION

##### STATE AND LOCAL SUPPORT OF PUBLIC EDUCATION

Mr. SCOTT presented the following communication and report from the Joint State Government Commission.

The communication was read by the Clerk as follows:

March 3, 1953.

To the Honorable, the House of Representatives of the General Assembly of the Commonwealth of Pennsylvania:

On behalf of the Joint State Government Commission, I have the honor to transmit herewith A Report of the Joint State Government Commission, Session of 1953, concerning State and Local Support of Public Education.

Copies of this report for distribution to the members of the House of Representatives have been delivered to the office of the Chief Clerk of the House.

Respectively submitted,  
BAKER ROYER.

For Report see Appendix.

#### REPORTS FROM COMMITTEES

Mr. BOMBERGER from the Committee on Motor Vehicles, reported as committed, House Bill No. 89, entitled:

An Act to add subsection (d) to Section 1013 of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and



the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerk thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by requiring vehicles, street cars and trackless trolley omnibuses to yield the right of way after stopping at an intersection marked with an official "Stop" sign.

Mr. BARKDOLL from the Committee on Motor Vehicles, reported as committed, House Bill No. 110, entitled:

An Act to further amend the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts, and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles, imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees and miscellaneous receipts; making an appropriation and providing for refunds," by further fixing fees for annual registration and chassis and maximum gross weights of certain commercial vehicles.

Mr. LOPRESTI from the Committee on Judiciary, reported as committed, House Bill No. 354, entitled:

An Act to further amend the act approved the seventeenth day of April, one thousand eight hundred seventy-six (P. L. 29), entitled "An act relating to appeals in cases of summary convictions," by extending the time within which appeals may be taken.

### SENATE MESSAGE

The Clerk of the Senate being introduced, presented extracts from the Journal of the Senate:

Senate Bill for concurrence, No. 7.

### BILLS ON SECOND READING

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 204, entitled:

An Act to amend Section 2 of the act approved the second day of June one thousand nine hundred thirty-three (P. L. 1433) entitled "An act defining the powers

of the courts of quarter sessions the Municipal Court of Philadelphia and the County or Juvenile Court of Allegheny County with respect to the care guidance control trial placement and commitment of delinquent dependent and neglected children under sixteen years of age and of persons over sixteen years of age contributing to or encouraging the delinquency neglect and dependency of children and amending revising and consolidating the law relating thereto" by giving juvenile courts jurisdiction during vacation

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 260, entitled:

An Act to amend section 1 of the act approved the twenty-fourth day of April one thousand nine hundred forty-seven (P. L. 89) entitled "An act relating to the form execution revocation operation and interpretation of wills to nuncupative wills to the appointment of testamentary guardians to elections to take under or against will and the procedure in references thereto" by changing the provisions which permit minors to military service and mariners to dispose of their property by will

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 281, entitled:

An Act to add section 684.1 to the act approved the twenty-fourth day of June one thousand nine hundred thirty-nine (P. L. 872) entitled "An act to consolidate amend and revise the penal laws of the Commonwealth" by making it unlawful for officers or employees of the Commonwealth to drive over certain closed roads for purpose of hunting or fishing

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

### BILL ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 105, as follows:

An Act to amend Section 1222 of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing

for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by increasing secretary's fee for supplying certain information

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 1222 of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" as added by the act approved the twenty-ninth day of June one thousand nine hundred thirty-seven (P. L. 329) is hereby amended to read as follows

Section 1222 Secretary May Supply Certain Information Fee The secretary may in his discretion supply such information relating to encumbrances and information relating to learners' permits operators' licenses the registration and titling of vehicles as has not been disposed of under the provisions of section four hundred fifteen (415) of this act and may require the payment of a fee of [twenty-five (\$0.25)] fifty (\$0.50) cents for each record document or letter comprising a part thereof

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Adam,	Geer,	Mahan,	Schmidt,
Alexander,	Gibson,	Markley,	Schuster,
Amarando,	Gleason,	Mathews,	Schwartz,
Andrews,	Glick,	Maxwell,	Scott,
Ashton,	Goodling,	McCann,	Seyler,
Auker,	Gramlich,	McCormack,	Shoemaker,
Banker,	Greenwood,	McCullough,	Shotwell,
Barkdoll,	Guss,	McDermitt,	Smith, W. B.,
Baumunk,	Gutendorf,	McGee,	Snider,
Bazin,	Guthrie,	McInroy,	Spencer,
Bear,	Hall,	McWherter,	Stank,
Blair,	Hamilton, R. E.,	Metz,	Stevenson,
Boles,	Hamilton, W. H.,	Mihm,	Stimmel,
Bolton,	Harris,	Mikula,	Stone,
Bomberger,	Haudenshield,	Miller,	Stoner,
Boory,	Helm,	Mills,	Strausser,
Bower,	Hersch,	Monroe,	Sucher,
Breisch,	Hewitt,	Moody,	Taylor,
Breth,	Hocker,	Moore,	Thomas,
Brown,	Hoggard,	Moran,	Thompson,
Bucchin,	Ide,	Moscrip,	Toll,
Buchanan,	Jenkins,	Muldowney,	Tompkins,
Bullen,	Jim,	Munley,	Toomey,
Capano,	Johnson,	Murray, J. J.,	VanSant,
Cianfrani,	Jones, Geo. E.,	Murray, P. G.,	Varallo,
Cioffi,	Jones, Gran'le E.	Musto,	Varnier,
Clapper,	Jones, Paul F.,	Naugle,	Vaughan,
Cochran,	Jones, T. H. W.,	Needham,	Verona,
Comer,	Jump,	Ogilvie,	Wall,
Connelly,	Kamyk,	Olsen,	Wallace,

Conner,	Keller,	Parlante,	Walsh
Cooper,	Kent,	Pelfly,	Wargo,
Coyle,	Kerlin,	Peta,	Waterhouse,
Curwood,	Kline,	Petrosky,	Watkins,
Davis,	Kohl,	Pettigrew,	Weidner,
Dougherty,	Kolankiewicz,	Pfaff,	Welsh,
Down,	Kornick,	Phillips,	Wescott,
Downey,	Kratz,	Polaski,	Whalley,
DuBois,	Kromer,	Polen,	Wheeler,
Dunn,	Kubacki,	Poltenstein,	White,
Erb,	Lafore,	Price,	Whitenight,
Ewing,	Lederer,	Quisenberry,	Willaredt,
Farabaugh,	Lelsey,	Ragot,	Williams,
Fenrich,	Leonard,	Readinger,	Wilt,
Ferster,	Leven,	Reagan,	Wood,
Filo,	Light,	Reidenbach,	Worley,
Flack,	Limper,	Richter,	Yeakel,
Fleischman,	Lippincott,	Rosen,	Yetzer,
Floyd,	Lopresti,	Rovanssek,	Young,
Flynn,	Lovett,	Royer,	Zeitl,
Frost,	Lutty,	Rubin,	Ziegler,
	Maguire,	Sarra,	Smith, C. C., Speaker

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

RESOLUTION

CONDOLENCE

Mr. VAUGHN offered a resolution which was read, considered and unanimously adopted as follows:

In the House of Representatives, March 3, 1953.

Our fellow member, Albert M. Bell, representing the eighth legislative district of Allegheny County, died this past Saturday, February 28, at his home in Pittsburgh. He was fifty-four years old.

Mr. Bell had been active in Republican politics for several years previous to his election as a member of this House in November. He was the district committeeman in the twenty-seventh ward in Pittsburgh and had served as sergeant-at-arms and as a document clerk for the General Assembly during 1947 and 1948.

He was born in Baltimore, but lived in Pittsburgh for forty-seven years. He graduated from the public schools of Pittsburgh and attended Duffs Iron City Business College.

Mr. Bell was a veteran of World War I, during which he received the Purple Heart Medal for wounds received in battle. He was a member of Riverview Post 681 of the American Legion and Brightwood Post No. 9407, V.F.W.

Although a new member of this House of Representatives, his presence will be sadly missed by all of us. Therefore, be it

Resolved (by the House of Representatives), That we hereby extend to the widow and family of the late Albert M. Bell our heartfelt sympathy in the loss of their beloved; And be it further

Resolved, That a copy of this resolution be sent to his widow Mrs. Eva Starner Bell, 1436 Woods Run Avenue, North Side, Pittsburgh 12, Pennsylvania.

ANNOUNCEMENT

The Allegheny County Delegation to attend the funeral of Honorable Albert M. Bell will meet at the William Penn Hotel, Pittsburgh, Rooms 566, 568 and 570 on Wednesday, March 4, at 11:30 a.m.



## RESOLUTION CONGRATULATIONS

Messrs. ROYER, PAUL G. MURRAY and BOMBERGER offered a resolution which was read, considered and unanimously adopted as follows:

In the House of Representatives, March 3, 1953.

Whereas, The Honorable Norman Wood, who represents the second legislative district of Lancaster County, has been a member of this House of Representatives for thirty consecutive years; and

Whereas, Mr. Wood has distinguished himself by his high type of service in this House and stands high in the estimation of his colleagues and in the esteem and respect which they have formed for him through long association; and

Whereas, Mr. Wood, through voluntary conscientious service to his community, which has taken the form of active association in fraternal activities as well as in the Grange, in addition to his exemplary participation in the democratic processes of government, has set a high and honorable example to his friends, neighbors, colleagues and constituents; therefore be it

Resolved, That this House of Representatives hereby extends its greetings and felicitations to the Honorable Norman Wood at this time, and commends and congratulates him for his lengthy and useful participation in its activities as one of its outstanding members; and be it further

Resolved, That the membership of this House of Representatives hereby expresses its earnest hope and desire for the continued association of the Honorable Norman Wood in its activities as one of its most stalwart members.

The SPEAKER. The Chair recognizes the Dean of the House, Honorable Norman Wood of Lancaster.

Mr. WOOD. Mr. Speaker and Members of the House, it is certainly overwhelming to have this resolution adopted today. I thank the Members very much for it.

## RESOLUTION CONGRATULATING BOROUGH OF LATROBE

Mr. JIM offered a resolution which was read, considered and unanimously adopted as follows:

In the House of Representatives, March 3, 1953.

On May 24, 1954, the Borough of Latrobe will celebrate the 100th anniversary of its incorporation as a borough.

Latrobe is an industrial center producing tool steel, explosives, ceramics, blankets, and many nationally advertised products, including the famous Rolling Rock beer. The value of the products produced annually, \$48,000,000 and its average annual payroll \$12,000,000 are fabulous considering its population of 12,000 persons.

Latrobe is a cultural center also, being the home of St. Vincents Archabbey and college, the oldest Benedictine foundation in the western hemisphere, and a short distance away is situated St. Xaviers Academy for girls. The National Professional Football League has recognized Latrobe as the birthplace of professional football.

The community leaders of Latrobe are planning a centenary celebration next year, and many of its citizens are already devoting long hours of labor to this civic enterprise; therefore be it

Resolved, That the Members of the House of Representatives extend to the citizens of Latrobe, our congratulations on their anniversary and our hopes that their celebration will be, as their borough is, the most successful of its kind; and be it further

Resolved, That copies of this resolution be forwarded to Victor B. Stader, Burgess and James Underwood, President of Council.

## PERMISSION TO ADD ADDITIONAL SPONSORS

Mr. KOLANKIEWICZ asked and obtained unanimous consent to add additional sponsors to a bill to be introduced by him.

## PROCEEDINGS EXPUNGED

Upon motion by Mr. Gleason, which was agreed to by the House, his remarks and the discussion and proceedings relating thereto, were at this point expunged from the record.

## PERMISSION TO ADD ADDITIONAL SPONSORS

Mr. GLICK asked and obtained unanimous consent to add additional sponsors to a bill to be introduced by him.

Mr. FLOYD asked and obtained unanimous consent to add additional sponsors to a bill to be introduced by him.

## ANNOUNCEMENT

### WEATHER REPORT ON ROAD CONDITIONS

Bedford, Somerset and Altoona area—freezing rain, roads slippery.

Turnpike—Cloudy—Road dry from Gateway to New Stanton—icy spots from New Stanton to Laurel Hill Tunnel—Ice covered to New Baltimore Service Station—Icy spots to East Sideling Hill Tunnel and dry to Valley Forge.

## ADJOURNMENT

Mr. DOWNEY. Mr. Speaker, I move that this House do now adjourn until Monday, March 9, 1953 at 4:30 p. m.

The motion was agreed to, and (at 12:50 p. m.) the House adjourned.

# Legislative Journal.

Session 1953.

140th of the General Assembly.

Vol. 33.

HARRISBURG, PA., MONDAY, MARCH 9, 1953.

No. 14.

## SENATE

MONDAY, March 9, 1953.

The Senate met at 4:00 o'clock p. m., Eastern Standard Time.

The PRESIDENT (Lieutenant-Governor Lloyd H. Wood) in the Chair.

### PRAYER

The Chaplain, Rev. WILLIAM H. KELLY, Pastor of St. Paul's Evangelical United Brethren Church, Lewisburg, offered the following prayer:

Let us pray. Dear Lord and Father of mankind, forgive our feverish ways. Reclothe us in our rightful mind. In purer lives Thy service find; in deeper reverence, praise.

God, our Father, refresh us and help us keep step with Thee at the beginning of another week. May we move forward with hopeful hearts and understanding minds.

God help us to be worthy of the priceless heritage, traditions and institutions of our State. May Thy guiding hand be upon us as we sit in the high councils of State. Ours is a sacred trust and we would be true to it. Make us sensitive to the obligations which we cannot escape.

Heavenly Father, lead us by the word of Thy truth, by the direction of Thy wisdom and by the grace of Thy holy spirit. Grant that the business of this day bear the mark of distinction and intensity of desire to serve our beloved State of Pennsylvania and Thee, O God, in Christ's Name, Amen.

### JOURNAL APPROVED

The PRESIDENT. A quorum of the Senate being present, the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. MAHANY and Mr. HARE, further reading was dispensed with, and the Journal was approved.

### LEAVE OF ABSENCE

Mr. HARE asked and obtained leave of absence for Mr. TAYLOR, due to illness.

### COMMUNICATIONS FROM THE GOVERNOR

The Secretary to the Governor being introduced, presented communications in writing from His Excellency, the Governor of the Commonwealth, which were read as follows:

### APPROVED AND SIGNED

#### SENATE CONCURRENT RESOLUTION SERIAL NO. 110

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, March 3, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Concurrent Resolution Serial No. 110, authorizing the President pro tempore of the Senate and the Speaker of the House to appoint five Senators and five Representatives as a committee to investigate the subject of Turnpike safeguards and safety regulations and to make a report of its findings and recommendations to the General Assembly.

JOHN S. FINE.

### APPROVED AND SIGNED

#### SENATE CONCURRENT RESOLUTION SERIAL NO. 114

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, March 5, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Concurrent Resolution Serial No. 114, authorizing the General Assembly to memorialize Congress to enact certain legislation relative to gasoline taxes.

JOHN S. FINE.

### APPROVED AND SIGNED

#### SENATE CONCURRENT RESOLUTION SERIAL NO. 120

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, March 5, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Concurrent Resolution Serial No. 120, authorizing the President pro tempore of the Senate to appoint a committee and the Speaker of the House to appoint a similar committee to conduct public hearings on the various phases, findings, and recommendations of the State Government Survey Committee, and report their findings to this Session of the General Assembly.

JOHN S. FINE.

### NOMINATIONS BY THE GOVERNOR

#### REFERRED TO COMMITTEE

He also presented communications in writing from His



Excellency, the Governor of the Commonwealth, which were read as follows, and referred to the Committee on Executive Nominations:

#### JUSTICES OF THE PEACE

COMMONWEALTH OF PENNSYLVANIA,  
Governor's Office, Harrisburg, March 9, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Jesse S. Meek, Sr., New Salem, Fayette County, for appointment as Justice of the Peace in and for the Township of Menallen, Fayette County, until the first Monday of January 1954, vice Francis H. Shimshock, deceased.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, March 9, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Lamonte Montgomery, 62 South Fourth Street, Hughesville, Lycoming County, for appointment as Justice of the Peace in and for the Borough of Hughesville, Lycoming County, until the first Monday of January 1954, to fill a vacancy.

JOHN S. FINE.

#### MEMBERS OF CHESTER COUNTY BOARD OF ASSISTANCE

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, March 3, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as members of the Chester County Board of Assistance, to serve until December 31, 1955, and until their successors are duly appointed and qualified:

Mrs. Elizabeth Gawthrop (Republican), Price Street and Sconneltown Road, R. D., West Chester, vice Mrs. Ellen W. Krauss, West Chester, whose term expired.

Francis A. Bishop (Republican), 310 Main Street, Phoenixville, vice Dr. J. Elmer Gotwals, Phoenixville, whose term expired.

Milton Apfelbaum, Esq. (Democrat), 529 East Lincoln Highway, Coatesville (Reappointment).

JOHN S. FINE.

#### JUSTICES OF THE PEACE

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, March 3, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Hary S. Heiser, 217 North Second Street, R. D. No. 1, Halifax, Dauphin County, for appointment as Justice of the Peace in and for the Township of Halifax, Dauphin County, until the first Monday of January 1954, to fill a vacancy.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, March 9, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Carl F. Custead, Main Street, Saegertown, Crawford County,

for appointment as Justice of the Peace in and for the Borough of Saegertown, Crawford County, until the first Monday of January 1954, vice Joseph M. Cribbs, resigned.

JOHN S. FINE.

#### NOMINATIONS BY THE GOVERNOR

##### NOTARIES PUBLIC

He also presented in writing from His Excellency, the Governor of the Commonwealth, nominations for appointment as Notaries Public.

##### CONSIDERATION OF NOTARIES PUBLIC

Mr. WATSON. Mr. President, I move that the Senate do now proceed to the consideration of nominations for appointment as Notaries Public, sent to the Senate, by His Excellency, the Governor of the Commonwealth, on March 9, 1953.

Mr. WATKINS. Mr. President, I second the motion. The motion was agreed to.

The nominations were read as follows:

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, March 9, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Notaries Public, for terms of four years to compute from the dates shown:

To compute from date of confirmation:

##### ALLEGHENY COUNTY

Miss Florine M. Berardino, 546 N. Homewood Ave., Pittsburgh.

John C. Bramer, Jr., Rm. 201, 731 Ridge Avenue, Pittsburgh (12).

Charles V. Cardillo, 5907 Penn Ave., Pittsburgh (6).

Mrs. Shirley Degelman, Bethel, Library.

Miss Marie J. Flynn, 2327 Grant Bldg., Pittsburgh.

Fred J. Grieser, 126 Sheridan Sq., Pittsburgh.

Miss Rose E. Heurich, 2408 Smallman St., Pittsburgh.

Miss Mary J. Hudak, 332 Frick Bldg., Pittsburgh (19).

William L. Jacob, 450 Fourth Ave., Pittsburgh (19).

Arthur J. Komoroski, Scott Twp., Carnegie.

H. E. McMunn, Sr., 21st & Smallman Sts., Pittsburgh.

Mrs. Edythe M. Oparnica, Baldwin, Pittsburgh.

Victor A. Rowsick, Bethel, Bridgeville.

Frank C. Smith, Jr., Homestead.

R. B. Terwilliger, Penn Twp., Penn Hills, Pgh.

Miss E. M. Thomas, 535 Fifth Ave., Pittsburgh (19).

##### BEAVER COUNTY

James Belle, Jr., New Brighton.

##### BERKS COUNTY

J. A. Carmichael, West Reading, Reading.

J. George Heim, Reading.

Christian New, Reading.

##### BLAIR COUNTY

B. B. Guyer, Hollidaysburg.

##### CAMBRIA COUNTY

Jacob Lodico, Susquehanna Twp., Barnesboro.

George Poprich, Adams Twp., South Fork.

William M. Wharton, Johnstown.

##### CHESTER COUNTY

Mrs. Romaine K. Garrett, West Chester.

Robert P. Oberholtzer, East Vincent Twp., Spring City.

Charles E. Tinder, East Whiteland Twp., Devault.

## COLUMBIA COUNTY

Mrs. Jean H. Hess, Bloomsburg.

## CUMBERLAND COUNTY

John J. Craig, Mechanicsburg.

## DAUPHIN COUNTY

Mrs. Catherine Clarkson, Harrisburg.  
R. A. Kerr, Susquehanna Twp., Harrisburg.  
George R. Ludlow, Harrisburg.  
H. S. Rand, Harrisburg.

## DELAWARE COUNTY

Jos. J. Carlin, Clifton Heights.  
John J. Coyle, Jr., Upper Darby Twp., Upper Darby.  
Herbert E. Gaskill, Ridley Twp., Folsom.  
Leon Kazanjian, Upper Darby Twp., Drexel Hill.  
Jacob F. Keller, Rutledge.  
W. Elmer King, Upper Darby Twp., Upper Darby.

## ERIE COUNTY

Mrs. Coleen A. Poorman, Erie.  
Edward J. C. Robie, Erie.

## FAYETTE COUNTY

Miss Madeleine P. John, Uniontown.

## FRANKLIN COUNTY

Mrs. Jeanette C. Nelson, Greencastle.

## JEFFERSON COUNTY

Mrs. Maxine S. Clemens, Brookville.

## LACKAWANNA COUNTY

Mrs. Lou M. Owens, Scranton.  
Robert B. Rorar, Scranton.  
Arthur Z. Stover, Scranton.

## LANCASTER COUNTY

Mrs. Kathryn L. Quinn, Lancaster.

## LAWRENCE COUNTY

Edwin J. Ball, Bessemer.  
Mrs. Marjorie V. Beavon, New Castle.  
Mrs. Cora E. Heineman, Neshannock Twp., New Castle.

## LEBANON COUNTY

Christian G. Erb, Palmyra.

## LEHIGH COUNTY

W. H. Cruse, Allentown.  
George Wm Williams, Allentown.

## LUZERNE COUNTY

Mrs. Gretchen H. Garrison, Wilkes-Barre.  
Harry E. Jones, Kingston.

## LYCOMING COUNTY

F. Donald McKernan, Williamsport.

## MERCER COUNTY

John J. Buday, Sharon.

## MONTGOMERY COUNTY

Miss Nancie Kennedy, Lower Merion Twp., Bala-Cynwyd.  
Miss Sara C. Sheetz, Lansdale.

## NORTHAMPTON COUNTY

Pasquale Cinelli, Jr., Bangor.  
Frank L. Maurer, Easton.

## PHILADELPHIA COUNTY

Mrs. Sarah A. Anderson, 226 North 52d Street (39).  
Miss Dorris M. Bennett, 734 Pine Street (6).  
Louis Blumberg, 435 E. Wyoming Ave. (20).  
Paul Cohen, 2438 N. Broad St (32).  
Miss Rose M. De Palma, 1325 S. Broad Street (47).  
Allan H. Fleisher, 229 S. 19th St. (3).  
Mrs. F. M. Gegenheimer, 123 South Broad St. (9).  
Mrs. Alice L. Girard, 350 Devereaux Ave. (11).  
Morton Goldstein, 2945 W. Diamond St. (21).  
Stanley H. Griffith, 7037 N. Broad St (26).  
Mrs. Virginia E. Iezzi, 855 Wynnewood Road (31).  
S. N. Kitchner, 5461 Ridge Ave. (28).  
August J. Kolbe, 2736 W. Girard Ave. (30).  
Samuel H. Lean, 7534 Overbrook Ave. (31).  
James H. Livezly, 3700 Midvale Ave. (29).  
Bernard S. Master, 932 Bankers Securities Bldg.  
John L. Riethimer, E. Erie Ave. at D St., H. J. Heinz Company.

Joseph Sigman, 625 Widener Bldg.  
Howard F. Smith, Jr., 4847 N. Broad St. (41).  
Mrs. Mary Ellen Smith, 2071 Richmond St. (25).  
William H. Steiger, Jr., 1718 S. Chadwick St. (45).  
Miss Elizabeth Stewart, 1422 Chestnut Street (2).  
T. M. Sweeney, 1005 Market Street.  
Miss M. F. Tempest, 2519 South 20th Street (45).  
W. B. Worthington, 2035 Washington Ave. (46).  
Anthony Zaccaria, 1951 S. 22nd Street (45).

## PIKE COUNTY

Mrs. Thelma K. Pollock, Milford.

## SCHUYLKILL COUNTY

Miss Dorothy M. Mohan, North Manheim Twp., Schuylkill Haven.

## WARREN COUNTY

Robert G. Hunzinger, Sugar Grove.

## WASHINGTON COUNTY

Mrs. Florence Dasta, Washington.  
Mrs. Della H. Spillman, Somerset Twp., Eighty Four.

## WESTMORELAND COUNTY

James E. Lasher, New Kensington.  
Miss I. Elaine Smith, Greensburg.  
James R. Waugh, Vandergrift.

## YORK COUNTY

Thomas C. Mills, York.

To compute from the dates set opposite their names:

## ALLEGHENY COUNTY

Edward F. Ende, Carnegie. 3-9-53.

## SCHUYLKILL COUNTY

Peter Stec, Gilberton, Mahanoy Plane. 3-9-53.

## WESTMORELAND COUNTY

Mrs. Grace E. Mellinger, Greensburg. 3-10-53.

## YORK COUNTY

Harold Trattner, York. 3-10-53.

## ALLEGHENY COUNTY

Miss Pearl Hollis, 1011 Berger Bldg., Pgh. (19), 3-12-53.

## DAUPHIN COUNTY

J. J. Husic, Harrisburg. 3-12-53.

## PHILADELPHIA COUNTY

Salvatore Vernacchio, 635 Fitzwater St. (47), 3-12-53.



## ALLEGHENY COUNTY

Thos. J. Vunak, Braddock. 3-14-53.

## MONTGOMERY COUNTY

Miss Elizabeth J. Bresel, North Wales. 3-15-53.

## PHILADELPHIA COUNTY

Moritt G. Williams, 5912 Torresdale Av. 3-15-53.

## COLUMBIA COUNTY

A. Roland Kinkade, Berwick. 3-17-53.

## LEHIGH COUNTY

Carl J. W. Hessinger, Allentown. 3-17-53.

## McKEAN COUNTY

Melvin L. Carlson, Kane. 3-19-53.

## PHILADELPHIA COUNTY

Mrs. Pauline Fuiman, 1209 Spruce St., Phila. (7), 3-19-53.

## BUTLER COUNTY

Howard M. Greenawalt, Harmony, P. O. Zelenople. 3-20-53.

## ERIE COUNTY

James E. Robaskiewicz, Erie. 3-22-53.

## PHILADELPHIA COUNTY

Alexander Vernacchio, 635 Fitzwater St., Phila. (47), 3-22-53.

## TIOGA COUNTY

Orville C. Mase, Liberty. 3-22-53.

## WASHINGTON COUNTY

H. E. Cochran, Charleroi. 3-22-53.

## WESTMORELAND COUNTY

Mrs. Anna F. Serro, North Huntingdon Twp., Irwin. 3-22-53.

## DELAWARE COUNTY

Mrs. Blanche M. Gaskill, Ridley Twp., Folsom. 3-24-53.

## MERCER COUNTY

Miss Edith I. Wageman, Greenville. 3-24-53.  
Maurice Rosenblum, 1704 S. 5th St., Phila. (48), 3-24-53.  
Miss Nancy Snyder, 5900 N. 19th St., Phila. (41), 3-24-53.  
Miss Helena M. Witmer, 3834 N. 10th St., Phila. (40), 3-24-53.

## BEAVER COUNTY

C. Roy Kerr, Ambridge. 3-25-53.

## COLUMBIA COUNTY

Harry S. Barton, Bloomsburg. 3-25-53.

## DELAWARE COUNTY

Mrs. Helen F. Flatau, Upper Darby Twp., Upper Darby. 3-26-53.

## INDIANA COUNTY

R. E. Walbeck, Homer City. 3-26-53.

## PHILADELPHIA COUNTY

Fred'k C. L. Grun, 5200 Wayne Ave., Phila. (44), 3-26-53.

## MONTGOMERY COUNTY

N. Lane Irwin, Lower Merion Twp., Bryn Mawr. 3-28-53.

## PHILADELPHIA COUNTY

Angelo De Palma, 1325 S. Broad St., Phila. (47), 3-28-53.

## DELAWARE COUNTY

John Dennis, Haverford Twp., Bryn Mawr. 3-29-53.

## ALLEGHENY COUNTY

Cyril A. Pyros, 630 Bellaire Av., Pgh. (26), 3-31-53.

## ERIE COUNTY

Eugene J. Blakely, Erie. 3-31-53.

## PHILADELPHIA COUNTY

Marvin H. New, 1510 Walnut St., Phila. (2), 3-31-53.  
Miss Eugenie M. Williams, 1421 Chestnut St., Phila. (2), 3-31-53.

## WESTMORELAND COUNTY

Mrs. Marietta Walt, Madison. 3-31-53.

## PHILADELPHIA COUNTY

James T. Keating, 229 S. 45th St., Phila. 4-2-53.

## BRADFORD COUNTY

Harold F. Peterson, Sayre. 4-4-53.

## CAMBRIA COUNTY

Donald J. Perry, Johnstown. 4-4-53.

## LUZERNE COUNTY

Arthur R. Hildebrand, Wilkes-Barre. 4-4-53.

## MONTGOMERY COUNTY

F. Edward Malmberg, Bridgeport. 4-4-53.

## PHILADELPHIA COUNTY

Mrs. Clare Barsky, Market St. Natl. Bank Bldg., Phila. (7), 4-4-53.

## CHESTER COUNTY

Mrs. Betty B. McCausland, Schuylkill Twp., Phoenixville. 4-5-53.

## PHILADELPHIA COUNTY

Miss Katherine V. Geiger, 1608 Walnut St., Phila. 4-5-54.

## ALLEGHENY COUNTY

Howard J. Bartrem, Etna, Pittsburgh. 4-7-53.  
A. M. Berlin, 929 Penn Ave., Pittsburgh (30), 4-7-53.  
Bernard A. Feldman, McKeesport. 4-7-53.  
Arnold E. Feuerlicht, 7138 Hamilton Ave., Pittsburgh. 4-7-53.

Francis J. King, Emsworth. 4-7-53.

Miss Clara Mohlman, McKeesport. 4-7-53.

R. Bruce Myers, Sewickley. 4-7-53.

Ernst R. Nickel, 524 Frick Bldg., Pittsburgh. 4-7-53.

## BEAVER COUNTY

D. Roy Mackintosh, Ambridge. 4-7-53.

## BERKS COUNTY

Mateusz Chrusciel, Reading. 4-7-53.

Mrs. Helen C. Dunlap, Reading. 4-7-53.

Lester W. Keener, Bethel Twp., Bethel. 4-7-53.

## BUCKS COUNTY

Mrs. Loretta M. Ford, Bristol. 4-7-53.

## CLARION COUNTY

Chester H. Byerly, New Bethlehem. 4-7-53.

## MONTGOMERY COUNTY

Willis K. Lederach, Lower Salford Twp., Lederach. 4-7-53.

## PHILADELPHIA COUNTY

Silvio G. Biagini, 3210 Memphis St., Phila. 4-7-53.  
Miss Marie D. Biggi, 415 Race St., Phila. 4-7-53  
W. J. Feix, 4640 N. Broad St. 4-7-53.  
W. J. Grindlay, 5543 N. 5th St., Phila. 4-7-53.  
Robert J. Trueman, Jr., 2139 S. 16th St., Phila. 4-7-53.

## WASHINGTON COUNTY

Mrs. Mary B. Snyder, Donora. 4-7-53.

JOHN S. FINE.

A motion was made by Mr. WATSON and Mr. WATKINS,

That the Senate do advise and consent to said nomination.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

## YEAS—49

Bane,	Hare,	McCreesh,	Stevenson,
Barr,	Harney,	McCusker,	Stiefel,
Berger,	Holland,	McGinnis,	Toole,
Blass,	Kephart,	McMenamin,	Wade,
Camiel,	Kessler,	McPherson, Jr.	Wagner,
Chapman,	Koprivier, Jr.	Miller,	Walker,
Crowe,	Lane,	Pechan,	Watkins,
Dent,	Leader,	Peelot,	Watson,
Diehm,	Letzler,	Propert,	Weiner,
DiSilvestro,	Madigan,	Ruth,	Wolfe,
Fleming,	Mahany,	Silvert,	Wood,
Freed,	Mallery,	Snowden,	Yosko,
Haluska,			

## NAYS—0

Two-thirds of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

## REPORT FROM COMMITTEE ON EXECUTIVE NOMINATIONS

Mr. WATSON, from the Committee on Executive Nominations, reported with a favorable recommendation the following nominations, made by His Excellency, the Governor:

## JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,

Governor's Office, Harrisburg, February 16, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following person for appointment as Justice of the Peace, to serve until the first Monday of January 1954:

Oliver I. Lebo, Sixty-seventh Street, Rutherford Heights, Dauphin County, in and for the Township of Swatara, Dauphin County, vice Morris E. Youtz, deceased.

JOHN S. FINE.

## MEMBER OF COUNTY BOARD OF ASSISTANCE

Commonwealth of Pennsylvania,

Governor's Office, Harrisburg, January 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following person to be a Member of the County Board of Assistance, for the term set opposite his name

## MONTGOMERY COUNTY

Maurice D. Long, Bala-Cynwyd, from January 28, 1952, until December 31, 1954, and until his successor is duly appointed and qualified.

JOHN S. FINE.

## MEMBER OF THE STATE REGISTRATION BOARD FOR PROFESSIONAL ENGINEERS

Commonwealth of Pennsylvania,

Governor's Office, Harrisburg, January 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following:

Francis DeS. Friel, Bryn Mawr, from May 3, 1952, for the term of six years, and until his successor shall have been appointed and qualified.

JOHN S. FINE.

## JUSTICES OF THE PEACE

Commonwealth of Pennsylvania,

Governor's Office, Harrisburg, January 26, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following persons for appointment as Justices of the Peace to serve until the first Monday of January 1954:

Carl A. Anderson, 219 Turnpike Avenue, Clearfield County, in and for the Borough of Clearfield, Clearfield County, vice H. F. Reese, deceased.

George Harper, Norrisdale, Clearfield County, in and for the Township of Morris, Clearfield County, to fill a vacancy.

Ralph J. Srock, Troutville, Clearfield County, in and for the Borough of Troutville, Clearfield County, to fill a vacancy.

JOHN S. FINE.

Commonwealth of Pennsylvania,

Governor's Office, Harrisburg, January 26, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Justices of the Peace to serve until the first Monday of January 1954:

Jere B. Dibert, Esterly, Berks County, in and for the Borough of St. Lawrence, Berks County, to fill a vacancy.

Charles M. Brouse, LeRoy, Bradford County, in and for the Township of LeRoy, Bradford County, vice R. K. Morse, deceased.

Paul E. Hawk, R. D. No. 3, Shippensburg, Franklin County, in and for the Township of Southampton, Franklin County, to fill a vacancy.

Boyd C. LaFrance, Box No. 153, Meshoppen, Wyoming County, in and for the Borough of Meshoppen, Wyoming County, to fill a vacancy.

JOHN S. FINE.

## MEMBERS OF COUNTY BOARDS OF ASSISTANCE

Commonwealth of Pennsylvania,

Governor's Office, Harrisburg, January 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Members of County Boards of Assistance:

## BEDFORD COUNTY

Miss Mary Hughes (Republican), Bedford, to serve until December 31, 1955, and until her successor is duly appointed and qualified (Reappointment)



Ralph Moyle (Republican), Saxton, to serve until December 31, 1955, and until his successor is duly appointed and qualified (Reappointment)

#### CENTRE COUNTY

Rev. Alvin Dietz (Republican), Aaronsburg, to serve until December 31, 1955, and until his successor is duly appointed and qualified, vice Rev. J. S. Shannon, Millheim, whose term expired.

#### JUNIATA COUNTY

Mrs. Alva White (Republican), East Waterford, to serve until December 31, 1955, and until her successor is duly appointed and qualified, vice Harold Kerchner, Mifflintown, whose term expired.

Mrs. Margaret Welsh (Republican), Mifflintown, to serve until December 31, 1955, and until her successor is duly appointed and qualified, vice Mrs. Viola Strassburger, Mifflintown, whose term expired.

Rev. Owen Brubaker (Republican), Mifflintown, to serve until December 31, 1954, and until his successor is duly appointed and qualified, to fill a vacancy.

#### MIFFLIN COUNTY

Mrs. Marian C. Gibboney (Republican), Belleville, to serve until December 31, 1954, and until her successor is duly appointed and qualified, vice Mrs. Mary Newton, Belleville, resigned.

#### MONROE COUNTY

H. L. Heberling (Republican), 15 South Seventh Street, Stroudsburg, to serve until December 31, 1955, and until his successor is duly appointed and qualified, vice Mrs. Emma I. Shoemsmith, Stroudsburg, whose term expired.

Mrs. Evangeline Henry (Republican), 111 East Broad Street, East Stroudsburg, to serve until December 31, 1955, and until her successor is duly appointed and qualified, vice Mrs. Pearl Altemose, Brodheads ville, whose term expired.

Frank L. Stackhouse (Republican), 1125 West Main Street, Stroudsburg, to serve until December 31, 1955, and until his successor is duly appointed and qualified (Reappointment)

#### MONTGOMERY COUNTY

Mrs. Lucye P. Unger (Republican), 555 Main Street, East Greenville, to serve until December 31, 1955, and until her successor is duly appointed and qualified, vice H. Nelson Reifsnnyder, Norristown, whose term expired.

D. Rae Boyd (Republican), 1729 DeKalb Street, Norristown, to serve until December 31, 1955, and until his successor is duly appointed and qualified, vice Rev. Lester K. Kriebel, Pennsburg, whose term expired.

JOHN S. FINE.

### BILLS INTRODUCED AND REFERRED

Mr. LEADER read in his place and presented to the Chair Senate Bill No. 248, entitled:

An Act requiring water companies supplying water to cities, boroughs, towns, and townships to fluoridate the same under certain conditions.

Which was committed to the Committee on Local Government.

He also read in his place and presented to the Chair Senate Bill No. 249, entitled:

An Act authorizing the Department of Welfare to establish farms for the care training and rehabilitation of chronic or habitual inebriates providing for buildings and equipment therefor and the management and control of such farms and the compensation of employees providing for costs of transportation and maintenance of

inebriates as in State institutions providing for admission and discharge of chronic and habitual inebriates from such farms

Which was committed to the Committee on Public Health and Welfare.

Mr. CROWE read in his place and presented to the Chair Senate Bill No. 250, entitled:

An Act making an appropriation to the Department of Welfare for the maintenance of the General Hospital of Monroe County.

Which was committed to the Committee on Appropriations.

### PERMISSION TO ADDRESS SENATE

Mr. CROWE asked and obtained unanimous consent to address the Senate.

Mr. CROWE. Mr. President, the bill which I am about to present is a bill empowering the Pennsylvania Committee on Interstate Cooperation to hold hearings on the water development program of INCODEL, the Pennsylvania Water Resources Committee and possibly this new project that has been presented to us, of tapping Lake Erie and drawing water from that source down into the Susquehanna and thence to the Delaware River to fill the necessary requirements.

Now, Mr. President, there have been charges of malfeasance and skulduggery at the crossroads and so on. In introducing this bill, I want to say that it is with no thought of embarrassing anyone but I feel if there is anything wrong that the Republicans, because this is a Republican Administration, should clean up their own back yard. I know, in doing this, we will have the respect of the taxpayers of this Commonwealth.

Mr. President, in going over this proposition, I speak with some authority because for a number of years I was with INCODEL as a member. I am also greatly concerned because all these water projects that have been proposed so far are practically ninety per cent in my own district; some are in Carbon County, some in Monroe County, and some in Wayne and Pike Counties. In fact, my district extends from Hancock, New York to Portland, in Northampton County, a distance of 130 miles along the Delaware River. You can readily see when I get into this thing, that I have some interest involved.

### BILL INTRODUCED AND REFERRED

Mr. CROWE read in his place and presented to the Chair Senate Bill No. 251, entitled:

An Act requiring the Pennsylvania Committee on Interstate Cooperation to study and investigate the problem of securing an adequate water supply for this Commonwealth; and making an appropriation.

Which was committed to the Committee on State Government.

### INTERROGATION

Mr. YOSKO. Mr. President—

The PRESIDENT. Does the gentleman from Northampton desire to make a statement? The Order of Business is Bill Introduced and Referred.

Mr. YOSKO. Mr. President, I desire to interrogate the gentleman from Monroe, Senator Crowe, in regard to his last remarks.

The PRESIDENT. Well, I assume the Senator must request unanimous consent to interrogate the Senator from Monroe.

Mr. YOSKO. Mr. President. I ask unanimous consent to interrogate the gentleman from Monroe, Senator Crowe.

The PRESIDENT. Will the gentleman from Monroe, Mr. Crowe, permit himself to be interrogated?

Mr. CROWE. I will, Mr. President.

Mr. YOSKO. Thank you, Mr. President.

Senator Crowe, you introduced a resolution the week before last, I think, calling upon the Pennsylvania Water Resources Committee to submit to the Legislature the engineering report upon which is based its report which was submitted to the Legislature. I now ask whether this report has been submitted to you?

Mr. CROWE. Senator Yosko, I believe the report is on all our desks now. When I came in, I found an envelope on my desk and it has the report in it, although I have not had a chance to look at it or study it. I assume this is all the report they have to distribute.

Mr. YOSKO. Thank you, Senator.

### BILLS INTRODUCED AND REFERRED

Mr. WOOD read in his place and presented to the Chair Senate Bill No. 252, entitled:

A Joint Resolution proposing an amendment to article two, section four of the Constitution of the Commonwealth of Pennsylvania by providing for annual sessions of the General Assembly.

Which was committed to the Committee on Constitutional Changes and Federal Relations.

Mr. BLASS read in his place and presented to the Chair Senate Bill No. 253, entitled:

An Act to add Section 357 to the act, approved the seventeenth day of May, one thousand nine hundred twenty-one (P. L. 682) entitled "An act relating to insurance; amending, revising, and consolidating the law providing for the incorporation of insurance companies, and the regulation, supervision, and protection of home and foreign insurance companies, Lloyds associations, reciprocal and inter-insurance exchanges, and fire insurance rating bureaus, and the regulation and supervision of insurance carried by such companies, associations, and exchanges, including insurance carried by the State Workmen's Insurance Fund; providing penalties; and repealing existing laws," by prohibiting the insurance of foreign property or risks unless licensed to do business in such foreign state or country.

Which was committed to the Committee on Insurance.

Messrs. MALLERY and STEVENSON read in place and presented to the Chair Senate Bill No. 254, entitled:

An Act to add section 308 to the act approved the first day of May one thousand nine hundred thirty-three (P. L. 103) entitled "An act concerning townships of the second class and amending revising consolidating and changing the law relating thereto," by requiring boroughs and cities to pay for certain improvements and facilities when they annex a part of a township

Which was committed to the Committee on Local Government.

Messrs. PECHAN and MALLERY read in place and presented to the Chair Senate Bill No. 255, entitled:

A Joint Resolution proposing an amendment to article eight Section eighteen of the Constitution of the Com-

monwealth of Pennsylvania, by providing for absentee voting.

Which was committed to the Committee on Constitutional Changes and Federal Relations.

Mr. PECHAN read in his place and presented to the Chair Senate Bill No. 256, entitled:

An Act to further amend part of Section 202 and to add Section 463 and 1314 to the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" by establishing the State Auctioneers' Commission as a departmental administrative commission in the Department of Public Instruction fixing the qualifications and compensation of members and imposing certain duties on said commission.

Which was committed to the Committee on State Government.

He also read in his place and presented to the Chair Senate Bill No. 257, entitled:

An Act to define, license and regulate resident and nonresident auctioneers and apprentice auctioneers in certain political subdivisions and revising, consolidating and making the law uniform relative thereto; conferring certain powers and duties on the State Auctioneers' Commission and on certain departments and officers of the State and local governments; providing for the keeping of records and the inspection thereof; repealing certain inconsistent laws and providing penalties.

Which was committed to the Committee on State Government.

Mr. WAGNER read in his place and presented to the Chair Senate Bill No. 258, entitled:

An Act to further amend the act approved the fifth day of May, one thousand nine hundred thirty-three (P. L. 457) (No. 108) entitled "An act relating to the business of building and loan associations; providing for the organization and voluntary dissolution of such associations; defining the rights, powers, duties, liabilities and immunities of such associations and of their officers, directors, shareholders, solicitors and other employes; prohibiting the transaction of business in this Commonwealth by foreign building and loan associations; conferring powers and imposing duties upon the courts, recorders of deeds, and certain State departments, commissions and officers; establishing limitations of actions; imposing penalties; and repealing certain acts and parts of acts," by redefining the term, share certificate, and further providing for the issuance and preservation of share certificates and passbooks.

Which was committed to the Committee on Banking.



He also read in his place and presented to the Chair Senate Bill No. 259, entitled:

An Act to further amend the act, approved the fifth day of May, one thousand nine hundred thirty-three (P. L. 457) No. 108), entitled "An act relating to the business of building and loan associations; providing for the organization and voluntary dissolution of such associations; defining the rights, powers, duties, liabilities, and immunities of such associations, and of their officers, directors, shareholders, solicitors, and other employees; prohibiting the transaction of business in this Commonwealth by foreign building and loan associations; conferring powers and imposing duties upon the courts, recorders of deeds, and certain State departments, commissions, and officers; establishing limitations of actions; imposing penalties; and repealing certain acts and parts of acts," by further defining and limiting the rights, powers, duties, liabilities, and immunities of such associations and of their directors and shareholders; and providing for the review of by-laws under certain circumstances by the Building and Loan Board.

Which was committed to the Committee on Banking.

He also read in his place and presented to the Chair Senate Bill No. 260, entitled:

An Act to amend Section 1 of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-nine (P. L. 746) entitled "An act authorizing federal savings and loan associations to issue share accounts in the name of certain minors and in the joint names of two or more persons, and validating the acquittances of such minors and validating the acquittances of either person in a joint account, under certain conditions; and outlining the procedure for the payment of share accounts issued in the name of a trustee following the death of the trustee," by further providing for the issuance of share accounts to minors and validating their acquittances.

Which was committed to the Committee on Banking.

Mr. BLASS read in his place and presented to the Chair Senate Bill No. 261, entitled:

An Act to amend the title and subsection B of Section 1 of the act, approved the fourth day of June, one thousand nine hundred thirty-seven (P. L. 1643), entitled "An act relating to certain existing beneficial societies; conferring certain rights, powers and duties upon them, their officers and members; authorizing the payment of benefits by them in the event of sickness, accident, disability or death; regulating such societies and corporations; and limiting the amount for which they may issue membership certificates or policies; providing for reserves; imposing penalties; and repealing certain existing laws and parts of laws," by providing for the termination and liquidation of certain beneficial societies.

Which was committed to the Committee on Insurance.

Mr. WADE read in his place and presented to the Chair Senate Bill No. 262, entitled:

An Act to further amend subsection (f) of Section 211.1 of the act, approved the seventeenth day of May, one thousand nine hundred twenty-one (P. L. 789), entitled as amended "An act relating to insurance; establishing an insurance department; and amending, revising, and consolidating the law relating to the licensing, qualification, regulation, examination, suspension and dissolution of insurance companies, Lloyds associations, reciprocal and interinsurance exchanges and certain societies and orders, the examination and regulation of fire insurance rating bureaus, and the licensing and regulation of insurance agents and brokers; the service of legal process upon foreign insurance companies, associations, or exchanges;

providing penalties; and repealing existing laws," by continuing the provisions of that section in effect for a further period.

Which was committed to the Committee on Insurance.

Mr. LETZLER read in his place and presented to the Chair Senate Bill No. 263, entitled:

An Act making an appropriation to the Department of Public Instruction for the purpose of making payments to certain school districts operating high schools.

Which was committed to the Committee on Education.

Mr. CROWE read in his place and presented to the Chair Senate Bill No. 264, entitled:

An Act to further amend the act approved the seventeenth day of May, one thousand nine hundred twenty-one (P. L. 789) entitled, as amended, "An act relating to insurance; establishing an insurance department; and amending, revising, and consolidating the law relating to the licensing, qualification, regulation, examination, suspension, and dissolution of insurance companies, Lloyds associations, reciprocal and inter-insurance exchanges, and certain societies and orders, the examination and regulation of fire insurance rating bureaus, and the licensing and regulation of insurance agents and brokers; the service of legal process upon foreign insurance companies, associations or exchanges; providing penalties and repealing existing laws," by changing provisions relating to certain legal proceedings.

Which was committed to the Committee on Insurance.

Mr. KESSLER (By request) read in his place and presented to the Chair Senate Bill No. 265, entitled:

An Act to further amend Sections 1 and 2 of the act, approved the thirty-first day of May, one thousand eight hundred ninety-three (P. L. 188) entitled "An act designating the days and half days to be observed as legal holidays, and for the payment, acceptance and protesting of bills, notes, drafts, checks and other negotiable paper on such days," by changing and consolidating certain holidays.

Which was committed to the Committee on State Government.

Mr. KEPHART read in his place and presented to the Chair Senate Bill No. 266, entitled:

An Act making an appropriation to the Jefferson Medical College of Philadelphia, Pennsylvania, for maintenance and support.

Which was committed to the Committee on Appropriations.

Mr. HALUSKA read in his place and presented to the Chair Senate Bill No. 267, entitled:

An Act to further amend the act, approved the twenty-second day of June, one thousand nine hundred thirty-one (P. L. 594) entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligation of the Commonwealth in the construction of certain structures located on such highways; conferring certain powers upon the Department of highways and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act," by adding a new route in Cambria County.

Which was committed to the Committee on Highways.

# ANNOUNCEMENT ON BEHALF OF JOINT COMMITTEE TO HOLD PUBLIC HEARINGS ON STATE GOVERNMENT SURVEY COMMITTEE REPORT

Mr. BERGER. Mr. President, I would ask the indulgence of the Chair to make an announcement on behalf of the Hearing Committee on the Governor's Survey Committee Report.

Mr. President, for the benefit of the Members of the Senate, I would like to announce that the schedule of hearings of the Hearing Committee for next week is as follows:

On Tuesday, March 17, at 2:30 p. m., Education; on Wednesday, March 18, at 2:30 p. m., Banking and Insurance; on Thursday, March 19, at 9:00 a. m., Internal Affairs; on Thursday, March 19, at 3:00 p. m., Health, Welfare and Public Assistance.

Mr. President, I wish the Senators would take particular notice of those dates and times, which will be announced in the press as well, because we are trying to give at least one week's notice of scheduling each of these hearings on each particular recommendation.

## PETITIONS AND REMONSTRANCES

Mr. LEADER. Mr. President, I would like to say a few words with regard to a newspaper release which I read the other day, an article carried in the Wednesday evening paper of the York Dispatch, an Associated Press Release, dated March 4, which carried the following information which I believe is of interest to the gentlemen of the Senate. I quote from it, Mr. President:

"Freed, speaking in the absence of chairman Donald P. McPherson, said a committee meeting to discuss the bill 'certainly will not be held for a long time.'" This was referring to the Committee on Constitutional Changes and Federal Relations. The article stated further, and I quote:

"I believe only a few people want a new constitution," said Freed. "Why rewrite the whole document when we can always adjust it through amendments to meet current needs?"

"A survey of the other 10 Republican members of the 15-man committee bore out Freed's opinion for the most part.

"Only two G. O. P. senators said in advance that they would vote to bring the bill out on the floor. These were Senators Robert D. Fleming (Rep., Allegheny) and Henry G. Propert (Rep., Montgomery).

"In addition to Freed those opposing the measure as it now stands included Senators C. Arthur Blass (Rep., Erie) and Albert R. Pechan (Rep., Armstrong). A number of others were undecided or said they had not had time to study the bill.

"The five Democratic members of the committee are expected to follow the stand taken by House Democrats—that is, opposition to holding a referendum on whether to hold a constitutional convention, but approving the bill if that is the only way to get it through."

Further along in this release, Mr. President, it is also stated:

"One G. O. P. member of the constitutional changes

committee predicted just such a wave of opposition from the minor judiciaries and tax collectors.

"Due to their pressure," said Senator Pechan, "I don't think the people will take a new constitution. For that reason I'm against it—I don't think it can win."

"Blass said that he opposed a new constitution on grounds that he did not believe a document 'written under the pressure of these times could properly reflect the things that should be in it'."

Mr. President, I just want to say that for a long time I have been looking forward to this first meeting of the Committee on Constitutional Changes and Federal Relations. I remember very vividly the one meeting held by that committee in the 1951 Session. It was a rather stormy meeting, but fortunately two bills were reported out at that time. One bill called for a Constitutional Convention and one called for a referendum to see whether or not the people wanted it. Unfortunately, those bills were recommitted and left to die.

Now we find ourselves again, in this 1953 Session, Mr. President, pretty much in the same position in which we were in 1951. In fact, I am not at all looking forward to that committee meeting any longer because the whole matter seems to be cut and dried. It seems to be cut and dried, Mr. President, in spite of the fact that both parties carried this in their platform planks, pledging to the people of Pennsylvania that they would support legislation calling for a Constitutional Convention.

Mr. President, I can find little rhyme or reason in the argument advanced by those who were polled by the press on this matter. In regard to Senator Freed's statement—perhaps I should say the gentleman from Lehigh, Mr. Freed—that very few people want it, I believe it is elementary politics, Mr. President, that two major parties in their platforms would not have contained planks unless they believed quite a few people wanted a Constitutional Convention, because you know and I know, and the gentlemen of the Senate know, that when platforms are drafted, it is with one eye cocked on the election to see what is going to make votes for the particular party in the coming campaign.

Beyond that, Mr. President, the gentleman from Armstrong, Mr. Pechan, stated that he believed certain pressure groups would destroy this anyhow, that it would be killed in the referendum. That may happen, Mr. President, but if this General Assembly is going to base its judgment on whether or not a few small pressure groups, who have vested interests, are going to go out publicly and destroy something that is for the common good of all of the people of this Commonwealth, then I hope we are not going to hinge our decisions on that kind of a basis.

Mr. President, the pressure of the times has been advanced by the gentleman from Erie. I want to say to him, I believe the finest Constitution ever produced was our Federal Constitution, and you and I know the pressure of those times. They had no tradition to build on at that time. They had to do all the spadework right from the very start.

I believe, Mr. President, in all fairness, that all of us in this Chamber must realize that we cannot simply say we can have no Constitutional Convention, that the people will refuse it anyhow, without attempting



to find out if we are going to be overwhelmed by just the sheer difficulty of this problem. If such is the case, then we should never have attempted to become a part of this body in the first place.

Mr. President, I say to you and the Members of this Senate, I hope we will have a meeting of the Committee on Constitutional Changes and Federal Relations in the not too far distant future. I hope that the ten Republican Members mentioned in the article, which I quoted from the newspaper, will come to that meeting with open minds, not succumbing to the pressure of any small groups in Pennsylvania, who may want to protect their own interests, but will come in there and think of the welfare of all of the people of the Commonwealth and that they will do as all the other old States of this Country have done, that they will revise their Constitution and bring it up to date.

Mr. BLASS. Mr. President, in answer to the gentleman from York, I want to tell him this, that the Constitution of the State of Pennsylvania, as well as the Constitution of the United States, has stood the test of time through troublesome periods. Today we are in a transitory period. Conditions around us are unstable, our ideas are unstable, and it should not be reflected in a basic instrument as valuable as the Constitution of the State or the Constitution of the Nation.

Mr. President, I will say to the gentleman that if he is patient for three or four years, until things become normal again, until we can get down to a common sense period, until we can get down to a common constructive basis for government, then, and then only, is the time to write a new Constitution for the State of Pennsylvania.

Mr. President, if there is anything wrong with the present Constitution, in my opinion and in the opinion of every other lawyer of the State, and every other person in the State who exercises sound common judgment, it can be changed by proper revision. There is nothing in that Constitution that cannot be changed by revision after due thought and due deliberation is placed upon it.

For this reason, Mr. President, I have said, and I say again, that I am opposed to a basic change in the law at this time. I feel that the time may come when conditions become so normal, and people exercise a degree of sanity in their ideas of legislation, that we will be able to rewrite the entire basic law of the State. If we adopt a new Constitution at this time, it will open the field to a tremendous expense era. We might as well throw all of the decisions of the courts out of the window and start again from scratch, and the litigation that would arise out of a new Constitution in this period would be tremendous.

Mr. BARR. Mr. President, referring to the remarks of the gentleman from Erie, I am living in these times and I am just as sane as the first day I came into this Legislative Hall, and I do not like the inference that the people of this Country are working under such pressure that in the Legislative Hall they are not using sane judgment.

I presume, Mr. President, that the gentleman, being a member of the Republican Party, subscribed to their platform in 1950 when it was adopted in the great city of Pittsburgh. I am almost positive, as I was around that hotel quite a bit that day, that he was one of those who attended the meeting of the Republican State Committee.

Mr. President, it brings to my mind a speech I read the other day. It was made by the former Governor of Illinois and the Democratic nominee for President in the last Presidential election. In his speech he called attention to the day, and I have forgotten the date, when they have the famous plowing contest, at which time both he and President Eisenhower spoke. If you will remember that day, it appeared to me that they were not only borrowing planks from our platform, ones that they did not put in theirs, but they were going a little bit further, in that the then Republican nominee said he was for 100% parity. Now his Secretary of Agriculture, Mr. Benson, has said that he is for 80% parity. In other words, they only borrowed that plank for political purposes and quickly returned it after the polls closed last November 4th. I consider a pledge to the people in a platform one that should be kept.

I regret, Mr. President, that the vice-chairman of the committee took it on himself the day that the bill came over from the House to usurp the power of the chairman of the committee, because I do not think that the chairman of the committee would have handled a serious situation the same as the vice-chairman did. I know the chairman of the committee, and I am positive that he is the type of a Republican who will give this bill a fair hearing in the Committee on Constitutional Changes.

Mr. President, it was such a great bill in the House that it was made House Bill No. 1. If the Republicans think one way in the House and do not think at all in the Senate, then I must go back to Mr. Blass and say maybe there is not the sanity there should be among the Republican Members of the Senate on the other side of the aisle.

Now, Mr. President, I heard the Governor in his address, at the opening of this General Session of the Legislature, when he reiterated the plank in the Republican platform for a Constitutional Convention. I, for one, would rather have the convention and then let the people vote whether they want to accept the Constitution. However, I may find myself, and I hope to find myself, at least, in this bad position that I will have to vote for the bill with a referendum in its asking whether the people do want a constitutional convention called if necessary.

I do not know, Mr. President, whether the chairman of the committee is going to get up and make any remarks, but I do think that if he does not want to get up and publicly say so, he rather owes it to us to advise us if he is not going to have a meeting of that committee shortly, and, at that time, discuss this all important bill.

Mr. FREED. Mr. President, I do think that I should set the other side of the Senate straight in this affair because, after all, I did not take the liberty of talking for the committee. The reporters definitely know that I talked, when I answered their questions, for myself only and not as the chairman or vice-chairman of the said committee. So, I would like the boys on the other side to know that I took no authority on myself; I did not talk for any one of the other members of the said committee.

Since that time, Mr. President, I am stronger than I ever was in saying that I am certainly not for the entire revision of the Constitution. I did say at that time, and I repeat now, that I hoped if we ever did take it up that we would take it up about one week before



election, so it certainly could not fall on this particular election day. I said that, but since that time each Senator has on his desk a bulletin from the Chamber of Commerce, I believe, as of March 6, and out of putting out 4,000 circulars, or questionnaires, they have 79.2% opposed and 20.8% for it. Now, that is the Chamber of Commerce. I imagine that is just a small outfit in the State.

Mr. President, back home in my territory, I am quite sure that my people want to have the Constitution left as it is, so I am talking for Senator Freed and not for the rest of the committee.

Mr. DENT. Mr. President and Members of the Senate, I am sorry that the constitutional convention debate has come up at such an early date. However, it was entirely right to bring this phase of it up at this time. I think Senator Leader has put the people of Pennsylvania on notice that there appears to be a deliberate attempt in the Senate to keep the bill in a position where the Members of the Senate will not have an opportunity to vote for it.

Mr. President, political parties destroy themselves by destroying the faith of the people in the party. I believe the Republican Party, when it went before the people of this Commonwealth with a platform plank calling for a constitutional revision, meant what it said. If they did not mean what they said in that particular plank, then, of course, we must assume that we would take the same course that any court, or jury and court, would take. That course is, when a witness lies once, then the court or jury has the right to disregard all the other testimony given by that witness. If they do not mean it when they put in their platform a plank concerning such a vital issue, then evidently we can say honestly to the people of Pennsylvania that they do not mean anything which is in their platform.

Mr. President, no group of representatives can detach themselves from the responsibility of putting into effect the party platform. The party platform does not mean anything to anybody in the State, insofar as the fulfillment of that platform, except to the Members of the General Assembly. The Members of the General Assembly are the party spokesmen. They speak for the political party; they have to put into effect that party's platform.

Mr. President, I want to announce to the Members of the Senate that the eighteen Democratic Members of the Senate of Pennsylvania, having fully considered the platform of their party, are standing ready and willing to vote for a constitutional convention if they are given that opportunity by the Republican controlled committee.

There are a great many people, Mr. President, over the years, who would always fight, and have always fought, any change in the fundamental law, not only of this Country but of other countries. The Magna Charta of England was never written without a fight by courageous men. The Constitution of these United States, which we hold so proudly before the whole world, was never written without a fight by courageous men.

Mr. President, the Constitution of Pennsylvania is antiquated. Every person knows that, because every two years when we meet in General Assembly, we find before us many proposals to amend that Constitution. We have before us today, I heard over the desk, an amendment proposed to the Constitution, introduced by a Mem-

ber of this Senate. Every year they try to amend the Constitution. The Chesterman Reports, which call for a complete change in the administrative policies and program of this Commonwealth, are nothing but a throw-back to the antiquity of this Constitution.

Sooner or later this General Assembly, Mr. President, whether it is the General Assembly of this year or of the future years, or the near future, must sit down and deliberately set aside the present Constitution; keep that which is good, amend that which is bad and introduce that which is needed in order that this Constitution of such an age will reach the new maturity of this age of ours in which we are living.

We all know, Mr. President, that the State administration is antique, that it needs changes. You cannot make changes piecemeal; you have got to make them in the light of the events. We have got to change the Constitution in Pennsylvania in order to allow the taxing system of this State to be revised and revamped.

I know the program and I know the proposition before us, Mr. President, but that does not, in any way, take away from the Republican Members of the Senate their responsibility to carry out their platform plank. I, for one, say this, that whether the newspapers carry it or not, the people of Pennsylvania will know, through other means, that the Republican Party is deliberately trying at this time to sabotage their platform promises.

Mr. WALKER. Mr. President, I would like to suggest to the gentlemen of the Senate, I know that when our very distinguished colleague from York was speaking, in no way was he attempting to cast any aspersions on the very distinguished Chairman of the Constitutional Changes Committee. However, I would just like to respectfully call to the attention of the Senate, and to the 10,000,000 people in Pennsylvania, that this bill was referred to Senator McPherson's committee on March 3 of this year. That happened, Mr. President, to be last Tuesday, which was the last day that we were in session that week, and under the normal course, or the mechanics, involved the chances are ten to one that the clerical staff was unable to place in Senator McPherson's hands the actual bill until we returned today.

Mr. President, this view-with-alarm that springs up on the other side, simply because we have been in session for almost an hour and the chairman of that committee has not taken recognition of the fact that at long last a House bill has been referred to his committee, and to accuse the Republican Party of an attempt to create in the minds of the people of Pennsylvania that the Republican Party is going to ignore its responsibility, simply because the bill has not been acted on during the hour that the chairman of the committee has had it, I do not think is very fair to Senator McPherson and his committee.

I would cheerfully suggest to the Minority, Mr. President, that they give Senator McPherson and his very capable committee an opportunity to have a hearing, and see what happens to the bill then. I am sure that Senator Leader had no idea of suggesting that Senator McPherson, or any member of the committee, was dragging his feet in preparing this bill. When he made his comments, he was commenting on statements purported to have been made by individual members of the committee.



Since then, Mr. President, the discussion has moved over into a field of viewing with alarm the attitude of the Majority Party on a plank in their platform. I might say—I am sorry, Mr. President, I was talking and I could not hear the compliments from the other side—that the Republican Party's record over the last fifty years of keeping their platform pledges certainly will measure up to any record established by any other political party that may have been in existence during the last fifty years and in a position of power.

There is an old saying, Mr. President, that usually the termites get to a plank in a political platform before the politicians get around to it, and I think that even in our short political time, we realize that the art and science of neglecting planks in a political platform is not something over which the Republican Party has exclusive control. If we wanted to delve back into history, Mr. President, we could cast the finger of suspicion at the other political party which was on the scene for a long time in Washington, and we used to view with horror the fact that they did not keep their political planks or keep up the pledges which they made in their political platforms.

Mr. President, in this specific instance, I think it would behoove the gentlemen of the Senate to wait until the committee has had an opportunity to act on this bill which was presented to them by the House. Then, if the bill does not meet with the approval of a majority of the committee, there will be time enough for them to jump to their feet and, following that old political custom, view with alarm the attitude taken by the Majority Party here in the Senate.

Mr. PECHAN. Mr. President, I do not want to prolong this debate, but I do want to clarify one thing. When I was interviewed by the press, I did not realize that he was interviewing me as a Member of the Committee on Constitutional Changes. Just the same—I was interrupted a little bit by the compliments which were thrown at me from the other side, too—I want to say this, in reference to the statement which I made, as you know, Mr. President, I have in this Session introduced two amendments to our Constitution; one is the eighteen-year-old franchise and I introduced one today, with my distinguished colleague, Senator Mallery, which would grant absentee voting.

Now, Mr. President, on two occasions the people of Pennsylvania have defeated the graduated income tax. There are proponents for that. When I was talking to the press, I said that I did not believe that the State should spend \$750,000 getting a Constitution prepared, and then presenting it to the public to vote on after the convention. I did not make the statement that I would vote against the referendum concerning the question of whether or not the people shall request a new Constitution.

I also made the remark to the press, Mr. President, that I felt the minor judiciary, the justices of the peace, the tax collectors, the assessors, were politically minded. Maybe that was not printed. I did not see the statement that Senator Leader read a while ago, I did not see it in our local paper, but I made the remark that these people are all politically minded, and if there is anything in a new Constitution which would hurt those people, they would go out and vote and influence their friends to kill the whole Constitution. I cannot see spending \$750,000 preparing a whole new Constitution when we can take it

piecemeal, get the major things done one at a time and then maybe incorporate it in the Constitution.

If the bill comes before the committee and I am present, Mr. President, I am certainly going to give it every consideration. I did not say that I would vote for or against it in committee.

### INTERROGATION

Mr. LEADER. Mr. President, I would like to interrogate the gentleman from Erie, Senator Blass, with his permission.

The PRESIDENT. Will the gentleman from Erie, Mr. Blass, permit himself to be interrogated?

Mr. BLASS. I certainly will, Mr. President.

Mr. LEADER. Did you run as a candidate for the Senate of Pennsylvania on the Republican Platform?

Mr. BLASS. Mr. President, I ran on the Republican ticket and I read the platform, and in some respects I did not agree with all the provisions therein but I still remained a candidate. I glanced at the Democratic Platform as well.

Mr. LEADER. Mr. President, I would like to further interrogate the gentleman from Erie, Senator Blass.

The PRESIDENT. Will the gentleman from Erie, Mr. Blass, permit himself to be interrogated further?

Mr. BLASS. I will, Mr. President.

Mr. LEADER. Mr. President, it is generally accepted that many of the recommendations of the Chesterman Committee would require changes in our Constitution. Does the gentleman from Erie believe that we should amend our present Constitution if we decide to accept those recommendations of the Chesterman Committee?

Mr. BLASS. Mr. President, I certainly believe that we should. I believe that in any respects where the Constitution should be revised or amended, we can do it by an amendment without the necessity of a Constitutional Convention which is designed purposely for bringing about a graduated State Income Tax in the State of Pennsylvania. I was elected on both tickets up in Erie County on the platform pledge which I made to the people of Erie County, and I make it to the people of the State of Pennsylvania as well, that we cannot stand any other income tax, whether it be graduated or flat.

Mr. LEADER. Mr. President, I take it, then, that the gentleman feels that those provisions, or those recommendations of the Chesterman Committee which require changes in the Constitution, should not be acted upon or should not be put into effect for a four- or five-year period. I would like to ask the gentleman from Erie if that is what he is trying to convey, Mr. President.

Mr. BLASS. I did not say that, Mr. President. I said in those cases where the Constitution can be revised by amendment, we can do that at the present time after due deliberation on the requested provision.

Mr. President, when you call a new Constitutional Convention and change the entire basic structure of the Commonwealth, you are going to be confronted with a lot of other ideas that are not contemplated until that convention meets, and it would be very dangerous to the people of the Commonwealth of Pennsylvania to be compelled to face such a situation.

Mr. LEADER. Mr. President, I would like to thank the gentleman and I would like to make a few remarks.

The PRESIDENT. The gentleman may proceed. We



are still under the Order of Business of Petitions and Remonstrances.

### PETITIONS AND REMONSTRANCES

Mr. LEADER. Mr. President, there are just a few things I would like to say. First of all, in reply to the gentleman from Lehigh, it was very interesting to note that seventy-nine percent of the Chamber of Commerce, or whatever figure he quoted, was opposed to a Constitutional Convention. However, I believe that is only one element of the population of Pennsylvania, and I would not, myself, with a clear conscience, be able to base my decision on that.

I would like to say, too, Mr. President, in reply to the Senator from Armstrong relative to his statement that it is going to cost \$750,000, I believe that the Senator from Allegheny, Senator Walker, who spoke a few minutes ago, had a bill introduced into this Senate in 1951, and reported out by the Committee on Constitutional Changes and Federal Relations, which might have drafted a new Constitution for Pennsylvania for a little over \$100,000, if my memory serves me right. So, while this cost might be a factor, I cannot believe it is the only factor which we need think of, and I cannot believe, further, that even the members of the minor judiciary, of which I am a part I might add, Mr. President, would go out in opposition, all out opposition, to a good revised Constitution.

I want to also say this to the gentleman of the Senate, Mr. President. Everyone seems to feel that if we have one provision here that chops off ten percent of the electorate in their support of a revised Constitution, and another proposition that cuts off another ten percent, eventually we are going to get down to the minority of the people and that the new Constitution would, by necessity, be defeated in a referendum.

Mr. President, I want to say that there are other means of dealing with those controversial issues. This convention could draft the main body of the Constitution, on which all parties and all peoples could unite, and that could be voted on separately. Then these controversial issues could be listed as amendments, one, two, three, four, five, or as many controversial issues as this convention should uncover and have to deal with. The people could vote on those amendments separately, and so we might salvage this thing and put it through. We could very easily succeed in a referendum on that basis. There are no insolvable problems. We can deal with it and we can deal with it successfully.

I would like to say to the gentleman from Allegheny, Mr. President, that I, too, would like to be benevolent with the Chairman of the Committee on Constitutional Changes and Federal Relations. I admire his benevolence, especially in light of the stormy road that his bill traveled in there during the 1951 Session. I am not taking the chairman of this committee to task at this time. However, the point which I wanted to bring out, and I stress this for the benefit of the gentleman from Allegheny, was that I resent going into a committee meeting where everything is cut and dried beforehand and we know we are licked before we start. If this poll means anything, if this gentleman who conducted the poll is accurate and if it means anything, then I am afraid that is what we

face. I dislike going into that situation, and that is what I view with alarm.

Mr. DENT. Mr. President, I do not think that we should discontinue this without at least carrying into public view some of the weaknesses in the arguments given.

Mr. President, my friend and colleague, Senator Pechan, is for letting the eighteen-year-olds vote, but he is against a Constitutional Convention which would allow these eighteen-year-olds to vote, if approved, sometime in 1955. However, if Mr. Pechan's proposal, as he now has it, goes through, it takes four years for a constitutional change to be made under the procedure now set forth. So, the eighteen-year-olds for the next four years will not need to worry about voting, whether the Pechan Bill goes through or not.

Mr. President, the fallacy to which I want to call attention is that \$750,000 item which Senator Pechan is so worried about. Under the so-called Chesterman Report, they claim that there is \$100,000,000 that can be saved in a biennium by accepting the Chesterman Reports. We do not know whether that is true, but that is what they say. The Governor said that he can only save \$16,000,000 this biennium because the other items would have to come, in the main, from constitutional changes. Now, if you want to bank on \$750,000 as against \$126,000,000 in the next three years, then your arithmetic does not agree with mine. You may as well have taken the Chesterman Committee and saved all of the money you spent for it, unless you had in mind trying to expedite putting into effect the recommendations so made.

If we are going to wait, Mr. President, and piecemeal change the Constitution of Pennsylvania, to put into effect the Chesterman Committee Reports, many Members of this Senate will never live to see the day when the \$100,000,000 is saved for the taxpayers of this Commonwealth.

Mr. President, the only way in which we can tackle the problem that we have before us is by a Constitutional Convention. I want to say also to the Senator from Erie that I am not doing the thinking for the delegates who will be elected to that convention. I do not believe that any person in this room can name one single delegate who may be elected. How anybody can establish, at this moment, that whoever is elected to that convention is going to come up with a graduated income tax, is beyond my comprehension. I do not know who is going to be elected and I do not know what they are going to discuss. I do not know what kind of a tax program they are going to outline for Pennsylvania, and I certainly do not think it is fair to say to the people of Pennsylvania at this time that any Constitutional Convention means a graduated income tax, because he nor anybody else can stand in the Senate and say that that is what it means.

Mr. President, I predicted last week to the members of the press that this is the kind of propaganda which would be used to defeat the Constitutional Convention. We lived through that once in this State, we know what the people were told. Here we are again, before the convention is set up, before the plan for the election of the delegates is passed, and we already have the red herring of a graduated income tax to be dragged across the horizon to defeat the much needed changes in our Constitution of Pennsylvania.

Now, Mr. President, you cannot have everything.



Either you are faking on the Constitutional Convention, or you are faking on the Chesterman Report or you are faking on economy. Just what are we doing in Pennsylvania?

As far as the committee is concerned, Mr. President, I have no reason to doubt but what the chairman of that committee will call a committee meeting for it, and if he cannot get the bill out of committee, if the vote follows the line set in the newspapers by the so-called poll taken by a newspaperman, then, of course, the gentleman from York was absolutely right in getting up on the floor and protesting.

Mr. President, we are not viewing with alarm. We are stating facts, and all I can say to the gentleman from Allegheny about any other political party being in power fifty years in Pennsylvania, "there ain't no such animal." The only political party which has been in power in Pennsylvania for the last one hundred years, outside of four, is the Republican Party.

I say again, Mr. President, if there is a mess in Harrisburg, as so many anonymous letters written to me claim there is, then, of course, it must be Republican in nature. I do not think it is fair to get up and say that the Democrats are "viewing with alarm." We are just stating to the Members of the Senate, and to the people of Pennsylvania, that coming events cast their shadows before and the shadows are here, the shadows of the death of the Constitutional Revision Bill in the Senate Committee in Pennsylvania.

Mr. MAHANY. Mr. President, I do not object to my colleague, Senator Dent, having the last word; it is the delay he has in getting to it that drives me crazy at times.

Mr. President, I wish it might be possible for this Senate to spend as much time on the legislation that is before us as we do on the legislation that is not before us. I venture there is more debate that has taken place here now when this Constitutional revision legislation is not before us, than will take place when it finally does get before us.

Now, Mr. President, it has been brought up that this bill has only been in the hands of the Senate Committee on Constitutional Changes and Federal Relations less than a day or so, because the chairman of the committee had not received the bill until today. I would suggest that we try to spend some time on the legislation that we have on our desks, and wait for a little while to see if that committee will perform its duties and, perhaps, when it does report that bill out, it might be in changed form.

There were several amendments presented in the House, Mr. President, and adopted on that legislation. None of us know right now whether or not we would be for this bill presently. It would depend upon how many amendments were placed in the bill by the Senate committee, and then after it gets out, whether or not there are going to be any amendments presented here. Later when it gets into final form, and is on third reading and we see what it looks like in the final state, we are going to be able to decide whether we are going to be for or against it. I hope we will be able to bide our time and wait until such time as this measure gets to that stage.

Mr. SILVERT. Mr. President, I should like to call the Senate's attention to some chronological data. Our present Constitution became effective on January 1, 1874. That

is approximately eighty years ago. Now, let us stop and see how long it took, from the prior Constitution, to have the Constitution of 1874. I note here that the one that was done away with was the Constitution of 1838. In other words, in the Nineteenth Century, the people of Pennsylvania waited thirty-six years for a new Constitution. In the Twentieth Century, we are waiting over eighty years for a new Constitution.

Mr. President, we have had patches in the way of amendments, and then patches on patches, and when we stop to think that it takes two Sessions of the Legislature, approximately four years, to put a patch on a patch, it is time we had a new Constitution.

### BILLS INTRODUCED AND REFERRED

Mr. DiSILVESTRO. M. President, I ask unanimous consent to introduce bills at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Messrs. DiSILVESTRO and WATKINS read in place and presented to the Chair Senate Bill No. 268, entitled:

An Act to further amend section one of the act, approved the twenty-sixth day of April, one thousand nine hundred forty-five (P. L. 318), entitled "An act to regulate the sale and possession of penicillium (penicillin), and its derivatives, preparations and compounds in the interest of public health," by providing certain exceptions to said act and by omitting the word "written."

Which was committed to the Committee on Public Health and Welfare.

They also read in place and presented to the Chair Senate Bill No. 269, entitled:

An Act to further amend section one of the act, approved the twelfth day of May, one thousand nine hundred thirty-nine (P. L. 133), entitled "An act to regulate the sale and possession of sulfanilamide and its derivatives in the interest of public health," by omitting the word "written."

Which was committed to the Committee on Public Health and Welfare.

They also read in place and presented to the Chair Senate Bill No. 270, entitled:

An Act to further amend section two of the act approved the eighteenth day of July, one thousand nine hundred thirty-five (P. L. 1303), entitled "An act to regulate the sale of certain hypnotic, analgesic, and body-weight reduction drugs, in the interest of public health," by omitting the word "written."

Which was committed to the Committee on Public Health and Welfare.

### RESOLUTION REFERRED TO COMMITTEE

ATTORNEY GENERAL AND GOVERNOR OF COMMONWEALTH TO SUBMIT CERTAIN REPORTS TO LEGISLATURE

Mr. YOSKO offered the following resolution which was twice read as follows:

In the Senate, March 9, 1953.

Whereas, in the middle of January, 1953, it was reported by the United States Senate Internal Security Subcommittee investigating communist activities that such activities were prevalent in Philadelphia, and

Whereas, it was further reported by State Attorney General, Robert E. Woodside, that "Philadelphia cases

came to light during a four month's state-wide probe of subversive activities by his department and that "facts would be made known to the legislature," and

Whereas, the Pennsylvania Loyalty Oath Act (Senate Bill No. 27), which became effective March 1, 1952, provides in part:

"No public funds shall be paid to any state-aided institution of learning unless the institution annually files with the Governor a written report setting forth what procedures the institution has adopted to determine whether it has reason to believe that any subversive persons are in its employ and what steps, if any, have been or are being taken to terminate such employment. The report also shall set forth unequivocally that the institution has no reason to believe that any subversive persons are in its employ."

Therefore, be it resolved that the Attorney General of Pennsylvania, the Hon. Robert E. Woodside, submit to the legislature any and all reports of investigations made by his department.

Be it Further Resolved that the Governor of Pennsylvania, the Hon. John S. Fine submit to the Senate and House Appropriations Committee written reports of state-aided institutions of learning required to be filed under the Pennsylvania Loyalty Act.

#### REQUEST THAT RULE 39 BE SUSPENDED

Mr. YOSKO. Mrs. President, I ask unanimous consent that Rule 39, which requires resolutions be referred to an appropriate committee, be dispensed with and the Senate proceed to the consideration of the foregoing resolution.

The PRESIDENT. Is there objection?

Mr. MAHANY. Mr. President, I object.

The PRESIDENT. The resolution is referred to the Committee on State Government.

#### SENATE CONCURRENT RESOLUTION

##### TIME OF NEXT MEETING

Mr. BLASS offered the following resolution, which was twice read, considered and agreed to:

In the Senate, March 9, 1953.

Resolved (if the House of Representatives concur) That when the Senate adjourns this week it reconvene on Monday, March 16, 1953, at four o'clock p.m., E.S.T.; and when the House of Representatives adjourns this week it reconvene on Monday, March 16, 1953, at four-thirty o'clock p.m., E.S.T.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

#### PERMISSION TO ADDRESS SENATE

Mr. BARR asked and obtained unanimous consent to address the Senate.

Mr. BARR. Mr. President, this seems to be "platform day," so I intend to introduce a resolution to try and help carry out the provisions of both the Republican and Democratic platforms of 1950, and also the Democratic Platform of 1952, on the subject of reapportionment. At the same time, I would like to read an editorial to the Members of the Senate, which is not too long. Then I will introduce the resolution, which is a Concurrent Resolution.

Mr. President, the editorial is as follows:

"A Fair Non-Partisan Plan for Reapportionment.

"It is difficult, perhaps even impossible to frame a fair legislative reapportionment measure that would not step on some politician's toes. Because some existing seats would be eliminated in the reshuffling a certain number of jobs and the influence that goes with them, would be lost.

"Although the Pennsylvania Constitution requires redistricting after each decennial census, succeeding sessions of the Legislature have been able to defy the law for 32 years because it lacks self-enforcement.

"Probably the best way to compel compliance would be through amendment of the Constitution holding up the pay of the legislators unless they adopt a reapportionment bill within a specified period."

Now, I think that would be very difficult to pass.

"Philadelphia's new City Charter contains a provision of this kind relating to a change each 10 years in the Councilmanic districts.

"Pending insertion of an enforcement clause in the Constitution, the redistricting issue probably will be tossed back and forth by the two parties at Harrisburg, without effective action, unless it is removed from partisan politics.

"One way to do this has been suggested by a resolution now before the House establishing a non-partisan commission to draw up a redistricting plan designed not to favor or to injure one party or the other but only to provide for fair representation of every section of the State in the Legislature.

"Members of the Commission, as proposed by the resolution, would be the heads of the departments of political science at the University of Pennsylvania, Temple University, the University of Pittsburgh and Pennsylvania State College; the president of the Pennsylvania League of Women Voters; the president of the Pennsylvania Bar Association, and two members of the Senate and House representing both parties.

"A nonpartisan group of this kind could focus public attention upon the inequities of the present district setup and the need for alteration, and could submit a reasonable plan for reapportionment as a guide to the Legislature. Here is a fair solution to the districting problem, and it should be accepted by Republican and Democratic leaders at Harrisburg."

Mr. President, my reason for bringing this up, and for presenting this resolution at this time, is that the resolution was presented in the House, and they have the same dungeon that there is in the Senate, the Rules Committee. That resolution is lying there or dying there, I do not know just which.

I have heard of various redistricting plans Mr. President, and to show you how partisan some of them are, there are two districts in Allegheny County, the Tenth and Twelfth Districts. The Tenth District, under this plan that is being talked about here in Harrisburg, has four members. They happen to be Democratic and I think that this district should be divided into two and two, and that this bill does. I am here to say that if it is divided that way, there will be two Republicans and two Democrats.

Then, Mr. President, we move across the river to the Twelfth Legislative District, where there are four members elected to the General Assembly. Three of the members happen to come from one township so, therefore, we do not want to redistrict that section of the county. In this way, they can elect four Republican members.

Now, Mr. President, if we are going to have that type of reapportionment, we are not going to get any place. I am going to present this resolution and I will ask, if possible and if the Chair wishes, that it be referred to the Redistricting Committee.



## SENATE CONCURRENT RESOLUTION

COMMITTEE TO STUDY AND INVESTIGATE  
REAPPORTIONMENT

Messrs. BARR and WEINER offered the following resolution which was twice read and referred to the Committee on Constitutional Changes and Federal Relations.

In the Senate, March 9, 1953.

Whereas, The Constitution of Pennsylvania, Article II, Sections 16 and 17 provides for the manner in which the Commonwealth shall be apportioned into senatorial and Representative Districts; and

Whereas, The Constitution of Pennsylvania, Article II, Section 18, places a mandatory duty on the General Assembly after each United States decennial census to apportion the Commonwealth into Senatorial and Representative Districts agreeable to the provisions of Article II, Sections 16 and 17; and

Whereas, The General Assembly has not so apportioned the Commonwealth after the last United States decennial census in 1950 or since the apportionment under the Act of May 10, 1921, P. L. 449 and 455, after the United States decennial census of 1920; and

Whereas, The present apportionment of this Commonwealth into Senatorial and Representative Districts is not agreeable to or in conformance with Article II, Sections 16 and 17, of the Constitution of Pennsylvania; and

Whereas, in the thirty-two years since the last apportionment in 1921, the shift and growth in population in this Commonwealth have raised complex technical and political problems with relation to apportionment under the provisions of the Constitution; therefore be it

Resolved (if the House of Representatives concur) that a commission is hereby created which shall consist of ten members who shall be the following persons: The head of the Department of Political Science, or person occupying a similar capacity, of the University of Pittsburgh, the University of Pennsylvania, Pennsylvania State College and Temple University, the president of the League of Women Voters of Pennsylvania, the president of the Pennsylvania Bar Association, two members of the Senate to be appointed by the President, pro tempore of the Senate, one from each of the major political parties and two members of the House of Representatives, to be appointed by the Speaker of the House, one from each of the major political parties. The commission shall organize by electing a chairman, vice-chairman and secretary. The secretary need not be a member of the commission. The members of the commission shall serve without compensation but shall be reimbursed for all necessary expenses incurred in the discharge of their duties.

It shall be the duty of the commission to study and investigate the present system of apportionment of this Commonwealth into Senatorial and Representative Districts and the present population and its distribution in this Commonwealth, and to recommend in detail a specific reapportionment plan to guide the General Assembly in reapportioning the Commonwealth into Senatorial and Representative Districts in a manner agreeable to the provisions of Article II, Sections 16 and 17, of the Constitution and to the spirit of representative government in Pennsylvania.

The commission shall have the power to employ and fix the compensation of such stenographers and assistants as may be deemed necessary to carry out the work of the commission, but due diligence shall be exercised by the commission to enlist such voluntary assistance as may be available from citizens' research generally recognized as qualified to aid the commission with information or advice. The Legislative Reference Bureau, the Bureau of Statistics of the Department of Internal Affairs and other agencies of the Commonwealth, as well as all local governments within the Commonwealth, shall give the commission on request such information and assistance as may be reasonably accessible.

## HOUSE MESSAGES

## HOUSE BILLS FOR CONCURRENCE

The Clerk of the House of Representatives being introduced presented for concurrence bills of the House, as follows:

House Bill No. 204, entitled:

An Act to amend Section 2 of the act, approved the second day of June, one thousand nine hundred thirty-three (P. L. 1433), entitled "Juvenile Court Law," by giving juvenile courts jurisdiction during vacation.

Which was committed to the Committee on Judiciary General.

House Bill No. 260, entitled:

An Act to amend section 1 of the act, approved the twenty-fourth day of April, one thousand nine hundred forty-seven (P. L. 89), entitled "Wills Act of 1947," by changing the provisions which permit minors in military service and mariners to dispose of their property by will.

Which was committed to the Committee on Judiciary General.

House Bill No. 281, entitled:

An Act to add section 684.1 to the act approved the twenty-fourth day of June, one thousand nine hundred thirty-nine (P. L. 872), entitled "The Penal Code," by making it unlawful for officers or employes of the Commonwealth to drive over certain closed roads for purpose of hunting and fishing.

Which was committed to the Committee on Forests and Waters, Game and Fish.

## BILLS INTRODUCED AND REFERRED

Mr. TOOLE. Mr. President, I ask unanimous consent to introduce bills at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Messrs. TOOLE and PECHAN read in place and presented to the Chair Senate Bill No. 271, entitled:

An Act to further amend Section 222 of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," by providing for annual sick leave in addition to vacation leave to which State employes are entitled with pay; and making such sick leave cumulative under certain circumstances.

Which was committed to the Committee on State Government.

Mr. TOOLE read in place and presented to the Chair Senate Bill No. 272, entitled:

An Act requiring persons conducting the business of strip mining on leased land to file bonds, cash or securities conditioned upon payment of wages and salaries to employees, providing penalties.

Which was committed to the Committee on Mines and Mining.

#### CONSIDERATION OF EXECUTIVE NOMINATIONS

Mr. WATSON asked and obtained unanimous consent for immediate consideration of the nominations reported at today's Session.

#### EXECUTIVE SESSION

A motion was made by Mr. WATSON and Mr. WATKINS,

That the Senate do now resolve itself into Executive Session, for the purpose of acting upon the nominations reported at today's session.

Which was agreed to.

The nominations were read as follows:

#### JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, Feb. 16, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following person for appointment as Justice of the Peace, to serve until the first Monday of January 1954:

Oliver I. Lebo, Sixty-seventh Street, Rutherford Heights, Dauphin County, in and for the Township of Swatara, Dauphin County, vice Morris E. Youtz, deceased.

JOHN S. FINE.

#### MEMBER OF COUNTY BOARD OF ASSISTANCE

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, Feb. 16, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following person to be Member of the County Board of Assistance, for the term set opposite his name.

#### MONTGOMERY COUNTY

Maurice D. Long, Bala-Cynwyd, from January 28, 1953, until December 31, 1954, and until his successor is duly appointed and qualified.

JOHN S. FINE.

#### MEMBER OF THE STATE REGISTRATION BOARD FOR PROFESSIONAL ENGINEERS

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, Feb. 16, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following:

Francis DeS. Friel, Bryn Mawr, from May 3, 1952, for the term of six years, and until his successor shall have been appointed and qualified.

JOHN S. FINE.

#### JUSTICES OF THE PEACE

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, Feb. 16, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following persons for appointment as Justice of the Peace to serve until the first Monday of January 1954:

Carl A. Anderson, 219 Turnpike Avenue, Clearfield, Clearfield County, in and for the Borough of Clearfield, Clearfield County, vice H. F. Reese, deceased.

George Harper, Morrisdale, Clearfield County, in and for the Township of Morris, Clearfield County, to fill a vacancy.

Ralph J. Srock, Troutville, Clearfield County, in and for the Borough of Troutville, Clearfield County, to fill vacancy.

JOHN A. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, Feb. 16, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following persons for appointment as Justices of the Peace to serve until the first Monday of January 1954:

Jere B. Deibert, Esterly, Berks County, in and for the Borough of St. Lawrence, Berks County, to fill a vacancy.

Charles M. Brouse, LeRoy, Bradford County, in and for the Township of LeRoy, Bradford County, vice R. K. Morse, deceased.

Paul E. Hawk, R. D. No. 3, Shippensburg, Franklin County, in and for the Township of Southampton, Franklin County, to fill a vacancy.

Boyd C. LaFrance, Box No. 153, Meshoppen, Wyoming County, in and for the Borough of Meshoppen, Wyoming County, to fill a vacancy.

JOHN S. FINE.

#### MEMBERS OF COUNTY BOARDS OF ASSISTANCE

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Members of County Boards of Assistance:

#### BEDFORD COUNTY

Miss Mary Hughes (Republican), Bedford, to serve until December 31, 1955, and until her successor is duly appointed and qualified (Reappointment).

Ralph Moyle (Republican), Saxton, to serve until December 31, 1955, and until his successor is duly appointed and qualified (Reappointment)

#### CENTRE COUNTY

Rev. Alvin Dietz (Republican), Aaronsburg, to serve until December 31, 1955, and until his successor is duly appointed and qualified, vice Rev. J. S. Shannon, Millheim, whose term expired.

#### JUNIATA COUNTY

Mrs. Alva White (Republican), East Waterford, to serve until December 31, 1955, and until her successor is duly appointed and qualified, vice Harold Kerchner, Mifflintown, whose term expired.

Mrs. Margaret Welsh (Republican), Mifflintown, to serve until December 31, 1955, and until her successor is duly appointed and qualified, vice Mrs. Viola Strassburger, Mifflintown, whose term expired.

Rev. Owen Brubaker (Republican), Mifflintown, to serve until December 31, 1954, and until his successor is duly appointed and qualified, to fill a vacancy.



## MIFFLIN COUNTY

Mrs. Marian C. Gibboney (Republican), Belleville, to serve until December 31, 1954, and until her successor is duly appointed and qualified, vice Mrs. Mary Newton, Belleville, resigned.

## MONROE COUNTY

H. L. Heberling (Republican), 15 South Seventh Street, Stroudsburg, to serve until December 31, 1955, and until his successor is duly appointed and qualified, vice Mrs. Emma I. Shoesmith, Stroudsburg, whose term expired.

Mrs. Evangeline Henry (Republican), 111 East Broad Street, East Stroudsburg, to serve until December 31, 1955, and until her successor is duly appointed and qualified, vice Mrs. Pearl Altemose, Brodheadsville, whose term expired.

Frank L. Stackhouse (Republican), 1125 West Main Street, Stroudsburg, to serve until December 31, 1955, and until his successor is duly appointed and qualified (Reappointment).

## MONTGOMERY COUNTY

Mrs. Lucye P. Unger (Republican), 555 Main Street, East Greenville, to serve until December 31, 1955, and until her successor is duly appointed and qualified, vice H. Nelson Reifsnnyder, Norristown, whose term expired.

D. Rae Boyd (Republican), 1729 DeKalb Street, Norristown, to serve until December 31, 1955, and until his successor is duly appointed and qualified, vice Rev. Lester K. Kriebel, Pennsburg, whose term expired.

JOHN S. FINE.

A motion was made by Mr. WATSON and Mr. WATKINS,

That the Senate do advise and consent to said nominations.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

## YEAS—49

Bane,	Hare,	McCreesh,	Stevenson,
Barr,	Harney,	McCusker,	Stiefel,
Berger,	Holland,	McGinnis,	Toole,
Blass,	Kephart,	McMenamin,	Wade,
Camel,	Kessler,	McPherson, Jr.	Wagner,
Chapman,	Koprivier, Jr.	Miller,	Walker,
Crowe,	Lane,	Pechan,	Watkins,
Dent,	Leader,	Peelor,	Watson,
Diehm,	Letzler,	Probert,	Weiner,
DiSilvestro,	Madigan,	Ruth,	Wolfe,
Fleming,	Mahany,	Silvert,	Wood,
Freed,	Mallery,	Snowden,	Yosko,
Haluska,			

## NAYS—0

Two-thirds of all the Senators having voted, "aye" the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

## EXECUTIVE SESSION RISES

Mr. WATSON. Mr. President, I move that the Executive Session do now rise.

Mr. WATKINS. Mr. President, I second the motion.

The motion was agreed to.

## PERMISSION TO ADDRESS SENATE

Mr. SILVERT asked and obtained unanimous consent to address the Senate.

Mr. SILVERT. Mr. President, I understand that three Executive Nominations, covering membership on the

Securities and Exchange Commission, have been reported from the Committee on Executive Nominations and have been laid on the table.

One of these members, Mr. Presdient, Mr. J. Myron Honigman, happens to be a resident of my Senatorial District. I want it noted of record that I have no objection to his confirmation, and that I have checked with the members of the Democratic Caucus and not a single one has any objection to Mr. Honigman's confirmation.

## PERMISSION TO ADDRESS SENATE

Mr. BARR asked and obtained unanimous consent to address the Senate.

Mr. BARR. Mr. President, I find myself in the same position about a member of the Securities and Exchange Commission, but he did not get as far as the desk. However, I have no objection to Mr. Honigman, but I am going to object to a lot of these nominations until they bring them all out. I am getting sick and tired of the Democrats getting blamed for holding up and opposing these confirmations.

Mr. President, I am referring to Mr. Louis J. Conley, who is a member of my Senatorial District.

The PRESIDENT. I am sure the remarks of the two gentlemen of the Senate will be spread upon the Journal, and the Chair would be delighted to volunteer to advise any inquiring individuals that the record is as it has been demonstrated or explained.

## CALENDAR

## THIRD READING CALENDAR

## BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,,

The Senate proceeded to the third reading and consideration of Senate Bill No. 9, as follows:

An Act to further amend subsection C of section 1009 and section 1408 of the act approved the fifteenth day of May one thousand nine hundred thirty-three (P. L. 624) entitled as amended "An act relating to the business of banking and to the exercise of fiduciary powers by corporations providing for the organization of corporations with fiduciary powers and of banking corporations with or without fiduciary powers including the conversion of National banks into State banks and for the licensing of private bankers and employees' mutual banking associations defining the rights powers duties liabilities and immunities of such corporations of existent corporations authorized to engage in a banking business with or without fiduciary powers of private bankers and employees' mutual banking associations and of the officers directors trustees shareholders attorneys and other employees of all such corporations employees' mutual banking associations or private bankers or of affiliated corporations associations or persons restricting the exercise of banking powers by any other corporation association or person and of fiduciary powers by any other corporation conferring powers and imposing duties upon the courts prothonotaries recorders of deeds and certain State departments commissions and officers imposing penalties and repealing certain acts and parts of acts" by changing the limitations on the amount which may under certain circumstances be invested in title insurance companies and by making further provision concerning the effect of merger or consolidation of banking institutions

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows



Section 1 Subsection C of section 1009 of the act approved the fifteenth day of May one thousand nine hundred thirty-three (P. L. 624) entitled as amended "An act relating to the business of banking and to the exercise of fiduciary powers by corporations providing for the organization of corporations with fiduciary powers and of banking corporations with or without fiduciary powers including the conversion of National banks into State banks and for the licensing of private bankers and employees' mutual banking associations defining the rights powers duties liabilities and immunities of such corporations of existent corporations authorized to engage in a banking business with or without fiduciary powers of private bankers and employees' mutual banking associations and of the officers directors trustees shareholders attorneys and other employees of all such corporations employees' mutual banking associations or private bankers or of affiliated corporations associations or persons restricting the exercise of banking powers by any other corporation association or person and of fiduciary powers by any other corporation conferring powers and imposing duties upon the courts prothonotaries recorders of deeds and certain State departments commissions and officers imposing penalties and repealing certain acts and parts of acts" as last amended by the act approved the twenty-first day of June one thousand nine hundred forty-seven (P. L. 762) is hereby further amended to read as follows

Section 1009 Limitation upon Investing in Shares  
\* \* \* \*

C Any bank and trust company may in exchange or in consideration for such assets and property as comprised its title insurance business take and hold the shares of any corporation organized and existing under the laws of this Commonwealth for the purpose of conducting a title insurance business and in addition thereto purchase additional shares in the same [company] corporation Provided That the total amount invested in such corporation shall not exceed a sum equal to ten per centum of the capital and surplus of such bank and trust company [but in no event in excess of] or twice the minimum amount of capital and paid in surplus required for the incorporation of such company under the laws of this Commonwealth whichever is the less or with the prior approval of the department a larger sum not in excess of fifteen per centum of the capital and surplus of such bank and trust company and provided that such shares shall not except with the written approval of the department be entered upon its books at an amount greater than the amount at which the assets and property which comprised its title insurance business were therefore entered upon its books plus the amount paid for any additional shares acquired as herein permitted Any bank and trust company may hold shares of such [company] corporation received by it as a dividend payable in shares of such [company] corporation

Section 2 Section 1408 of the said act as amended by the act approved the twelfth day of April one thousand nine hundred fifty-one (P. L. 211) is hereby further amended to read as follows

Section 1408 Effect of Merger or Consolidation Upon the merger or consolidation becoming effective the several corporations parties to the plan of merger or consolidation shall be a single incorporated institution which in the case of a merger shall be that incorporated institution designated in the plan of merger as the surviving incorporated institution and in the case of a consolidation shall be the new incorporated institution provided for in the plan of consolidation In the case of a merger the surviving incorporated institution and in the case of a consolidation the new incorporated institution shall be considered the same business and corporate entity as the several corporations parties to the plan of merger or consolidation and the corporate existence of each of the several corporations parties to the plan of merger or consolidation shall be merged into and continued in the surviving incorporated institution in the case of a merger and in the new incorporated institution in the case of a consolidation The

surviving or new institution as the case may be shall not thereby acquire authority to engage in any business or exercise any right which is forbidden to a bank a bank and trust company a trust company or a savings bank as the case may be when originally incorporated under this act The surviving or new incorporated institution shall be subject to all the restrictions limitations or duties imposed upon such incorporated institutions when originally incorporated under this act provided that no provision contained in this section or in any other section of this act shall be construed to forbid a surviving or new corporation as the case may be from engaging in any business or exercising any right which a corporation organized under the laws of this Commonwealth and a party to the plan of merger or consolidation could lawfully engage in or exercise immediately prior to the effective date of the merger or consolidation All the property real personal and mixed of each of the corporations parties to the plan of merger or consolidation and all debts or obligations due to any of them including subscriptions to share and other choses in action belonging to either or any of them shall be taken and deemed to be transferred to and vested in the surviving or new incorporated institution as the case may be without further act or deed The surviving or new incorporated institution shall henceforth be responsible for all the liabilities and obligations of each of the corporations so merged or consolidated but the liabilities of the merging or consolidating corporations or of their shareholders directors trustees or officers shall not be affected nor shall the rights of the creditors thereof or of any persons dealing with such corporations or any liens upon the property of such corporations be impaired by such merger or consolidation and any claim existing or action or proceeding pending by or against any of such corporations may be prosecuted to judgment as if such merger or consolidation had not taken place or the surviving or new incorporated institution may be proceeded against or substituted in its place In the case of a merger the articles of incorporation of the surviving incorporated institution shall be deemed to be amended to the extent if any that changes in its articles are stated in the articles of merger and in the case of a consolidation the statement set forth in the articles of consolidation and which are required or permitted to be set forth in the articles of incorporated institutions formed under this act shall be deemed to be the articles of incorporation of the new incorporated institution The aggregate amount of the net assets of merging or consolidating banks banks and trust companies trust companies or national banking associations which was available for the payment of dividends immediately prior to such merger or consolidation shall continue to be available for the payment of dividends by such surviving or new incorporated institution except for any portion thereof which has been transferred to capital by the issuance of shares or otherwise or to surplus or reserve

The aggregate amount of the net assets of merging or consolidating savings banks which was available for the payment of interest or dividends immediately prior to such merger or consolidation shall continue to be available for the payment of interest or dividends by the surviving or new savings bank except for any portion thereof which has been transferred to surplus reserve or th expense fund

Section 3 This act shall become effective immediately upon its final enactment

And said bill having been read at length the third time and agreed to,

On the question,  
Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Bane,	Haluska,	Mallery,	Snowden,
Barr,	Hare,	McCreesh,	Stevenson,



Berger,  
Blass,  
Camiel,  
Chapman,  
Crowe,  
Dent,  
Diehm,  
DiSilvestro,  
Fleming,  
Freed,

Harney,  
Holland,  
Kephart,  
Kessler,  
Koprivier, Jr.  
Lane,  
Leader,  
Letzler,  
Madigan,  
Mahany,

McCusker,  
McGinnis,  
McMenamin,  
McPherson, Jr.  
Miller,  
Pechan,  
Peelor,  
Propert,  
Ruth,  
Silvert,

Stiefel,  
Toole,  
Wade,  
Wagner,  
Walker,  
Watkins,  
Watson,  
Welner,  
Wolfe,  
Yosko,

#### NAYS—1

Wood,

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

#### BILL ON THIRD READING AMENDED

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 52, entitled:

An Act to amend clause XV of section 1202 of the act approved the fourth day of May one thousand nine hundred twenty-seven (P. L. 519) entitled "An act concerning boroughs and revising amending and consolidating the law relating to boroughs" by further defining the powers of boroughs with regard to garbage rubbish sludge and other waste treatment and disposal acting separately or jointly with other political subdivisions

And said bill having been read at length the third time,  
On the question,

Will the Senate agree to the bill on third reading?

Mr. FLEMING. Mr. President, I ask unanimous consent to offer an amendment at this time.

The PRESIDENT. Is there objection? The Chair hears none.

The Clerk read the amendment as follows:

Amend Sec. 1 (Sec. 1202), page 3, line 4, by inserting after the word "Commonwealth" the following: "and in the case of acquisition by eminent domain within the limits of the participating political subdivisions."

On the question,

Will the Senate agree to the amendment?

It was agreed to.

On the question,

Will the Senate agree to the bill on third reading, as amended?

#### BILLS OVER IN ORDER

Mr. FLEMING. Mr. President, I ask unanimous consent that Senate Bill No. 52, on third reading, go over in its order, as amended.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. HALUSKA. Mr. President, I ask unanimous consent that Senate Bill No. 64, on third reading, entitled:

An Act to further amend section 1212 and to amend section 1214 of the act approved the fifteenth day of May one thousand nine hundred thirty-three (P. L. 624) entitled as amended "An act relating to the business of banking and to the exercise of fiduciary powers by corporations providing for the organization of corporations with fiduciary powers and of banking corporations with or without fiduciary powers including the conversion of National banks into State banks and for the licensing of private bankers and employes' mutual banking associa-

tions defining the rights powers duties liabilities and immunities of such corporations of existent corporations authorized to engage in a banking business with or without fiduciary powers of private bankers and employes' mutual banking associations and of the officers directors trustees shareholders attorneys and other employes of all such corporations employes mutual banking associations or private bankers or of affiliated corporations associations or persons restricting the exercise of banking powers by any other corporation association or person and of fiduciary powers by any other corporation conferring powers and imposing duties upon the courts prothonotaries recorders of deeds and certain State departments commissions and officers imposing penalties and repealing certain acts and parts of acts" by further providing concerning the powers and limitations on powers of savings banks

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none

#### BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 88, as follows:

An Act to amend the act approved the twenty-seventh day of December one thousand nine hundred fifty-one (P. L. 1742) entitled "An act to provide revenue by imposing a State tax relating to certain documents prescribing and regulating the method and manner of evidencing the payment of such tax conferring powers and imposing duties upon certain persons partnerships associations and corporations recorders of deeds and the Department of Revenue saving certain local taxes and authorizing amendments extensions and supplements to the ordinances and resolutions relating thereto and providing penalties" by exempting certain documents from said tax fixing the value of certain land for tax purposes exempting persons accepting any document from payment of the tax changing effect of failure to pay the tax and affix stamps and validating certain documents to which insufficient stamps have been affixed

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Sections 1 Sections 2 and 7 of the act approved the twenty-seventh day of December one thousand nine hundred fifty-one (P. L. 1742) entitled "An act to provide revenue by imposing a State tax relating to certain documents prescribing and regulating the method and manner of evidencing the payment of such tax conferring powers and imposing duties upon certain persons partnerships associations and corporations recorders of deeds and the Department of Revenue saving certain local taxes and authorizing amendments extensions and supplements to the ordinances and resolutions relating thereto and providing penalties" are hereby amended to read as follows

Section 2 The following words when used in this act shall have meanings ascribed to them in this section except in those instances where the context clearly indicates a different meaning

"Association" A partnership limited partnership or any other form of unincorporated enterprise owned or conducted by two or more persons

"Corporation" A corporation or joint-stock association organized under the laws of this Commonwealth the United States or any other state territory or foreign country or dependency including but not limited to banking institutions

"Department" The Department of Revenue of this Commonwealth

"Document" Any deed instrument or writing whereby any lands tenements or hereditaments within this Commonwealth or any interest therein shall be granted bargained sold or otherwise conveyed to the grantee pur-



chaser or any other person but does not include wills mortgages transfers between husband and wife transfers between parent and child or the spouse of such child transfers between grandparents and grandchildren or the spouses of such grandchildren conveyances made before or after the effective date hereof to a nonprofit corporation organized for charitable benevolent religious or educational purposes and leases

"Person" Every natural person association or corporation Whenever used in any clause prescribing and imposing a fine or imprisonment or both the term "person" as applied to associations shall mean the partners or members thereof and as applied to corporations the officers thereof

"Value" In the case of any document granting bargaining selling or otherwise conveying any land tenement or hereditament or interest therein the amount of the actual consideration therefor including liens or other encumbrances thereon or a commensurate part of the liens or other encumbrances thereon where such liens or other encumbrances also encumber other lands tenements or hereditaments Provided That where such document shall set forth a small or nominal consideration the "value" thereof shall be determined from the price set forth in or actual consideration for the contract of sale or in the case of a gift from the actual monetary worth of the property granted bargained sold or otherwise conveyed which in either event shall not be less than the amount of the highest assessment of such lands tenements or hereditaments for local tax purposes And provided further That in the case of any document executed and delivered after the first day of February one thousand nine hundred fifty-two granting bargaining selling or otherwise conveying any land tenement or hereditament or interest therein in order to complete the sale of land under an agreement to sell such land executed and delivered prior to the first day of February one thousand nine hundred fifty-two "value" shall be the amount of the unpaid consideration due on the first day of February one thousand nine hundred fifty-two whether or not the agreement to sell the land was recorded

Section 3 Every person who makes executes issues or delivers [or accepts] any document or in whose behalf any document is made executed issued or delivered [or accepted] shall be subject to pay for and in respect thereof or for or in respect of the vellum parchment or paper upon which such document is written or printed a State tax at the rate of one (1) percentum of the value of the property represented by such document which State tax shall be payable at the time of making execution issuance or delivery [or acceptance] of such document

Section 7 No document upon which tax is imposed by this act shall be [made the basis of any action or other legal proceeding nor shall proof thereof be offered or received in evidence in any court of this Commonwealth] recorded in the office of any recorder of deeds of any county of this Commonwealth unless a documentary stamp or stamps as provided in this act have been affixed thereto In any instance in which a tax is imposed by this act and a documentary stamp or stamps have not been affixed to any document as provided by this act the person subject to the payment of the tax upon conviction of failure to pay the tax and to affix the documentary stamp or stamps shall be subject to payment of a fine of double the amount of the tax and upon failure to make payment of such fine to imprisonment for not more than thirty days

Section 2 Any documents upon which tax is imposed by said act and which have been recorded in the office of any recorder of deeds of any county of this Commonwealth prior to the effective date of this amendment but to which insufficient documentary stamps have been affixed are hereby validated Such documents may be made the basis of any action or other legal proceeding and proof thereof may be offered and shall be received in evidence in any court of this Commonwealth

Section 3 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

#### YEAS—49

Bane,	Hare,	McCreesh,	Stevenson,
Barr,	Harney,	McCusker,	Stiefel,
Berger,	Holland,	McGinnis,	Toole,
Blass,	Kephart,	McMenamin,	Wade,
Camel,	Kessler,	McPherson, Jr.	Wagner,
Chapman,	Koprivier, Jr.	Miller,	Walker,
Crowe,	Lane,	Pechan,	Watkins,
Dent,	Leader,	Peelor,	Watson,
Diehm,	Letzler,	Probert,	Weiner,
DiSilvestro,	Madigan,	Ruth,	Wolfe,
Fleming,	Mahany,	Silvert,	Wood,
Freed,	Mallery,	Snowden,	Yosko,
Haluska,			

#### NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 114, as follows:

An Act to further amend the title and Section 2.1 of the act approved the eighteenth day of July one thousand nine hundred thirty-five (P. L. 1286) entitled as amended "An act empowering counties of the second class cities boroughs incorporated towns and townships to charge and collect from owners of and water users in property served thereby annual rentals rates or charges for the use of certain sewers sewerage systems and sewage treatment works including charges for operation inspection maintenance repair depreciation and the amortization of indebtedness and interest thereon empowering counties of the second class cities boroughs incorporated towns and townships to contract with authorities organized by counties of the second class or by cities of the third class for sewer sewerage and sewage treatment services to grant convey lease transfer encumber mortgage and pledge to such authorities their sewers sewage systems and sewage treatment works to assign and pledge to such authorities rentals rates and charges charged and collected by them for the use thereof and to assign to such authorities their power to charge and collect the same and validating all such contracts grants conveyances leases transfers assignments encumbrances mortgages and pledges heretofore made" by extending to authorities organized by cities of the second class the provisions therein affecting authorities organized by counties of the second class or by cities of the third class

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The title and Section 2.1 of the act approved the eighteenth day of July one thousand nine hundred thirty-five (P. L. 1286) entitled as amended "An act empowering counties of the second class cities boroughs incorporated towns and townships to charge and collect from owners of and water users in property served thereby annual rentals rates or charges for the use of certain sewers sewerage systems and sewage treatment works including charges for operation inspection maintenance repair depreciation and the amortization of indebtedness and interest thereon empowering counties of the second class cities boroughs incorporated towns and townships to contract with authorities organized by counties of the second class or by cities of the third class for sewer



sewerage and sewage treatment services to grant convey lease transfer encumber mortgage and pledge to such authorities their sewers sewerage systems and sewage treatment works to assign and pledge to such authorities rentals rates and charges charged and collected by them for the use thereof and to assign to such authorities their power to charge and collect the same and validating all such contracts grants conveyances leases transfers assignments encumbrances mortgages and pledges theretofore made' as last amended by the acts approved the fourteenth day of January one thousand nine hundred fifty-two (P. L. 1982 and 1985) are hereby reenacted and further amended to read as follows

#### AN ACT

Empowering counties of the second class cities boroughs incorporated towns and townships to charge and collect from owners of and water users in property served thereby annual rentals rates or charges for the use of certain sewers sewerage systems and sewage treatment works including charges for operation inspection maintenance repair depreciation and the amortization of indebtedness and interest thereon empowering counties of the second class cities boroughs incorporated towns and townships to contract with authorities organized by cities of the second class by counties of the second class or by cities of the third class for sewer sewerage and sewage treatment services to grant convey lease transfer encumber mortgage and pledge to such authorities their sewers sewerage systems and sewage treatment works to assign and pledge to such authorities rentals rates and charges charged and collected by them for the use thereof and to assign to such authorities their power to charge and collect the same and validating all such contracts grants conveyances leases transfers assignments encumbrances mortgages and pledges heretofore made

Section 2.1 It shall be lawful for any county of the second class city borough incorporated town or township to execute such agreements and contracts as it may deem necessary or advisable with an authority organized by a city of the second class by a county of the second class or by a city of the third class undertaking to provide or to design or construct facilities with which to provide sewer sewerage or sewage treatment service to it and to its inhabitants also to grant convey lease transfer encumber mortgage and pledge to such authority its sewers sewerage systems sewage treatment works and appurtenant facilities and any improvements extensions and additions thereto to assign and pledge to such authority rentals rates and charges charged and collected by it for the use thereof and to assign to such authority its power to charge and collect the same No such agreement contract grant conveyance lease transfer assignment encumbrance mortgage or pledge shall be construed to prevent the affected county of the second class city borough incorporated town or township from thereafter using its tax revenues for the purpose of maintaining repairing altering inspecting improving or extending such sewers sewerage systems or sewage treatment works

Every such agreement contract grant conveyance lease transfer assignment encumbrance mortgage and pledge heretofore made to or with any authority organized by a city of the second class by a county of the second class or by a city of the third class is hereby ratified confirmed and made valid and the same shall be and remain lawful valid and enforceable according to its terms

Section 2 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time,

And the amendments made thereto having been printed as required by the Constitution,

On the question

Will the Senate agree to the bill on third reading?

Mr. FLEMING. Mr. President, I do not rise to oppose this bill; I have every intention of voting for it, but I

just want it brought to the attention of the gentlemen of the Senate, and of the press, that while we on the Republican side, from Allegheny County, are voting for this bill, it in no way means, as some people think, that we condone the creation of the Water Authority which is being created by the city of Pittsburgh.

Mr. President, we are voting for the bill because it does provide the means by which the new authority, if and when created, can enter into contractual relations with the Sanitary Water Authority of Allegheny County.

Mr. BARR. Mr. President, for the information of the gentleman from Allegheny, Senator Fleming, in case he does not know it—although he should know it, it has been in the newspapers a long time—I do not care whether we pass the bill or not.

Mr. President, the Authority was created several months ago. Articles of incorporation were granted by the Secretary of the Commonwealth's Office. The names of the gentlemen who are on that Authority, I think, are well known to Senator Fleming, and if he wants to play cheap politics, let him send the bill back to committee. I have never lived or died by any bill.

Mr. FLEMING. Mr. President, I would call to the gentleman's attention that I stated I had no intention of voting against the bill. I am going to vote for it. I merely wanted to call to the attention, not only of the Senate of Pennsylvania but of the citizens of the city of Pittsburgh, who are under some misapprehension that we, of the Republican Party, are furthering the creation of this Water Authority for the city of Pittsburgh, that this bill does not do that.

Mr. President, I certainly have no intention of opposing the bill or of sending it back to committee.

Mr. BARR. Mr. President, I desire to interrogate the gentleman from Allegheny, Senator Fleming.

The PRESIDENT. Will the gentleman from Allegheny, Mr. Fleming, permit himself to be interrogated?

Mr. FLEMING. I will, Mr. President.

Mr. BARR. Senator Fleming, do you represent any of the citizens of Pittsburgh in your Senatorial District?

Mr. FLEMING. Part of the Twenty-Sixth Ward in the city of Pittsburgh.

Mr. BARR. Will you tell the Senate how many?

Mr. FLEMING. The exact number is about 600, I believe, Mr. President.

And the question recurring,

Will the Senate agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. WALKER. Mr. President, not that numerical strength would detract from or add to the position taken by my colleague, Senator Fleming, but I would like to advise the gentleman from Allegheny, Senator Barr, that in my Senatorial District I have four of the city wards in the city of Pittsburgh. There are thousands of voters and thousands of residents who live in those four wards, and I certainly concur in what Senator Fleming has said.

Mr. President, by no stretch of the imagination would I want the people in those four wards, whom I have the privilege of representing here on the floor of the Senate, to gain the impression that by voting for this bill I am condoning what was done by the organization of this Water Authority in the city of Pittsburgh. I do not think



that is playing cheap politics; I think it is merely putting our position on the record, and, through the kind medium of the press, before the people of the city of Pittsburgh.

Mr. BARR. Mr. President, the gentleman's words are well taken, because he does represent a segment of the people of the city of Pittsburgh.

And the question recurring,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

#### YEAS—49

Bane,	Hare,	McCreesh,	Stevenson,
Barr,	Harney,	McCusker,	Stiefel,
Berger,	Holland,	McGinnis,	Toole,
Blass,	Kephart,	McMenamin,	Wade,
Camel,	Kessler,	McPherson, Jr.	Wagner,
Chapman,	Koprivier, Jr.	Miller,	Walker,
Crowe,	Lane,	Pechan,	Watkins,
Dent,	Leader,	Peelor,	Watson,
Diehm,	Letzler,	Propert,	Weiner,
DiSilvestro,	Madigan,	Ruth,	Wolfe,
Fleming,	Mahany,	Silvert,	Wood,
Freed,	Mallery,	Snowden,	Yosko,
Haluska,			

#### NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

### SECOND READING CALENDAR

#### BILLS OVER IN ORDER

Mr. MAHANY. Mr. President, I ask unanimous consent that Senate Bill No. 5, on second reading, entitled:

An Act to amend the act approved the twenty-fifth day of May one thousand nine hundred thirty-seven (P. L. 814) entitled "An act to provide for the permanent personal registration of electors in cities of the second class as a condition of their right to vote at elections and primaries and their enrollment as members of political parties as a further condition of their right to vote at primaries prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors and prescribing the powers and duties of citizens parties political bodies registration commissions commissioners registrars inspectors of registration and other appointees of registration commissions county election boards election officers municipal officers departments and bureaus police officers courts judges prothonotaries sheriffs county commissioners peace officers county treasurers county controllers registrars of vital statistics certain public utility corporations real estate brokers rental agents and boards of school directors and imposing penalties" by further providing for the composition of the registration commission imposing duties on the county commissioners and ending the terms of the present commissioners

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. MAHANY. Mr. President, I ask unanimous consent that Senate Bill No. 53, on second reading, entitled:

An Act to further amend clause (4) of subsection A of section 1001 of the act approved the fifteenth day of May one thousand nine hundred thirty-three (P. L. 624) entitled as amended "An act relating to the business of banking and to the exercise of fiduciary powers by corporations providing for the organization of corporations

with fiduciary powers and of banking corporations with or without fiduciary powers including the conversion of National banks into State banks and for the licensing of private bankers and employees' mutual banking associations defining the rights powers duties liabilities and immunities of such corporations of existent corporations authorized to engage in a banking business with or without fiduciary powers of private bankers and employees' mutual banking associations and of the officers directors trustees shareholders attorneys and other employees of all such corporations employees' mutual banking associations or private bankers or of affiliated corporations associations or persons restricting the exercise of banking powers by any other corporation association or person and of fiduciary powers by any other corporation conferring powers and imposing duties upon the courts prothonotaries recorders of deeds and certain State departments commissions and officers imposing penalties and repealing certain acts and parts of acts" by further regulating the making of installment loans

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. MAHANY. Mr. President, I ask unanimous consent that Senate Bill No. 87, on second reading, entitled:

An Act to reenact subsection A of section 1012 of the act approved the fifteenth day of May one thousand nine hundred thirty-three (P. L. 624) entitled as amended "An act relating to the business of banking and to the exercise of fiduciary powers by corporations providing for the organization of corporations with fiduciary powers and of banking corporations with or without fiduciary powers including the conversion of National banks into State banks and for the Licensing of private bankers and employees' mutual banking associations defining the rights powers duties liabilities and immunities of such corporations of existent corporations authorized to engage in a banking business with or without fiduciary powers of private bankers and employees' mutual banking associations and of the officers directors trustees shareholders attorneys and other employees of all such corporations employees' mutual banking associations or private bankers or of affiliated corporations associations or persons restricting the exercise of banking powers by any other corporation association or person and of fiduciary powers by any other corporation conferring powers and imposing duties upon the courts prothonotaries recorders of deeds and certain State departments commissions and officers imposing penalties and repealing certain acts and parts of acts" by making further provisions concerning the powers and limitations on powers of banks and bank and trust companies

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. MAHANY. Mr. President, I ask unanimous consent that Senate Bill No. 91, on second reading, entitled:

An Act to further amend Section 5 of the act approved the thirty-first day of May one thousand nine hundred forty-five (P. L. 1198) entitled "An act providing for the conservation and improvement of land affected in connection with the mining of bituminous coal by the open pit mining method regulating such mining and providing penalties" by further regulating back-filling and operation reports

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

### BILLS ON SECOND READING

Agreeably to order.



The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 211, entitled:

A Supplement to the act approved the twenty-first day of January one thousand nine hundred fifty-two (1951-52 P. L. 2182) entitled "An act to promote the uniform development of Allegheny County creating the Metropolitan Study Commission of Allegheny County defining its powers and duties conferring powers and imposing duties upon the Governor and the governing bodies of political subdivisions" by extending the term of such commission until the end of the 1955 Session of the General Assembly

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order.

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 217, entitled:

An Act to repeal the act approved the fourteenth day of May one thousand nine hundred forty-nine (P. L. 1340) entitled "An act requiring political subdivisions to file copies of zoning ordinances together with maps or plans indicating the area or zones of the political subdivisions affected by such ordinances in the recorder's office invalidating zoning ordinances heretofore adopted unless copies thereof together with maps are filed within a certain time and imposing duties and conferring powers on recorders of deeds" and all acts amending the same and validating zoning ordinances or amendments thereto of political subdivisions not filed recorded or indexed as required by law

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order.

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 218, entitled:

An Act to repeal the act approved the twentieth day of May one thousand nine hundred forty-nine (P. L. 1531) entitled "An act requiring political subdivisions to file copies of building ordinances in the recorder's office invalidating building ordinances heretofore adopted unless copies thereof are filed within a certain time and imposing duties and conferring powers on recorders of deeds" and all acts amending the same and validating building ordinances or amendments thereto of political subdivisions not filed recorded or indexed as required by law

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

REQUEST TO CALL UP SENATE BILL No. 64 FROM THIRD READING CALENDAR

Mr. HALUSKA. Mr. President, I now call up Senate Bill No. 64, Printer's No. 19, appearing on page 2 of today's Third Reading Calendar.

### BILL OVER IN ORDER

Mr. MAHANY. Mr. President, I move that Senate Bill No. 64, Printer's No. 19, go over in order.

Mr. HARE. Mr. President, I second the motion

On the question,

Will the Senate agree to the motion?

(A voice vote having been taken, the question was determined in the affirmative)

The PRESIDENT. The bill will go over in order.

### ADJOURNMENT

Mr. MAHANY. Mr. President, I move that the Senate do now adjourn until Tuesday, March 10, 1953, at 11:00 o'clock a. m., Eastern Standard Time.

Mr. HARE. Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 5:46 o'clock p. m., Eastern Standard Time, until Tuesday, March 10, 1953, at 11:00 o'clock a. m., Eastern Standard Time.

## HOUSE OF REPRESENTATIVES

MONDAY, March 9, 1953

The House met at 4:30 p. m.

The SPEAKER (Charles C. Smith) in the Chair.

## PRAYER

The Reverend Charles F. Trunk, Jr., guest Chaplain and Pastor of Bethlehem Lutheran Church, Harrisburg, Pennsylvania, offered the following prayer:

Eternal God, Father of us all, we thank Thee for making us stewards of life. Help us to know how to administer our legacy of responsibility. Guide us in the use of our wealth for the common good. May we see that any expenditure for selfishness is extravagance, and that no price is too great for the health of our souls. Make us worthy of the price Thou hast paid for us by teaching us the rules of Thy economy. Thou who wastes nothing, keep us from wasting our substance for that which is not eternal; but lend us the courage to give our very lives for that which is good. Make us more like Thy Son in whose spirit we pray. Amen.

## JOURNALS OF MARCH 2 AND 3 APPROVED

The SPEAKER. Are there any corrections to the Journals of Monday and Tuesday, March 2 and 3, 1953? If not, and without objection, the Journals are approved.

## BILLS INTRODUCED AND REFERRED

By Mr. LOPRESTI.

HOUSE BILL No. 531.

An Act to further amend clauses (6) and (7) of Section 2 of the act, approved the twenty-eighth day of May, one thousand nine hundred thirty-seven (P. L. 1053), entitled "An act relating to the regulation of public utilities; defining as public utilities certain corporations, companies, associations, and persons; providing for the regulation of public utilities, including, to a limited extent, municipalities engaging in public utility business, by prescribing, defining, and limiting their duties, powers, and liabilities, and regulating the exercise, surrender, or abandonment of their powers, privileges, and franchises; defining and regulating contract carriers by motor vehicle and brokers in order to regulate effectively common carriers by motor vehicle; conferring upon the Pennsylvania Public Utility Commission the power and duty of supervising and regulating persons, associations, companies, and corporations, including, to a limited extent, municipal corporations subject to this act, and administering the provisions of this act; authorizing the commission to fix temporary rates; placing the burden of proof on public utilities to sustain their rates and certain other matters; authorizing a permissive or mandatory sliding scale method of regulating rates; providing for the supervision of financial and contractual relations between public utilities and affiliated interests, and supervision and regulation of accounts and securities or obligations issued, assumed or kept by persons, associations, companies, corporations, or municipal corporations subject to this act; conferring upon the commission power to vary, reform, or revise certain contracts; conferring upon the commission the exclusive power to regulate or order the construction, alteration, relocation, protection, or abolition of crossings of facilities of public utilities, and of such facilities by or over public highways, to appropriate property for the construction or improvement of such crossings, and to award or apportion resultant costs and damages; authorizing owners of such property to sue the Commonwealth for such damages; providing for ejectment proceedings in connection with the appropriation of property for crossings; con-

ferring upon the commission power to control and regulate budgets of public utilities; imposing upon persons, associations, companies and corporations (except municipal corporations) subject to regulation, the cost of administering this act; prescribing and regulating practice and procedure before the commission and procedure for review by the courts of commission action; giving the court of common pleas of Dauphin County exclusive original jurisdiction over certain proceedings; prescribing penalties, fines, and imprisonment for violations of the provisions of this act and regulations and orders of the commission, and the procedure for enforcing such fines and penalties; and repealing legislation supplied and superseded by or inconsistent with this act," by excluding buses owned by or under contract with private or parochial schools for the transportation of school children and children to Sunday school from the definition of common carrier by motor vehicle and contract carrier by motor vehicle.

Referred to the Committee on Education.

By Mr. LOPRESTI.

HOUSE BILL No. 532.

An Act to further amend part of Section 102 of the act approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by including within the definition of "Commercial Motor Vehicle" and excluding from the definition of "Motor Omnibus" buses transporting pupils of private and parochial schools and Sunday school children.

Referred to the Committee on Education.

By Messrs. POLTENSTEIN and WELSH.

HOUSE BILL No. 533.

An Act to prescribe minimum wage and maximum hour standards; to provide for the further determination and establishment of minimum wages by industry; and to provide for enforcement of such provisions and for other purposes.

Referred to the Committee on Labor Relations.

By Messrs. MUSTO and CURWOOD.

HOUSE BILL No. 534.

An Act to further amend Section 441 of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative depart-



ments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," by providing that one of the members of the Workmen's Compensation Board shall be a representative of organized labor.

Referred to the Committee on Workmen's Compensation.

By Messrs. BAUMUNK and READINGER.

HOUSE BILL No. 535.

An Act relating to the regulating of the practice of the profession of public accounting; providing for the licensing and registration of persons practicing said profession and the suspension and revocation of said licenses and registrations for violation of this Act, subject to appeal and for their reinstatement; describing the powers and duties of the State Board of Examiners of Public Accountants and the Department of Public Instruction; providing for ownership of working papers; defining unlawful acts and acts not unlawful; prescribing penalties and repealing inconsistent laws.

Referred to the Committee on Professional Licensure.

By Mr. WORLEY.

HOUSE BILL No. 536.

An Act to further amend clause (a) of Section 801 of the act, approved the first day of May, one thousand nine hundred twenty-nine, (P. L. 905) entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by requiring lights to be displayed within one-half hour after sunset.

Referred to the Committee on Motor Vehicles.

By Mr. WILLAREDT.

HOUSE BILL No. 537.

An Act making an appropriation to the Eagleville Sanatorium for Consumptives, Montgomery County, for altering, repairing and improving the Nurses Home and the Male Help Building.

Referred to the Committee on Appropriations.

By Mr. BAZIN.

HOUSE BILL No. 538.

An Act to add Section 1361.1 to the act, approved the tenth day of March, one thousand nine hundred forty-

nine (P. L. 30), entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto," to require school districts of the first class to provide transportation of certain public school pupils.

Referred to the Committee on Education.

By Messrs. DOUGHERTY and PARLANTE.

HOUSE BILL No. 539.

An Act regulating the payment of wages or compensation for labor or service in certain private employments, establishing regular pay days, imposing certain duties upon employes, conferring powers and duties upon the Department of Labor and Industry; imposing additional powers and duties on the Secretary of the Department of Labor and Industry for the civil collection of wages; imposing civil and criminal penalties for the violations of the act and providing for their collection and disposition and repealing inconsistent legislation.

Referred to the Committee on Labor Relations.

By Messrs. DOUGHERTY and PARLANTE.

HOUSE BILL No. 540.

An Act to repeal the act approved the seventh day of July, one thousand nine hundred and forty-seven (P. L. 1401) entitled "An act prohibiting discrimination in rate of pay because of sex conferring powers and imposing duties on the Department of Labor and Industry and prescribing penalties."

Referred to Committee on Labor Relations.

By Mr. DOUGHERTY and Mrs. COYLE.

HOUSE BILL No. 541.

An Act to further amend clause (b) of Section 4 of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-seven (P. L. 2051), entitled "An act relating to public assistance; providing for and regulating assistance to certain classes of persons designated and defined as dependent children, aged persons, blind persons and other persons requiring relief; providing for the administration of this act by the Department of Public Assistance and county boards of assistance hereby created for this purpose; authorizing the Department of Public Assistance to cooperate with, and to accept and disburse moneys received from, the United States Government for assistance to such persons; providing for the liquidation of the State Emergency Relief Board, Boards of Trustees of the Mothers' Assistance Fund, and Boards of Trustees of Pension Fund for the Blind; and repealing laws relating to mothers' assistance, pensions for the blind, old age assistance, and the State Emergency Relief Board," by prohibiting the requiring of security for repayment of public assistance.

Referred to Committee on Welfare.

By Messrs. DOUGHERTY and PARLANTE.

HOUSE BILL No. 542.

An Act to add clause (n) to Section 108 of the act, approved the twenty-first day of June, one thousand nine hundred thirty-nine (P. L. 566) entitled "An act defining the liability of an employer to pay damages for occupational disease contracted by an employe arising out of and in the course of employment; establishing an elective schedule of compensation; providing procedure for the determination of liability and compensation thereunder; imposing duties on the Department of Labor and Industry, the Workmen's Compensation Board, Workmen's Compensation Referees, and deans of medical schools; creating a medical board to determine controverted medical issues; establishing an Occupational Disease Fund in custody of the State Workmen's Insurance



Board; imposing upon the Commonwealth a part of the compensation payable for certain occupational diseases; making an appropriation and prescribing penalties," by including certain lung diseases within meaning of term "occupational disease."

Referred to Committee on Workmen's Compensation.

By Mrs. COYLE and Mr. DOUGHERTY.

HOUSE BILL No. 543.

An Act authorizing the establishment in The Pennsylvania State College, through the extension services of said institution, an educational program in industrial and labor relations; stating the objective and purposes of said program; conferring obligations and duties on the trustees and president of said institution; providing for the establishment of an advisory committee, its appointment and defining its powers and duties; and making an appropriation therefor.

Referred to the Committee on Appropriations.

By Mr. DOUGHERTY.

HOUSE BILL No. 544.

An Act to repeal the act, approved the thirtieth day of June, one thousand nine hundred forty-seven (P. L. 1183), entitled "An act relating to strikes by public employes; prohibiting such strikes; providing that such employes by striking terminate their employment; providing for reinstatement under certain conditions; providing for a grievance procedure; and providing for hearings before civil service and tenure authorities, and in certain cases before the Pennsylvania Labor Relations Board."

Referred to the Committee on Labor Relations.

By Mr. DUNN.

HOUSE BILL No. 545.

An Act to add Section 606.1 to the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by providing for restricted operators' licenses for minors under eighteen years of age and imposing penalties.

Referred to the Committee on Motor Vehicles.

By Mr. CAPANO.

HOUSE BILL No. 546.

An Act to add Section 306.2 to and further amend Section 316 of the act, approved the second day of June, one thousand nine hundred fifteen (P. L. 736) entitled, as amended, "An act defining the liability of an employer to pay damages for injuries received by an employee in the course of employment; establishing an elective schedule of compensation; providing procedure for the determination of liability and compensation thereunder; and prescribing penalties," by providing for the payment of

compensation to kin of deceased employes dying prior to receiving payment of total benefits and no longer requiring indemnity where compensation due is commuted by board."

Referred to the Committee on Workmen's Compensation.

By Mr. BOWER.

HOUSE BILL No. 547.

An Act authorizing the attachment of wages and other earnings in certain cases and prescribing the procedure therefor.

Referred to the Committee on Judiciary.

By Mr. CAPANO.

HOUSE BILL No. 548.

An Act to add Section 306.1 to, and amend Section 316 of the act, approved the twenty-first day of June, one thousand nine hundred thirty-nine (P. L. 566), entitled "An act defining the liability of an employer to pay damages for occupational disease contracted by an employee arising out of and in the course of employment; establishing an elective schedule of compensation; providing procedure for the determination of liability and compensation thereunder; imposing duties on the Department of Labor and Industry, the Workmen's Compensation Board, Workmen's Compensation Referees, and deans of medical schools; creating a medical board to determine controverted medical issues; establishing an Occupational Disease Fund in custody of the State Workmen's Insurance Board; imposing upon the Commonwealth a part of the compensation payable for certain occupational diseases; making an appropriation; and prescribing penalties," by providing for the payment of compensation to kin of deceased employes dying prior to receiving payment of total benefits and no longer requiring indemnity where compensation due is commuted by board.

Referred to the Committee on Workmen's Compensation.

By Messrs. KENT and DUNN. HOUSE BILL No. 549.

An Act to amend Section 3 of the act, approved the nineteenth day of May, one thousand eight hundred eighty-seven (P. L. 138), entitled "An act providing for payment of costs in criminal cases by the proper county," by fixing the time for payment of costs of aldermen and justices of the peace by counties.

Referred to the Committee on Counties.

By Messrs. KENT and DUNN. HOUSE BILL No. 550.

An Act to further amend Section 1 of the act, approved the eleventh day of May, one thousand eight hundred seventy-four (P. L. 132) entitled "An act relating to payment of costs in cases of felony," by fixing the time for payment of costs of aldermen and justices of the peace payable by counties.

Referred to the Committee on Counties.

By Messrs. READINGER and WILT.

HOUSE BILL No. 551.

An Act to amend the title and add Section 2.1 to the act, which became a law on the seventh day of July, one thousand eight hundred seventy-nine (P. L. 194), entitled "An act to enlarge the jurisdiction of justices of peace, and regulating the fees of constables making sales under this act," by making certain judgments of aldermen, magistrates and justices of the peace final and conclusive, without right of appeal, and others allowable on petition and cause shown.

Referred to the Committee on Judiciary.



By Messrs. HERSCH and AMARANDO.

HOUSE BILL No. 552.

An Act to amend Section 7 of the act, approved the twenty-fourth day of April, one thousand nine hundred forty-seven (P. L. 80) entitled "An act relating to the descent of the real and personal estates of persons dying intestate and the procedure in reference thereto," by providing that an illegitimate child shall be considered child of father who acknowledges parenthood.

Referred to the Committee on Judiciary.

By Messrs. HERSCH and AMARANDO.

HOUSE BILL No. 553.

An Act to amend clause 7 of Section 14 of the act, approved the twenty-eighth day of April, one thousand nine hundred forty-seven (P. L. 89) entitled "An act relating to the form, execution, revocation, operation, and interpretation of wills; to nuncupative wills; to the appointment of testamentary guardians; to elections to take under or against wills and the procedure in reference thereto," by providing that an illegitimate child shall be considered child of father who acknowledges parenthood.

Referred to the Committee on Judiciary.

By Messrs. HERSCH and AMARANDO.

HOUSE BILL No. 554.

An Act to reenact and amend the title and the act approved the twenty-seventh day of May, one thousand nine hundred thirty-seven (P. L. 926) entitled "An act relating to the manufacture, repair, renovating, cleansing, sterilizing, and disinfecting of mattresses, pillows, bolsters, feather beds, and other filled bedding, cushions and upholstered furniture intended for sale or lease, and to the sale or lease thereof; requiring the placing of tag and adhesive stamp on such material; providing for the sale of adhesive stamps; authorizing and requiring the Department of Labor and Industry to adopt rules and regulations; providing penalties; and repealing certain acts," by including rugs and carpets within the provisions of this act.

Referred to the Committee on Public Health and Sanitation.

By Mr. STONER.

HOUSE BILL No. 555.

An Act to add Section 650.1 to the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-nine (P. L. 872) entitled "An act to consolidate, amend and revise the penal laws of the Commonwealth," by prohibiting publications devoted to fictional deeds of crimes, bloodshed, lust or immorality which tend to incite minors.

Referred to the Committee on Law and Order.

By Messrs. PETA, DOUGHERTY, Mrs. COYLE and Mr. MAGUIRE.

HOUSE BILL No. 556.

An Act to amend Section 1502 of the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto," by providing for the closing of schools on election day in November.

Referred to the Committee on Education.

By Mr. McGEE (by request).

HOUSE BILL No. 557.

An Act concerning contracts for the purchase of real estate; defining rights and duties of parties thereto and making uniform the law with reference thereto.

Referred to the Committee on Judiciary.

By Mr. McGEE.

HOUSE BILL No. 558.

An Act to further amend subsection (c) of Section 823 of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by further preventing the wrongful use of inspection stickers or certificates.

Referred to Committee on Motor Vehicles.

By Mr. READINGER.

HOUSE BILL No. 559.

An Act to further amend section 4303 of the act, approved the twenty-third day of June, one thousand nine hundred thirty-one (P. L. 932), entitled "An act relating to cities of the third class; and amending, revising and consolidating the law relating thereto," by further regulating the payment of service increment contributions into the police pension fund.

Referred to Committee on Cities—Third Class.

By Messrs. DUNN and STANK.

HOUSE BILL No. 560.

An Act to further amend the title and Section 5 of the act, approved the twenty-seventh day of April, one thousand nine hundred twenty-seven (P. L. 414), entitled, as amended, "An act providing for a system of recording the identification of persons convicted of crime, and of fugitives from justice, and habitual criminals; conferring powers and imposing duties upon the Pennsylvania State Police, district attorneys, police officers, wardens or keepers of jails, prisons, workhouses, or other penal institutions, and sheriffs; providing for the payment of certain expenses by the counties; and imposing penalties," by enlarging the powers and duties of district attorneys and experts employed by them, in recording the identification of persons confined in a county jail or arrested or convicted of crimes.

Referred to the Committee on Judiciary.

By Messrs. PETA and POLTENSTEIN.

HOUSE BILL No. 561.

An Act prohibiting discriminatory practices and policies based upon race; religion, color or national origin in educational institutions; creating the Pennsylvania Fair Educational Opportunities Commission; defining its functions, powers and duties; providing for judicial review and enforcement; providing for loss of State appropriations as a penalty; and making an appropriation.

Referred to the Committee on Education.

By Messrs. SCOTT and GRANVILLE E. JONES.

HOUSE BILL No. 562.

An Act to amend Sections 7 and 8 of the act, approved the fourteenth day of January, one thousand nine hundred



fifty-two (P. L. 1898) entitled "An act to provide for the better protection of life and health of the citizens of this Commonwealth by requiring and regulating the examination, licensure and registration of persons and registration of corporations engaging in the care, preparation and disposition of the bodies of deceased persons, and providing penalties; providing for a State Board of Funeral Directors in the Department of Health; and repealing other laws," by changing the provisions relating to preparation rooms.

Referred to the Committee on Professional Licensure.

By Mr. JOHNSON.

HOUSE BILL No. 563.

An Act to further amend Section 1 and subsection (a) of Section 2 of the act approved the thirty-first day of May, one thousand eight hundred ninety-three (P. L. 188) entitled "An act designating the days and half days to be observed as legal holidays, and for the payment, acceptance and protesting of bills, notes, drafts, checks and other negotiable paper on such days," by providing for the observation of March fifteenth of each year as Charter Day; and declaring it a legal holiday in certain years.

Referred to the Committee on State Government.

By Messrs. ROBERT HAMILTON and FENRICH.

HOUSE BILL No. 564.

An Act to further amend clauses (f) and (g) of Section 448, and Section 450 of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commission, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative offices; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employees in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments, boards and commissions shall be determined," by providing that upon each, The Advisory Health Board, The State Welfare Commission, and the State Board of Public Assistance, there shall be one representative of organized labor.

Referred to the Committee on State Government.

By Messrs. REIDENBACH and NEEDHAM.

HOUSE BILL No. 565.

An Act to further amend the act approved the first day of June, one thousand nine hundred thirty-seven (P. L. 1132), entitled "An act to provide for the permanent personal registration of electors in cities of the second class A as a condition of their right to vote at elections and primaries, and their enrollment as members of political parties as a further condition of their right to vote at primaries; prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors; and prescribing the powers and duties of citizens, parties, political bodies, registration commissions, commissioners, registrars, inspectors of registration and other appointees of registration commissions, county election boards, election officers, municipal officers, departments and bureaus, police officers, courts, judges, prothonotaries, sheriffs, county commissioners, peace officers, county treasurers, county controllers, registrars of vital statistics, certain

public utility corporations, real estate brokers, rental agents, and boards of school directors; and imposing penalties," by requiring registrars to provide for registration of voters before each general election; and providing for cancellation of registration upon failure to vote during four calendar years.

Referred to the Committee on Elections and Apportionment.

By Messrs. REIDENBACH and NEEDHAM.

HOUSE BILL No. 566.

An Act authorizing cities, boroughs, incorporated towns and townships to abate certain interest, charges and penalties added to municipal claims imposed or assessed for certain improvements prohibiting the sale of real property for the nonpayment of such claims for a certain period preserving the liens of such claims and providing for the extension thereof.

Referred to the Committee on Municipal Corporations.

By Messrs. REIDENBACH and NEEDHAM.

HOUSE BILL No. 567.

An Act to add Section 107.1 to the act approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools, amending, revising, consolidating and changing the laws relating thereto," by providing for the payment of compensation to all employees of school districts in monthly or semi-monthly instalments.

Referred to the Committee on Education.

By Messrs. REIDENBACH and NEEDHAM.

HOUSE BILL No. 568.

An Act to further amend the definition of the term "Final Salary" in Section 1 of the act, approved the eighteenth day of July, one thousand nine hundred seventeen (P. L. 1043), entitled "An act establishing a public school employees' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing employees, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon boards having the employment of public school employees; exempting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties," by giving contributor right to designate any consecutive five year period as the final salary for such contributor.

Referred to the Committee on Education.

By Mr. REIDENBACH.

HOUSE BILL No. 569.

An Act to add Section 11.2 to the act, approved the eighteenth day of July, one thousand nine hundred seventeen (P. L. 1043), entitled "An act establishing a public school employees' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing employees, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon boards having the employment of public school employees; exempting annuities allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties," by giving credit in retirement system for years of suspension due to decrease in pupil enrollment.

Referred to the Committee on Education.



My Messrs. REIDENBACH and NEEDHAM.

HOUSE BILL No. 570.

An Act to further amend Section 13 of the act, approved the fourth day of June, one thousand nine hundred thirty-seven (P. L. 1625), entitled "An act providing for the creation, maintenance and operation of a county employees' retirement system in counties of the third class; and imposing certain charges on counties," by providing that all contributors having completed twenty-five years of service may voluntarily retire with certain allowances.

Referred to Committee on Counties.

By Messrs. FILO and BOIES. HOUSE BILL No. 571.

An Act to further amend subsection (a) of Section 1110 of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by permitting boroughs by unanimous vote of council to erect traffic signals without the prior approval of the Secretary of Highways.

Referred to Committee on Motor Vehicles.

By Messrs. SHOTWELL and TOOMEY.

HOUSE BILL No. 572.

An Act requiring every person registering a motor vehicle in the Commonwealth to furnish proof of financial responsibility with respect to liability for personal injury or death arising from the ownership, operation or use of such motor vehicle on the ways of the Commonwealth by the registrant or by any other person with his express or implied consent; providing the nature of public liability policy which may be used as such proof; providing for the regulation of the risk, classifications, underwriting, rules, premiums, rates and schedule of merit rating plans of insurance companies issuing such policies; providing penalties and repealing all inconsistent acts and parts of act.

Referred to the Committee on Motor Vehicles.

By Mr. WATERHOUSE. HOUSE BILL No. 573.

An Act to further amend Section 201 of the act, approved the twenty-second day of May, one thousand nine hundred thirty-three (P. L. 853) entitled "An act relating to taxation; designating the subjects, property and persons subject to and exempt from taxation for all local purposes; providing for and regulating the assessment and valuation of persons, property and subjects of taxation for county purposes, and for the use of those municipal and quasi-municipal corporations which levy their taxes on county assessments and valuations; amending, revising and consolidating the law relating thereto; and repealing existing laws," by further defining real estate to be valued and assessed for taxation.

Referred to the Committee on Municipal Corporations.

By Mr. WATERHOUSE.

HOUSE BILL No. 574.

An Act to amend Section 201 of the act, approved the twenty-first day of May, one thousand nine hundred forty-three (P. L. 571), entitled as amended "An act relating to assessment for taxation in counties of the fourth, fifth, sixth, seventh and eighth classes; designating the subjects, property and persons subject to and exempt from taxation for county, borough, town, township, school, except in cities and county institution district purposes; and providing for and regulating the assessment and valuation thereof for such purposes; creating in each such county a board for the assessment and revision of taxes; defining the powers and duties of such boards; providing for the acceptance of this act by cities; regulating the office of ward, borough, town and township assessors; abolishing the office of assistant triennial assessor in townships of the first class; providing for the appointment of a chief assessor, assistant assessors and other employees; providing for their compensation payable by such counties; prescribing certain duties of and certain fees to be collected by the recorder of deeds and municipal officers who issue building permits; imposing duties on taxables making improvements on land and grantees of land; prescribing penalties; and eliminating the triennial assessment," by further defining real estate to be valued and assessed for taxation.

Referred to the Committee on Municipal Corporations.

By Messrs. KENT and POLASKI. HOUSE BILL No. 575.

An Act to add Section 1409 to the act, approved the twenty-third day of June, one thousand nine hundred thirty-one (P. L. 932), entitled "An act relating to cities of the third class; and amending, revising and consolidating the law relating thereto," by authorizing and regulating the formation of a State association of treasurers of third class cities and providing that certain expenses are to be paid by third class cities and limiting the amount of such expenses.

Referred to Committee on Cities—Third Class.

By Mr. TOOMEY and Mrs. MUNLEY.

HOUSE BILL No. 576.

An Act to amend the act approved the twenty-fourth day of June, one thousand nine hundred thirty-nine (P. L. 872), entitled "An act to consolidate, amend and revise the penal laws of the Commonwealth," by prohibiting the portraying of certain crimes in comics.

Referred to Committee on Law and Order.

By Messrs. GLICK, McGEE, BAZIN, Mrs. VARALLO, Mrs. MUNLEY, and Messrs. NEEDHAM and WARGO.

HOUSE BILL No. 577.

An Act to further amend subsection (a) of Section 320 of the act, approved the second day of June, one thousand nine hundred fifteen (P. L. 736), entitled, as amended, "An act defining the liability of an employer to pay damages for injuries received by an employee in the course of employment; establishing an elective schedule of compensation; providing procedure for the determination of liability and compensation thereunder; and prescribing penalties," by increasing the compensation of certain minors illegally employed.

Referred to Committee on Workmen's Compensation.

By Messrs. FLOYD, PETTIGREW, GRANVILLE

JONES, and POLTENSTEIN. HOUSE BILL No. 578.

An Act providing for and legalizing horse racing with wagering on the results thereof subject to a State tax and under the mutuel or pari-mutuel system creating the Pennsylvania Racing Commission as an independent ad-



ministrative commission and defining the powers and duties of the commission; providing for the establishment and operation of State racing plants, subject to local option by the commission and for their construction by the General State Authority; disposing of all moneys received by the commission; making an appropriation and providing penalties.

Referred to the Committee on Law and Order.

By Messrs. STIMMEL and READINGER.

HOUSE BILL No. 579.

An Act authorizing a form of power of attorney; enumerating, prescribing and describing powers under such form of power of attorney when used.

Referred to the Committee on Judiciary.

## SENATE MESSAGE

### SENATE BILL FOR CONCURRENCE

The Clerk of the Senate being introduced, presented for concurrence, bill numbered and entitled as follows:

SENATE BILL No. 7.

An Act to amend Sections 3 and 4 of the act, approved the eighteenth day of May, one thousand nine hundred forty-nine (P. L. 1440) entitled "An act concerning notaries public and amending, revising, consolidating and changing the law relating thereto," by requiring notaries to be qualified electors.

Referred to the Committee on State Government.

## RESOLUTIONS INTRODUCED AND REFERRED

By Mr. MORAN.

RESOLUTION No. 27.

In the House of Representatives, March 3, 1953.

The comic book available on the newstand and at the magazine counter designed primarily for juvenile consumption and purchased largely by its intended market, is a comparatively recent venture in the publishing world.

While many comic books provide wholesome reading for children, and while the contents of many others are harmless, there is a type of publication masquerading as a "comic" book, the subject matter of which is lurid, gruesome, fear-inspiring and morbid to say the least.

This type of "comic" book purports to be published subject to the publishers' self-imposed code of decency. If these standards are exemplified by the type of publication put on the market week after week are the best publishers can arrive at, it is incumbent upon the Legislature to investigate the need for establishing standards of decency, adequate to protect the impressionable minds of our children; now therefore be it

Resolved, That the Joint State Government Commission is hereby directed to make a study of comic books available for sale to children in this Commonwealth, and to investigate their contents, particularly with reference to the gruesome, morbid type hereinbefore referred to. After completing such study, it shall make such recommendations as it deems necessary with respect to the establishment of standards commensurate with the proper education and protection of the impressionable minds of our children, together with accompanying drafts of necessary legislation and submit its report thereon to the General Assembly at its next regular session.

Referred to the Committee on Rules.

By Messrs. GLEASON and SUCHER.

RESOLUTION No. 28.

In the House of Representatives, March 9, 1953.

Whereas, The members of seven volunteer fire com-

panies aided members of the Muncy Volunteer Fire Company in a \$25,000 fire at the F. B. Heal Variety Stores Inc., and warehouse at 4:15 o'clock on the afternoon of Wednesday, February 18, 1953; and

Whereas, The store and warehouse, located at 13 South Main Street, in the Borough of Muncy was destroyed, one fireman, a member of the Muncy Company, was overcome by smoke; and

Whereas, These firemen showed expertness in the performance of their duty and the execution of their skills necessary to bring the fire under control before further damage was inflicted to other residents of the community; and

Whereas, In another fire, occurring in the City of Williamsport, in the County of Lycoming, a greater loss in property damage was inflicted to the Clark and Hoag Tire Sales Inc., Market and Fifth Streets, in the City of Williamsport, and the fire spread to three nearby homes which left 10 persons homeless; and

Whereas, Damage in this fire was estimated at \$350,000, and more damage and possible loss of life would have prevailed if it would not have been for the alertness of three Volunteer Fire Companies who responded to the general alarm in a manner reflecting credit to each man who labored at the scene of the fire as well as the companies as entire units; and

Whereas, The Volunteer Fire Companies of the West Branch who aided in the Muncy Fire, and the Volunteer Fire Companies of Clinton Township, Muncy Township, Muncy-Muncy Creek, Hughesville, Willing Hand Hose Company of Montoursville and the Loyalsock, and Citizen's Company No. 2, of South Williamsport, along with the Williamsport Bureau of Fires, are to be commended on their splendid performance of duty and aid to their communities; therefore be it

Resolved, That the members of this House of Representatives hereby extend their hearty and sincere congratulations to those fireman who fought the two fires in Muncy and in Williamsport, for their fine cooperation and brotherly spirit among themselves, and for keeping disaster to a minimum in their respective communities. Their work in bringing the two great losses under control in a minimum length of time and in saving life, limb, and property was a great success; and be it further

Resolved, That this House of Representatives hereby commend all the Volunteer Fire Companies of the West Branch Firemen's Association for bringing together the caliber of men needed to form such organizations and which brings together men who are willing to serve in any emergency and accept their responsibilities in saving life, limb and property.

Referred to the Committee on Rules.

By Messrs. KAMYK, KALANKIEWICZ, POLASKI, SARRAF, WALLACE, MUSTO, TAYLOR, VAUGHAN, WELSH and PETRASKY. RESOLUTION No. 29.

In the House of Representatives, March 9, 1953.

Whereas, A Select Committee of the United States Congress to investigate the Katyn Forest Massacre has recently concluded its investigation; and

Whereas, This Select Committee of the United States Congress has concluded on the basis of its investigation that 15,000 Polish Army Officers who disappeared in 1939 were in fact massacred by Soviet Authorities in the Katyn Forest in the spring of 1940; and

Whereas, This Select Committee of the United States Congress has made certain recommendations to the President of the United States; therefore be it

Resolved, That the House of Representatives hereby requests the President of the United States to implement by prompt action the fulfillment of these recommendations:

(1) That the President of the United States forward the testimony and evidence assembled by the Select Committee of the United States Congress to Investigate the



Katyn Massacre to the General Assembly of the United Nations; and

(2) That the President of the United States do everything in his power to urge the General Assembly of the United Nations to seek action before the International World Court of Justice against the Soviet Union of Socialist Republics for "committing a crime at Katyn which was in violation of the general principles of law recognized by civilized nations," and

(3) That the President of the United States urge the United States delegation to the United Nations to seek establishment of an international commission which would investigate other mass murders and atrocities perpetrated by the Soviets against freedom loving people throughout the world.

Referred to the Committee on Rules.

By Messrs. REIDENBACH, PHILLIPS and SPENCER.

In the House of Representatives, March 3, 1953.

Whereas, The death of Prime Bishop Francis Hodur on Monday, February 16, 1953 is recognized as a great spiritual loss not only to Scranton and the Lacakawanna Valley where he resided but to the whole Commonwealth of Pennsylvania, and

Whereas, His founding of the Polish National Church in Northeastern, Pennsylvania, and the designation of the City of Scranton, Pennsylvania, as the headquarters of the PNC has brought world wide attention to the Commonwealth of Pennsylvania, and

Whereas, He had labored for the past fifty-six years faithfully for his church and for the welfare of the inhabitants of the Commonwealth of Pennsylvania, and

Whereas, From humble beginnings his work grew and he had established parishes of the PNC in over one hundred sixty-five cities and towns of the United States of America, and

Whereas, He had carried his work from Pennsylvania to Canada and even to Europe, and

Whereas, Those who knew, loved and were influenced by him have suffered a great loss, therefore be it

Resolved, That the members of the House of Representatives of the Commonwealth of Pennsylvania tender deepest sympathy to those who looked to him for spiritual guidance; and be it further

Resolved, That the Clerk of this House send a copy of this resolution to Bishop J. Misiaszek, 529 E. Locust Street, Scranton, 5, Pennsylvania.

Referred to the Committee on Rules.

## SENATE MESSAGES

The Clerk of the Senate being introduced, presented extracts from the Journal of the Senate:

Senate Bills for concurrence Nos. 44, 60, 62, 113 and 136.

## BILLS ON FIRST READING

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 89, entitled:

An Act to add subsection (d) to Section 1013 of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of High-

ways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by requiring vehicles, street cars and trackless trolley omnibuses to yield the right of way after stopping at an intersection marked with an official "Stop" sign.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 110, entitled:

An Act to further amend the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles, imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees and miscellaneous receipts; making an appropriation and providing for refunds," by further fixing fees for annual registration and chassis and maximum gross weights of certain commercial vehicles.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 354, entitled:

An Act to further amend the act approved the seventeenth day of April, one thousand eight hundred seventy-six (P. L. 29), entitled "An act relating to appeals in cases of summary convictions," by extending the time within which appeals may be taken.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

## BILLS ON SECOND READING

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 69, entitled:

An Act to amend the act, approved the tenth day of May, one thousand nine hundred fifty-one (P. L. 279), entitled "An act to improve and extend by reciprocal legislation the enforcement of duties of support and to make uniform the law with respect thereto," by designat-

ing the applicable support law; providing a rebuttable presumption of the obligors presence; authorizing states and political subdivisions thereof to obtain orders for continuing support; detailing the duties of courts when acting as initiating or responding state; providing for the maintenance of an information agency by the Secretary of Public Assistance; regulating procedure; authorizing more informative complaints; providing arrest in certain cases; providing for the assessment of costs to the county in certain cases; stating the effect of a Pennsylvania order as responding state on order of initiating state; providing that participation in proceedings under this act shall not give the court jurisdiction over any party in other proceedings; conferring powers and imposing duties on district attorneys and the Secretary of Public Assistance.

The first section was read.

On the question,

Will the House agree to the section?

#### BILL RECOMMITTED

Mr. TOMPKINS. Mr. Speaker, I move that this bill be recommitment to the Committee on Judiciary for the purpose of further study.

The motion was agreed to.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 120, entitled

An Act to reenact and amend the Title and Section 1 of the act, approved the twenty-eighth day of June, one thousand nine hundred thirty-five (P. L. 477), entitled, as amended "An act providing for the payment of the salary, medical and hospital expenses of policemen, firemen and park guards by counties, cities, boroughs, town and townships who are injured in the performance of their duty; and providing that absence during such injury shall not reduce any usual sick leave period," by extending its provisions to cover some cases of diseases of the heart or tuberculosis of the respiratory system; and providing for payment in the case of total permanent disability, and for employment at other duties in the case of continuing partial disability.

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

#### BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 204 as follows:

An Act to amend Section 2 of the act approved the second day of June one thousand nine hundred thirty-three (P. L. 1433) entitled "An act defining the powers of the courts of quarter sessions the Municipal Court of Philadelphia and the County or Juvenile Court of Allegheny County with respect to the care guidance control trial placement and commitment of delinquent dependent and neglected children under sixteen years of age and of persons over sixteen years of age contributing to or encouraging the delinquency neglect and dependency of children and amending revising and consolidating the law relating thereto" by giving juvenile courts jurisdiction during vacation

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 2 of the act approved the second day of June one thousand nine hundred thirty-three (P. L. 1433) entitled "An act defining the powers of the courts of quarter sessions the Municipal Court of Philadelphia and the County or Juvenile Court of Allegheny County with respect to the care guidance control trial placement and commitment of delinquent and neglected children

under sixteen years of age and of persons over sixteen years of age contributing to or encouraging the delinquency neglect and dependency of children and amending revising and consolidating the law relating thereto" is hereby amended to read as follows

Section 2 Jurisdiction of Juvenile Court Presiding Judge Except as hereinafter provided the several courts as defined in this act shall have and possess full and exclusive jurisdiction in (a) all proceedings affecting delinquent neglected and dependent children and (b) of all cases of adults charged with contributing to or encouraging or tending to cause by any act of omission or commission the delinquency neglect or dependency of any child or charged with any act of omission or commission with respect to any child which act of omission or commission is a violation of any State law or ordinance of any city borough or township

The powers of the court for the purposes of this act may be exercised at anytime whether the court is in session or vacation by any one or more of the judges of such court who may be assigned for the purpose Such court when exercising the jurisdiction conferred by this act shall be known as the "juvenile court"

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

#### YEAS—207

Adam,	Gibson,	Markley,	Schuster,
Alexander,	Gleason,	Mathews,	Schwartz,
Amarando,	Glick,	Maxwell,	Scott,
Andrews,	Goodling,	McCann,	Seyler,
Ashton,	Gramlich,	McCormack,	Shoemaker,
Auker,	Greenwood,	McCullough,	Shotwell,
Banker,	Guss,	McDermitt,	Smith, W. B.,
Barkdoll,	Gutendorf,	McGee,	Snider,
Baumunk,	Guthrie,	McInroy,	Spencer,
Bazin,	Hall,	McWherter,	Stank,
Bear,	Hamilton, R. K.,	Metz,	Stevenson,
Blair,	Hamilton, W. H.,	Mihm,	Stimmel,
Boles,	Harris,	Mikula,	Stone,
Bolton,	Haudenshield,	Miller,	Stoner,
Bomberger,	Helm,	Mills,	Strausser,
Boory,	Hersch,	Monroe,	Sucher,
Bower,	Hewitt,	Moody,	Taylor,
Breisch,	Hocker,	Moore,	Thomas,
Breth,	Hoggard,	Moran,	Thompson,
Brown,	Ide,	Moscrip,	Toll,
Buechin,	Jenkins,	Muldowney,	Tompkins,
Buchanan,	Jim,	Munley,	Toomey,
Bullen,	Johnson,	Murray, J. J.,	VanSant,
Capano,	Jones, Geo. E.,	Murray, P. G.,	Varallo,
Cianfrani,	Jones, Gran'le E.	Musto,	Varner,
Cloff,	Jones, Paul F.,	Naugle,	Vaughan,
Clapper,	Jones, T. H. W.,	Needham,	Verona,
Cochran,	Jump,	Ogilvie,	Wall,
Comer,	Kamyk,	Olsen,	Wallace,
Connelly,	Keller,	Pariente,	Walsh,
Conner,	Kent,	Peiffy,	Wargo,
Cooper,	Kerlin,	Peta,	Waterhouse,
Coyle,	Kline,	Petrosky,	Watkins,
Curwood,	Kohl,	Pettigrew,	Weidner,
Davis,	Kolankiewicz,	Pfaff,	Weish,
Dougherty,	Kornick,	Phillips,	Wescott,
Down,	Kratz,	Polaski,	Whalley,
Downey,	Kromer,	Polen,	Wheeler,
DuBois,	Kubacki,	Poltenstein,	White,
Dunn,	Lafore,	Poice,	Whitenight,
Erb,	Lederer,	Quisenberry,	Willaredt,
Ewing,	Lelsey,	Ragot,	Williams,
Farabaugh,	Leonard,	Readinger,	Wilt,
Fenrich,	Leven,	Reagan,	Wood,
Ferster,	Light,	Reidenbach,	Worley,
Filo,	Limper,	Richter,	Yeakel,
Flack,	Lippincott,	Rosen,	Yetzer,
Fleischman,	Lopresti,	Rovasek,	Young,
Floyd,	Lovett,	Royer,	Zeit,
Flynn,	Lutty,	Rubin,	Ziegler,
Frost,	Maguire,	Sarraf,	Smith, O. O.,
Geer,	Mahan,	Schmidt,	Speaker



## NAYS—0

## NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 260, as follows:

An Act to amend section 1 of the act approved the twenty-fourth day of April one thousand nine hundred forty-seven (P. L. 89) entitled "An act relating to the form execution revocation operation and interpretation of wills to nuncupative wills to the appointment of testamentary guardians to elections to take under or against will and the procedure in reference thereto" by changing the provisions which permit minors in military service and mariners to dispose of their property by will

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 1 of the act approved the twenty-fourth day of April one thousand nine hundred forty-seven (P. L. 89) entitled "An act relating to the form execution revocation operation and interpretation of wills to nuncupative wills to the appointment of testamentary guardians to elections to take under or against wills and the procedure in reference thereto" is hereby amended to read as follows

## Section 1 Who May Make a Will

(a) Persons Twenty-one or Older Any person of sound mind twenty-one years of age or older may by will dispose of all his real and personal estate subject to payment of debts and charges

(b) Persons in Military Service and Mariners [During any war in which the United States is engaged a] Any person of sound mind eighteen years of age or older and being in the Armed Forces of the United States in active service at home or abroad or being a mariner on land or at sea may by will dispose of all his real and personal estate subject to payment of debts and charges and may thereafter revoke such will whether or not the United States is engaged in war and whether or not he is still in such service or is a mariner

Section 2 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

## YEAS—207

Adam,	Gibson,	Markley,	Schuster,
Alexander,	Gleason,	Mathews,	Schwartz,
Amarando,	Glick,	Maxwell,	Scott,
Andrews,	Goodling,	McCann,	Seyler,
Ashton,	Gramlich,	McCormack,	Shoemaker,
Auker,	Greenwood,	McCullough,	Shotwell,
Banker,	Guss,	McDermitt,	Smith, W. B.,
Barkdoll,	Gutendorf,	McGee,	Snider,
Baumunk,	Guthrie,	McInroy,	Spencer,
Bazin,	Hall,	McWherter,	Stank,
Bear,	Hamilton, R. K.,	Metz,	Stevenson,
Blair,	Hamilton, W. H.,	Mihm,	Stimmel,
Boles,	Harris,	Mikula,	Stone,
Bolton,	Haudenshield,	Miller,	Stoner,
Bomberger,	Helm,	Mills,	Strausser,
Beory,	Mersch,	Monroe,	Sucher,
Bower,	Hewitt,	Moody,	Taylor,
Breisch,	Hocker,	Moore,	Thomas,

Breth,	Hoggard,	Moran,	Thompson,
Brown,	Ide,	Moscrip,	Toll,
Bucchin,	Jenkins,	Muldowney,	Tompkins,
Buchanan,	Jim,	Munley,	Toomey,
Bullen,	Johnson,	Murray, J. J.,	VanSant,
Capano,	Jones, Geo. E.,	Murray, P. G.,	Varallo,
Cianfrani,	Jones, Gran'le E. Musto,		Varner,
Cloff,	Jones, Paul F.,	Naugle,	Vaughan,
Clapper,	Jones, T. H. W.,	Needham,	Verona,
Cochran,	Jump,	Ogilvie,	Wall,
Comer,	Kamyk,	Olsen,	Wallace,
Connelly,	Keller,	Parlante,	Walsh,
Conner,	Kent,	Peify,	Wargo,
Cooper,	Kerlin,	Peta,	Waterhouse,
Coyle,	Kline,	Petrosky,	Watkins,
Curwood,	Kohl,	Pettigrew,	Weidner,
Davis,	Kolankiewicz,	Pfaff,	Welsh,
Dougherty,	Kornick,	Phillips,	Wescott,
Down,	Kratz,	Folaski,	Whalley,
Downey,	Kromer,	Polen,	Wheeler,
DuBois,	Kubacki,	Poltenstein,	White,
Dunn,	Lafore,	Price,	Whitenight,
Erb,	Lederer,	Quisenberry,	Willaredt,
Ewing,	Leisey,	Ragot,	Williams,
Farabaugh,	Leonard,	Readinger,	Wilt,
Fenrich,	Leven,	Reagan,	Wood,
Ferster,	Light,	Reidenbach,	Worley,
Filo,	Limper,	Richter,	Yeakel,
Flack,	Lippincott,	Rosen,	Yetzer,
Fleischman,	Lopresti,	Rovasek,	Young,
Flynn,	Lovett,	Royer,	Zeit,
Floyd,	Lutty,	Rubin,	Ziegler,
Frost,	Maguire,	Sarra,	Smith, C. C.,
Geer,	Mahan,	Schmidt,	Speaker

## NAYS—0

## NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 281, as follows:

An Act to add section 684.1 to the act approved the twenty-fourth day of June one thousand nine hundred thirty-nine (P. L. 872) entitled "An act to consolidate amend and revise the penal laws of the Commonwealth" by making it unlawful for officers or employees of the Commonwealth to drive over certain closed roads for purpose of hunting or fishing

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Article six of the act approved the twenty-fourth day of June one thousand nine hundred thirty-nine (P. L. 872) entitled "An act to consolidate amend and revise the penal laws of the Commonwealth" is hereby amended by adding thereto after section 684 a new section to read as follows

Section 684.1 Officers or Employees of the Commonwealth Driving on Closed Roads Whoever being an officer or employee of the Commonwealth drives or operates any vehicle or permits another to drive or operate his vehicle over any road or highway or on running through any land or forest owned or leased as lessee by the Commonwealth or any agency thereof for the purpose of hunting or fishing or of transporting others for the purpose of hunting or fishing when such road or highway is closed to vehicular traffic shall upon conviction thereof in a summary proceeding be sentenced to pay the cost of prosecution and a fine of one hundred dollars (\$100) and in default of the payment thereof shall be imprisoned for a period not exceeding thirty (30) days

Section 2 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

## YEAS—206

Adam,	Gibson,	Markley,	Schuster,
Alexander,	Gleason,	Mathews,	Schwartz,
Amarando,	Glick,	Maxwell,	Scott,
Andrews,	Goodling,	McCann,	Seyler,
Ashton,	Gramlich,	McCormack,	Shoemaker,
Auker,	Greenwood,	McCullough,	Shotwell,
Banker,	Guss,	McDermitt,	Smith, W. B.,
Barkdoll,	Gutendorf,	McGee,	Snider,
Baumunk,	Guthrie,	McInroy,	Spencer,
Bazin,	Hall,	McWherter,	Stank,
Bear,	Hamilton, R. K.,	Metz,	Stevenson,
Blair,	Hamilton, W. H.,	Mihm,	Stimmel,
Boles,	Harris,	Mikula,	Stone,
Bolton,	Haudenschild,	Miller,	Stoner,
Bomberger,	Helm,	Mills,	Strusser,
Boory,	Hersch,	Monroe,	Sucher,
Bower,	Hewitt,	Moody,	Taylor,
Brelsch,	Hocker,	Moore,	Thomas,
Breth,	Hoggard,	Moran,	Thompson,
Brown,	Ide,	Moscrip,	Toll,
Bucchin,	Jenkins,	Muldowney,	Tompkins,
Buchanan,	Jim,	Munley,	Toomey,
Bullen,	Johnson,	Murray, J. J.,	VanSant,
Capano,	Jones, Geo. E.,	Murray, P. G.,	Varallo,
Cianfrani,	Jones, Gran'le E.	Musto,	Varnier,
Cioffi,	Jones, Paul F.,	Naugle,	Vaughan,
Clapper,	Jones, T. H. W.,	Needham,	Verona,
Cochran,	Jump,	Ogilvie,	Wall,
Comer,	Kamyk,	Olsen,	Wallace,
Connelly,	Keller,	Parlante,	Walsh,
Conner,	Kent,	Peifly,	Wargo,
Cooper,	Kerlin,	Peta,	Waterhouse,
Coyle,	Kline,	Petrosky,	Watkins,
Curwood,	Kohl,	Pettigrew,	Weidner,
Davis,	Kolankiewicz,	Pfaff,	Welsh,
Dougherty,	Kornick,	Phillips,	Wescott,
Down,	Kratz,	Polaski,	Whalley,
Downey,	Kromer,	Polen,	Wheeler,
Dunn,	Kubacki,	Poltenstein,	White,
Erb,	Lafore,	Price,	Whitenight,
Ewing,	Lederer,	Quisenberry,	Willaredt,
Farabaugh,	Lelsey,	Ragot,	Williams,
Fenrich,	Leonard,	Readinger,	Wilt,
Ferster,	Leven,	Reagan,	Wood,
Filo,	Light,	Reidenbach,	Worley,
Flack,	Limper,	Richter,	Yeakel,
Fleischman,	Lippincott,	Rosen,	Yetzer,
Floyd,	Lopresti,	Rovansek,	Young,
Flynn,	Lovett,	Royer,	Zeitz,
Frost,	Lutty,	Rubin,	Ziegler,
Geer,	Maguire,	Sarras,	Smith, C. O.,
	Mahan,	Schmidt,	Speaker

## NAYS—1

DuBois,

## NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

## MEMBER WELCOMED

The SPEAKER. The Chair is very happy to welcome to the Hall of the House the gentleman from Schuylkill, Mr. Shoemaker, who has been away from us for a considerable length of time because of illness. We are glad to see him back, looking bright, happy and sunburned.

## PERMISSION TO ADD ADDITIONAL SPONSORS

Mr. TAYLOR asked and obtained unanimous consent to add additional sponsors to a resolution to be introduced by him.

## PERMISSION TO ADDRESS HOUSE

Mr. BRETH asked and obtained unanimous consent to address the House.

Mr. Speaker, I want to bring to the attention of the Members of this House a condition which should be remedied in the setup of our Game and Fish Commissions.

First of all, times have changed. Thirty years ago this Legislature was still appropriating money for the operation of fish hatcheries and the Fish Commission. It had been only twenty years ago that this Legislature was still making the game seasons and setting the game bag limits. But now all this is done by the commissions themselves, which is as it should be.

However, in the past twenty years hunting and fishing has become big business—and I mean big. The sportsmen of this state alone are spending around 200 million cash dollars a year for their sport. In the last biennium the Game Commission spent more than \$8 million and \$5 million just last year on the game setup for 1952. The biennium for 1951 and 1952 saw \$3 million spent by the Fish Commission. Now this shows that the game and fish funds expended in this state in the last two years was more than \$11 million of the sportsmen's money. That is big business.

In spending these huge sums, we still operate the Game and Fish Commissions the same as we did back in 1873 when the Fish Commission was first formed, and in 1895 when the Game Commission was formed.

As it is now and was then, the men responsible for spending these multi-millions of dollars are appointed by the Governor to serve eight-year terms. They may be removed at the Governor's pleasure.

In the past twenty years we have seen the Game and Fish Commissions, however, go along for years with only three members or four members, and now and then they have reached five members with succeeding Governors not even bothering to fill the long-standing vacancies.

The official quorum required by law for either Commission to do a job for the hunters or the fishermen is five members.

We have also seen the spectacle in the past of a Game Commissioner being fired, removed from office by a Governor just four days before his full eight-year term expired.

At present it is true that we do have full game and fish commissions, but who can say that we may not have more bob-tailed commissions again at some future time.

Let me point out also to the Members of this House that in the past ten years we also have had a decline in small game. For example the hunters are now taking only around one million rabbits a year, where they formerly ten years ago were taking four million a year.

The game bag of ruffed grouse has fallen from 200,000 or more a year to less than 50,000 a year. Ringneck pheasants have dropped from half a million to around 200,000. Bob White quail have dropped practically out of existence—down from more than 100,000 a year to less than 5,000 a year.

I do not say that this is all the fault of the present Game Commission. I do say that with 850,000 individual hunters buying hunting licenses every year in Pennsylvania, and with 650,000 fishermen buying fishing licenses,



and with both groups spending \$200 million a year, it is high time to bring both the Game and Fish Commissions up to date and see that they function in the future on the right basis.

In the past it has been possible for Governors to appoint men on either Commission who frankly admitted that they knew practically nothing about game or fish management. But they would try to learn. We cannot afford to teach men game and fish management these days and permit them to familiarize themselves with the needs and wants of wild life, and the sportsmen want, at the same time they make the rules and regulations and establish the policy that costs millions of dollars of the sportsmen's license money, apparently \$11 million a biennium and then not have that money produce results.

It has long been the belief of many sportsmen throughout the state that Game and Fish Commissions should be elected and not appointed. I agree with that idea. Game and Fish Commissioners could be elected in off years from the eight or nine county districts as they are now set forth for each Commissioner in the Game and Fish Codes. It would be a simple matter to keep such offices out of politics, merely by having them elected on a separate nonpartisan ballot.

In a primary election any aspirant to the Game or Fish Commission, by securing one hundred signers just as the Members of this House do, and sending that petition in to the Secretary of the Commonwealth with the necessary fee, could get his name on the county ballots in the counties of the fish or game district in which he resided and desired to represent on the Game or Fish Commission.

In primaries, in voting, voters would get their regular party ballot, Republican or Democrat, but also a separate Game or Fish Commissioner ballot. Then the two men who secured the most votes in those eight or nine county districts would then go into the general fall election. The two high men, either two Republicans or two Democrats, or one of each as the case may be, an Independent, a Non-Partisan, anyone who received one of the two high votes in the primaries on a separate ballot. Then the one receiving the highest vote would be named Game or Fish Commissioner for a four year term in the fall election.

A separate ballot would also be given voters in those fall elections. Now, this method of electing Game and Fish Commissioners would give the public and the sportsmen a chance, a long awaited opportunity to name the men in whom they had confidence and were experienced in wild life and familiar with game and fish situations and Commissions. It would also guarantee full and complete Commissions at all times, and furthermore and most important, these men would be men elected who could create programs and policies for the sportsmen and spend multi-million dollars without fearing pressure or reprisal from higher officials, because they would be elected instead of appointed and elected for a definite term.

It would also give men of experience and high reputation among sportsmen the opportunity to formulate programs that would go far in making hunting and fishing better in this state.

In closing I want to say that I am this day introducing the necessary bills to elect Game and Fish Commissioners, and I would appreciate the Members of this House to study those bills.

## PERMISSION TO ADD ADDITIONAL SPONSORS

Mr. REIDENBACH asked and obtained unanimous consent to add additional sponsors to a resolution to be introduced by him.

## PERMISSION TO ADDRESS HOUSE

Mr. REIDENBACH asked and obtained unanimous consent to address the House.

Mr. Speaker, before presenting this resolution on behalf of myself and my colleagues on this side of the House from Lackawanna County, I would request the consent of the House to have it read for the information of the House. I realize that this must go to a proper Committee and hope that we can receive the favorable consideration of the Committee upon this most important matter which affects Lackawanna County and its people.

## RESOLUTION

Mr. REIDENBACH offered a resolution which was filed with the Clerk.

## PERMISSION TO ADD ADDITIONAL SPONSORS

Mr. GLICK asked and obtained unanimous consent to add additional sponsors to a bill to be introduced by him.

## BILL ON SECOND READING

Mr. EWING. Mr. Speaker, I desire to call up, on page 2 of today's calendar, Bills on Second Reading, House Bill No. 112.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 112, entitled:

An Act to further amend Section 1 of the act, approved the thirtieth day of March, one thousand nine hundred fifteen (P. L. 34), entitled "An act to promote the health and efficiency of firemen, in cities of the second class, by providing for a two-platoon system for firemen in the department of public safety of such cities," by further regulating the hours of duty of firemen in cities of the second class.

The first section was read.

On the question,

Will the House agree to the section?

Mr. SARRAF. Mr. Speaker, I would like to interrogate the sponsor of the bill.

The SPEAKER. Will the gentleman from Allgeheny, Mr. Ewing, permit himself to be interrogated?

Mr. EWING. I shall, Mr. Speaker.

Mr. SARRAF. Mr. Speaker, I would like to ask whether tomorrow this can be amended with unanimous consent on the part of the sponsors.

Mr. EWING. Mr. Speaker, as far as I am concerned, the bill can be amended tomorrow on third reading.

Mr. SARRAF. Thank you very much, Mr. Speaker.

The SPEAKER. The Chair would have the gentleman understand that it requires unanimous consent to amend the bill on third reading.

On the question recurring,

Will the House agree to the section?

It was agreed to.

The second section and title were separately read and agreed to.



And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

#### PERMISSION TO ADD ADDITIONAL SPONSORS

Mr. QUISENBERRY asked and obtained unanimous consent to add additional sponsors to bills to be introduced by him.

Mr. BLAIR asked and obtained unanimous consent to add additional sponsors to a bill to be introduced by him.

#### VISITORS WELCOMED

The SPEAKER. The Chair has the honor to present to the House Honorable Charles Klein, President of the Orphans Court of Philadelphia.

Also Honorable Leonard M. Propper, Judge of the Municipal Court of Philadelphia.

#### PERMISSION TO ADDRESS HOUSE

Mr. PETROSKY asked and obtained unanimous consent to address the House.

Mr. Speaker, I wish to make a brief statement relative to a proposal which I submitted to the legislative hopper on this date. There has been existent down through the years a laxity, as I see it, in fiscal affairs of the Commonwealth as related to bond issues and the sale of bond issues between various state agencies.

I have submitted a proposal in which a state agency, or persons responsible for or controlling a state fund, when purchasing bonds of another state agency, these same bonds will not be subject to a commission being paid to a financial syndicate handling these bonds. May I just for a moment give you an example of what I mean. On a total of \$14,000,000 worth of Turnpike Commission bonds of the September 1952 issue that were purchased by Workmen's Insurance Fund, State Employees' Fund and School Employees' Funds, a commission of nearly \$300,000 was paid to the financial syndicate originally set up to handle these bonds.

Now my proposal will give first call to these state agencies to purchase any such bonds of another state agency, whereby they may invest in them for a return and we can make a saving in the taxpayers dollar in prohibiting the paying of commissions to the financial syndicate which do nothing more than act as an intermediary in the transfer of funds from one state agency to another.

#### PERMISSION TO ADDRESS HOUSE

Mr. JOHNSON asked and obtained unanimous consent to address the House.

Mr. Speaker, from what the gentleman has just stated, if that condition is true as he has stated, certainly that money should be saved, and his bill or resolution or whatever it is should certainly receive very good consideration.

#### PERMISSION GRANTED COMMITTEE TO MEET DURING SESSION

Mr. WATKINS asked and obtained permission for the Committee on State Government to meet during the session of the House.

#### RESOLUTION

Mr. VAN SANT and Mrs. MARKLEY asked and obtained unanimous consent to offer a resolution which was read, considered and unanimously adopted as follows:

In the House of Representatives, March 9, 1953.

Whereas, The honorable Reginald P. Stimmel is today celebrating his birthday anniversary; and

Whereas, Mr. Stimmel in addition to his business interests in the general insurance and brokerage concern of Stimmel and Grant, has been active in various fraternal and sportmen's organizations as well as in various groups of the Republican Party; and

Whereas, Mr. Stimmel has shown by his expertness as a golfer that he is "on the ball" in this field of sport as well as in his numerous other activities; therefore be it

Resolved, That this House of Representatives hereby extends its hearty congratulations to the Honorable Reginald P. Stimmel on this anniversary of his birthday, and extends its sincere hope and desire that his legislative, business, fraternal, and sportmen's activities continue at their present high caliber and excellence and that his originality and cheerfulness continue to be important factors in the activities of this House of Representatives for many years to come.

The SPEAKER. The Chair recognizes the "Birthday Child."

Mr. STIMMEL. Mr. Speaker and fellow Members, I think it was very thoughtful of my colleagues from Lehigh County to remember that I had a birthday anniversary. However, I am getting up a bit in years, as you can hear from my voice, and I do not know that I am too anxious to see the next one come so soon.

However, it is very thoughtful of them, and it is very kind of you to join in wishing me a happy birthday, and thank you very much.

The SPEAKER. The Chair recognizes that the gentleman does not have very much hair to lose, but hopes he has very many more happy birthdays.

#### REPORT FROM COMMITTEE

Mr. PRICE, from the Committee on State Government, reported as committed, House Bill No. 190, entitled:

An Act authorizing and directing the Secretary of Property and Supplies with the approval of the Governor, the Pennsylvania Fish Commission and the Secretary of Forests and Waters to release and quitclaim to E. Kent Kane all right, title and interest of the Commonwealth to certain land in Sergeant Township, McKean County, formerly conveyed to the Commonwealth subject to conditions that have not been met.

Mr. ROYER, from the Committee on State Government, reported as committed, House Bill No. 191, entitled:

An Act to amend the act, approved the nineteenth day of March, one thousand nine hundred fifty-one (P. L. 28), entitled "An act relating to the civil defense of this State and its coordination with national defense; providing for the establishment of a State Council of Civil Defense, local and district councils of civil defense, Mobile Support Units; prescribing the powers, duties and immunities thereof and of their personnel; authorizing mutual aid compacts, and providing penalties," by providing for private and governmental immunity from liability for certain acts, and conferring powers of peace officers on auxiliary police with the right to arrest on view without warrant in certain cases.



## COMMITTEE MEETINGS

Cities—Third Class—Chairman, Mr. Mikula—Room 521, Tuesday, March 10, 1953 at 9:30 a. m.

Counties—Chairman, Mr. Erb—Room 323, Tuesday, March 10, 1953 at 10:30 a. m.

Education—Chairman, Mr. Helm—Room 324, Tuesday, March 10, 1953 at 10:30 a. m.

Fisheries—Chairman, Mr. Stimmel—Room 331, Tuesday, March 10, 1953 at 10:30 a. m.

Game and Forestry—Chairman, Mr. Goodling—Room 331, Tuesday, March 10, 1953 at 9:45 a. m.

Highways—Chairman, Mr. Royer—Room 329, Tuesday, March 10, 1953 at 9:30 a. m.

Judiciary—Chairman, Mr. Tompkins—Room 520, Tuesday, March 10, 1953 at 10:30 a. m.

Military Affairs—Chairman, Mr. Hocker—Room 323, Tuesday, March 10, 1953 at 10:45 a. m.

Motor Vehicles—Chairman, Mr. Guthrie—Room 522, Tuesday, March 10, 1953 at 10:15 a. m.

Ways and Means—Chairman, Mr. Hall—Room 522, Tuesday, March 10, 1953 at 10:00 a. m.

## ADJOURNMENT

Mrs. MONROE. Mr. Speaker, I move that this House do now adjourn until Tuesday, March 10, 1953 at 11:00 a. m.

The motion was agreed to, and (at 5:40 p. m.) the House adjourned.

# Legislative Journal.

Session 1953.

140th of the General Assembly.

Vol. 33.

HARRISBURG, PA., TUESDAY, MARCH 10, 1953.

No. 15.

## SENATE

TUESDAY, March 10, 1953.

The Senate met at 11:00 o'clock a. m., Eastern Standard Time.

By Appointment of the PRESIDENT and PRESIDENT pro tempore:

The PRESIDING OFFICER (John M. Walker) in the Chair.

## PRAYER

The Chaplain, Rev. WILLIAM H. KELLY, Pastor of St. Paul's Evangelical United Brethren Church, Lewisburg, offered the following prayer:

Let us pray. The Name of the Lord, our God, is blessed from the sun's rising unto the going down of the same. Let all praise the Lord, for Thou hast healing in Thy heart for the world's heartaches, and cleansing in Thy blood for mankind's sins. Thy mercies are new every morning.

Open our eyes to see the truth, open our minds to know the right and open our ears to hear the voice of righteousness. Deepen our wisdom and awaken our desire to aid the common welfare. Give us strength to crowd out of our lives evil desires and sinful tendencies. In all things may we hallow Thy Name.

We ever seek Thy help, for upon this Senate rests great and solemn responsibilities. Be near all Members, control all thoughts and acts, that in all things we may be wise, just and noble, for ours is a sacred duty. Pave the way and make plain the path of duty.

Direct us to do the things that love, justice and patriotism inspire.

Establish the work of our hands; the work of our hands, establish Thou it, in our Redeemer's Name, Amen.

## STATEMENT BY THE PRESIDING OFFICER

The PRESIDING OFFICER. The Chair wishes at this time to announce that at the request of the President pro tempore and the Lieutenant-Governor, he is presiding at this Session of the Senate.

## JOURNAL APPROVED

The PRESIDING OFFICER. A quorum of the Senate being present, the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. MAHANY and Mr. BERGER, further reading was dispensed with, and the Journal was approved.

## LEAVE OF ABSENCE

Mr. HARE asked and obtained leave of absence for Mr. TAYLOR, due to illness.

## LEAGUE OF WOMEN VOTERS FROM YORK COUNTY PRESENTED TO SENATE

The PRESIDING OFFICER. At this time, the Chair would like to call to the attention of the gentlemen of the Senate, a group representing the League of Women Voters of York County, on the Republican side of the aisle at the moment, headed by Mrs. George Atkins. The Chair is very happy to welcome them.

Will the ladies please rise and take a bow?

## REPORTS FROM COMMITTEE

Mr. HARNEY, from the Committee on Local Government reported as committed Senate Bill No. 216, entitled:

An Act to further amend the act, approved the seventh day of July, one thousand nine hundred forty-seven (P. L. 1368) entitled "An act amending, revising, and consolidating the laws relating to delinquent county, city, except of the first and second class and second class A, borough, town, township, school district, except of the first class and school districts within cities of the second class A, and institution district taxes, providing when, how and upon what property, and to what extent liens shall be allowed for such taxes, the return and entering of claims therefor; the collection and adjudication of such claims, sales of real property, including seated and unseated lands, subject to the lien of such tax claims; the disposition of the proceeds thereof, including State taxes and municipal claims recovered and the redemption of property; providing for the discharge and divestiture by certain tax sales of all estates in property and of mortgages and liens on such property, and the proceedings therefor; creating a Tax Claim Bureau in each county, except a county of the first class, to act as agent for taxing districts; defining its powers and duties, including sales of property, the management of property taken in sequestration, and the management, sale and disposition of property heretofore sold to the county commissioners, taxing districts and trustees at tax sales; providing a method for the service of process and notices; imposing duties on taxing districts and their officers and on tax collectors, and certain expenses on counties and for their reimbursement by taxing districts; and repealing existing laws," by clarifying the provisions which authorize cities of the third class and school districts within such cities to accept the provisions of the act, and changing the date on which the period of redemption commences to run on tax claims.

He also from the Committee on Local Government, reported as committed Senate Bill No. 228, entitled:

An Act to authorize counties, cities, boroughs, incor-



porated towns, townships, school districts, poor districts and county institution districts to file tax and municipal claims not filed within the time specified by law; and to amend such claims when the property affected is not sufficiently described; and to file suggestions of nonpayment and averments of default, or to sue out writs of scire facias on certain tax or municipal claims; and to revive judgments where the lien of such claims or the judgments thereon have been lost; and providing for the reinstatement of the liens of such claims and judgments.

He also from the Committee on Local Government, reported as amended Senate Bill No. 233, entitled:

An Act to reenact and amend the title and the act approved the twenty-ninth day of April one thousand nine hundred thirty-seven (P. L. 487) entitled "An act to provide for the permanent personal registration of electors in boroughs towns and townships as a condition of their right to vote at elections and primaries and their enrollment as members of political parties as a further condition of their right to vote at primaries prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors requiring the county commissioners of the various counties to act as a registration commission therefor and prescribing the powers and duties of citizens parties political bodies registration commissions commissioners registrars inspectors of registration and other appointees of registration commissions county election boards election officers municipal officers departments and bureaus police officers courts judges prothonotaries sheriffs county commissioners peace officers county treasurers county controllers registrars of vital statistics certain public utility corporations real estate brokers rental agents and boards of school directors and imposing penalties" as previously amended by extending the provisions thereof to cities of the second class and making uniform certain provisions relating to time limitations affected by municipal and general elections.

### BILL INTRODUCED AND REFERRED

Mr. WATKINS read in his place and presented to the Chair Senate Bill No. 273, entitled:

An Act fixing the fees and mileage of the Coroner in counties of the third class.

Which was committed to the Committee on Local Government.

### CALENDAR

### THIRD READING CALENDAR

### BILL OVER IN ORDER

Mr. MAHANY, Mr. President, I ask unanimous consent that Senate Bill No. 52, on third reading, entitled:

An Act to amend clause XV of section 1202 of the act approved the fourth day of May one thousand nine hundred twenty-seven (P. L. 519) entitled "An act concerning boroughs and revising amending and consolidating the law relating to boroughs" by further defining the powers of boroughs with regard to garbage rubbish sludge and other waste treatment and disposal acting separately or jointly with other political subdivisions

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

### BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 64, as follows:

An Act to further amend Section 1212 and to amend Section 1214 of the act approved the fifteenth day of May one thousand nine hundred thirty-three (P. L. 624) entitled as amended "An act relating to the business of banking and to the exercise of fiduciary powers by corporations providing for the organization of corporations with fiduciary powers and of banking corporations with or without fiduciary powers including the conversion of National banks into State banks and for the licensing of private bankers and employees' mutual banking associations defining the rights powers duties liabilities and immunities of such corporations of existent corporations authorized to engage in a banking business with or without fiduciary powers of private bankers and employees' mutual banking associations and of the officers directors trustees shareholders attorneys and other employees of all such corporations employees' mutual banking associations or private bankers or of affiliated corporations associations or persons restricting the exercise of banking powers by any other corporation association or person and of fiduciary powers by any other corporation conferring powers and imposing duties upon the courts prothonotaries recorders of deeds and certain State departments commissions and officers imposing penalties and repealing certain acts and parts of acts" by further providing concerning the powers and limitations on powers of savings banks

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 1212 of the act approved the fifteenth day of May one thousand nine hundred thirty-three (P. L. 624) entitled as amended "An act relating to the business of banking and to the exercise of fiduciary powers by corporations providing for the organization of corporations with fiduciary powers and of banking corporations with or without fiduciary powers including the conversion of National banks into State banks and for the licensing of private bankers and employees' mutual banking associations defining the rights powers duties liabilities and immunities of such corporations of existent corporations authorized to engage in a banking business with or without fiduciary powers of private bankers and employees' mutual banking associations and of the officers directors trustees shareholders attorneys and other employees of all such corporations employees' mutual banking associations or private bankers or of affiliated corporations associations or persons restricting the exercise of banking powers by any other corporation association or person and of fiduciary powers by any other corporation conferring powers and imposing duties upon the courts prothonotaries recorders of deeds and certain State departments commissions and officers imposing penalties and repealing certain acts and parts of acts" as amended in part by the act approved the twenty-eighth day of June one thousand nine hundred fifty-one (P. L. 658) is hereby amended to read as follows

Section 1212 Restriction on Ownership or Holding of Real Property by a Saving Bank

[A] Except as otherwise provided in this act a savings bank shall not purchase own or hold any real property except as follows

(1) Such real property as it occupies or intends to occupy pursuant to the provisions of this act for its accommodation in the transaction of its business and for the providing of such reasonable parking facilities for the use of its directors officers employees and customers as may be approved by the department or such real property which it partly so occupies and partly leases pursuant to the provisions of this act

(2) Such as it shall purchase at sales under judgments decrees or mortgages held by it or as it shall otherwise acquire in good faith in satisfaction of debts previously contracted to it or in order to protect an interest it may otherwise have lawfully acquired in such property

[B] A savings bank shall not own or hold any real property other than such real property as it occupies or intends to occupy for its accommodation in the trans-



action of its business or such real property as it partly so occupies and partly leases to others pursuant to the provisions of this act for a period longer than five years after the acquisition of such real property or five years after the effective date of this act but the department may upon application of a savings bank grant to it in writing the power to hold such real property for a longer period] This section shall not be construed to prevent any savings bank from making improvements to properties owned but not occupied by the savings bank for the purposes of sale or lease

Section 2 Section 1214 of the said act hereby amended to read as follows

Section 1214 Protection against Loss on Previous Loan or Investment The restrictions imposed by this act shall not be construed to prevent a savings bank in order to protect itself from loss upon a loan or investment previously made lawfully and in good faith from acquiring ownership of or otherwise taking and holding any kind of property or security whether real or personal [Except as otherwise provided by this act any property so acquired unless of the character and nature by this act authorized to be purchased or held by such savings bank shall be sold by it within five years but the department may upon application of a savings bank grant to it in writing the power to hold such property for a longer period] An itemized written schedule of all such property or security held which is not of the character and nature by this act authorized to be purchased or held by such savings bank shall be reviewed at least once a year by the trustees of such savings bank which trustees by affirmative vote of a majority of the members thereof recorded in its minutes shall determine which such property it is advisable to continue to retain

Section 3 This act shall become effective immediately upon its final enactment

And said bill having been read at length the third time, and agreed to.

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

#### YEAS—49

Bane,	Hare,	McCusker,	Stiefel,
Barr,	Harney,	McGinnis,	Toole,
Berger,	Holland,	McMenamin,	Wade,
Blass,	Kephart,	McPherson, Jr.	Wagner,
Camiel,	Kessler,	Miller,	Watkins,
Chapman,	Koprivier, Jr.	Pechan,	Watson,
Crowe,	Lane,	Peelor,	Welner,
Dent,	Leader,	Probert,	Wolfe,
Diehm,	Letzler,	Ruth,	Wood,
DiSilvestro,	Madigan,	Silvert,	Yosko,
Fleming,	Mahany,	Snowden,	Walker,
Freed,	Mallery,	Stevenson,	Presiding Officer
Haluska,	McCreesh,		

#### NAYS—0

A majority of all the Senators having voted "aye", the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 211, as follows:

A Supplement to the act approved the twenty-first day of January one thousand nine hundred fifty-two (1951-52 P. L. 2182) entitled "An act to promote the uniform development of Allegheny County creating the Metropolitan Study Commission of Allegheny County defining its powers and duties conferring powers and imposing duties upon the Governor and the governing bodies of political subdivisions" by extending the term

of such commission until the end of the 1955 Session of the General Assembly

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The existence of the temporary State commission created under the provisions of the act approved the twenty-first day of January one thousand nine hundred fifty-two (1951-52 P. L. 2182) entitled "An act to promote the uniform development of Allegheny County creating the Metropolitan Study Commission of Allegheny County defining its powers and duties conferring powers and imposing duties upon the Governor and the governing bodies of political subdivisions" and the powers and duties granted such commission are hereby extended until the end of the 1955 Session of the General Assembly

Section 2 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

#### YEAS—49

Bane,	Hare,	McCusker,	Stiefel,
Barr,	Harney,	McGinnis,	Toole,
Berger,	Holland,	McMenamin,	Wade,
Blass,	Kephart,	McPherson, Jr.	Wagner,
Camiel,	Kessler,	Miller,	Watkins,
Chapman,	Koprivier, Jr.	Pechan,	Watson,
Crowe,	Lane,	Peelor,	Welner,
Dent,	Leader,	Probert,	Wolfe,
Diehm,	Letzler,	Ruth,	Wood,
DiSilvestro,	Madigan,	Silvert,	Yosko,
Fleming,	Mahany,	Snowden,	Walker,
Freed,	Mallery,	Stevenson,	Presiding Officer
Haluska,	McCreesh,		

#### NAYS—0

A majority of all the Senators having voted "aye", the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 217, as follows:

An Act to repeal the act approved the fourteenth day of May one thousand nine hundred forty-nine (P. L. 1340) entitled "An act requiring political subdivisions to file copies of zoning ordinances together with maps or plans indicating the area or zones of the political subdivision affected by such ordinances in the recorder's office invalidating zoning ordinances heretofore adopted unless copies thereof together with maps are filed within a certain time and imposing duties and conferring powers on recorders of deeds" and all acts amending the same and validating zoning ordinances or amendments thereto of political subdivisions not filed recorded or indexed as required by law

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The act approved the fourteenth day of May one thousand nine hundred forty-nine (P. L. 1340) entitled "An act requiring political subdivisions to file copies of zoning ordinances together with maps or plans indicating the area or zones of the political subdivision affected by such ordinances in the recorder's office invalidating zoning ordinances heretofore adopted unless copies thereof together with maps are filed within a certain time and imposing duties and conferring powers on recorders of deeds" and all acts amending said act are hereby repealed

Section 2 Whenever heretofore any political subdivision



authorized to adopt a zoning ordinance or amendment thereto has adopted such an ordinance or amendment thereto as provided by law but has failed to file the same together with maps or plans of the political subdivisions or parts thereof and statements concerning type and kinds of restrictions or regulations for each zone or area in the office of the recorder of deeds of the proper county or has filed such ordinance and maps or plans in the office of the recorder of deeds in the proper county but has failed to file the same in such office within the time prescribed by law or when ever heretofore any recorder of deeds has failed to properly record and index any such material as required by law such ordinance or amendment thereto is hereby validated and confirmed and shall be a valid ordinance for all purposes

Section 3 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

#### YEAS—49

Bane,	Hare,	McCusker,	Stiefel,
Barr,	Harney,	McGinnis,	Toole,
Berger,	Holland,	McMenamin,	Wade,
Blass,	Kephart,	McPherson, Jr.	Wagner,
Camiel,	Kessler,	Miller,	Watkins,
Chapman,	Koprivier, Jr.	Pechan,	Watson,
Crowe,	Lane,	Peelor,	Weiner,
Dent,	Leader,	Probert,	Wolfe,
Diehm,	Letzler,	Ruth,	Wood,
DiSilvestro,	Madigan,	Silvert,	Yosko,
Fleming,	Mahany,	Snowden,	Walker,
Freed,	Mallery,	Stevenson,	Presiding Officer
Haluska,	McCreesh,		

#### NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 218, as follows:

An Act to repeal the act approved the twentieth day of May one thousand nine hundred forty-nine (P. L. 1531) entitled "An act requiring political subdivisions to file copies of building ordinances in the recorder's office invalidating building ordinances heretofore adopted unless copies thereof are filed within a certain time and imposing duties and conferring powers on recorders of deeds" and all acts amending the same and validating building ordinances or amendments thereto of political subdivisions not filed recorded or indexed as required by law

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The act approved the twentieth day of May one thousand nine hundred forty-nine (P. L. 1531) entitled "An act requiring political subdivisions to file copies of building ordinances in the recorder's office invalidating building ordinances heretofore adopted unless copies thereof are filed within a certain time and imposing duties and conferring powers on recorders of deeds" and all acts amending said act are hereby repealed

Section 2 Whenever heretofore any political subdivision authorized to adopt a building ordinance or code or amendment thereto has adopted such an ordinance or code or amendment thereto as provided by law but has failed to file the same in the office of the recorder of deeds of the proper county has filed such ordinance code or amendment

in the office of the recorder of deeds of the proper county but has failed to file the same in such office within the period prescribed by law or if the recorder of deeds has failed to properly record and index such ordinance or code or amendment thereto as required by law such ordinance code or amendment thereto is hereby validated and confirmed and shall be a valid ordinance for all purposes

Section 3 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

#### YEAS—49

Bane,	Hare,	McCusker,	Stiefel,
Barr,	Harney,	McGinnis,	Toole,
Berger,	Holland,	McMenamin,	Wade,
Blass,	Kephart,	McPherson, Jr.	Wagner,
Camiel,	Kessler,	Miller,	Watkins,
Chapman,	Koprivier, Jr.	Pechan,	Watson,
Crowe,	Lane,	Peelor,	Weiner,
Dent,	Leader,	Probert,	Wolfe,
Diehm,	Letzler,	Ruth,	Wood,
DiSilvestro,	Madigan,	Silvert,	Yosko,
Fleming,	Mahany,	Snowden,	Walker,
Freed,	Mallery,	Stevenson,	Presiding Officer
Haluska,	McCreesh,		

#### NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

### SECOND READING CALENDAR

#### BILL RECOMMMITTED

Mr. MAHANY. Mr. President, I move that Senate Bill No. 5, on second reading, entitled:

An Act to amend the act approved the twenty-fifth day of May one thousand nine hundred thirty-seven (P. L. 814) entitled "An act to provide for the permanent personal registration of electors in cities of the second class as a condition of their right to vote at elections and primaries and their enrollment as members of political parties as a further condition of their right to vote at primaries prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors and prescribing the powers and duties of citizens parties political bodies registration commissions commissioners registrars inspectors of registration and other appointees of registration commissions county election boards election officers municipal officers departments and bureaus police officers courts judges prothonotaries sheriffs county commissioners peace officers county treasurers county controllers registrars of vital statistics certain public utility corporations real estate brokers rental agents and boards of school directors and imposing penalties" by further providing for the composition of the registration commission imposing duties on the county commissioners and ending the terms of the present commissioners

be recommitted to the Committee on Elections.

Mr. FLEMING. Mr. President, I second the motion.

The motion was agreed to.

#### BILL ON SECOND READING

Agreeably to order.



The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 53, entitled:

An Act to further amend clause (4) of subsection A of section 1001 of the act approved the fifteenth day of May one thousand nine hundred thirty-three (P. L. 624) entitled as amended "An act relating to the business of banking and to the exercise of fiduciary powers by corporations providing for the organization of corporations with fiduciary powers and of banking corporations with or without fiduciary powers including the conversion of National banks into State banks and for the licensing of private bankers and employees' mutual banking associations defining the rights powers duties liabilities and immunities of such corporations of existent corporations authorized to engage in a banking business with or without fiduciary powers of private bankers and employees' mutual banking associations and of the officers directors trustees shareholders attorneys and other employer of all such corporations employees' mutual banking associations or private bankers or of affiliated corporations associations or persons restricting the exercise of banking powers by any other corporation association or person and of fiduciary powers by any other corporation conferring powers and imposing duties upon the courts prothonotaries recorders of deeds and certain State departments commissions and officers imposing penalties and repealing certain acts and parts of acts" by further regulating the making of installment loans

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

### BILLS OVER IN ORDER

Mr. MAHANY. Mr. President, I ask unanimous consent that Senate Bill No. 87, on second reading, entitled:

An Act to reenact subsection A of section 1012 of the act approved the fifteenth day of May one thousand nine hundred thirty-three (P. L. 624) entitled as amended "An act relating to the business of banking and to the exercise of fiduciary powers by corporations providing for the organization of corporations with fiduciary powers and of banking corporations with or without fiduciary powers including the conversion of National banks into State banks and for the Licensing of private bankers and employees' mutual banking associations defining the rights powers duties liabilities and immunities of such corporations authorized to engage in a banking business with or without fiduciary powers of private bankers and employees' mutual banking associations and of the officers directors trustees shareholders attorneys and other employees of all such corporations employees' mutual banking associations or private bankers or of affiliated corporations associations or persons restricting the exercise of banking powers by any other corporation association or person and of fiduciary powers by any other corporation conferring powers and imposing duties upon the courts prothonotaries recorders of deeds and certain State departments commissions and officers imposing penalties and repealing certain acts and parts of acts" by making further provision concerning the powers and limitations on powers of banks and bank and trust companies

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. MAHANY. Mr. President, I ask unanimous consent that Senate Bill No. 91, on second reading, entitled:

An Act to further amend Section 5 of the act approved the thirty-first day of May one thousand nine hundred forty-five (P. L. 1198) entitled "An act providing for the

conservation and improvement of land affected in connection with the mining of bituminous coal by the open pit mining method regulating such mining and providing penalties" by further regulating back-filling and operation reports

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

### BILLS ON FIRST READING

Mr. MAHANY. Mr. President, I move that the Senate do now proceed to the first reading of all bills reported from committee for the first time at today's session.

Mr. MALLERY. Mr. President, I second the motion.

The motion was agreed to.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 216, entitled:

An Act to further amend the act, approved the seventh day of July, one thousand nine hundred forty-seven (P. L. 1368) entitled "An act amending, revising, and consolidating the laws relating to delinquent county, city, except of the first and second class and second class A, borough, town, township, school district, except of the first class and school districts within cities of the second class A, and institution district taxes, providing when, how and upon what property, and to what extent liens shall be allowed for such taxes, the return and entering of claims therefor; the collection and adjudication of such claims, sales of real property, including seated and unseated lands, subject to the lien of such tax claims; the disposition of the proceeds thereof, including State taxes and municipal claims recovered and the redemption of property; providing for the discharge and divestiture by certain tax sales of all estates in property and of mortgages and liens on such property, and the proceedings therefor; creating a Tax Claim Bureau in each county, except a county of the first class, to act as agent for taxing districts; defining its powers and duties, including sales of property, the management of property taken in sequestration, and the management, sale and disposition of property heretofore sold to the county commissioners, taxing districts and trustees at tax sales; providing a method for the service of process and notices; imposing duties on taxing districts and their officers and on tax collectors, and certain expenses on counties and for their reimbursement by taxing districts; and repealing existing laws," by clarifying the provisions which authorize cities of the third class and school districts within such cities to accept the provisions of the act, and changing the date on which the period of redemption commences to run on tax claims.

And said bill having been read at length the first time.

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 228, entitled:

An Act to authorize counties, cities, boroughs, incorporated towns, townships, school districts, poor districts and county institution districts to file tax and municipal claims not filed within the time specified by law; and to amend such claims when the property affected is not sufficiently described; and to file suggestions of nonpayment and averments of default, or to sue out writs of scire facias on certain tax or municipal claims; and to revive judgments where the lien of such claims or the judgments thereon have been lost; and providing for the reinstatement of the liens of such claims and judgments.

And said bill having been read at length the first time.

Ordered, To be laid aside for second reading.



Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 233, entitled:

An Act to reenact and amend the title and the act approved the twenty-ninth day of April one thousand nine hundred thirty-seven (P. L. 487) entitled "An act to provide for the permanent personal registration of electors in boroughs towns and townships as a condition of their right to vote at elections and primaries and their enrollment as members of political parties as a further condition of their right to vote at primaries prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors requiring the county commissioners of the various counties to act as a registration commission therefor and prescribing the powers and duties of citizens parties political bodies registration commissions commissioners registrars inspectors of registration and other appointees of registration commissions county election boards election officers municipal officers departments and bureaus police officers courts judges prothonotaries sheriffs county commissioners peace officers county treasurers county controllers registrars of vital statistics certain public utility corporations real estate brokers rental agents and boards of school directors and imposing penalties" as previously amended by extending the provisions thereof to cities of the second class and making uniform certain provisions relating to time limitations affected by municipal and general elections.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

#### PERMISSION TO ADDRESS SENATE

Mr. HOLLAND asked and obtained unanimous consent to address the Senate.

Mr. HOLLAND, Mr. President, the bill I am introducing I believe is long overdue. The State of Pennsylvania is in the liquor business and it is making very high profits due to the sale of intoxicating liquors.

We have found in our large industrial areas, Mr. President, that drunkenness is on the increase. In a survey that I made of some of the larger cities, I found that some men and some women have spent as high as 205 days out of a year in jail. These men and women are, unfortunately, alcoholics and have no control over their drinking at all. They come out of jail after spending sixty, or ninety or thirty days, at the expense of the real estate taxpayers of that community, and are only out a few more days, when they are back in for another thirty, sixty or ninety days. It is getting to a point where these men might as well be incarcerated for the rest of their lives, because that is exactly what we are doing by letting them go in and out without doing anything to help them improve their condition.

Mr. President, alcoholism has become even as bad as the drug habit. We take care of the drug addicts by sending them to hospitals and giving them cures, but with the alcoholic, all we do is send him to jail to spend his thirty, sixty or ninety days.

I was very glad to find, Mr. President, that the Chesterman Committee even recognized this fact and recommended that one of the State Teachers' Colleges be used as a hospital to rehabilitate the alcoholic. I have, in a number of Sessions, asked that a hospital be created so they could go there voluntarily, not through the courts, in order to try and cure themselves of the habit.

With this in mind, Mr. President, I am introducing this legislation.

#### BILL INTRODUCED AND REFERRED

Mr. HOLLAND. Mr. President, I ask unanimous consent to introduce a bill at this time.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. HOLLAND read in place and presented to the Chair Senate Bill No. 274, entitled:

An Act providing for the study, treatment and care of inebriates; creating a State Fund for Inebriates; establishing a board of trustees to administer the fund; conferring powers and imposing duties upon such board, and providing for the commitment of inebriates to the custody of the board.

Which was committed to the Committee on Public Health and Welfare.

#### GROUP OF WOMEN FROM LEHIGH COUNTY PRESENTED TO SENATE

The PRESIDING OFFICER. At this time, the Chair would like to call to the attention of the gentlemen of the Senate the presence, in the gallery, of a group of women from Lehigh County, headed by Mrs. Anna Rockel and Mrs. Ella Sandt. They are the guests of Senator Freed.

Will the ladies please rise in place and take a bow?

#### BIRTHDAY FELICITATIONS EXTENDED TO SENATOR DENT

Mr. MAHANY. Mr. President, I would like to take time, at this time, to congratulate upon their birthdays a couple of very good friends of all of us.

Mr. President, I notice that the genial gentleman from Westmoreland, the Minority Floor Leader, Senator Dent, has a very nice floral display over there on his desk and, I understand, that it is some commemoration for his birthday. I do not know what particular one, perhaps the thirty-ninth. I think Jack Benny does not get beyond thirty-nine; perhaps Senator Dent does not neither. So, I wish to congratulate him upon his birthday and also to congratulate our Senate Librarian, Charles Lathero, who happened to be born on the same day as Senator Dent. I do not know whether he was born in the same year, but it is on the same day.

Happy birthday to both of you.

The PRESIDING OFFICER. The Chair recognizes Senator Dent, who will now explain how old he is.

Mr. DENT. Mr. President and Members of the Senate, I want to thank the Majority Leader for his kind expressions of good will. I want to thank the Members of the Senate for the privilege of having served so long with so many of them.

I want to say to all of you that my age is an open book. Everybody knows exactly how old I am. I heard one of the Senators say yesterday that the way to figure a man's age was very easy. You take and divide his actual age by two, you add fifty per cent to that and then you know exactly how old he is, and that is how old I am.

My father once told me that over in Italy they never knew how old anybody was because everybody that was born in March was usually born on the night of the "big wind," and that was my birthday.

The PRESIDING OFFICER. Well, I want to say to the

gentlemen of the Senate that according to the age which he is giving, he first became a Member of the Senate at the age of eighteen.

I also want to point out that those flowers were purchased locally by the Minority Floor Leader.

Senator Dent, I am certain that Senator Holland's bill, which will require us to tell all, will encompass this problem of how old we are.

Mr. HOLLAND. Mr. President, I know how old you are. I do not have to ask you, because you were with Pinchot with me a long time ago.

The PRESIDING OFFICER. I am proud of that, Senator Holland.

Mr. HOLLAND. So am I, Mr. President. At least I had religion for awhile.

The PRESIDING OFFICER. Well, there is a question as to which one of us slipped. Would you like to put that to a vote?

Mr. HOLLAND. Not in this Senate, Mr. President.

I want to correct Senator Dent, Mr. President, because I did not know that the "big wind" occurred in Italy or in Westmoreland County. I thought that was left only to the Irish, because in the old days the Irish were either born before the night of the "big wind" or after the night of the "big wind," and I am trying to find out how he is getting into our Irish territory.

The PRESIDING OFFICER. May I say to the Senator from Allegheny that wherever Senator Dent is, there is the "big wind?"

Mr. DENT. Mr. President, I only took credit for being born on the night of the "big wind." I did not take credit for making the "big wind."

Mr. MAHANY. I understand, Mr. President, that Senator Dent will be out in Nevada next Tuesday giving some competition to the atomic bomb.

The PRESIDING OFFICER. Well, the Chair would like to inquire of the Majority Floor Leader, I read in the paper this morning where the Minority Floor Leader in the House and the Minority Floor Leader in the Senate were both going to Nevada.

Mr. DENT. Does that suggest anything, Mr. President?

The PRESIDING OFFICER. No, I am just wondering how they missed out on the Majority Floor Leader.

Mr. DENT. They could not spare him, Mr. President.

Mr. MAHANY. Well, Mr. President, that may not be the final release.

## NOMINATIONS BY THE GOVERNOR

### NOTARIES PUBLIC

The Secretary to the Governor being introduced, presented in writing from His Excellency, the Governor of the Commonwealth, nominations for appointment as Notaries Public.

### CONSIDERATION OF NOTARIES PUBLIC

Mr. WATSON. Mr. President, I move that the Senate do now proceed to the consideration of nominations for appointment as Notaries Public, sent to the Senate, by His Excellency, the Governor of the Commonwealth, on March 10, 1953.

Mr. WATKINS. Mr. President, I second the motion.

The motion was agreed to.

The nominations were read as follows:

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, March 10, 1953.  
To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Notaries Public, for terms of four years to compute from the dates shown:

To compute from date of confirmation

### ALLEGHENY COUNTY

Mrs. Lois May Biondo, West View.  
James Boggs, Pittsburgh, 2553 Churchview Ave. (27).  
Mrs. Betty Jane Daugherty, Bellevue.  
Martin Kress, Pittsburgh, 5611 Elmer St.  
James C. Mazon, Pittsburgh, 2015 Saw Mill Run Blvd. (10).  
Harold M. Weston, West View.

### BEAVER COUNTY

Edwin L. Courtney, Rochester.

### BLAIR COUNTY

Edgar H. Lykens, Martinsburg.

### BUTLER COUNTY

Miss Geneva A. Bolten, Butler.

### CHESTER COUNTY

Mrs. Doris D. Loomis, Coatesville.

### LAWRENCE COUNTY

Ralph A. Cooper, New Castle.  
Armand A. Naticichioni, Ellwood City.

### LUZERNE COUNTY

Miss Mary Louise Mangan, Pittston.

### MERCER COUNTY

Mrs. Florence Zippay, Sharon.

### MONTGOMERY COUNTY

Joseph C. Palermo, Ambler.

### PHILADELPHIA COUNTY

Stanley M. Getz, 7001 York Road (26).  
Wm. Hollowell, 5220 Oakland St. (24).  
Edward M. McCoe, 900 Drexel Bldg. (6).  
Miss A. T. Robbins, 6101 N. Broad St. (41).  
Marcy F. Roderick, 3312 Lancaster Ave. (4).  
Mrs. Lillian P. Strimple, 4610 Cottman Ave. (35).

### SOMERSET COUNTY

William G. Mothersbaugh, Berlin.

### WASHINGTON COUNTY

Miss Mary Jane Dalton, Washington.

### WESTMORELAND COUNTY

George W. Hoover, Ligonier.

To compute from the dates set opposite their names

### DELAWARE COUNTY

Mrs. Valorie D. Lee, Chester, 3-10-53.

### PHILADELPHIA COUNTY

O. Rodger Melling, 4510 Frankford Ave., 3-14-53.

### BEAVER COUNTY

W. W. Piper, Beaver Falls, 3-15-53.



## ERIE COUNTY

Miss Mona Murphy, Erie, 3-15-53.

## LANCASTER COUNTY

W. Russell McCauley, Manheim, 3-15-53.

## ALLEGHENY COUNTY

Miss Eliza Jane Fraser, Pittsburgh, 236 Shiloh St. (11), 3-20-53.

## LANCASTER COUNTY

Walter A. Herr, Lancaster, 3-20-53.

## ALLEGHENY COUNTY

Arthur P. Fallon, East Deer Twp., Creighton, 3-22-53.

## CAMBRIA COUNTY

Miss Bertha Lewis, Johnstown, 3-22-53.

## PHILADELPHIA COUNTY

Clifford A. Payton, Jr., S. E. Cor. Lynford and Unruh Sts. (24), 3-22-53.

## BEAVER COUNTY

Mrs. Theresa Carnlly Hum, New Brighton, 3-28-53.

Richard A. Prigg, Aliquippa, 3-28-53.

Miss Thelma I. Shearer, Fallston, 3-28-53.

## DELAWARE COUNTY

Miss Florence Gardner, Haverford Twp., Havertown, 3-28-53.

## DAUPHIN COUNTY

Miss Elizabeth Clark, Harrisburg, 3-31-53.

## PHILADELPHIA COUNTY

Chas. A. Hild, 5043 Frankford Ave., 3-31-53.

## LANCASTER COUNTY

C. S. Reese, Lancaster, 4-3-53.

## ALLEGHENY COUNTY

Miss Bernadette Stewart, Pittsburgh, Rm. 1200, Koppers Bldg. (19), 4-4-53.

I. E. Binstock, Pittsburgh, 330 Grant St. (19), 4-7-53.

Alan Arensberg, Swissvale, 4-8-53.

## DELAWARE COUNTY

Miss Martha H. Melick, Chester, 4-8-53.

## NORTHAMPTON COUNTY

Calvin J. Boehm, Hellertown, 4-8-53.

## PHILADELPHIA COUNTY

Claude E. French, 325 Chestnut St. (16), 4-8-53.

Miss Margaret F. Hellings, 8004 Frankford Ave. (36), 4-8-53.

JOHN S. FINE.

A motion was made by Mr. WATSON and Mr. WATKINS,

That the Senate do advise and consent to said nominations.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

## YEAS—49

Bane,	Hare,	McCusker,	Stiefel,
Barr,	Harney,	McGinnis,	Toole,
Berger,	Holland,	McMenamin,	Wade,
Blass,	Kephart,	McPherson, Jr.	Wagner,
Camel,	Kessler,	Miller,	Watkins,
Chapman,	Koprivier, Jr.	Pechan,	Watson,
Crowe,	Lane,	Peelor,	Weiner,
Dent,	Leader,	Propert,	Wolfe,
Diehm,	Letzler,	Ruth,	Wood,
DiSilvestro,	Madigan,	Silvert,	Yosko,
Fleming,	Mahany,	Snowden,	Walker,
Freed,	Mallery,	Stevenson,	Presiding Officer
Haluska,	McCreesh,		

## NAYS—0

Two-thirds of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

## HOUSE MESSAGE

## HOUSE CONCURS IN SENATE CONCURRENT RESOLUTION

## TIME OF NEXT MEETING

The Clerk of the House of Representatives being introduced, informed the Senate that the House has concurred in resolution from the Senate as follows:

In the Senate, March 9, 1953.

Resolved, (if the House of Representatives concur), That when the Senate adjourns this week it reconvene on Monday, March 16, 1953 at four o'clock p. m., E. S. T., and when the House of Representatives adjourns this week it reconvene on Monday, March 16, 1953 at four-thirty o'clock p. m., E. S. T.

## ADJOURNMENT

Mr. MAHANY. Mr. President, I move that the Senate do now adjourn until Monday, March 16, 1953, at 4:00 o'clock p. m., Eastern Standard Time.

Mr. KOPRIVER, JR. Mr. President, I second the motion. The motion was agreed to.

The Senate adjourned at 11:36 o'clock a.m., Eastern Standard Time, until Monday, March 16, 1953, at 4:00 o'clock p. m., Eastern Standard Time.

## HOUSE OF REPRESENTATIVES

TUESDAY, March 10, 1953

The House met at 11:00 a. m.

The SPEAKER (Charles C. Smith) in the Chair.

## PRAYER

The Chaplain, Reverend William Hugh Fryer, offered the following prayer:

O God, establish in us that security which will take away all fear and eliminate all hostility in our hearts. Give us the insight into the lives of other people that will deepen and increase our understanding and sympathy. Increase in us those deep reserves of spiritual energy which will put to rout all the irrational antipathies of our lives, that we, in the midst of conflict, like Jesus our Master, may pass through the midst of it and go our way. Amen.

## JOURNAL APPROVAL POSTPONED

The SPEAKER. Are there any corrections to the Journal of Monday, March 9, 1953?

Mr. HELM. Mr. Speaker, I move that the approval of the Journal for March 9 be postponed because the Journal is not in print.

The motion was agreed to.

## SENATE MESSAGE

## TIME OF NEXT MEETING

The Clerk of the Senate being introduced presented an extract from the Journal of the Senate, which was read as follows:

In the Senate, March 9, 1953.

Resolved, (if the House of Representatives concur), That when the Senate adjourns this week it reconvene on Monday, March 16, 1953 at four o'clock p. m., E. S. T., and when the House of Representatives adjourns this week it reconvene on Monday, March 16, 1953 at four-thirty o'clock p. m., E. S. T.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

On the question,

Will the House concur in the resolution of the Senate?  
It was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

## BILLS INTRODUCED AND REFERRED

By Mr. SCHWARTZ. HOUSE BILL No. 580.

An Act to amend Section 820.1 of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts, and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence, imposing upon the owners, counties, cities,

boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by requiring all motor vehicles and combinations of motor vehicles to be constructed or equipped to prevent throwing of road surface substances from their rear wheels beyond certain limits.

Referred to the Committee on Motor Vehicles.

By Mr. CONNELLY.

HOUSE BILL No. 581.

An Act to amend Section 3 of the act, approved the fifth day of May, one thousand nine hundred thirty-three (P. L. 289), entitled "An act relating to nonprofit corporations; defining and providing for the organization, merger, consolidation, and dissolution of such corporations; conferring certain rights, powers, duties, and immunities upon them and their officers and members; prescribing the conditions on which such corporations may exercise their powers; providing for the inclusion of certain existing corporations of the first class within the provisions of this act; prescribing the terms and conditions upon which foreign nonprofit corporations may be admitted or may continue to do business within the Commonwealth; conferring powers and imposing duties on the courts of common pleas, prothonotaries of such courts, recorders of deeds, and certain State departments, commissions, and officers; authorizing certain local public officers and State departments to collect fees for services required to be rendered by this act; imposing penalties; and repealing certain acts and parts of acts relating to corporations," by permitting any such corporation incorporated prior to one thousand eight hundred seventy-four, to change its name without filing a certificate accepting the Constitution of Pennsylvania and the provisions of said act.

Referred to the Committee on Judiciary.

By Messrs. LEISEY and ASHTON.

HOUSE BILL No. 582.

An Act making an appropriation to the Paoli Memorial Association for improvements and maintenance and for planting on the Paoli Parade Ground situate in Malvern Borough, Chester County, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. LAFORE.

HOUSE BILL No. 583.

An Act to further amend the act approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by further regulating speed, establishing a magis-



trates court, further prescribing enforcement and penal provisions and imposing duties on certain pedestrians.

Referred to the Committee on Motor Vehicles.

By Mr. FROST. HOUSE BILL No. 584.

An Act to amend Section 604 of the act aproved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto," by further providing for payments to districts on account of real property acquired by the State.

Referred to the Committee on Education.

By Mr. GEORGE E. JONES. HOUSE BILL No. 585.

An Act to further amend subsection (f) of section 813 of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act, conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by prohibiting the possession of certain certificates of inspection and approval.

Referred to the Committee on Motor Vehicles.

By Mr. KENT. HOUSE BILL No. 586.

An Act regulating, for the general welfare and for the protection of lives of coal miners and other persons, the underground storage of gas as defined in the act; prohibiting the storage of gas in coal seams and under operating coal mines and adjacent areas; providing for the filing of certain information relating to operating coal mines and underground storage of gas and for the giving of notice thereof; requiring the suspension of underground storage of gas in reservoirs heretofore or hereafter established which fail to meet the limitations of the act; imposing duties upon gas storage operators and other persons engaged in operations affecting underground gas storage and prescribing methods of enforcement of such duties; and providing penalties.

Referred to the Committee on Mines and Mining.

By Mr. STONER. HOUSE BILL No. 587.

An Act to provide for an additional law judge of the court of common pleas in the ninth judicial district.

Referred to the Committee on Judiciary.

By Mr. HELM. HOUSE BILL No. 588.

An Act making an appropriation from the Motor License Fund to the State Employees' Retirement Board to meet the obligations of the Commonwealth to the State Employees' Retirement System with respect to State em-

ployes receiving compensation from the Motor License Fund.

Referred to the Committee on Motor Vehicles.

By Mr. DUNN. HOUSE BILL No. 589.

An Act making an appropriation to the Department of Mines for the purpose of conducting surveys and research relating to the cause, extent and best manner of control of outcrop, underground and culm bank fires, and to plan and execute projects for the control or extinguishment of such fires; and to continue to carry out its duties as to the sealing of mines.

Referred to Committee on Appropriations.

By Mr. KENT. HOUSE BILL No. 590.

An Act making appropriations from the Motor License Fund to the Board of Finance and Revenue to meet interest, sinking fund and service requirements on the State debt.

Referred to the Committee on Motor Vehicles.

By Mr. HEWITT. HOUSE BILL No. 591.

An Act to further amend the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act, conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by changing requirements and penalties concerning lamps, illuminating devices and reflective materials.

Referred to the Committee on Motor Vehicles.

By Mr. THOMAS H. W. JONES. HOUSE BILL No. 592.

An Act to amend the title and to further amend sections 1, 2 and 3 of the act, approved the fourteenth day of May, one thousand nine hundred twenty-nine (P. L. 1721), entitled "An act providing for the service of process in civil suits on nonresident operators, or nonresident owners, of motor vehicles operated within the Commonwealth of Pennsylvania; and making the operation of such a motor vehicle on the public highways of the Commonwealth of Pennsylvania the equivalent of the appointment of the Secretary of Revenue of the Commonwealth of Pennsylvania, as the agent of the said nonresident, upon whom civil process may be served; and providing for further notice to the defendant in any such suit," by providing for service of process upon the Secretary of the Commonwealth and fixing fees therefor.

Referred to the Committee on Judiciary.

By Mr. FILO.

HOUSE BILL No. 593.

An Act regulating hours for transaction of business by banks.

Referred to the Committee on Banking and Building and Loan Associations.

By Mr. BUCCHIN.

HOUSE BILL No. 594.

An Act to amend the act approved the twenty-sixth day of April, one thousand nine hundred thirty-three (P. L. 74), entitled "An act relating to baseball and football on Sundays; prohibiting baseball and football on Sunday during certain hours, and also during other hours unless the electors of a municipality are in favor of the same and, in certain cases, a license has first been secured from the municipal authorities; providing for referendums to ascertain the will of the electors, and for the enactment and repeal of licensing ordinances and resolutions in accordance therewith; providing penalties; and repealing inconsistent laws," by changing the hours during which Sunday baseball and football may be played upon approval thereof by the electors of the respective political subdivisions.

Referred to the Committee on Law and Order.

By Mr. FLACK.

HOUSE BILL No. 595.

An Act providing for supplementing the police forces of cities, boroughs, towns and townships by the appointment of school guards therein for the protection of school children while going to and returning from school buildings.

Referred to the Committee on Education.

By Mr. PRICE.

HOUSE BILL No. 596.

An Act making an appropriation to the Treasury Department, out of various funds, to pay replacement checks issued in lieu of outstanding checks when presented, and to adjust errors.

Referred to Committee on State Government.

By Mr. BUCCHIN.

HOUSE BILL No. 597.

An Act to add section 695.1 to the act approved the twenty-fourth day of June, one thousand nine hundred thirty-nine (P. L. 872) entitled "An act to consolidate, amend and revise the penal laws of the Commonwealth," making it unlawful to smoke in certain conveyances used for the transportation of the public.

Referred to Committee on Public Utilities.

By Mr. THOMAS H. W. JONES.

HOUSE BILL No. 598.

An Act making an appropriation to the Department of Justice for the payment of certain moral claims against the Commonwealth.

Referred to Committee on Appropriations.

By Mr. VAUGHAN.

HOUSE BILL No. 599.

An Act to further amend the act, approved the twenty-eighth day of May, one thousand nine hundred fifteen (P. L. 596), entitled "An act requiring cities of the second class to establish a pension fund for employes of said cities, and regulating the administration and the payment of such pensions," by further providing for certain maximum pensions.

Referred to Committee on Cities-Counties First-Second and Second Class A.

By Mr. VAUGHAN.

HOUSE BILL No. 600.

An Act making an appropriation from the Banking Department Fund to the State Employes' Retirement Board to meet the obligations of the Commonwealth to the State Employes' Retirement System with respect to State employes receiving compensation from the Banking Department Fund.

Referred to Committee on Banking and Building and Loan Associations.

By Messrs. STIMMEL and BRETH.

HOUSE BILL No. 601.

An Act to amend section 200 of the act, approved the second day of May, one thousand nine hundred twenty-five, (P. L. 448), entitled "An act relating to fish; and amending, revising, consolidating, and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth," by giving the Pennsylvania Fish Commission power to use any method or means of fish eradication for the purpose of fish management and control.

Referred to the Committee on Fisheries.

By Mr. DUNN.

HOUSE BILL No. 602.

An Act to further amend the penalty clause of Section 620 of the act approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905) entitled, "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds;" by providing for chemical tests for determining degrees of intoxication in proceedings relating to operation of motor vehicles while under influence of intoxicating liquor.

Referred to the Committee on Motor Vehicles.

By Mr. GLEASON.

HOUSE BILL No. 603.

An Act to further amend section one thousand three hundred ten point one of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 343), entitled "An act relating to the finances of the State government; providing for the settlement, assessment, collection, and lien of taxes, bonus, and all other accounts due the Commonwealth, the collection and recovery of fees and other money or property due or belonging to the Commonwealth, or any agency thereof, including escheated property and the proceeds of its sale, the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth, and the settlement of claims against the Commonwealth, the resettlement of accounts and appeals to the courts, refunds of moneys erroneously paid to the Commonwealth, auditing the accounts of the Commonwealth and all agencies thereof,



of all public officers collecting moneys payable to the Commonwealth, or any agency thereof, and all receipts of appropriations from the Commonwealth and imposing penalties; affecting every department, board, commission, and officer of the State government, every political subdivision of the State, and certain officers of such subdivisions, every person, association, and corporation required to pay, assess, or collect taxes, or to make returns or reports under the laws imposing taxes for State purposes, or to pay license fees or other moneys to the Commonwealth, or any agency thereof, every State depository and every debtor or creditor of the Commonwealth," by prescribing the method for the sale of escheated securities.

Referred to the Committee on State Government.

By Messrs. GLICK, BAZIN, TAYLOR,  
GRANVILLE JONES and PETTIGREW.

HOUSE BILL No. 604.

An Act to amend Section 2 of the act approved the tenth day of May, one thousand nine hundred twenty-seven (P. L. 866) entitled "An act relative to the establishment and jurisdiction of magistrates' courts in Philadelphia, and creating a board of magistrates; providing for a chief magistrate; prescribing their powers and duties; providing for clerks; establishing a central administrative office; imposing upon the City of Philadelphia the cost of establishment and maintenance of magistrates' courts, including payment of all salaries; fixing salaries and restricting magistrates to duties of office; and repealing certain prior acts," by establishing three additional magistrates' courts in Philadelphia.

Referred to the Committee on Judiciary.

By Mr. PETROSKY. HOUSE BILL No. 605.

An Act requiring State, State authority, municipal authority and Pennsylvania Turnpike Commission bonds to be first offered for sale to State fund agencies; and forbidding the employment or payment of commissions to non-State agencies for sale to State agencies.

Referred to the Committee on State Government.

By Mr. BRETH. HOUSE BILL No. 606.

An Act to amend the act, approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1333), entitled "An act concerning elections, including general, municipal, special and primary elections, the nomination of candidates, primary and election expenses and election contests; creating and defining membership of county boards of elections; imposing duties upon the Secretary of the Commonwealth, courts, county boards of elections, county commissioners; imposing penalties for violation of the act, and codifying, revising and consolidating the laws relating thereto; and repealing certain acts and parts of acts relating to elections," by providing for the nomination and election of game and fish commissioners on separate non-partisan ballots.

Referred to the Committee on State Government.

By Mr. BRETH. HOUSE BILL No. 607.

An Act to amend Section 201, 202 and 203 of the act, approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1225), entitled "An act concerning game and other wild birds and wild animals; and meeting, revising consolidating, and changing the law relating thereto," by providing for the election of game commissioners and reducing their term to four years.

Referred to the Committee on State Government.

By Mr. TOMPKINS.

HOUSE BILL No. 608.

A Joint Resolution proposing an amendment to article five, section thirteen of the Constitution of the Commonwealth of Pennsylvania, by further providing for the disposition of fees, fines and penalties in magistrates courts in Philadelphia.

Referred to the Committee on Judiciary.

By Mr. GIBSON.

HOUSE BILL No. 609.

An Act making an appropriation from the Motor License Fund to the Pennsylvania Public Safety Commission for the payment of the costs and expenses incurred in the work of the Commission.

Referred to the Committee on Motor Vehicles.

By Mr. GIBSON.

HOUSE BILL No. 610.

An Act making an appropriation from the General Fund to the Pennsylvania Public Safety Commission for the payment of the costs and expenses incurred in the work of the Commission.

Referred to the Committee on Appropriations.

By Messrs. BLAIR, GOODLING, and COOPER.

HOUSE BILL No. 611.

An Act to prevent unfair discrimination, unfair methods of competition and destructive trade practices in the production, manufacture, distribution or sale of petroleum products providing civil remedies and procedure for the enforcement of this act defining the duties of the Attorney General with regarding thereto and providing penalties.

Referred to the Committee on Judiciary.

By Messrs. QUISENBERRY and BLAIR.

HOUSE BILL No. 612.

An Act to further amend the act, approved the twenty-fifth day of June, one thousand eight hundred ninety-five (P. L. 275), entitled "An act dividing the cities of this State into three classes with respect to their population, and designating the mode of ascertaining and changing the classification thereof in accordance therewith," by classifying cities into five classes and providing for the government of second class B cities.

Referred to the Committee on Cities—Third Class.

By Messrs. QUISENBERRY, BLAIR and  
WATERHOUSE.

HOUSE BILL No. 613.

An Act authorizing cities of the second class B to adopt the city manager plan of government; providing for referendums; providing for the conduct of city government thereunder and conferring powers and imposing duties on city and county officials, and courts of common pleas.

Referred to the Committee on Cities—Third Class.

By Messrs. ZIEGLER and OGLIVIE (By Request).

HOUSE BILL No. 614.

An Act to further amend Section eleven of the act, approved the thirteenth day of May, one thousand nine hundred twenty-five (P. L. 644), entitled "An act relating to and regulating the solicitation of moneys and property for charitable, religious, benevolent, humane, and patriotic purposes," by exempting civic organizations.

Referred to the Committee on Welfare.

By Mr. VAN SANT

HOUSE BILL No. 615.

An Act to amend Subsection (a) of Section 461 of the act, approved the twelfth day of April, one thousand nine hundred fifty-one (P. L. 90), entitled "An act relating to alcoholic liquors, alcohol and malt and brewed beverages; amending, revising, consolidating and changing the laws relating thereto; regulating and restricting the manufacture, purchase, sale, possession, consumption, importation, transportation, furnishing, holding in bond, holding in storage, traffic in and use of alcoholic liquors, alcohol and malt and brewed beverages and the persons engaged or employed therein; defining the powers and duties of the Pennsylvania Liquor Control Board; providing for the establishment and operation of State Liquor stores, for the payment of certain license fees to the respective municipalities and townships, for the abatement of certain nuisances and, in certain cases, for search and seizure without warrant; prescribing penalties and forfeitures; providing for local option, and repealing existing laws," by permitting the exchange of liquor licenses for retail dispenser's licenses and establishing procedure therefor.

Referred to the Committee on Liquor Control.

By Mr. COCHRAN.

HOUSE BILL No. 616.

An Act making an appropriation to the Department of Property and Supplies for the purpose of constructing an annex to the Connellsville State Hospital, Connellsville, Pennsylvania, and for the purchase and installation of necessary equipment, and for the payment of certain necessary costs in conjunction with such construction.

Referred to the Committee on Appropriations.

By Messrs. BOIES and BROWN. HOUSE BILL No. 617.

An Act to further amend Section 1402 of the act, approved the twenty-third day of June, one thousand nine hundred thirty-one (P. L. 932), entitled "An act relating to cities of the third class; and amending, revising, and consolidating the law relating thereto," by fixing the minimum salary of city treasurers.

Referred to the Committee on Cities—Third Class.

By Mr. THOMPSON.

HOUSE BILL No. 618.

An Act to amend the act, approved the twenty-third day of May, one thousand nine hundred seven (P. L. 206) entitled "An act to regulate and improve the civil service of the cities of the second class in the Commonwealth of Pennsylvania; making violations of its provisions to be misdemeanors, and providing penalties for violations thereof," by further providing for the appointment and powers of the Civil Service Commission and the character of examinations.

Referred to the Committee on Cities—Counties First—Second and Second Class A.

By Mrs. MARKLEY.

HOUSE BILL No. 619.

An Act making an appropriation to the Department of Public Instruction for payments to school districts on account of rentals payable to municipal authorities and nonprofit corporations.

Referred to the Committee on Appropriations.

## SENATE MESSAGE

## SENATE BILLS FOR CONCURRENCE

The Clerk of the Senate being introduced, presented for concurrence, bills numbered and entitled as follows:

Senate Bill No. 44.

An Act to amend Section 1 of the act approved the fourteenth day of January one thousand nine hundred fifty-two (Appropriation Acts 70) entitled "An act making an appropriation to the Elwyn Training School at Elwyn in the County of Delaware Commonwealth of Pennsylvania and prescribing certain conditions upon which the appropriation will be available to the school by increasing the per capita annual maintenance rate of wards of the Commonwealth

Referred to the Committee on Appropriations.

Senate Bill No. 60.

An Act to further amend the act approved the twenty-second day of June one thousand nine hundred thirty-one (P. L. 594) entitled "An act establishing certain township roads as State highways authorizing their construction maintenance and improvement under certain conditions and restrictions limiting the obligation of the Commonwealth in the construction of certain structures located on such highways conferring certain powers upon the Department of Highways and local authorities persons associations and corporations for sharing the cost of the maintenance and construction of such highways and making an appropriation to carry out the provisions of said act" by deleting a route in Lancaster County

Referred to the Committee on Highways.

Senate Bill No. 62.

An Act to further amend subsection C of section 1210 of the act, approved the fifteenth day of May, one thousand nine hundred thirty-three (P. L. 624), entitled, as amended "An act relating to the business of banking, and to the exercise of fiduciary powers by corporations; providing for the organization of corporations with fiduciary powers, and of banking corporations, with or without fiduciary powers, including the conversion of National banks into State banks, and for the licensing of private bankers and employees' mutual banking associations; defining the rights, powers, duties, liabilities and immunities of such corporations, of existent corporations authorized to engage in a banking business, with or without fiduciary powers, of private bankers and employees' mutual banking associations, and of the officers, directors, trustees, share-holders, attorneys, and other employees of all such corporations, employees' mutual banking associations or private bankers, or of affiliated corporations, associations, or persons; restricting the exercise of banking powers by any other corporation, association, or person, and of fiduciary powers by any other corporation; conferring powers and imposing duties upon the courts, prothonotaries recorders of deeds, and certain State departments, commissions, and officers; imposing penalties; and repealing certain acts and parts of acts," by further providing for authorized investments and limitations on loans and discounts of savings banks.

Referred to the Committee on Banking and Building and Loan Associations.

Senate Bill No. 113.

An Act to further amend Sections 4 and 8 of the act approved the sixteenth day of May one thousand nine hundred twenty-three (P. L. 207) entitled "An act providing when how upon what property and to what extent liens shall be allowed for taxes and for municipal improvements for the removal of nuisances and for water rents or rates sewer rates and lighting rates for the procedure upon claims filed therefor the methods for preserving such liens and enforcing payment of such claims the effect of judicial sales of the properties lienied the distribution of the proceeds of such sales and the redemption of the property therefrom for the lien and collection of certain taxes heretofore assessed and of



claims for municipal improvements made and nuisances removed within six months before the passage of this act and for the procedure on tax and municipal claims filed under other and prior acts of Assembly" by authorizing the assignment by municipal authorities organized by cities of the second class of their municipal claims and liens to and the purchase thereof by cities boroughs and townships in which the property subject to such municipal claims or liens is located.

Referred to the Committee on Municipal Corporations.

Senate Bill No. 136.

An Act to further amend section one of the act approved the eighth day of April one thousand eight hundred sixty-eight (P. L. 73) entitled "An act to authorize the recorder of deeds in the several counties of this Commonwealth to record the discharges of all honorably discharged officers and soldiers" by specifying in more detail the authority of recorders of deeds in certain instances.

Referred to the Committee on Military Affairs.

## RESOLUTIONS INTRODUCED AND REFERRED

By Mr. WORLEY.

RESOLUTION No. 30.

In the House of Representatives, March 9, 1953.

Whereas, Word has just been received of the death of Clarence J. Wierman of the Borough of McSherrystown, on March 1, 1953; and

Whereas, Clarence J. Wierman was active in politics for years and a Republican committeeman for several years; and

Whereas, He was a veteran of World War I and wounded at the Verdun front; he was a foreman of the F. X. Smith Cigar Company; a member of the church of the Annunciation of the Blessed Mary of McSherrystown and a member of many fraternal and patriotic societies; and

Whereas, He was a man of such great activity in so many civic, religious and fraternal organizations that he will be greatly missed by everyone in McSherrystown; therefore be it

Resolved, that the House of Representatives mourns the passing of so able a citizen of this Commonwealth; and be it further

Resolved, That a copy of this resolution be sent to the surviving members of the family of the deceased conveying thereby the heartfelt sympathy of the House to them in their great bereavement.

Referred to the Committee on Rules.

By Messrs. REIDENBACH, NEEDHAM, WARGO and Mrs. MUNLEY.

RESOLUTION No. 31.

In the House of Representatives, March 9, 1953.

Whereas, there has been conducted by the Engineers of the Bureau of Mines an extensive survey of conditions existing in the Pennsylvania anthracite region's Lackawanna basin; and

Whereas, this survey has revealed possibility of tragic results in event said conditions are permitted to continue; and

Whereas, these same results affect not only a short lived economy in the Industry but foretell the probability of loss of life to the men working in the bowels of the earth: which tragedy could strike at any time due to lack of action by responsible persons, and

Whereas, this study was begun in 1947 and since its completion has gathered dust in the files of the Department and every observation related to this problem indicates that with cooperation of State and Private Agencies favorable action can be accomplished, and

Whereas, it now becomes apparent that the Members of the General Assembly of this great Commonwealth

must exert their efforts together with placing into action the facilities of Government in order to aid in whatever manner is possible the Industry and the many peoples confronted by this problem, therefore be it

Resolved, that the Mines and Mining Committee be requested to make a thorough study of the matter and report its findings together with the necessary Legislative proposals which it deems advisable to correct the situation, such report to be made to the House of Representatives within thirty (30) days after the passage of this resolution.

Referred to the Committee on Rules.

By Messrs. TAYLOR, HERSCH, POLASKI, ROYER and KOLANKIEWICZ.

RESOLUTION No. 32.

In the House of Representatives, March 10, 1953.

Lieutenant L. J. Kolankiewicz, Jr., serving overseas with the 66th Engineer Topographical Company of the United States Army, for which unit he acts as Voting Officer, recently wrote the following in a letter to the Speaker of this House:

"Perhaps some of our own legislators are not fully aware of the unnecessarily restrictive voting regulations which other states impose. However, from my observations, Pennsylvania is among the most liberal of states in facilitating the voting of its servicemen, and for that we can be proud. Appreciation was evidenced by the men themselves when almost all of the eligible voters from Pennsylvania, cast their ballot in the last election.

I would, then, like to commend our legislators on their practical and considerate views when enacting the liberal privileges permitted men in the service. By encouraging the all-important participation of voters as individuals, Pennsylvania is contributing to the development of better citizenship."

Receipt of such a communication is a compliment of which the Members of the House of Representatives of the General Assembly can indeed be proud; therefore be it

Resolved, (by the House of Representatives) That we hereby thank Lt. Kolankiewicz for his kind remarks and hope that Pennsylvania's example in facilitating the voting of servicemen will in time be followed by other states; and be it further

Resolved, That a copy of this resolution shall be sent to Lt. Leon J. Kolankiewicz, Jr., 66 Engr. Topo. Co., APO 107, c/o PM, N. Y., N. Y.

Referred to the Committee on Rules.

## SENATE MESSAGES

The Clerk of the Senate being introduced, presented extracts from the Journal of the Senate:

Senate Bills for concurrence Nos. 9, 64, 88, 114, 211, 217, and 218.

## LEHIGH COUNTY REPUBLICAN CLUB WELCOMED

The SPEAKER. The Chair is happy to present to the Members of the House members of the Mid-County Republican Club of Lehigh County of which Mrs. Anne Black is president. They are the guests of Mrs. Markley and Messrs. Van Sant and Stimmel.

## MORGANTOWN HIGH SCHOOL WELCOMED

The SPEAKER. The Chair is happy to welcome to the House students of the High School of Morgantown, Berks County, under the supervision of their teachers, Mr. Eberts, Mr. Moyer and Mr. Zwally. They are the guests of the gentleman from Berks, Mr. Weidner.

## NEW OXFORD HIGH SCHOOL WELCOMED

The SPEAKER. The Chair welcomes to the Hall of the House a delegation of students of the Senior class of the New Oxford High School, Adams County, under the supervision of their teacher, Mr. Herbert E. Bryan. They are the guests of the gentleman from Adams, Mr. Worley.

## BRATTON-McVEYTOWN-OLIVER JOINT HIGH SCHOOL WELCOMED

The SPEAKER. The Chair also welcomes to the House a delegation of sixty-five students from the Bratton-McVeytown-Oliver Joint High School, Mifflin County, under the supervision of their teachers, Mr. Robert Fleck and Mrs. Steele. They are the guests of the gentleman from Mifflin, Mr. Price.

## VISITOR WELCOMED

The SPEAKER. The Chair is also happy to welcome Miss Wera Meyer-Waldeck of Bonn, Germany, connected with the Exchange of Persons Program, German Women Leaders, under the Auspices of the United States Department of Labor, Women's Bureau. She is here today as the guest of the gentlemen from Dauphin, Messrs. Ziegler and Ogilvie.

## LEAGUE OF WOMEN VOTERS OF YORK WELCOMED

The SPEAKER. We also have with us today, and the Chair is happy to welcome as guests a delegation of ladies representing the League of Women Voters of York. Their chairman is Mrs. George Atkins, wife of the Assistant District Attorney of York County. They are here as the guests of the gentleman from York, Mr. Seyler.

## REPORTS FROM COMMITTEES

Mr. WILBUR H. HAMILTON, from the Committee on Education reported as committed, House Bill No. 86, entitled:

An Act to amend the act, approved the second day of May, one thousand nine hundred forty-five (P. L. 382), entitled "An act providing for the incorporation as bodies corporate and politic of "Authorities" for municipalities, counties and townships; prescribing the rights, powers and duties of such Authorities heretofore or hereafter incorporated; authorizing such Authorities to acquire, construct, improve, maintain and operate projects, and to borrow money and issue bonds therefor; providing for the payment of such bonds and prescribing the rights of the holders thereof; conferring the right of eminent domain on such Authorities; authorizing such Authorities to enter into contracts with and to accept grants from the Federal Government or any agency thereof; and conferring exclusive jurisdiction on certain courts over rates," by requiring bonds of an Authority established by a school district to be offered for sale after solicitation or advertisement of bids.

Mr. PAUL F. JONES, from the Committee on Judiciary reported as committed, House Bill No. 99, entitled:

An Act to further amend Section 2 of the act, approved the twenty-second day of July, one thousand nine hundred thirteen (P. L. 912) entitled "An act providing for the payment of the costs incurred in the trial of convicts and prisoners escaping, or attempting to escape, from the several penitentiaries and reformatories of the Commonwealth of Pennsylvania, by the respective counties from

whose courts the said escaping convicts or prisoners have been committed; and providing for the maintenance of such convicts under sentence for escape, et cetera," by extending the provisions of such act to fix responsibility for the costs incurred in proceedings and appeals on habeas corpus, coram nobis and other writs arising out of escapes or crimes and trials therefor.

Mr. DUNN, from the Committee on Cities—Third Class, reported as amended, House Bill No. 129, entitled:

An Act to further amend sections 4406 and 4408 of the act, approved the twenty-third day of June, one thousand nine hundred thirty-one (P. L. 932), entitled "An act relating to cities of the third class; and amending, revising, and consolidating the law relating thereto," by providing for examination for promotions in the police department and limiting and providing the procedure for the demotion of certain police officers.

Mr. SEYLER, from the Committee on Education, reported as committed, House Bill No. 214, entitled:

An Act to further amend clause (a) of section one thousand one hundred fifty-four of the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto," by providing for the payment of salaries of professional and temporary professional employes in cases of sickness or accidental injury.

Mr. ROBERT K. HAMILTON, from the Committee on Counties, reported as committed, House Bill No. 261, entitled:

An Act to amend the act, approved the sixteenth day of May, one thousand nine hundred fifty-one (P. L. 300), entitled "An act authorizing counties of the second and fourth classes to establish fire training schools for the paid and volunteer firemen of municipalities within the county," by authorizing counties of the fifth class to establish fire training schools.

Mr. BOLTON, from the Committee on Military Affairs, reported as amended, House Bill No. 300, entitled:

An Act to further amend Section 5 of the act, approved the eleventh day of June, one thousand nine hundred forty-seven (P. L. 565), entitled "An act providing compensation to certain persons who served in the military or naval forces of the United States or of any of her allies during World War II; providing the method of making payment to representatives of persons who, because of death or incapacity, cannot personally receive compensation; imposing certain duties on the Adjutant General; making an appropriation, and providing penalties," by extending the time during which applications may be filed for veterans' compensation.

Mr. SCHMIDT from the Committee on Judiciary, reported as committed, House Bill No. 310, entitled:

A Joint Resolution proposing an amendment to section eight, article five of the Constitution of the Commonwealth of Pennsylvania, authorizing the Court of Common Pleas of Allegheny County to detail one or more of the judges of the County Court to hold the courts of oyer and terminer and the courts of quarter sessions of the peace of said county.

Mr. FERSTER from the Committee on Education, reported as committed, House Bill No. 336, entitled:

An Act to amend section one thousand one hundred seventy of the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "An act relating to the public school system, including



certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto", by further providing for sabbatical leaves of absence.

Mr. QUISENBERRY from the Committee on Cities—Third Class, reported as committed, House Bill No. 347, entitled:

An Act to further amend Section 1402 of the act, approved the twenty-third day of June, one thousand nine hundred thirty-one (P. L. 932), entitled "An act relating to cities of the third class; and amending, revising, and consolidating the law relating thereto," by requiring sureties to also insure against loss of taxes in the hands of treasurers as a result of fire, burglary, larceny, theft, robbery, forgery or fraud.

Mr. POLASKI from the Committee on Cities—Third Class, reported as committed, House Bill No. 406, entitled:

An Act to further amend Section 2004 of the act, approved the twenty-third day of June, one thousand nine hundred thirty-one (P. L. 932), entitled "An act relating to cities of the third class; and amending, revising, and consolidating the law relating thereto," by changing the provisions for policemen's vacations.

Mr. KRATZ from the Committee on Military Affairs, reported as committed, House Bill No. 449, entitled:

An Act transferring money from the World War II Veterans' Compensation Fund to the World War II Veterans' Compensation Sinking Fund for the purpose of meeting interest and sinking fund requirements on World War II Veterans' Compensation Bonds.

Mr. BLAIR from the Committee on Fisheries, reported as committed, House Bill No. 450, entitled:

An Act making an appropriation from the Fish Fund to the State Employees' Retirement Board to meet the obligations of the Commonwealth to the State Employees' Retirement System with respect to State Employees receiving compensation from the Fish Fund.

Mr. KELLER, from the Committee on Education, reported as committed, House Bill No. 461, entitled:

An Act to amend section one thousand nine hundred sixty-six of the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto," by further providing for sabbatical leaves of absence.

Mr. WILLIAMS from the Committee on Motor Vehicles reported as committed, House Bill No. 462, entitled:

An Act making an appropriation out of the Motor License Fund to the Department of Public Instruction to promote highway safety education.

Mr. TAYLOR from the Committee on Highways, reported as committed, House Bill No. 483, entitled:

An Act making an appropriation of moneys in the Toll Bridge Fund to the Board of Finance and Revenue for the payment of the Loan and Transfer Agent of the Commonwealth.

Mr. CIANFRANI of the Committee on Motor Vehicles, reported as committed, House Bill No. 511, entitled:

An Act making an appropriation of moneys in the Motor License Fund to the Board of Finance and Revenue for the payment of the Loan and Transfer Agent of the Commonwealth.

Mr. JIM from the Committee on Game & Forestry, reported as committed, House Bill No. 515, entitled:

An Act making an appropriation from the Game Fund to the State Employees' Retirement Board to meet the obligations of the Commonwealth to the State Employees' Retirement System with respect to State employees receiving compensation from the Game Fund.

Mr. LAFORE from the Committee on Motor Vehicles, reported as committed, House Bill No. 513, entitled:

An Act making an appropriation from the Motor License Fund to the Department of Property and Supplies for the payment of costs incurred by that department in acting as purchasing agent for the Department of Highways.

Mr. ROYER from the Committee on Ways and Means, reported as committed, House Bill No. 516, entitled:

An Act to further amend Section 704 of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 343), entitled "An act relating to the finances of the State government; providing for the settlement, assessment, collection, and lien of taxes, bonus, and all other accounts due the Commonwealth, the collection and recovery of fees, and other money or property due or belonging to the Commonwealth, or any agency thereof, including escheated property and the proceeds of its sale, the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth, and the settlement of claims against the Commonwealth, the resettlement of accounts and appeals to the courts, refunds of moneys erroneously paid to the Commonwealth, auditing the accounts of the Commonwealth and all agencies thereof, of all public officers collecting moneys payable to the Commonwealth, or any agency thereof, and all receipts of appropriations from the Commonwealth and imposing penalties; affecting every department, board, commission, and officer of the State government, every political subdivision of the State, and certain officers of such subdivisions, every person, association, and corporation required to pay, assess, or collect taxes, or to make returns or reports under the laws imposing taxes for State purposes, or to pay license fees or other moneys to the Commonwealth, or any agency thereof, every State depository and every debtor or creditor of the Commonwealth," by extending the filing period for capital stock franchise, corporate loans and foreign bonus reports.

Mr. DUNN from the Committee on Cities—Third Class, reported as committed, House Bill No. 575, entitled:

An Act to add Section 1409 to the act, approved the twenty-third day of June, one thousand nine hundred thirty-one (P. L. 932), entitled "An act relating to cities of the third class; and amending, revising and consolidating the law relating thereto," by authorizing and regulating the formation of a State association of treasurers of third class cities and providing that certain expenses are to be paid by third class cities and limiting the amount of such expenses.

Mr. ZIEGLER from the Committee on Judiciary, reported as committed, Senate Bill No. 12, entitled:

An Act relating to certain commercial transactions in or regarding personal property and contracts and other documents concerning them, including sales, commercial paper, bank deposits and collections, documentary letters of credit, bulk transfers, warehouse receipts, bills of lading, other documents of title, investment securities, and secured transactions, including certain sales of accounts, chattel paper, and contract rights; providing for public notice to third parties in certain circumstances; regulating procedure, evidence and damages in certain court actions involving such transactions, contracts or documents and to make uniform the law with respect thereto



## BILLS ON FIRST READING

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 190, entitled

An Act authorizing and directing the Secretary of Property and Supplies with the approval of the Governor the Pennsylvania Fish Commission and the Secretary of Forests and Waters to release and quitclaim to E. Kent Kane all right title and interest of the Commonwealth to certain land in Sergeant Township McKean County formerly conveyed to the Commonwealth subject to conditions that have not been met

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 191, entitled

An Act to amend the act approved the nineteenth day of March one thousand nine hundred fifty-one (P. L. 28) entitled "An act relating to civil defense of this State and its coordination with national defense providing for the establishment of a State Council of Civil Defense local and district councils of civil defense Mobile Support Units prescribing the powers duties and immunities thereof and of their personnel authorizing mutual aid compacts and providing penalties" by providing for private and governmental immunity from liability for certain acts and conferring powers of peace officers on auxiliary police with the right to arrest on view without warrant in certain cases

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

## BILLS ON SECOND READING

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 89, entitled

An Act to add subsection (d) to Section 1013 of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by requiring vehicles street cars and trackless trolley omnibuses to yield the right of way after stopping at an intersection marked with an official "Stop" sign.

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 110, entitled

An Act to further amend the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by further fixing fees for annual registration and chassis and maximum gross weights of certain commercial vehicles

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 354, entitled:

An Act to further amend the act approved the seventeenth day of April one thousand eight hundred seventy-six (P. L. 29) entitled "An act relating to appeals in cases of summary convictions" by extending the time within which appeals may be taken.

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

## BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 112, entitled:

An Act to further amend Section 1 of the act approved the thirtieth day of March one thousand nine hundred fifteen (P. L. 34) entitled "An act to promote the health and efficiency of firemen in cities of the second class by providing for a two-platoon system for firemen in the department of public safety of such cities" by further regulating the hours of duty of firemen in cities of the second class.

On the question,

Will the House agree to the bill on third reading?

Mr. VAUGHAN. Mr. Speaker, I ask unanimous consent to offer amendment at this time.

The SPEAKER. The amendment will be read by the Clerk for information.

The Clerk read the amendment as follows:

Amend Sec. 2, page 3, lines 19 and 20, by striking out the words "immediately upon" and inserting in lieu thereof "thirty days after."

The SPEAKER. Will the House give unanimous con-



sent to the offering of an amendment at this time? Is there objection? The Chair hears none.

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, That the bill as amended lie over for printing.

#### BILL PASSED OVER

There being no objection

House Bill No. 120, Printer's No. 15.

was passed over at the request of the Speaker.

#### RESOLUTIONS

Mr. GLEASON offered a resolution which was filed with the Clerk.

Mr. COCHRAN offered a resolution which was filed with the Clerk.

#### PERMISSION TO ADD ADDITIONAL SPONSORS

Mr. AUKER asked and obtained unanimous consent to add additional sponsors to a resolution to be introduced by him.

Mr. TOLL asked and obtained unanimous consent to add additional sponsors to a bill to be introduced by him.

Mr. PAUL F. JONES asked and obtained unanimous consent to add additional sponsors to a bill to be introduced by him.

Mr. KAMYK asked and obtained unanimous consent to add additional sponsors to a bill to be introduced by him.

Mr. LIGHT asked and obtained unanimous consent to add additional sponsors to a bill to be introduced by him.

#### PERMISSION TO ADDRESS HOUSE

Mr. ANDREWS asked and obtained unanimous consent to address the House.

Mr. Speaker, yesterday for the first time since I have been a Member of the General Assembly I was absent from a session of this House. And my term of service has not been what one might term brief.

It is a privilege, Mr. Speaker, to be a Member of this House. Those of us who have lived for three score years and ten, plus five, plus two recognize that we are living on borrowed time. And yet, Mr. Speaker, it is a consoling thought that no matter when we pass away, if we have been Members of this House, it is possible for us to live in the lives of the people.

During my term of service in this House, I believe that we have touched helpfully the school situation; that we have broadened educational opportunities. I believe that we have done much to alleviate the condition of the sick and the afflicted; that we have contributed to the health of future generations. I believe that we have improved the parliamentary practices of this body, and it has been a privilege to have been a part of that, no matter how inconspicuous.

When I accepted the mandate to serve in this body, Mr. Speaker, I realized that I had asked for it; that I had made a compact with my constituents, my employers,

that I would render service. It has been my conviction that I have no more right to defraud my employer, the people of this Commonwealth, from such service as I can render—no more right than I would have to defraud a private employer. I have viewed with real grief the fact that so many of us on both sides of this House have been unmindful of their obligations to serve, and it is my hope that as this session progresses, insofar as fate makes possible, we will have the Members in their seats. I want to assure the Majority Leader that we need the counsel and assistance of the majority in legislating for this Commonwealth.

Now, Mr. Speaker, unfortunately, or fortunately, I will be absent all of next week. I am going to have the privilege of witnessing the big blow-up out in Las Vegas where they are going to explode some atomic bombs. While I am gone I hope you will be kind to the Speaker. The poor fellow is the victim, the prisoner of a situation, proscribed and surrounded by Rules and with a master, always standing at his left telling him what he can or cannot do.

I want to pay a tribute to the parliamentary procedure in this House. Our Parliamentarian served as parliamentarian when Sarig was Speaker; he served when Kilroy, I guess that is his name, was Speaker—Democratic Speakers. In all that time he never framed the Rules to make it possible for the party in the majority to gain a temporary party advantage. And do you know that we here constitute practically the only General Assembly, insofar as the House is concerned, in which it is not a practice for the Parliamentarian and the Speaker to join together to juggle the Rules for the benefit of a political faction.

Mr. Speaker, I think we face a long session and we on this side will view with disfavor any attempt to enact a tax program until the other chamber of this General Assembly, has passed either affirmatively or negatively, upon the Constitutional Convention bill.

We will view with disfavor any action upon the part of this House in major matters until House and Senate have acted affirmatively or negatively upon an FEPC bill, and we will view with disfavor particularly the enactment of tax legislation until such time as the House has had the opportunity, and the Senate has had the opportunity to act upon a reapportionment bill.

It is our determination, Mr. Speaker, that we will not wait until the final sessions of this General Assembly to be confronted with a reapportionment bill forced through in the final days, particularly if that bill fails fairly, honestly and equitably to reapportion the various legislative districts of this Commonwealth. We say that with some determination.

We would be glad, Mr. Speaker, to join with the majority leadership in establishing a priority list insofar as the major measures to be considered are concerned. We want to know when FEPC comes before the General Assembly. We want to know when the other Chamber is going to act upon the Constitutional Convention bill, and we want to know when legislative reapportionment will become an issue upon the floor of this body.

We would regret very much to resort to any dilatory practices but within the framework of our legislative procedure we will stand by the general policy which we have announced.



### PERMISSION TO ADDRESS HOUSE

Mr. JOHNSON asked and obtained unanimous consent to address the House.

Mr. Speaker, I am sure we all enjoyed a great deal the remarks of the Minority Leader. I will say that during his absence yesterday the session was not the same. We missed his glowing countenance; we missed his caustic comments; we missed his grand wit, in fact we just missed him tremendously. I do not think he ran into any trouble in his caucus. I do not think there was any movement put on foot to remove him, in fact I would imagine that they probably sang his praises in his absence.

I could not help but think when he was making his remarks that he was a little apprehensive about this trip he is going to make. When you speak on the atom bomb, that means terror and strife, and turmoil, but when he starts telling what a grand House this has been, how lovely his tenure has been, what a wonderful man the Parliamentarian is, I think he, as I say, wants us all to know that he loves us and is coming back. But atom bombs being what they are, he is not just sure what will happen. For goodness sake, Mr. Minority Leader, do not get too close to that bomb because we want you; we need you here. After all, we are operating under a two-party system and we need a strong militant minority just like we need an aggressive majority. It is here that we fight out the battles for the people of this state; we want you back and I am sure things will be left in good hands while you are gone.

I take it from the remarks of the gentleman that if this General Assembly passes FEPC, passes the Constitution Revision bill and passes a reapportionment bill, that the Democrats will vote for taxes. I do not want to say that I would like to see that, that I do want to see that, but we are after all legislating here to run this great state. As I pointed out the other day we have a budget which calls for half a billion dollars for education alone. Some say that can be cut, some say it cannot be, that education is one of the vital needs of this great age and that we need that much money if not more to run our educational system.

We have other things in the budget—over a hundred million dollars for relief purposes through the Department of Public Assistance. That is all going to take money. If we are going to vote to spend that money, we should all get back of a program to help raise the money in as painless a way as possible.

As to the Senate, and what they will or will not do, we have absolutely no control over them. The theory of our Government is one of checks and balances. Sometimes I say "thank God" for the State Senate; other times I think they say "thank God" for the lower House, because there are some things that are sent over to us which we politely sit on because they should never be enacted into law. I think by the same token things get over into the Senate and they are, shall I say, buried. We have not control over what they will or will not do.

We have a very pleasing Majority Leader of the Senate, who is very, very cooperative and will listen to what we have to say, and we will certainly endeavor to get them to go along with our program. Every effort will be made to enact a program and live up to party pledges.

The Minority Leader says we will perhaps have a long session. Well, that certainly is not my wish or intention.

I would like to see us get our job done, complete these hearings on the Government Survey Report, have the Appropriation Committee finish their budget hearings, evolve what money we need, and finish this session, say by April 30th.

The tentative schedule of Government Survey hearings will end on the 2nd of April. That will give us a month to do our business in an orderly and businesslike way, and get out of here so the Members can get back home and get about their tasks.

In closing, all of us want to say, not "farewell" to the Minority Leader but "God speed." Have a good time. We hope he will give us a report on that "big bang" when it occurs out West.

The SPEAKER. The Chair recognizes the gentleman from Cambria, Mr. Andrews.

Mr. ANDREWS. May I have the privilege of interrogating the Majority Leader?

The SPEAKER. Will the Majority Leader permit himself to be interrogated?

Mr. JOHNSON. I shall, Mr. Speaker. I should say no newspaperman's questions. The gentleman generally says no lawyer's questions.

Mr. ANDREWS. As, if and when we reach the stage of considering tax legislation, would the Majority Leader agree that it might be a bright idea to attach to each bill levying a new tax a referendum provision?

Mr. JOHNSON. Speaking for myself personally, not having taken that momentous question to the caucus, my first answer would be no. Time marches on. We want to get out of this place. We cannot wait until next fall for the people to decide. They sent us here to make their decisions for them, good or bad. Therefore my first answer would be "no."

The SPEAKER. The Chair must also disagree with the Majority Leader if the Chair has the right to do so. I do not know what he means when he says the "lower House." As I understand it, it is "the" House.

The Chair would like to compliment the Minority Leader on his attendance. We are sure that his loyalty to the people of Pennsylvania has been proven many times over. The Chair also would like to say that he is sure there is not one Member of this House that would not wish him many, many, many more years of service as a Minority Leader.

### REPORT ON ROAD CONDITIONS

Pennsylvania Turnpike—Gateway to Allegheny Tunnel, few icy spots.

Ridgeway, Emporium, and Smethport Area—1 inch of new snow, roads slippery.

Towanda and Montrose Area—snow flurries, roads slippery.

Wilkes-Barre Area—good.

Erie, Warren and Meadville—one inch new snow, roads slippery in spots.

Tionesta and Franklin—slippery in spots.

Mercer and New Castle—dry.

Wellsboro—snowing, roads slippery in spots.

Bloomsburg, Williamsport Area—roads dry, in good condition.

### ADJOURNMENT

Mr. KROMER. Mr. Speaker, I move that this House do now adjourn until Monday, March 16, 1953, at 4:30 p. m.

The motion was agreed to, and (at 12:19 p. m.) the House adjourned.





# Legislative Journal.

Session 1953.

140th of the General Assembly.

Vol. 33.

HARRISBURG, PA., MONDAY, MARCH 16, 1953.

No. 16.

## SENATE

MONDAY, March 16, 1953.

The Senate met at 4:00 o'clock p. m., Eastern Standard Time.

The PRESIDENT (Lieutenant-Governor Lloyd H. Wood) in the Chair.

## PRAYER

The Chaplain, Dean JOSEPH HARTE, Pastor of St. Paul's Cathedral, Erie, offered the following prayer:

Almighty God, in Whom we move and live and have our being, bless the Governor of this Commonwealth, this Senate in Session and its Officers, and all the folk committed to our care.

Give us a long view of our work and of our world, and help us to understand that it is better to fail in a cause that will ultimately succeed than succeed in a cause that will ultimately fail.

May Thy will be done above party or personality, or time and circumstance, for the good of this Commonwealth, for the safety of its people and for the peace of this world, Amen.

## JOURNAL APPROVED

The PRESIDENT. A quorum of the Senate being present, the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. BERGER and Mr. PEELOR, further reading was dispensed with, and the Journal was approved.

## LEAVES OF ABSENCE

Mr. BERGER asked and obtained leave of absence for Mr. MAHANY, because of required attendance at "Operation Chance."

He also asked and obtained leave of absence for Mr. HARE, because of required attendance at "Operation Chance."

Mr. HALUSKA asked and obtained leave of absence for Mr. DENT, because of required attendance at "Operation Chance."

## NOMINATIONS BY THE GOVERNOR

### REFERRED TO COMMITTEE

The Secretary to the Governor being introduced, presented communications in writing from His Excellency, the Governor of the Commonwealth, which were read

as follows, and referred to the Committee on Executive Nominations:

### JUDGE OF COURT OF COMMON PLEAS, FIFTY-SEVENTH JUDICIAL DISTRICT

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, March 16, 1953.  
To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Richard C. Snyder, Bedford, Bedford County, for appointment as Judge of the Court of Common Pleas of the Fifty-seventh Judicial District of Pennsylvania, composed of the County of Bedford, until the first Monday of January 1956, vice Hon. J. Colvin Wright, resigned.

JOHN S. FINE.

### JUSTICES OF THE PEACE

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, March 16, 1953.  
To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Lester Alfred Potts, R. D. No. 1, Schuylkill Haven, Schuylkill County, for appointment as Justice of the Peace in and for the Township of North Manheim, Schuylkill County, until the first Monday of January 1954, vice William F. Brocius, deceased.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, March 9, 1953.  
To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate William J. Stillings, Erie Street, Linesville, Crawford County, for appointment as Justice of the Peace in and for the Borough of Linesville, Crawford County, until the first Monday of January 1954, vice N. B. Graham, deceased.

JOHN S. FINE.

### ALDERMAN

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, March 16, 1953.  
To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate David K. Hughes, 206 East Broad Street, Bethlehem, Northampton County, for appointment as Alderman in and for the Seventh Ward of the City of Bethlehem, Northampton County, until the first Monday of January 1954, vice Matthew A. Culp, deceased.

JOHN S. FINE.



## JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, March 16, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Tobias C. Tremba, Jr., Box No. 461, Parker, Armstrong County, for appointment as Justice of the Peace in and for the Second Ward of the City of Parker, Armstrong County, until the first Monday of January 1954, vice Mrs. Amelia M. Marron, resigned.

JOHN S. FINE.

## NOMINATIONS BY THE GOVERNOR

## NOTARIES PUBLIC

He also presented in writing from His Excellency, the Governor of the Commonwealth, nominations for appointment as Notaries Public.

## CONSIDERATION OF NOTARIES PUBLIC

Mr. WATSON. Mr. President, I move that the Senate do now proceed to the consideration of nominations for appointment as Notaries Public, sent to the Senate, by His Excellency, the Governor of the Commonwealth, on March 16, 1953.

Mr. WATKINS. Mr. President, I second the motion. The motion was agreed to.

The nominations were read as follows:

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, March 16, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Notaries Public, for terms of four years to compute from the dates shown:

To compute from date of confirmation

## ADAMS COUNTY

Guy W. Albright, Reading Twp., Hampton.

## ALLEGHENY COUNTY

William H. Hanzl, Pittsburgh, 5428 Penn Ave.  
Mrs. Harriet E. Seidel, Sharpsburg.  
Huston S. Shupe, McKeesport.  
Mrs. Velma M. Twitmyer, Mount Oliver.  
Miss Gladys Whittaker, Pittsburgh, 410 Arrott Bldg.

## BEAVER COUNTY

Sister M. Consuelo, Economy Twp., Baden.

## BERKS COUNTY

Mrs. Ruth R. Richards, Reading.

## BUCKS COUNTY

Miss Mary De Lorenzo, Morrisville

## CAMBRIA COUNTY

Ernest W. Hughes, Portage Twp., Portage.

## CLARION COUNTY

Loy C. Gobrecht, Richland Twp., Alum Rock.

## DAUPHIN COUNTY

Ernest E. Champagne, Harrisburg.  
Mrs. D. J. Matheny, Harrisburg.

## DELAWARE COUNTY

Miss Elizabeth T. Diamond, Upper Darby Twp., Clifton Heights.

## ERIE COUNTY

Mrs. Adda B. Post, Erie.

## INDIANA COUNTY

J. Edwin Fyock, Indiana.

## LANCASTER COUNTY

Harry I. Bear, Lancaster.

## MERCER COUNTY

C. G. Harshaw, Grove City.  
Miss Evelyn M. Zeka, Sharon.

## MONTGOMERY COUNTY

Robert W. Brown, Hatboro.  
William S. Kirkland, Cheltenham Twp., Glenside.  
James J. O'Connell, Cheltenham Twp., Cheltenham.

## NORTHAMPTON COUNTY

James S. Miller, Easton.

## PHILADELPHIA COUNTY

Raymond L. Brodie, 6819 Germantown Ave. (19).  
William S. Burkhart, 1649 N. Broad St. (22).  
John J. Helvaty, 2617 Hunting Park Ave. (29).  
Crisante Ianni, 2839 South 16th St. (45).  
Joseph J. Kopp, 829 Lewis Tower Bldg. (2).  
Walter L. Peterson, Jr., 3900 North Second St. (40).  
Abe Serot, 5700 Chestnut Street (39).  
Samuel Sturm, 225 South 18th Street (3).  
Charles L. Suerman Jr. 6325 Rising Sun Ave. (11).

## SCHUYLKILL COUNTY

Sidney Regelman, Shenandoah.  
Miss Mary D. Wells, Pottsville.

## VENANGO COUNTY

W. E. Dodds, Franklin.  
William L. Wehner, Warren.

## WESTMORELAND COUNTY

Michael Asa, Greensburg.  
Dan V. Crowell, Greensburg.  
S. John Marzullo, New Kensington.  
Manuel J. Monies, Monessen.  
W. G. Patz, New Kensington.

## YORK COUNTY

Fred H. Melhorn, York.

To compute from the dates set opposite their names

## LACKAWANNA COUNTY

Joseph G. Pecko, Fell Twp., Simpson, 3-22-53.

## PHILADELPHIA COUNTY

Paul K. Develin, 3556 N. Broad St. (40), 3-22-53.  
Michael Dolinny, 3325 N. 5th St. (40), 3-22-53.

## MONTGOMERY COUNTY

J. Walter Lauer, Upper Dublin Twp., Oreland, 3-25-53.

## ALLEGHENY COUNTY

John R. Mosko, Pittsburgh, 417 Grant St. (19), 3-27-53.

## LYCOMING COUNTY

Mrs. Ethel J. Neeffe, Jersey Shore, 3-27-53.

## WASHINGTON COUNTY

Henry A Meyer, East Washington, Washington, 3-28-53.

## BLAIR COUNTY

Mrs. Pauline Goodling, Tyrone Twp., Altoona, 3-29-53.

## BEAVER COUNTY

Harry Troyanowskil, Beaver Falls, 3-30-53.

## PHILADELPHIA COUNTY

Mrs. Elizabeth M. Bergmaier, 2202 N. 2d St. (33), 4-1-53.

## BEAVER COUNTY

Irvin G. Hetzler, Rochester, 4-4-53.

## PHILADELPHIA COUNTY

Mrs. Harriet M. Costello, 1125 Spruce St. (7), 4-4-53.

Ned L. Hirsh, 1420 Walnut St., 4-4-53.

Alexander Steiner, 2300 N. 29th St. (32), 4-5-53.

## SCHUYLKILL COUNTY

Miss Marie A. Flail, North Manheim Twp., Schuylkill Haven, 4-7-53.

## WESTMORELAND COUNTY

Francis T. Sampfield, Sewickley Twp., Herminie, 4-7-53.

Floyd R. Bosch, Madison, 4-8-53.

Harold L. Walley, New Kensington, 4-8-53.

## ALLEGHENY COUNTY

Miss L. M. Kreutz, Pittsburgh, Ft. 32nd St. & Allegheny River, 4-9-53.

## McKEAN COUNTY

Miss Alice M. Dolan, Kane, 4-9-53.

## MONTGOMERY COUNTY

Allen C. Bard, Upper Providence Twp., Collegeville, 4-9-53.

## PHILADELPHIA COUNTY

William J. Green, S.E. Cor. 55th & Baltimore Ave. (43), 4-9-53.

Miss Frances H. Sherman, 113 Chestnut St. (6), 4-9-53.

Abram M. Singer, 4723 Whitaker Ave. (20), 4-9-53.

## ALLEGHENY COUNTY

Miss Elizabeth A. Woollett, Pittsburgh, 310 Grant St. (19), 4-10-53.

## CAMBRIA COUNTY

Vincent A. Huber, Patton, 4-10-53.

## CHESTER COUNTY

Warren C. Garrett, Coatesville, 4-10-53.

## MONTGOMERY COUNTY

Edward M. Moyer, Souderton, 4-10-53.

## ALLEGHENY COUNTY

Mrs. Elizabeth W. Holmes, Pittsburgh, 506 S. Main St. (20), 4-11-53.

Mrs. Ruth M. Jamison, Ingram, 4-11-53.

William J. Schaffner, McKeesport, 4-11-53.

## ARMSTRONG COUNTY

Mrs. M. Elizabeth Cramer, Freeport, 4-11-53.

## CAMBRIA COUNTY

Mrs. Jennie Boyer Williams, Johnstown, 4-11-53.

## DAUPHIN COUNTY

F. W. Fledderjohn, Harrisburg, 4-11-53.

## LAWRENCE COUNTY

Sol Weiner, New Castle, 4-11-53.

## PHILADELPHIA COUNTY

William A. Dungan, 3911 Fitler St. (14), 4-11-53.

## SCHUYLKILL COUNTY

Mrs. M. Evelyn O'Donnell Gaydos, Coaldale, 4-11-53.

## PHILADELPHIA COUNTY

Miss Lillie A. Donovan, 22 N. 52d St. (39), 4-12-53.

Miss Caroline Earnshaw, 4370 Main St. (27), 4-12-53.

JOHN S. FINE.

A motion was made by Mr. WATSON and Mr. WATKINS,

That the Senate do advise and consent to said nominations.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

## YEAS—47

Bane,	Harney,	McGinnis,	Taylor,
Barr,	Holland,	McMenamin,	Toole,
Berger,	Kephart,	McPherson, Jr.	Wade,
Blass,	Kessler,	Miller,	Wagner,
Camiel,	Koprivier, Jr.	Pechan,	Walker,
Chapman,	Lane,	Peelor,	Watkins,
Crowe,	Leader,	Probert,	Watson,
Diehm,	Letzler,	Ruth,	Weiner,
DiSilvestro,	Madigan,	Silvert,	Wolfe,
Fleming,	Mallery,	Snowden,	Wood,
Freed,	McCreesh,	Stevenson,	Yosko,
Haluska,	McCusker,	Stiefel,	

## NAYS—0

Two-thirds of all the Senators having voted "aye", the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

## REPORT FROM COMMITTEE

Mr. McPHERSON, JR., from the Committee on Insurance reported as committed Senate Bill No. 262, entitled:

An Act to further amend subsection (f) of Section 211.1 of the act, approved the seventeenth day of May, one thousand nine hundred twenty-one (P. L. 789), entitled as amended "An act relating to insurance; establishing an insurance department; and amending, revising, and consolidating the law relating to the licensing, qualification, regulation, examination, suspension and dissolution of insurance companies, Lloyds associations, reciprocal and interinsurance exchanges and certain societies and orders, the examination and regulation of fire insurance rating bureaus, and the licensing and regulation of insurance agents and brokers; the service of legal process upon foreign insurance companies, associations, or exchanges; providing penalties; and repealing existing laws," by continuing the provisions of that section in effect for a further period.

## REPORT FROM COMMITTEE ON EXECUTIVE NOMINATIONS

Mr. WATSON, from the Committee on Executive Nominations, reported with a favorable recommenda-



tion the following nominations, made by His Excellency, the Governor.

#### MEMBERS OF COUNTY BOARDS OF ASSISTANCE

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 26, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Members of County Boards of Assistance:

#### ALLEGHENY COUNTY

Norman O. Kegel (Democrat), 4018 Shoreham Street, Pittsburgh, to serve until December 31, 1955, and until his successor is duly appointed and qualified (Reappointment).

Mrs. Alice H. McMillen (Republican), 17 East Main Street, Carnegie, to serve until December 31, 1955, and until her successor is duly appointed and qualified (Reappointment).

Dr. W. R. Vivrett (Democrat), 256 South Evaline Street, Pittsburgh, to serve until December 31, 1953, and until his successor is duly appointed and qualified, to fill a vacancy.

Mrs. Mayme Hubbard (Republican), 433 Parker Street, Verona, to serve until December 31, 1953, and until her successor is duly appointed and qualified, vice Mrs. Helen L. Carrigan, Pittsburgh, resigned.

#### BERKS COUNTY

Paul B. Albright (Democrat), 318 North 15th Street, Hamburg, to serve until December 31, 1955, and until his successor is duly appointed and qualified, to fill a vacancy.

#### BUTLER COUNTY

R. L. Butler (Republican), Sarver, to serve until December 31, 1955, and until his successor is duly appointed and qualified, vice Glenn D. Cramer, whose term expired.

#### CAMERON COUNTY

Frank Callahan (Republican), Driftwood, to serve until December 31, 1954, and until his successor is duly appointed and qualified, vice James Daley, Driftwood, resigned.

Mrs. Olive Zimmer (Republican), West Creek, Emporium, to serve until December 31, 1955, and until her successor is duly appointed and qualified, vice Mrs. Christie Close, Emporium, whose term expired.

#### CENTRE COUNTY

Mrs. Ruth Clyde (Republican), 204 Woodland Drive, State College, to serve until December 31, 1954, and until her successor is duly appointed and qualified, vice Mrs. Lucetta P. Kennedy, State College, resigned.

#### CLARION COUNTY

Ralph M. Baker (Republican), Foxburg, to serve until December 31, 1955, and until his successor is duly appointed and qualified (Reappointment).

Mrs. Bernice M. Goble (Republican), Shippensburg, to serve until December 31, 1955, and until her successor is duly appointed and qualified, vice Mrs. Edna M. Seifert, New Bethlehem, whose term expired.

Mrs. Harriet Hoyt (Republican), Clarion, to serve until December 31, 1955, and until her successor is duly appointed and qualified, vice Mrs. Lulu A. Walley, Crown, whose term expired.

#### CLEARFIELD COUNTY

Miss Elva M. Walker (Republican), 517 Turnpike Avenue, Clearfield, to serve until December 31, 1955, and until her successor is duly appointed and qualified (Reappointment).

Mrs. Viola Rickenbaugh (Republican), Smithmill, to serve until December 31, 1955, and until her successor is duly appointed and qualified, vice Mrs. Letitia Good, Osceola Mills, whose term expired.

Mrs. Della Patchin (Republican), Burnside, to serve until December 31, 1955, and until her successor is duly appointed and qualified, vice Rev. Ezra F. Pearce, Burnside, whose term expired.

#### MERCER COUNTY

Warren R. Keck, Jr., Esq. (Republican), 11 Bessemer Avenue, Greenville, to serve until December 31, 1955, and until his successor is duly appointed and qualified, vice J. Arthur Loutzenhiser, Greenville, whose term expired.

#### NORTHUMBERLAND COUNTY

Mrs. Cora Stecker (Republican), 108 South Hickory Street, Mount Carmel, to serve until December 31, 1955, and until her successor is duly appointed and qualified, vice Mrs. Nellie G. Jones, Mount Carmel, whose term expired.

#### PIKE COUNTY

Mrs. Bertha Voelker (Republican), Matamoras, to serve until December 31, 1955, and until her successor is duly appointed and qualified, vice Thomas Casey, Matamoras, whose term expired.

Edward Parsons (Republican), Greentown, to serve until December 31, 1955, and until his successor is duly appointed and qualified (Reappointment).

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as members of County Boards of Assistance:

#### BUCKS COUNTY

Mrs. Minnie H. Oblinger (Republican), New Hope, until December 31, 1955, and until her successor is duly appointed and qualified (Reappointment).

Mrs. Winifred M. Clymer (Republican), Southampton, until December 31, 1955, and until her successor is duly appointed and qualified (Reappointment).

#### CAMBRIA COUNTY

John G. Contakos (Republican), 317 Market Street, Johnstown, until December 31, 1955 (Reappointment)

#### FAYETTE COUNTY

Chas. W. Strawn (Republican), 525 Pearl Street, Brownsville, until December 31, 1954, and until his successor is duly appointed and qualified, vice Homer Wolford, Brownsville, whose term expired.

J. S. Hackney (Republican), Highland and Union Streets, Point Marion, until December 31, 1954, and until his successor is duly appointed and qualified (Reappointment).

Jack M. Collins (Republican), South Connellsville, until December 31, 1955, and until his successor is duly appointed and qualified (Reappointment).

#### INDIANA COUNTY

George Heimberger (Republican), R. D., Saltsburg, until December 31, 1955, and until his successor is duly appointed and qualified, vice Charles E. Gabrielson, Saltsburg, whose term expired.

#### JEFFERSON COUNTY

G. Emery Schwartz (Republican), Anita, until December 31, 1955, and until his successor is duly appointed and qualified, vice William J. Mosier, Anita, whose term expired.

Samuel P. Hewlett (Democrat), 202 Hill Street, Reynoldsville, until December 31, 1955, and until his successor is duly appointed and qualified, vice E. E. Deible, Reynoldsville, whose term expired.

Joe C. Williams (Republican), 426 Grant Street, Reynoldsville, until December 31, 1955, and until his successor is duly appointed and qualified, vice Mrs. Sara N. Blake, Brookville, whose term expired.

#### LAWRENCE COUNTY

Ralph H. Ramsey (Democrat), 325 Park Avenue, New Castle, until December 31, 1955, and until his successor is duly appointed and qualified (Reappointment).

Mrs. Florence Long (Republican), 516 Neshannock Boulevard, New Castle, until December 31, 1953, and until her successor is duly appointed and qualified (Reappointment).

Michael Barletta (Republican), 409 March Avenue, Ellwood City, until December 31, 1954, and until his successor is duly appointed and qualified, vice Nick Cangey, New Castle, whose term expired.

Samuel Taylor (Republican), 608 North Ashland Avenue, New Castle, until December 31, 1955, and until his successor is duly appointed and qualified, vice Joseph Ellsworth, New Castle, whose term expired.

A. W. Thompson (Republican), R. D. No. 6, New Castle, until December 31, 1954, and until his successor is duly appointed and qualified, vice A. A. Webb, New Castle, whose term expired.

#### LEHIGH COUNTY

Horace W. Schantz (Republican), 250 Main Street, Emmaus, until December 31, 1955 (Reappointment).

Robert E. Haas, Esq. (Republican), 502 Hamilton Street, Allentown, until December 31, 1955, and until his successor is duly appointed and qualified (Reappointment).

Russell B. Kirby (Republican), 325 N. 22d Street, Allentown, until December 31, 1955, and until his successor is duly appointed and qualified (Reappointment).

Dr. C. J. Yocum (Republican), 719 N. 6th Street, Allentown, until December 31, 1954, and until his successor is duly appointed and qualified, to fill a vacancy.

#### NORTHAMPTON COUNTY

Victor G. Reis (Republican), R. D. No. 1, Hellertown, until December 31, 1954, and until his successor is duly appointed and qualified, vice Mrs. Emilie Walls, Bethlehem, whose term expired.

Miss Catharine McGrath (Democrat), 616 Paxinosa Avenue, Easton, until December 31, 1955 (Reappointment).

John Field Oldt, Esq. (Democrat), 916 Fairfield Avenue, Easton, until December 31, 1954, and until his successor is duly appointed and qualified (Reappointment).

#### POTTER COUNTY

Mrs. Katharine Dorfeld (Republican), Coudersport, until December 31, 1955, and until her successor is duly appointed and qualified, vice E. P. Huntington, Coudersport, whose term expired.

Rev. Clair Statham (Republican), Harrison Valley, until December 31, 1955, and until his successor is duly appointed and qualified, vice John Beckman, Coudersport, whose term expired.

Maurice Swift (Republican), R. D. No. 1, Coudersport, until December 31, 1954, and until his successor is duly appointed and qualified, to fill a vacancy.

#### WARREN COUNTY

Mrs. Margie Finlan (Democrat), Youngsville, until December 31, 1954 (Reappointment).

Rev. E. J. Jacobs (Republican), Tidioute, until December 31, 1953, and until his successor is duly appointed and qualified (Reappointment).

Floyd G. Carter (Republican), 118 Central Avenue, Warren, until December 31, 1954, and until his successor is duly appointed and qualified (Reappointment).

#### WASHINGTON COUNTY

James C. Wolfe (Republican), 14 Maple Avenue, Burgettstown, until December 31, 1955 (Reappointment).

Mrs. Irene Walker (Republican), Daisytown, until December 31, 1955 (Reappointment).

Mrs. Delia Kelly (Democrat), 988 Thompson Avenue, Donora, until December 31, 1953, and until her successor is duly appointed and qualified (Reappointment).

Russell Z. Moninger, Esq. (Republican), LeMoyné Avenue Extension, Washington, until December 31, 1953, and until his successor is duly appointed and qualified (Reappointment).

George D. Grimes (Republican), R. D. No. 1, Centerville, P. O. West Brownsville, until December 31, 1954, and until his successor is duly appointed and qualified (Reappointment).

JOHN S. FINE.

#### BILLS INTRODUCED AND REFERRED

Messrs. WALKER and TAYLOR read in place and presented to the Chair Senate Bill No. 275, entitled:

An Act to further amend the last two paragraphs of clause 9 of Section 1 of the act, approved the twenty-seventh day of June, one thousand nine hundred twenty-three (P. L. 858), entitled "An act establishing a State Employees' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing State employees, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon the heads of departments in which State employees serve; excepting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties," by further extending the time within which certain members or former members of the General Assembly may become "original members."

Which was committed to the Committee on State Government.

Mr. WATKINS read in his place and presented to the Chair Senate Bill No. 276, entitled:

An Act to further amend the act, approved the fifth day of May, one thousand nine hundred thirty-three (P. L. 364), entitled "An act relating to business corporations; defining and providing for the organization, merger, consolidation, reorganization, winding up and dissolution of such corporations; conferring certain rights, powers, duties and immunities upon them and their officers and shareholders; prescribing the conditions on which such corporations may exercise their powers; providing for the inclusion of certain existing corporations of the second class within the provisions of this act; prescribing the terms and conditions upon which foreign business corporations may be admitted, or may continue, to do business within the Commonwealth; conferring powers and imposing duties on the courts of common pleas, and certain State departments, commissions, and officers; authorizing certain State departments, boards, commissions, or officers to collect fees for services required to be rendered by this act; imposing penalties; and repealing certain acts and parts of acts relating to corporations," by permitting the incorporators or the corporation to advertise filing of articles of incorporation before or after the date of filing, eliminating requirement of filing proofs of such advertisement, and prohibiting transaction of business before such advertisement, subject to penalties; changing procedure for increasing indebtedness and validating increases heretofore so authorized; providing separate elections for vacancies in offices of different classes of directors; authorizing directors to fix place of meeting of shareholders pursuant to authority of by-laws; changing provisions relative to cumulative voting in elections of directors; further providing for notice to shareholders of meetings



to consider proposed amendments; eliminating requirement of filing certificates evidencing certain payments in certain cases of merger or consolidation and making Commonwealth claims in such cases a lien on the franchises and all property of the surviving or new corporation; and authorizing the Secretary of the Commonwealth to receive process issued by a federal court against any foreign business corporation doing business in this Commonwealth.

Which was committed to the Committee on Corporations.

He also read in his place and presented to the Chair Senate Bill No. 277, entitled:

An Act to further amend section thirteen of the act, approved the twenty-eighth day of May, one thousand nine hundred thirty-seven (P. L. 955), entitled, as amended "An act to promote public health, safety, morals, and welfare by declaring the necessity of creating public bodies, corporate and politic, to be known as housing authorities to engage in slum clearance, and to undertake projects, to provide dwelling accommodations for persons of low income; providing for the organization of such housing authorities; defining their powers and duties; providing for the exercise of such powers including the acquisition of property by purchase, gift or eminent domain, the renting and selling of property, and including borrowing money, issuing bonds, and other obligations, and giving security therefor; prescribing the remedies of obligees of housing authorities; authorizing housing authorities to enter into agreements, including agreements with the United States, the Commonwealth, and political subdivisions and municipalities thereof; defining the application of zoning, sanitary, and building laws and regulations to projects built or maintained by such housing authorities; exempting the property and securities of such housing authorities from taxation; and imposing duties and conferring powers upon the State Planning Board, and certain other State officers and departments," by providing that rentals to persons dependent upon veterans' benefits or public assistance or similar income payments from government agencies shall not be more than that charged to other families of comparable size and income.

Which was committed to the Committee on Public Health and Welfare.

Mr. McGINNIS read in his place and presented to the Chair Senate Bill No. 278, entitled:

An Act requiring the Governor, where he is empowered by the Constitution or laws of the Commonwealth, to fill elective County offices, to do so by appointing a successor of the same political party.

Which was committed to the Committee on Elections.

Messrs. WEINER and SILVERT read in place and presented to the Chair Senate Bill No. 279, entitled:

An Act to further amend Section 12 of the act, approved the eleventh day of July, one thousand nine hundred seventeen (P. L. 758), entitled "An act for the protection of the public health by regulating the possession, control, dealing in, giving away, delivery, dispensing, administering, prescribing, and use of certain drugs, and keeping records thereof; by regulating the use of drugs in the treatment of the drug habit; by providing for the revocation and suspension of licenses of physicians, dentists, veterinarians, pharmacists, druggists, and registered nurses for certain causes, and by providing for the enforcement of this act, and penalties," providing for forfeiture of motor vehicles used in drug traffic.

Which was committed to the Committee on Public Health and Welfare.

Mr. HALUSKA read in his place and presented to the Chair Senate Bill No. 280, entitled:

An Act to further amend Clause (6) of Subsection (6) of Section 1002 of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees and miscellaneous receipts; making an appropriation and providing for refunds," by increasing the maximum speed limit as to certain motor vehicles.

Which was committed to the Committee on Highways.

Mr. McPHERSON, JR., (By Request) read in his place and presented to the Chair Senate Bill No. 281, entitled:

An Act authorizing corporations to grant stock options, pensions, and allowances to officers and employees under certain circumstances; validating stock options, pensions, and allowances heretofore granted; and repealing inconsistent laws.

Which was committed to the Committee on Corporations.

He also read in his place and presented to the Chair Senate Bill No. 282, entitled:

An Act to further amend Section 607 of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 1005), entitled, as amended, "An act relating to and regulating tractors and their operation; providing for their registration by the Department of Revenue upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of tractors; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, and townships, within the Commonwealth, liability for damages caused by the negligent operation of tractors; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees and miscellaneous receipts; making and appropriation; and providing for refunds," by limiting the use of tractors of the second class.

Which was committed to the Committee on Highways.

He also read in his place and presented to the Chair Senate Bill No. 283, entitled:

An Act to further amend the act, approved the twenty-second day of June, one thousand nine hundred thirty-one (P. L. 694), entitled "An act imposing a tax on gross receipts as an excise on the use of the public highways by certain owners or operators of motor vehicles trans-

porting passengers and property for hire," by exempting from such tax receipts derived from the operation of school buses in transporting pupils to and from school.

Which was committed to the Committee on Finance.

He also read in his place and presented to the Chair Senate Bill No. 284, entitled:

An Act to further amend Section 28 of the act, approved the twenty-first day of May, one thousand nine hundred forty-three (P. L. 414), entitled "An act relating to vital statistics and to make uniform the law with reference thereto," by further providing for payment of the compensation of local registrars; and making an appropriation.

Which was committed to the Committee on Public Health and Welfare.

He also read in his place and presented to the Chair Senate Bill No. 285, entitled:

An Act to reenact and amend the act, approved the twenty-first day of July, one thousand nine hundred forty-one (P. L. 425), entitled "An act to establish a system uniform throughout the Commonwealth for the compensation of witnesses, regulating the amount, payment and taxation as costs thereof, and repealing inconsistent legislation."

Which was committed to the Committee on Judiciary General.

Mr. WATKINS read in place and presented to the Chair Senate Bill No. 286, entitled:

A Joint Resolution proposing amendment to article sixteen, section seven, of the Constitution of the Commonwealth of Pennsylvania to delete the requirement that stock indebtedness of private corporations may not be increased without stockholders' consent obtained at a meeting held after sixty days' notice.

Which was committed to the Committee on Constitutional Changes and Federal Relations.

Mr. FLEMING read in place and presented to the Chair Senate Bill No. 287, entitled:

An Act to further amend Section 11 of the act approved the eighteenth day of July, one thousand nine hundred seventeen (P. L. 1043) entitled, "An act establishing a public school employees' retirement system and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing employees; defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon boards having the employment of public school employees: exempting annuities, allowances, returns, benefits and rights from taxation and judicial process and providing penalties"; by providing for retroactive service allowance of certain employees.

Which was committed to the Committee on Education.

### REPORT FROM COMMITTEE

Mr. BLASS. Mr. President, I ask unanimous consent to make reports from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. BLASS, from the Committee on Constitutional Changes and Federal Relations, reported as committed Senate Bill No. 76, entitled:

A Joint Resolution proposing an amendment to section one, article fourteen of the Constitution of the Commonwealth of Pennsylvania, permitting county treasurers to hold successive terms.

He also, from the Committee on Constitutional Changes and Federal Relations, reported as committed Senate Bill No. 252, entitled:

A Joint Resolution proposing an amendment to article two, section four of the Constitution of the Commonwealth of Pennsylvania by providing for annual sessions of the General Assembly.

### BILLS INTRODUCED AND REFERRED

Mr. TOOLE (By Request) read in his place and presented to the Chair Senate Bill No. 288, entitled:

An Act to further amend clause (1) of section 2531 of the act, approved the twenty-third day of June, one thousand nine hundred thirty-one (P. L. 932) entitled "An act relating to cities of the third class; and amending, revising and consolidating the law relating thereto," by changing the tax limitation for general revenue purposes.

Which was committed to the Committee on Local Government.

Messrs. PECHAN, MAHANY and HALUSKA read in place and presented to the Chair Senate Bill No. 289, entitled:

An Act to further amend Section 202, to add Section 418.1 and to further amend Section 1310 of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177) entitled "An act aproviding for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," by creating the State Board of Practical Nurse Examiners as a departmental administrative board in the Department of Public Instruction.

Which was committed to the Committee on Education.

They also read in place and presented to the Chair Senate Bill No. 290, entitled:

An Act providing for and regulating the licensing and practice of practical nursing, and imposing penalties.

Which was committed to the Committee on Education.

Mr. PECHAN read in his place and presented to the Chair Senate Bill No. 291, entitled:

An Act to amend subsection (c) of section three of the act, approved the fourteenth day of January, one thousand nine hundred fifty-two (1951-1952 P. L. 1898), entitled "An act to provide for the better protection of life and health of the citizens of this Commonwealth



by requiring and regulating the examination, licensure and registration of persons and registration of corporations engaging in the care, preparation and disposition of the bodies of deceased persons, and providing penalties; providing for a State Board of Funeral Directors in the Department of Health; and repealing other laws," by modifying the qualifications of applicants.

Which was committed to the Committee on Education.

Mr. BLASS (By Request) read in his place and presented to the Chair Senate Bill No. 292, entitled:

An Act to further amend the act, approved the seventeenth day of May, one thousand nine hundred twenty-one (P. L. 682), entitled "An act relating to insurance; amending, revising and consolidating the law providing for the incorporation of insurance companies, and the regulation, supervision, and protection of home and foreign insurance companies, Lloyds associations, reciprocal and inter-insurance exchanges, and fire insurance rating bureaus, and the regulation and supervision of insurance carried by such companies, associations, and exchanges, including insurance carried by the State Workmen's Insurance Fund; providing penalties; and repealing existing laws," by further providing for the types or kinds of insurance business which certain domestic and foreign companies may transact, requiring certain domestic companies to amend their charters before transacting such additional kinds of insurance, fixing the minimum capital and financial requirements necessary to transact such additional kinds of insurance by both domestic and foreign companies and making such requirements additional conditions to licensure of certain foreign companies.

Which was committed to the Committee on Insurance.

Messrs. SILVERT, WEINER, DiSILVESTRO and STIEFEL read in place and presented to the Chair Senate Bills No. 293, entitled:

An Act to amend Section 416 of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-nine (P. L. 872), entitled "An act to consolidate, amend and revise the penal laws of the Commonwealth," by prohibiting the carrying of any deadly weapon in any vehicle.

Which was committed to the Committee on Judiciary General.

Messrs. LANE and MALLERY read in place and presented to the Chair Senate Bill No. 294, entitled:

An Act to further amend subsections (b), (c) and (e) of section 4 of the act, approved the twenty-fifth day of May, one thousand nine hundred forty-five (P. L. 1050), entitled "An act relating to the collection of taxes levied by counties, county institution districts, cities of the third class, boroughs, towns, townships, certain school districts and vocational school districts; conferring powers and imposing duties on tax collectors, courts, and various officers of said political subdivisions; and prescribing penalties," by clarifying the identity of certain taxing districts.

Which was committed to the Committee on Local Government.

## PETITIONS AND REMONSTRANCES

Mr. HOLLAND. Mr. President, before starting on these statements I have to make, I would like to ask who the Majority Leader of the Senate is today?

The PRESIDENT. Does the gentleman from Allegheny, Mr. Holland, desire to interrogate the Sergeant-at-Arms? The Chair cannot answer that question.

Mr. HOLLAND. Who, Mr. President, has been assigned to act as Majority Leader?

Mr. BERGER. Mr. President, I can answer the gentleman's question. I will act in that capacity today.

Mr. HOLLAND. Thank you, Senator Berger. I just wanted to find that out for the information of the Members of the Democratic group over here.

## INTERROGATION

Mr. BERGER. Mr. President, I would like to interrogate the gentleman from Allegheny, Senator Holland.

The PRESIDENT. Will the gentleman from Allegheny, Mr. Holland, permit himself to be interrogated?

Mr. HOLLAND. I will, Mr. President.

Mr. BERGER. Mr. President, I would like to ask the gentleman from Allegheny, Senator Holland, who the Minority Floor Leader is today.

Mr. HOLLAND. Mr. President, we have our Whip here, Senator Ruth.

Mr. BERGER. Thank you, Senator Holland.

The PRESIDENT. The Whip has been promoted today.

## PETITIONS AND REMONSTRANCES

Mr. HOLLAND. Mr. President, this Legislature has now been in Session for two and a half months. There is a rising clamor from the people back home asking when this "do nothing" Legislature is going to buckle down to work and tackle the vital matters of legislation which demand action.

It is obvious that the present Administration, battered and beaten by the dog-eat-dog struggle for political power which is going on within the Republican ranks, has been rendered completely impotent in offering legislative leadership. Must the whole apparatus of State government grind to a halt while the various factions within the Republican Party jockey for political positions?

When is the "hidden government" which is actually in control here going to loosen its paralyzing grip on this Legislature and allow us to proceed with our work?

The answer has been given that we must mark time until we have before us the Report of the Governor's Tax Study Commission and until we have concluded our public hearings on the Chesterman Committee Report.

Mr. President, on taxes and appropriations it is true that we must withhold action until we have made a complete study of these two reports, but is that any reason why we are blocked from consideration of any other legislation? To date, the only legislation which has come before us has been that in which the banks have had a special interest. Are the banks the only group in this Commonwealth whose interests are to be served by this Legislature?

Why is it that only four out of twenty-two committees of the Senate have met to date; Banking, Judiciary General, Appropriations and Local Government? Why haven't committee meetings been called to consider the multitude of bills which must be acted on, which are aimed at safeguarding the interests of the vast majority of the people of this State, legislation designed to protect the interests of consumers, labor, farmers, sportsmen and other broad groups who make up the bulk of our population?

Mr. President, why are we being blocked from consideration of those measures on which early action was



pledged by the platform promises of both political parties, a Fair Employment Practices Bill, Constitutional Revision, a fair and equitable Legislative Reapportionment Bill? Has the "hidden government" decided, in the secrecy of smoke-filled hotel rooms, to stall and block these matters in the hope that they will die in the last minute shuffle, when we finally get down to considering tax and appropriation bills? If so, Mr. President, the time has come to smoke out the "hidden government" and restore the processes of government to their rightful place, in the committee meetings and floor of the General Assembly, where such decisions should be openly reached.

Gentlemen, I hereby serve notice that unless this legislative log-jam is broken immediately, next week the Members of the Democratic Party will move that on bills affecting the general welfare, discharge motions shall be offered to release these bills to the Senate Floor for action.

Mr. BLASS. Mr. President, in reply to the gentleman from Allegheny, Senator Holland, I just want to make one remark. The least governed is usually the best governed, and the quality of the Legislature is not determined by the number of bills it introduces and passes, but the kind of legislation that it enacts.

Mr. LANE. Mr. President, according to recent newspaper releases, it appears that the leadership of the Republican Party, both in the Senate and in the House, is considering the scuttling of the Chesterman Committee Reports. It seems to me, Mr. President, that if these statements are true, the Majority Party here in Pennsylvania is playing with fire because, in my opinion, a number of these survey reports merit very careful consideration, and the people as a whole are vitally interested in any action which might be taken by these legislative bodies.

Mr. President, it seems to me that it is rather unusual that the special committee should consider Report No. 8 instead of handling the surveys in a proper manner or in their proper order. Is it possible that they might have found a weakness in the figures in regard to merging the State Police and the Department of Justice, that they have decided to take advantage of these weaknesses by criticizing the report in its entirety?

In my humble opinion, Mr. President, I feel that this report should be given every consideration, not because I believe and agree with everything they might say, because I have taken issue on this floor in regard to several of the survey reports. However, we have one of two alternatives; either we find a way, and find the means, of cutting these budgets or we are going to be faced with the problem of levying \$156,000,000 of additional taxes upon the already overtaxed citizens of this Commonwealth.

Mr. President, I do not know what the idea of the Republican Party is; I do not know if these statements are true, but I say this to you here this afternoon, I believe when this committee meets this week they should suggest that the department heads attend the meetings, armed with facts and figures. They should supply that committee with those figures in order that we can go over it in detail. I have never seen a budget yet that I could not cut, and I do not think there is any man here who has had any administrative experience that has not

seen likewise. It can always be done. We have to do this job because the people are looking toward this Senate to do the job for them.

Mr. President, in conclusion I want to say this to you. We, of the Democratic Party, agree that Governor Fine is very sincere in his endeavor to streamline government. We take that position because he has demonstrated that fact to us over a period of time. We are going to support that position, and any action on the part of the Republican Party in this Senate to scuttle the Chesterman Committee Reports, or to abandon public hearings, is going to meet with united opposition on this side of the aisle.

Mr. HALUSKA. Mr. President, I only wish to concur in the remarks made by my colleague from Allegheny, Senator Holland, and add to them by saying that I am thoroughly disgusted with the work of this Senate. We are going now on the third month of this Session, and have not acted upon one bill of any importance.

Mr. President, a few weeks ago it was recommended by some of the Democrats and Republicans that we might take a recess in order to determine where we are going.

They thought that out in a hurry. It is very costly, not only for the Members individually but for the Commonwealth, to have us come down to Harrisburg, Monday after Monday, hoping that work may start, and go back Tuesday morning having done nothing. Just how long will this continue? We have work back home, each and everyone of us, to make our livelihood, but because of our sworn duties we must make our appearance at the Capitol every Monday, hoping something will happen. We should either make up our minds to get down to work and act upon some of these bills, or recess until the powers that be make up their minds.

Another thing, Mr. President, I have noticed that we have had a privilege here, I might say a practice rather than a privilege, of committee heads taking it upon themselves to circle the Senate and ask for the approval of committee members to report bills to the floor. We have not objected to that, especially when we are in Session and when we are quite busy. However, I see no good reason for any committee chairman to poll the Members on the floor in order to report a bill without first having a committee meeting.

Mr. President, I say that is a practice which has been abused, and I serve notice that in the future it shall be determined whether or not there has been a committee meeting called before any such bill is reported to the floor for further action.

Mr. YOSKO. Mr. President, I just want to call to the attention of the Senate the fact that when today's Session ends, we will have broken one record. It is not a complimentary record, but we will have broken a record which is not a credit to the Republican leadership.

Mr. President, unless I am mistaken, this has not happened since 1931. In 1931, it took until March 16 to pass the first bill by both branches of the Legislature. As I understand it, the first bill will have passed this Session of the Legislature on March 17 or 18. It is the bill amending the Commercial Code. It passed the Senate and is now on the House Calendar. When it passes the House and is sent to the Governor, we will have broken that 1931 record.

Mr. BERGER. Mr. President, we appreciate greatly the



apprehension which the Minority Side seems to feel for the Majority Side in this matter. I might say that we are concerned over here more with the quality of the bills which are received by the committees, rather than with the quantity of them. I have every confidence that the committee chairmen, when they have bills of the right caliber in their committees to consider, will report them out for appropriate action on the floor.

In so far, Mr. President, as the work of the hearing committee studying the Government Survey Report is concerned, this committee is doing its work. The subject matter has been committed to it for its consideration, and I believe that the Senators would do well to wait until that work is completed before they begin to criticize the committee, which has not yet made its report.

### INTERROGATION

Mr. LANE. Mr. President, I desire to interrogate the temporary Majority Leader, Senator Berger.

The PRESIDENT. Will the gentleman from Potter, Mr. Berger, permit himself to be interrogated?

Mr. BERGER. I will, Mr. President.

Mr. LANE. Senator Berger, you said that the committee chairmen were awaiting the proper quality of bills. Will you please tell me just what you mean by that? What are proper quality bills the committee chairmen might consider?

Mr. BERGER. Mr. President, I believe that is a matter that the committee chairmen, themselves, are to decide.

Mr. LANE. I see; then you were speaking for the committee chairmen. Is that correct?

Mr. BERGER. I think I can speak for them in that respect, yes, Senator.

Mr. LANE. I thank the gentleman from Potter, Senator Berger.

### SENATE CONCURRENT RESOLUTIONS

#### COMMEMORATING FIFTIETH ANNIVERSARY OF HERSHEY, PENNSYLVANIA

Mr. TAYOR offered the following concurrent resolution which was twice read as follows:

In the Senate, March 16, 1953.

Milton Snavely Hershey, a Pennsylvania born farm boy, in the year 1903, at the age of forty-six, after a successful career in the caramel business in Lancaster, returned to Derry Township, Dauphin County, the home of his birth, and began preparations for the building of a chocolate factory and the founding of a town for the personnel to be employed there.

In the fifty years since that time the town, now called "Hershey", and known locally as "The Chocolate Town," and the factory for the making of chocolate candy and chocolate syrups, has established a world-wide reputation, and in addition to the purely business aspects and accomplishments attributed to the genius of Mr. Hershey, the Hershey community has become a great cultural and sports center, known and appreciated by hundreds of thousands of people.

Mr. Hershey, during his lifetime, established and endowed one of the great charitable projects of America, "Milton Hershey School," a free school for orphan boys, with a present population of over eleven hundred boys who live in cottages and farm homes.

During this year of 1953, Hershey and the various enterprises connected with the Hershey interests, under the Management of P. A. Staples, President of Hershey Chocolate Corporation, and John B. Sollenberger, Presi-

dent of Hershey Estates, are celebrating a Fiftieth Anniversary.

In order to pay a deserved tribute to the life and character and success of the philanthropist, Milton Snavely Hershey, and to congratulate and pay a tribute to the loyalty and industry and success of the people who live and work in Hershey, and the vicinity thereof, it is hereby

Resolved (if the House of Representatives concur) That in deserved recognition of the life and accomplishments of Milton Snavely Hershey, and in harmony with the celebration of the Fiftieth Anniversary Program in Hershey during this year of 1953, congratulations and best wishes for continued prosperity, success and happiness are hereby extended to the Management and Employees of the several Hershey enterprises, the Teachers and Pupils in Milton Hershey School, and the Citizens of Hershey and vicinity; and it is further

Resolved, That certified copies of this resolution be transmitted by the Secretary of the Senate to Mr. P. A. Staples and to Mr. John B. Sollenberger.

### RESOLUTION ADOPTED

Mr. TAYLOR. Mr. President, I move the immediate adoption of this resolution.

Mr. WALKER. Mr. President, I second the motion.

The PRESIDENT. Before I ask for a vote on this motion, with reference to the adoption of the resolution, I can, perhaps for the third time since I have been the Presiding Officer of this body, feel the pinch of my incapacity to vote. So, I will just give a little lip service to the resolution by saying that I wish to concur in everything that is contained therein.

With the permission of the distinguished Senator from Dauphin, I would like to point out that the Trustees of the Hershey Estates and the Directors of the Corporation down at Hershey have always given a splendid account of themselves in bringing to fruition that wonderful institution known as Hershey in the Fair Commonwealth of Pennsylvania.

I would just like to go a little bit further and say that the thing after all which imbued Milton Hershey to establish that wonderful community down there was to do something along the line that the Majority Floor Leader was talking about here two or three weeks ago, when he talked about giving love and affection to orphans and homeless children.

So, for whatever it is worth, I vote "aye" in favor of the resolution.

On the question, "

Will the Senate agree to the motion?

The motion was agreed to.

Ordered, That the Clerk present same to the House of Representatives for concurrence.

#### REQUESTING THAT BUST OF DR. SAMUEL. G. DIXON BE PUBLICLY ENSHRINED IN ROTUNDA OF CAPITOL

Mr. BERGER offered the following concurrent resolution which was twice read and referred to the Committee on Rules:

In the Senate, March 16, 1953.

It is appropriate that the bust of Dr. Samuel G. Dixon, the Commonwealth's first Commissioner of Health, be publicly enshrined. Dr. Dixon was appointed in the year, one thousand nine hundred five, by Governor Samuel Pennypacker, to establish a public health program for Pennsylvania.

The work of this lawyer-physician is the basis for our

present day health program. He championed the idea of direct aid to rural areas, establishing a system of county health protection under the guidance of the State Health Department. He organized the Bureau of Vital Statistics, providing thereby the basic plan for the Federal Vital Statistics Registration services. His broad vision enabled him to establish the State Tuberculosis Hospitals at Mount Alto and Cresson. His acute sense of responsibility for his fellow men, coupled with his vast knowledge of the value of the use of antitoxins in combating diphtheria, enabled him to materially aid in greatly reducing the mortality rate of this disease; now therefore be it

Resolved (if the House of Representatives concur), That the bust of Dr. Samuel G. Dixon be accepted by the Commonwealth, and that the bust be publicly enshrined in the rotunda of the main capitol building.

#### TIME OF NEXT MEETING

Mr. WATKINS offered the following resolution, which was twice read, considered and agreed to:

In the Senate, March 16, 1953.

Resolved (if the House of Representatives concur) That when the Senate adjourns this week it reconvene on Monday, March 23, 1953, at four o'clock p. m., E.S.T.; and when the House of Representatives adjourns this week it reconvene on Monday, March 23, 1953, at four-thirty o'clock p. m., E.S.T.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

#### CONSIDERATION OF EXECUTIVE NOMINATIONS

Mr. WATSON asked and obtained unanimous consent for immediate consideration of the nominations reported at today's Session.

#### EXECUTIVE SESSION

A motion was made by Mr. WATSON and Mr. BERGER, That the Senate do now resolve itself into Executive Session, for the purpose of acting upon the nominations reported at today's session.

Which was agreed to.

The nominations were read as follows:

#### MEMBERS OF COUNTY BOARDS OF ASSISTANCE

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg January 26, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Members of County Boards of Assistance:

#### ALLEGHENY COUNTY

Norman O. Kegel (Democrat), 4018 Shoreham Street, Pittsburgh, to serve until December 31, 1955, and until his successor is duly appointed and qualified (Reappointment).

Mrs. Alice H. McMillen (Republican), 17 East Main Street, Carnegie, to serve until December 31, 1955, and until her successor is duly appointed and qualified (Reappointment).

Dr. W. R. Vivrett (Democrat), 256 South Evaline Street, Pittsburgh, to serve until December 31, 1953, and until his successor is duly appointed and qualified, to fill a vacancy.

Mrs. Mayme Hubbard (Republican), 433 Parker Street, Verona, to serve until December 31, 1953, and until her successor is duly appointed and qualified, vice Mrs. Helen L. Carrigan, Pittsburgh, resigned.

#### BERKS COUNTY

Paul B. Albright (Democrat), 318 North 15th Street, Hamburg, to serve until December 31, 1955, and until his successor is duly appointed and qualified, to fill a vacancy.

#### BUTLER COUNTY

R. L. Butler (Republican), Sarver, to serve until December 31, 1955, and until his successor is duly appointed and qualified, vice Glenn D. Cramer, Sarver, whose term expired.

#### CAMERON COUNTY

Frank Callahan (Republican), Driftwood, to serve until December 31, 1954, and until his successor is duly appointed and qualified, vice James Daley, Driftwood, resigned.

Mrs. Olive Zimmer (Republican), West Creek, Emporium, to serve until December 31, 1955, and until her successor is duly appointed and qualified, vice Mrs. Christie Close, Emporium, whose term expired.

#### CENTRE COUNTY

Mrs. Ruth Clyde (Republican), 204 Woodland Drive, State College, to service until December 31, 1954, and until her successor is duly appointed and qualified, vice Mrs. Lucetta P. Kennedy, State College, resigned.

#### CLARION COUNTY

Ralph M. Baker (Republican), Foxburg, to serve until December 31, 1955, and until his successor is duly appointed and qualified (Reappointment).

Mr. Bernice M. Goble (Republican), Shippensburg, to serve until December 31, 1955, and until her successor is duly appointed and qualified, vice Mrs. Edna M. Seifert, New Bethlehem, whose term expired.

Mrs. Harriet Hoyt (Republican), Clarion, to serve until December 31, 1955, and until her successor is duly appointed and qualified, vice Mrs. Lulu A. Walley, Crown, whose term expired.

#### CLEARFIELD COUNTY

Miss Elva M. Walker (Republican), 517 Turnpike Avenue, Clearfield, to serve until December 31, 1955, and until her successor is duly appointed and qualified (Reappointment).

Mrs. Viola Rickenbaugh (Republican), Smithmill, to serve until December 31, 1955, and until her successor is duly appointed and qualified, vice Mrs. Letitia Good, Osceola Mills, whose term expired.

Mrs. Della Patchin (Republican), Burnside, to serve until December 31, 1955, and until her successor is duly appointed and qualified, vice Rev. Ezra F. Pearce, Burnside, whose term expired.

#### MERCER COUNTY

Warren R. Keck, Jr., Esq. (Republican), 11 Bessemer Avenue, Greenville, to serve until December 31, 1955, and until his successor is duly appointed and qualified, vice J. Arthur Loutzenhiser, Greenville, whose term expired.

#### NORTHUMBERLAND COUNTY

Mrs. Cora Stecker (Republican), 108 South Hickory Street, Mount Carmel, to serve until December 31, 1955, and until her successor is duly appointed and qualified, vice Mrs. Nellie G. Jones, Mount Carmel, whose term expired.

#### PIKE COUNTY

Mrs. Bertha Voelker (Republican), Matamoras, to serve until December 31, 1955, and until her successor is duly appointed and qualified, vice Thomas Casey, Matamoras, whose term expired.

Edward Parsons (Republican), Greentown, to serve until December 31, 1955, and until his successor is duly appointed and qualified (Reappointment).

JOHN S. FINE.



Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as members of County Boards of Assistance:

#### BUCKS COUNTY

Mrs. Minnie H. Oblinger (Republican), New Hope, until December 31, 1955, and until her successor is duly appointed and qualified (Reappointment).

Mrs. Winifred M. Clymer (Republican), Southampton, until December 31, 1955, and until her successor is duly appointed and qualified (Reappointment).

#### CAMBRIA COUNTY

James G. Contakos (Republican), 317 Market Street, Johnstown, until December 31, 1955 (Reappointment).

#### FAYETTE COUNTY

Chas. W. Strawn (Republican), 525 Pearl Street, Brownsville, until December 31, 1954, and until his successor is duly appointed and qualified, vice Homer Wolford, Brownsville, whose term expired.

J. S. Hackney (Republican), Highland and Union Streets, Point Marion, until December 31, 1954, and until his successor is duly appointed and qualified (Reappointment).

Jack M. Collins (Republican), South Connellsville, until December 31, 1955, and until his successor is duly appointed and qualified (Reappointment).

#### INDIANA COUNTY

George Heimberger (Republican), R. D., Saltsburg, until December 31, 1955, and until his successor is duly appointed and qualified, vice Charles E. Gabrielson, Saltsburg, whose term expired.

#### JEFFERSON COUNTY

G. Emery Schwartz (Republican), Anita, until December 31, 1955, and until his successor is duly appointed and qualified, vice William J. Mosier, Anita, whose term expired.

Samuel P. Hewlett (Democratic), 202 Hill Street, Reynoldsville, until December 31, 1955, and until his successor is duly appointed and qualified, vice E. E. Deible, Reynoldsville, whose term expired.

Joe C. Williams (Republican), 426 Grant Street, Reynoldsville, until December 31, 1955, and until his successor is duly appointed and qualified, vice Mrs. Sara N. Blake, Brookville, whose term expired.

#### LAWRENCE COUNTY

Ralph H. Ramsey (Democrat), 325 Park Avenue, New Castle, until December 31, 1955, and until his successor is duly appointed and qualified (Reappointment).

Mrs. Florence Long (Republican), 516 Neshannock Boulevard, New Castle, until December 31, 1953, and until her successor is duly appointed and qualified (Reappointment).

Michael Barletta (Republican), 409 March Avenue, Ellwood City, until December 31, 1954, and until his successor is duly appointed and qualified, vice Nick Cangey, New Castle, whose term expired.

Samuel Taylor (Republican), 608 North Ashland Avenue, New Castle, until December 31, 1955, and until his successor is duly appointed and qualified, vice Joseph Ellsworth, New Castle, whose term expired.

A. W. Thompson (Republican), R. D. No. 6, New Castle, until December 31, 1954, and until his successor is duly appointed and qualified, vice A. A. Webb, New Castle, whose term expired.

#### LEHIGH COUNTY

Horace W. Schantz (Republican), 250 Main Street, Emmaus, until December 31, 1955 (Reappointment).

Robert E. Haas, Esq. (Republican), 502 Hamilton Street, Allentown, until December 31, 1955, and until his successor is duly appointed and qualified (Reappointment).

Russell B. Kirby (Republican), 325 N. 22nd Street, Allentown, until December 31, 1955, and until his successor is duly appointed and qualified (Reappointment).

Dr. C. J. Yocum (Republican), 719 N. 6th Street, Allentown, until December 31, 1954, and until his successor is duly appointed and qualified, to fill a vacancy.

#### NORTHAMPTON COUNTY

Victor G. Reis (Republican), R. D. No. 1, Hellertown, until December 31, 1954, and until his successor is duly appointed and qualified, vice Mrs. Emilie Walls, Bethlehem, whose term expired.

Miss Catharine McGrath (Democrat), 616 Paxinosa Avenue, Easton, until December 31, 1955 (Reappointment).

John Field Oldt, Esq. (Democrat), 916 Fairfield Avenue, Easton, until December 31, 1954, and until his successor is duly appointed and qualified (Reappointment).

#### POTTER COUNTY

Mrs. Katharine Dorfled (Republican), Coudersport, until December 31, 1955, and until her successor is duly appointed and qualified, vice E. P. Huntington, Coudersport, whose term expired.

Rev. Clair Statham (Republican), Harrison Valley, until December 31, 1955, and until his successor is duly appointed and qualified, vice John Beckman, Coudersport, whose term expired.

Maurice Swift (Republican), R. D. No. 1, Coudersport, until December 31, 1954, and until his successor is duly appointed and qualified, to fill a vacancy.

#### WARREN COUNTY

Mrs. Margie Finlan (Dem.), Youngsville, until December 31, 1954 (Reappointment).

Rev. E. J. Jacobs (Republican), Tidioute, until December 31, 1953, and until his successor is duly appointed and qualified (Reappointment).

Floyd G. Carter (Republican), 118 Central Avenue, Warren, until December 31, 1954, and until his successor is duly appointed and qualified (Reappointment).

#### WASHINGTON COUNTY

James C. Wolfe (Republican), 14 Maple Avenue, Burgettstown, until December 31, 1955 (Reappointment).

Mrs. Irene Walker (Republican), Daisytown, until December 31, 1955 (Reappointment).

Mrs. Delia Kelly (Democrat), 988 Thompson Avenue, Donora, until December 31, 1953, and until her successor is duly appointed and qualified (Reappointment).

Russell Z. Moninger, Esq. (Republican), LeMoyne Avenue Extension, Washington, until December 31, 1953, and until his successor is duly appointed and qualified (Reappointment).

George D. Grimes (Republican), R. D. No. 1, Centerville, P. O. West Brownsville, until December 31, 1954, and until his successor is duly appointed and qualified (Reappointment).

JOHN S. FINE.

A motion was made by Mr. WATSON and Mr. BERGER, That the Senate do advise and consent to said nominations.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

## YEAS—47

Bane,	Harney,	McGinnis,	Taylor,
Barr,	Holland,	McMenamin,	Toole,
Berger,	Kephart,	McPherson, Jr.	Wade,
Blass,	Kessler,	Miller,	Wagner,
Camiel,	Koprivier, Jr.	Pechan,	Walker,
Chapman,	Lane,	Peelor,	Watkins,
Crowe,	Leader,	Propert,	Watson,
Diehm,	Letzler,	Ruth,	Weiner,
DiSilvestro,	Madigan,	Silvert,	Wolfe,
Fleming,	Mallery,	Snowden,	Wood,
Freed,	McCreesh,	Stevenson,	Yosko,
Haluska,	McCusker,	Stiefel,	

## NAYS—0

Two-thirds of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

## NOMINATIONS TAKEN FROM TABLE

Mr. WATSON. Mr. President, I call from the table the nominations submitted by the Governor on February 9, 1953, for the offices of Alderman and Justices of the Peace.

The Clerk read the nominations as follows:

## ALDERMAN AND JUSTICES OF THE PEACE

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg February 9, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following:

William H. Henson, 710 Merchant Street, Coatesville, Chester County, for appointment as Alderman in and for the Fifth Ward of the City of Coatesville, Chester County, to serve until the first Monday of January 1954, vice James A. Thompson, deceased.

Raymond W. Partridge, 538 East Lincoln Avenue, Myers-town, Lebanon County, for appointment as Justice of the Peace in and for the Township of Jackson, Lebanon County, to serve until the first Monday of January 1954, to fill a vacancy.

J. M. Cook, R. D. No. 4, Punxsutawney, Jefferson County, for appointment as Justice of the Peace in and for the Township of Perry, Jefferson County, to serve until the first Monday of January 1954, to fill a vacancy.

JOHN S. FINE.

## CONSIDERATION OF EXECUTIVE NOMINATIONS

A motion was made by Mr. WATSON and Mr. BERGER, That the Senate do advise and consent to said nominations.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

## YEAS—47

Bane,	Harney,	McGinnis,	Taylor,
Barr,	Holland,	McMenamin,	Toole,
Berger,	Kephart,	McPherson, Jr.	Wade,
Blass,	Kessler,	Miller,	Wagner,
Camiel,	Koprivier, Jr.	Pechan,	Walker,
Chapman,	Lane,	Peelor,	Watkins,
Crowe,	Leader,	Propert,	Watson,
Diehm,	Letzler,	Ruth,	Weiner,
DiSilvestro,	Madigan,	Silvert,	Wolfe,
Fleming,	Mallery,	Snowden,	Wood,
Freed,	McCreesh,	Stevenson,	Yosko,
Haluska,	McCusker,	Stiefel,	

## NAYS—0

Two-thirds of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

## EXECUTIVE SESSION RISES

Mr. WATSON. Mr. President, I move that the Executive Session do now rise.

Mr. BERGER. Mr. President, I second the motion.

The motion was agreed to.

## BILLS INTRODUCED AND REFERRED

Mr. FREED. Mr. President, I ask unanimous consent to introduce a bill at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. FREED read in place and presented to the Chair Senate Bill No. 295, entitled:

An Act to further amend Section 807 of the act, approved the seventeenth day of May, one thousand nine hundred twenty-one (P. L. 682), entitled "An act relating to insurance; amending, revising and consolidating the law providing for the incorporation of insurance companies, and the regulation, supervision, and protection of home and foreign insurance companies, Lloyds associations, reciprocal and inter-insurance exchanges and fire insurance rating bureaus, and the regulation and supervision of insurance carried by such companies, associations, and exchanges, including insurance carried by the State Workmen's Insurance Fund; providing penalties; and repealing existing laws," by further regulating reserves with respect to domestic mutual fire insurance companies.

Which was committed to the Committee on Insurance.

Mr. WATKINS. Mr. President, I ask unanimous consent to introduce a bill at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WATKINS (By Request) read in place and presented to the Chair Senate Bill No. 296, entitled:

An Act to further amend Section 354 of the act, approved the seventeenth day of May, one thousand nine hundred twenty-one (P. L. 682), entitled "An act relating to insurance; amending, revising, and consolidating the law providing for the incorporation of insurance companies, and the regulation, supervision, and protection of home and foreign insurance companies, Lloyds associations, reciprocal and inter-insurance exchanges, and fire insurance rating bureaus, and the regulation and supervision of insurance carried by such companies, associations, and exchanges, including insurance carried by the State Workmen's Insurance Fund; providing penalties; and repealing existing laws," by requiring approval of policies other than certain fire and marine policies issued by domestic mutual fire insurance companies.

Which was committed to the Committee on Insurance.

REPORT FROM THE JOINT STATE  
GOVERNMENT COMMISSIONDEALING WITH PUBLIC SCHOOL PUPIL  
TRANSPORTATION

Mr. WATKINS. Mr. President, I ask unanimous consent to make a report at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WATKINS, on behalf of the Joint State Govern-



ment Commission, submitted the following report which was read by the Clerk as follows:

COMMONWEALTH OF PENNSYLVANIA  
JOINT STATE GOVERNMENT COMMISSION  
OF THE GENERAL ASSEMBLY

P. O. Box 61, Room 450—Capitol Building,  
Harrisburg, March 16, 1953.

To the Honorable, the Senate of the General Assembly of the Commonwealth of Pennsylvania:

On behalf of the Joint State Government Commission, I have the honor to transmit herewith A Report of the Joint State Government Commission, Session of 1953, dealing with Public School Pupil Transportation.

Copies of this report for distribution to the members of the Senate have been delivered to the office of the President pro tempore of the Senate.

Respectfully submitted,

/s/ BAKER ROYER  
Baker Royer Chairman

The PRESIDENT. The communication will be spread upon the Journal, and the report will be printed in full in the Appendix.

### CALENDAR

#### THIRD READING CALENDAR

##### BILLS OVER IN ORDER

Mr. BERGER. Mr. President, I ask unanimous consent that Senate Bill No. 52, on third reading, entitled:

An Act to amend clause XV of section 1202 of the act, approved the fourth day of May, one thousand nine hundred twenty-seven (P. L. 519), entitled "An act concerning boroughs, and revising, amending, and consolidating the law relating to boroughs," by further defining the powers of boroughs with regard to garbage, rubbish, sludge and other waste treatment and disposal, acting separately or jointly with other political subdivisions.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. BERGER. Mr. President, I ask unanimous consent that Senate Bill No. 53, on third reading, entitled:

An Act to further amend clause (4) of subsection A of section 1001 of the act, approved the fifteenth day of May, one thousand nine hundred thirty-three (P. L. 624), entitled, as amended, "An act relating to the business of banking, and to the exercise of fiduciary powers by corporations; providing for the organization of corporations with fiduciary powers, and of banking corporations, with or without fiduciary powers, including the conversion of National banks into State banks, and for the licensing of private bankers, and employees' mutual banking associations; defining the rights, powers, duties, liabilities, and immunities of such corporations, of existent corporations authorized to engage in a banking business, with or without fiduciary powers, of private bankers and employees' mutual banking associations, and of the officers, directors, trustees, shareholders, attorneys, and other employees of all such corporations, employees' mutual banking associations or private bankers, or of affiliated corporations, associations, or persons; restricting the exercise of banking powers by any other corporation, association, or person, and of fiduciary powers by any other corporation; conferring powers and imposing duties upon the courts, prothonotaries, recorders of deeds, and certain State departments, commissions, and officers; imposing penalties; and repealing certain acts and parts of

acts," by further regulating the making of installment loans.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

### SECOND READING CALENDAR

#### BILLS OVER IN ORDER

Mr. BERGER. Mr. President, I ask unanimous consent that Senate Bill No. 87, on second reading, entitled:

An Act to reenact subsection A of section 1012 of the act approved the fifteenth day of May one thousand nine hundred thirty-three (P. L. 624) entitled as amended "An act relating to the business of banking and to the exercise of fiduciary powers by corporations providing for the organization of corporations with fiduciary powers and of banking corporations with or without fiduciary powers including the conversion of National banks into State banks and for the licensing of private bankers and employees' mutual banking associations defining the rights powers duties liabilities and immunities of such corporations of existent corporations authorized to engage in a banking business with or without fiduciary powers of private bankers and employees' mutual banking associations and of the officers directors trustees shareholders attorneys and other employees of all such corporations employees' mutual banking associations or private bankers or of affiliated corporations associations or persons restricting the exercise of banking powers by any other corporation association or person and of fiduciary powers by any other corporation conferring powers and imposing duties upon the courts prothonotaries recorders of deeds and certain State departments commissions and officers imposing penalties and repealing certain acts and parts of acts" by making further provision concerning the powers and limitations on powers of banks and bank and trust companies.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. BERGER. Mr. President, I ask unanimous consent that Senate Bill No. 91, on second reading, entitled:

An Act to further amend Section 5 of the act approved the thirty-first day of May one thousand nine hundred forty-five (P. L. 1198) entitled "An act providing for the conservation and improvement of land affected in connection with the mining of bituminous coal by the open pit mining method regulating such mining and providing penalties" by further regulating back-filling and operation reports.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

### BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 216, entitled:

An Act to further amend the act, approved the seventh day of July, one thousand nine hundred forty-seven (P. L. 1368) entitled "An act amending, revising, and consolidating the laws relating to delinquent county, city, except of the first and second class and second class A, borough, town, township, school district, except of the first class and school districts within cities of the second class A, and institution district taxes, providing when, how and upon what property, and to what extent liens shall be allowed for such taxes, the return

and entering of claims therefor; the collection and adjudication of such claims, sales of real property, including seated and unseated lands, subject to the lien of such tax claims; the disposition of the proceeds thereof, including State taxes and municipal claims recovered and the redemption of property; providing for the discharge and divestiture by certain tax sales of all estates in property and of mortgages and liens on such property, and the proceedings therefor; creating a Tax Claim Bureau in each county, except a county of the first class, to act as agent for taxing districts; defining its powers and duties, including sales of property, the management of property taken in sequestration and the management, sale and disposition of property heretofore sold to the county commissioners, taxing districts and trustees at tax sales; providing a method for the service of process and notices; imposing duties on taxing districts and their officers and on tax collectors, and certain expenses on counties and for their reimbursement by taxing districts; and repealing existing laws," by clarifying the provisions which authorize cities of the third class and school districts within such cities to accept the provisions of the act and changing the date on which the period of redemption commences to run on tax claims.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 228, entitled:

An Act to authorize counties, cities, boroughs, incorporated towns, townships, school districts, poor districts and county institution districts to file tax and municipal claims not filed within the time specified by law; and to amend such claims when the property affected is not sufficiently described; and to file suggestions of nonpayment and averments of default, or to sue out writs of scire facias on certain tax or municipal claims; and to revive judgments where the lien of such claims or the judgments thereon have been lost; and providing for the reinstatement of the liens of such claims and judgments.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

### BILL OVER IN ORDER

Mr. BERGER. Mr. President, I ask unanimous consent that Senate Bill No. 233, on second reading, entitled:

An Act to reenact and amend the title and the act approved the twenty-ninth day of April one thousand nine hundred thirty-seven (P. L. 487) entitled "An act to provide for the permanent personal registration of electors in boroughs towns and townships as a condition of their right to vote at elections and primaries and their enrollment as members of political parties as a further condition of their right to vote at primaries prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors requiring the county commissioners of the various counties to act as a registration commission therefor and prescribing the powers and duties of citizens parties political bodies registration commissions commissioners registrars inspectors of registration and other appointees of registration commissions county election boards election officers municipal officers departments and bureaus police officers courts judges prothonotaries sheriffs county commissioners peace officers county treasurers county controllers registrars of vital statistics certain public utility corporations real estate brokers rental agents and boards of school directors and imposing penalties" as previously amended

by extending the provisions thereof to cities of the second class and making uniform certain provisions relating to time limitations affected by municipal and general elections.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

The Senate will be at ease.

(The Senate was at ease.)

### BILLS ON FIRST READING

Mr. BERGER. Mr. President, I move that the Senate do now proceed to the first reading of all bills reported from committees for the first time at today's session.

Mr. WADE. Mr. President, I second the motion.

The motion was agreed to.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 76, entitled:

A Joint Resolution proposing an amendment to section one, article fourteen of the Constitution of the Commonwealth of Pennsylvania, permitting county treasurers to hold successive terms.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 252, entitled:

A Joint Resolution proposing an amendment to article two, section four of the Constitution of the Commonwealth of Pennsylvania by providing for annual sessions of the General Assembly.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 262, entitled:

An Act to further amend subsection (f) of Section 211.1 of the act, approved the seventeenth day of May, one thousand nine hundred twenty-one (P. L. 789), entitled as amended "An act relating to insurance; establishing an insurance department; and amending, revising, and consolidating the law relating to the licensing, qualification, regulation, examination, suspension and dissolution of insurance companies, Lloyds associations, reciprocal and inter-insurance exchanges and certain societies and orders, the examination and regulation of fire insurance rating bureaus, and the licensing and regulation of insurance agents and brokers; the service of legal process upon foreign insurance companies, associations, or exchanges; providing penalties; and repealing existing laws," by continuing the provisions of that section in effect for a further period.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

### PERMISSION TO ADDRESS SENATE

Mr. BERGER asked and obtained unanimous consent to address the Senate.

Mr. BERGER. Mr. President, on behalf of my colleagues, Senator Rowland B. Mahany and Senator John H. Dent, I am introducing the first of the bills implement-



ing the recommendations of the so-called "Little Hoover Commission," or the Government Survey Committee.

## BILLS INTRODUCED AND REFERRED

Mr. BERGER. Mr. President, I ask unanimous consent to introduce a bill at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Messrs. BERGER, MAHANY and DENT read in place and presented to the Chair Senate Bill No. 297, entitled:

An Act to further amend the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers, providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," by making the Pennsylvania State Police and the Pennsylvania Board of Parole departmental administrative agencies in the Department of Justice; and prescribing their powers and duties.

Which was committed to the Committee on Rules.

Mr. YOSKO. Mr. President, I ask unanimous consent to introduce a bill at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. YOSKO read in place and presented to the Chair Senate Bill No. 298, entitled:

An Act to amend Section 911 of the act, approved the twenty-eighth day of May, one thousand nine hundred

thirty-seven (P. L. 1053), entitled "Public Utility Law of 1937," by requiring the Commission to investigate and hold hearings, and to be represented thereat, in all cases where it orders proceedings on the approval of contracts between public utilities and municipalities.

Which was committed to the Committee on Corporations.

## ANNOUNCEMENT ON BEHALF OF JOINT COMMITTEE TO HOLD PUBLIC HEARINGS ON STATE GOVERNMENT SURVEY COMMITTEE REPORT

Mr. BERGER: I would like to announce to the gentlemen of the Senate that the schedule of hearings which appeared on the mimeographed sheet in their mail boxes, concerning hearings by the Legislative Hearing Committee, scheduled for next week, are not fixed hearings. The order of hearings probably will be changed and any further hearings will be announced publicly through the press and to the Members by the committee.

## REMARKS BY ACTING MAJORITY LEADER

Mr. BERGER. Mr. President, before making the adjournment motion, I would like to voice a sentiment which has been expressed here this afternoon, or a suggestion rather, to the Chair, if the Chair finds it possible to do so, that tomorrow's calendar be printed in green.

We simply submit that for your consideration, Mr. President.

The PRESIDENT. That meets with the Chair's approval, and the Chair has already assumed the authority to demand that it appear printed in green.

## ADJOURNMENT

Mr. BERGER. Mr. President, I move that the Senate do now adjourn until Tuesday, March 17, 1953, at 11:00 o'clock a.m., Eastern Standard Time.

Mr. WOOD. Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 5:36 o'clock p.m., Eastern Standard Time, until Tuesday, March 17, 1953, at 11:00 o'clock a.m., Eastern Standard Time.

## HOUSE OF REPRESENTATIVES

MONDAY, March 16, 1953

The House met at 4:30 p. m.

The SPEAKER (Charles C. Smith) in the Chair.

## PRAYER

The Chaplain, Reverend William Hugh Fryer, offered the following prayer:

O Lord, our Heavenly Father, the high and mighty Ruler of the universe, who dost from Thy throne behold all the dwellers upon earth; most heartily we beseech Thee with Thy favor to behold and bless Thy servant, the President of the United States, the Governor of this State, and all who make or execute our laws; and so replenish them with the graces of Thy Holy Spirit that they may always incline to Thy will, and walk in Thy way. Endow them plenteously with heavenly gifts; grant them in health and prosperity long to live; and finally, after this life, to attain everlasting joy and felicity; through Jesus Christ our Lord. Amen.

## JOURNALS APPROVED

The SPEAKER. Are there any corrections to the Journals of Monday and Tuesday, March 9 and 10, 1953? If not, and without objection, the Journals are approved.

## BILLS INTRODUCED AND REFERRED

By Messrs. WHALLEY and NAUGLE.

HOUSE BILL No. 620.

An Act to amend the title and Section 1 of the act, approved the sixteenth day of May, one thousand nine hundred fifty-one (P. L. 300), entitled "An act authorizing counties of the second and fourth classes to establish fire training schools for the paid and volunteer firemen of municipalities within the county," by extending the provisions thereof to sixth class counties.

Referred to the Committee on Counties.

By Messrs. MOORE and WATERHOUSE.

HOUSE BILL No. 621.

An Act to reenact subsection (d) of Section 501 of the act, approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1225) entitled "An act concerning game and other wild birds and wild animals; and amending, revising, consolidating, and changing the law relating thereto," by further regulating the hunting of antlerless deer and imposing penalties.

Referred to the Committee on Game and Forestry.

By Mr. GEER.

HOUSE BILL No. 622.

An Act to further amend section 602 of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-nine (P. L. 872) entitled "An act to consolidate, amend and revise the penal laws of the Commonwealth," by making the purchasers of lottery tickets, policies and devices liable to prosecution.

Referred to the Committee on Law and Order.

By Mr. FLACK.

HOUSE BILL No. 623.

An Act to amend the act approved the third day of May, one thousand nine hundred thirty-three (P. L. 242) entitled "An act to promote the public health and safety by providing for examination and registration of those who desire to engage in the occupation of beauty culture; defining beauty culture, and regulating beauty culture shops, schools, students, apprentices, teachers, managers

and operators; conferring powers and duties upon the Department of Public Instruction; providing for appeals to certain courts by applicants and licensees; and providing penalties," by providing for the registration or licensing of certain persons not originally licensed in Pennsylvania to practice beauty culture.

Referred to the Committee on Professional Licensure.

By Mr. DUNN.

HOUSE BILL No. 624.

An Act to further amend Sections 20, 119 and 139 of the act, approved the second day of May, one thousand nine hundred twenty-five (P. L. 448), entitled "An act relating to fish and amending, revising, consolidating and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth," by changing the dates of certain open and closed seasons.

Referred to the Committee on Fisheries.

By Mr. DUNN.

HOUSE BILL No. 625.

An Act legalizing bowling and the operation of bowling alleys on Sunday when the electors of a municipality or township vote in favor of the same; prescribing penalties and repealing inconsistent laws.

Referred to the Committee on Law and Order.

By Mr. GUTHRIE.

HOUSE BILL No. 626.

An Act to further amend the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 1005) entitled as amended "An act relating to and regulating tractors and their operation; providing for their registration by the Department of Revenue upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of tractors; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, and townships, within the Commonwealth, liability for damages caused by the negligent operation of tractors; imposing penalties imposing certain costs on counties; providing for the disposition of fines, forfeitures, fees and miscellaneous receipts; making an appropriation; and providing for refunds," by further regulating the length of tractors and combinations of vehicles; further limiting where informations charging violations of summary provisions of said act may be brought.

Referred to the Committee on Motor Vehicles.

By Messrs. PETROSKY and RICHTER.

HOUSE BILL No. 627.

An Act to further amend the act approved the second day of May, one thousand nine hundred forty-five (P. L. 382) entitled, "An act providing for the incorporation as bodies corporate and politic of 'Authorities' for municipalities, counties and townships; prescribing the rights, powers and duties of such Authorities heretofore or hereafter incorporated; authorizing such Authorities to acquire, construct, improve, maintain and operate projects, and to borrow money and issue bonds therefor; providing for the payment of such bonds, and prescribing the rights of the holders thereof; conferring the right of eminent domain on such Authorities; authorizing such Authorities to enter into contracts with and to accept grants from the Federal Government or any agency thereof; and conferring exclusive jurisdiction on certain courts over rates;" by requiring certain utility rates to be approved by the Pennsylvania Public Utility Commission.

Referred to the Committee on Municipal Corporations.



By Mr. BOLTON.

## HOUSE BILL No. 628.

An Act to reenact and amend subsection (a) of Section 722 of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by exempting certain vehicles owned by and used exclusively by certain war veteran and defense organizations from the payment of registration fees.

Referred to the Committee on Motor Vehicles.

By Mr. BOLTON.

## HOUSE BILL No. 629.

An Act to further amend Sections 889 and 891 of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-nine (P. L. 872), entitled "An act to consolidate, amend and revise the penal laws of the Commonwealth," by prohibiting the unauthorized wearing of Civil Air Patrol uniforms, or insignia; and providing penalties.

Referred to the Committee on Military Affairs.

By Mr. BOWER.

## HOUSE BILL No. 630.

An Act to further amend Section 1207 of the act approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles, tractors, street cars, trackless trolley, omnibuses, bicycles, pedestrians and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances and legal claims, registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees, prescribing and limiting the powers of local authorities to deal with the subject matter of this act, conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees and miscellaneous receipts; making an appropriation and providing for refunds" by further providing for the disposition of certain fines and penalties collected and bail forfeited.

Referred to the Committee on Motor Vehicles.

By Messrs. EWING, WILT, COOPER, THOMPSON, VAUGHAN, RICHTER and GEER.

## HOUSE BILL No. 631.

An Act to amend the introductory paragraph of Section

10 of the act, approved the twenty-eighth day of May, one thousand nine hundred thirty-seven (P. L. 955), entitled as amended "An act to promote public health, safety, morals, and welfare by declaring the necessity of creating public bodies, corporate and politic, to be known as housing authorities to engage in slum clearance, and to undertake projects, to provide dwelling accommodations for persons of low income; providing for the organization of such housing authorities; defining their powers and duties; providing for the exercise of such powers, including the acquisition of property by purchase, gift or eminent domain, the renting and selling of property, and including borrowing money, issuing bonds, and other obligations, and giving security therefor; prescribing the remedies of obligees of housing authorities; authorizing housing authorities to enter into agreements, including agreements with the United States, the Commonwealth, and political subdivisions and municipalities thereof; defining the application of zoning, sanitary, and building laws and regulations to projects built or maintained by such housing authorities; exempting the property and securities of such housing authorities from taxation; and imposing duties and conferring powers upon the State Planning Board, and certain other State officers and departments," by requiring authorities to submit the question of the proposed acquisition of any real estate to a vote of the electors within the territorial limits of such authorities.

Referred to the Committee on State Government.

By Mr. BOLTON.

## HOUSE BILL No. 632.

An Act to further amend Section 17 of the act approved the twenty-first day of May, one thousand nine hundred thirty-one (P. L. 149) entitled as amended "An act imposing a State tax payable by those herein defined as distributors on liquid fuels used or sold and delivered within the Commonwealth which are practically and commercially suitable for use in internal combustion engines for the generation of power; providing for the collection and lien of the tax and the distribution and use of the proceeds thereof; requiring such distributors to secure permits to file corporate surety bonds and reports and to retain certain records; imposing duties on retail dealers, common carriers, county commissioners and such distributors providing for rewards; imposing certain costs on counties; conferring powers and imposing duties on certain State officers and departments; providing for refunds; imposing penalties and making an appropriation," by providing for refund of such tax paid on liquid fuels, used for the operation of police and equipment engaged in the line of duty.

Referred to the Committee on Ways and Means.

By Mr. BLAIR.

## HOUSE BILL No. 633.

An Act to provide revenue by imposing a State tax upon sales of tobacco products other than cigarettes; requiring persons engaged in the sale of tobacco products at wholesale and retail to secure permits; prescribing the method and manner of collecting such tax; conferring powers and imposing duties on the Department of Revenue and persons engaged in the sale of tobacco products at retail or wholesale; and providing penalties.

Referred to the Committee on Ways and Means.

By Mr. PRICE.

## HOUSE BILL No. 634.

An Act to amend the act, approved the fifth day of August, one thousand nine hundred forty-one (P. L. 752), entitled "An act regulating and improving the civil service of certain departments and agencies of the Commonwealth; vesting in the State Civil Service Commission and a Personnel Director certain powers and duties; providing for classification of positions, adoption of compensation schedules and certification of payrolls; imposing duties upon certain officers and employees of the Commonwealth;



authorizing service to other State departments or agencies and political subdivisions of the Commonwealth in matters relating to civil service; defining certain crimes and misdemeanors; imposing penalties; making certain appropriations, and repealing certain acts and parts thereof," by establishing a Merit Award Board within the Civil Service Commission; prescribing its powers and duties; and making an appropriation.

Referred to the Committee on State Government.

By Mr. PRICE.

HOUSE BILL No. 635.

An Act regulating the number of hours of duty in any calendar week for police officers employed by political subdivisions without diminution of existing salaries or compensation.

Referred to the Committee on Municipal Corporations.

By Mr. VARNER.

HOUSE BILL No. 636.

An Act to further amend the act, approved the fifth day of December, one thousand nine hundred thirty-six (1937 P. L. 2897), entitled "An act establishing a system of unemployment compensation to be administered by the Department of Labor and Industry and its existing and newly created agencies with personnel (with certain exceptions) selected on a civil service basis; requiring employers to keep records and make reports, and certain employers to pay contributions based on payrolls to provide moneys for the payment of compensation to certain unemployed persons; providing procedure and administrative details for the determination, payment and collection of such contributions and the payment of such compensation; providing for cooperation with the Federal Government and its agencies; creating certain special funds in the custody of the State Treasurer; and prescribing penalties," by extending the provisions thereof to include employees of the Pennsylvania Department of Highways.

Referred to the Committee on Workmens Compensation.

By Messrs. VARNER and GEER. HOUSE BILL No. 637.

An Act to amend Sections 911 and 1002 of the act, approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1333), entitled "An act concerning elections, including general, municipal, special and primary elections, the nomination of candidates, primary and election expenses and election contests; creating and defining membership of county boards of elections; imposing duties upon the Secretary of the Commonwealth, courts, county boards of elections, county commissioners; imposing penalties for violation of the act, and codifying, revising and consolidating the laws relating thereto; and repealing certain acts and parts of acts relating to elections," by authorizing statements by delegates or alternate delegates to national party conventions; specifying his or her support for a particular candidate for President; and providing for notice of such support to be placed on official primary ballots.

Referred to the Committee on Elections and Apportionment.

By Mr. BEAR.

HOUSE BILL No. 638.

An Act to further amend Section 1 of the act, approved the thirteenth day of June, one thousand nine hundred seven (P. L. 640), entitled "An act to provide revenue by levying a tax upon the shares of stock of companies incorporated under the provisions of section twenty-nine of an act, entitled 'An Act to provide for the incorporation and regulation of certain corporations,' approved April twenty-ninth, one thousand eight hundred and seventy-four, and the supplements thereto; for the insurance of owners of real estate, mortgages, and others interested in real estate, from loss by reason of defective titles, liens, and encumbrances; and of companies entitled to the

benefits of, and of companies having any of the powers of, companies entitled to the benefits of an act, entitled 'An act conferring upon certain fidelity, insurance, safety deposit, trust, and savings companies the powers and privileges of companies incorporated under the provisions of section twenty-nine of an act, entitled "An act to provide for the incorporation and regulation of certain corporations," approved April twenty-ninth, Anno Domini, one thousand eight hundred and seventy-four, and of the supplements thereto,' approved June twenty-seventh, one thousand eight hundred and ninety-five," commonly known as title insurance or trust companies," by reducing the time after settlement, within which the tax must be paid.

Referred to the Committee on Ways and Means.

By Mr. BEAR.

HOUSE BILL No. 639.

An Act to further amend Section 1 of the act, approved the fifteenth day of July, one thousand eight hundred ninety-seven (P. L. 292), entitled "An act to provide revenue by taxation," by reducing the time after settlement within which the tax must be paid.

Referred to the Committee on Ways and Means.

By Mr. FILO.

HOUSE BILL No. 640.

An Act to add section 831 to Article VIII of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by prohibiting the sale or gift of certain unsafe regrooved tires.

Referred to the Committee on Motor Vehicles.

By Mr. VANSANT.

HOUSE BILL No. 641.

An Act to further amend subsection (e) of Section 628 of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-nine (P. L. 872), entitled "An act to consolidate, amend and revise the penal laws of the Commonwealth," by increasing the fees for registration of firearms.

Referred to the Committee on Law and Order.

By Messrs. KAMYK, SCHUSTER and FENRICH.

HOUSE BILL No. 642.

An Act to amend Sections 1 and 6 of the act, approved the tenth day of August, one thousand nine hundred fifty-one (P. L. 1189), entitled "An act regulating the appointment, promotion, suspension, reduction, removal and reinstatement of employes (except superintendents, assistant superintendents, inspectors and chief clerks) in bureaus of police in cities of the second class; and defining the powers and duties of civil service commis-



sions in such cities for such purposes," by exempting assistant superintendents from said act; changing requirements for filling certain vacancies and for giving promotions.

Referred to the Committee on Cities—Counties First—Second and Second Class A.

By Messrs. TOMPKINS, WILT and PAUL F. JONES.  
HOUSE BILL No. 643.

An Act to regulate the business of private detectives, investigators, and watch, guard or patrol agencies, and the licensing thereof; providing penalties.

Referred to the Committee on Professional Licensure.

By Messrs. WILT and VARNER. HOUSE BILL No. 644.

An Act to further amend clause (h) of subsection B of Section 4 of the act, approved the second day of May, one thousand nine hundred forty-five (P. L. 382), entitled "An act providing for the incorporation as bodies corporate and politic of "Authorities" for municipalities, counties and townships; prescribing the rights, powers and duties of such Authorities heretofore or hereafter incorporated; authorizing such Authorities to acquire, construct, improve, maintain and operate projects, and to borrow money and issue bonds therefor; providing for the payment of such bonds, and prescribing the rights of the holders thereof; conferring the right of eminent domain on such Authorities; authorizing such Authorities to enter into contracts with and to accept grants from the Federal Government or any agency thereof; and conferring exclusive jurisdiction on certain courts over rates," by making rate fixing by Authorities subject to approval by the Pennsylvania Public Utility Commission.

Referred to the Committee on Municipal Corporations.

By Messrs. GEER and WILT. HOUSE BILL No. 645.

An Act authorizing certain departments, departmental administrative boards and commissions, independent administrative boards and commissions and political subdivisions of the Commonwealth to take by eminent domain the property and facilities of public utilities in certain cases.

Referred to the Committee on State Government.

By Messrs. TOLL, WELSH and LEVEN.  
HOUSE BILL No. 646.

An Act to amend Section 302, to further amend Sections 304, 801, 804, 807 and 808 and to amend Section 901 and to repeal Sections 802 and 805 of the act approved the twenty-eighth day of April, one thousand nine hundred thirty-seven (P. L. 417), entitled "An act relating to milk and the products thereof; creating a Milk Control Commission; establishing its jurisdiction, powers and duties; regulating the production, transportation, manufacturing, processing, storage, distribution, delivery and sale of milk and certain products thereof; providing for the licensing of milk dealers and the payment of fees therefor; requiring milk dealers to file bonds to secure payment for milk to producers and certain milk dealers; authorizing the holding of hearings and the issuance of subpoenas by the commission; conferring jurisdiction upon courts to punish contempts and to prohibit violations of this act and of rules, regulations and orders of the commission; authorizing the commission to adopt rules, regulations, and orders, and to enter into interstate and Federal compacts; requiring persons who weigh, measure, sample or test milk to procure permits or certificates, to take examinations, to pay fees therefor, to furnish certain notices, records and statements, and to use certain methods of weighing, measuring, sampling and testing; authorizing the commission to examine the business, papers and premises of milk dealers and producers, requiring the

keeping of records and the filing of reports by milk dealers, and permitting, with limitations, the use of information obtained thereby; authorizing the commission to fix prices for milk and certain milk products subject to the approval of the Governor, and conferring certain powers upon the Governor with respect thereto; providing for appeals to the courts from decisions of the commission, and for the burden of proof upon such appeals; prescribing penalties, fines and imprisonment for violations of this act and rules, regulations and orders of the commission; defining perjury; defining remedies; repealing legislation supplied and superseded by this act, and saving rights, duties and proceedings thereunder; and making appropriations," by restricting the price fixing powers of the Milk Control Commission to prices to be paid for milk to persons producing milk.

Referred to the Committee on Agriculture and Dairy Industries.

By Messrs. LIGHT and BOWER. HOUSE BILL No. 647.

An Act to further amend Section 2511.1 of the act approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto," by providing for payments by the Commonwealth to school districts on account of sinking fund charges for school buildings or educational equipment.

Referred to the Committee on Education.

By Mr. PETROSKY. HOUSE BILL No. 648.

An Act to prohibit discrimination in employment because of age, extending powers and duties of the Secretary of Labor and Industry, providing for judicial review and enforcement and imposing penalties.

Referred to the Committee on Labor Relations.

By Messrs. GRANVILLE E. JONES, PFAFF and SCOTT.  
HOUSE BILL No. 649.

An Act to amend subsection (g) of Section 3 of the act, approved the fourteenth day of January, one thousand nine hundred fifty-two (P. L. 1898) entitled "An act to provide for the better protection of life and health of the citizens of this Commonwealth by requiring and regulating the examination, licensure and registration of persons and registration of corporations engaging in the care, preparation, and disposition of the bodies of deceased persons, and providing penalties; providing for a State Board of Funeral Directors in the Department of Health; and repealing other laws," by providing that persons with fifteen or more years of experience as apprentices shall pass an examination based on practical experience only.

Referred to the Committee on Professional Licensure.

## SENATE MESSAGE

### SENATE BILLS FOR CONCURRENCE

The Clerk of the Senate being introduced, presented for concurrence, bills numbered and entitled as follows:

SENATE BILL No. 9.

An Act to further amend subsection C of section 1009 and section 1408 of the act, approved the fifteenth day of May, one thousand nine hundred thirty-three (P. L. 624), entitled, as amended, "An act relating to the business of banking, and to the exercise of fiduciary powers by corporations; providing for the organization or corporations with fiduciary powers, and of banking corporations, with or without fiduciary powers, including the con-



version of National banks into State banks, and for the licensing of private bankers, and employees' mutual banking associations; defining the rights, powers, duties, liabilities, and immunities of such corporations, of existent corporations authorized to engage in a banking business, with or without fiduciary powers, of private bankers and employees' mutual banking associations, and of the officers, directors, trustees, shareholders, attorneys, and other employees of all such corporations, employees' mutual banking associations or private bankers, or of affiliated corporations, associations, or persons; restricting the exercise of banking powers by any other corporation, association, or person, and of fiduciary powers by any other corporation; conferring powers and imposing duties upon the courts, prothonotaries, recorders of deeds, and certain State departments, commissions, and officers; imposing penalties; and repealing certain acts and parts of acts," by changing the limitations on the amount which may under certain circumstances be invested in title insurance companies, and by making further provisions concerning the effect of merger or consolidation of banking institutions.

Referred to the Committee on Banking and Building and Loan Associations.

#### SENATE BILL No. 64.

An Act to further amend section 1212 and to amend section 1214 of the act, approved the fifteenth day of May, one thousand nine hundred thirty-three (P. L. 624), entitled, as amended, "An act relating to the business of banking, and to the exercise of fiduciary powers by corporations; providing for the organization of corporations with fiduciary powers, and of banking corporations, with or without fiduciary powers, including the conversion of National banks into State banks, and for the licensing of private bankers, and employees' mutual banking associations; defining the rights, powers, duties, liabilities, and immunities of such corporations, of existent corporations authorized to engage in a banking business, with or without fiduciary powers, of private bankers and employees' mutual banking associations, and of the officers, directors, trustees, shareholders, attorney, and other employees of all such corporations, employees' mutual banking associations or private bankers, or of affiliated corporations, associations, or persons; restricting the exercise of banking powers by any other corporation, association, or person, and of fiduciary powers by any other corporation; conferring powers and imposing duties upon the courts, prothonotaries, recorders of deeds, and certain State departments, commissions, and officers; imposing penalties; and repealing certain acts and parts of acts," by further providing concerning the powers and limitations on powers of savings banks.

Referred to the Committee on Banking and Building and Loan Associations.

#### SENATE BILL No. 88.

An Act to amend the act, approved the twenty-seventh day of December, one thousand nine hundred fifty-one (P. L. 1742), entitled "An act to provide revenue by imposing a State tax relating to certain documents; prescribing and regulating the method and manner of evidencing the payment of such tax; conferring powers and imposing duties upon certain persons, partnerships, associations, and corporations, recorders of deeds, and the Department of Revenue; saving certain local taxes and authorizing amendments, extensions and supplements to the ordinances and resolutions relating thereto; and providing penalties," by exempting certain documents from said tax, fixing the value of certain land for tax purposes, exempting persons accepting any document from payment of the tax, changing effect of failure to pay the tax, and affix stamps, and validating certain documents to which insufficient stamps have been affixed.

Referred to the Committee on Ways and Means.

#### SENATE BILL No. 114.

An Act to further amend the title and Section 2.1 of the act approved the eighteenth day of July one thousand nine hundred thirty-five (P. L. 1286) entitled as amended "An act empowering counties of the second class cities boroughs incorporated towns and townships to charge and collect from owners of and users in property served thereby annual rentals rates or charges for the use of certain sewers sewerage systems and sewage treatment works including charges for operation inspection maintenance repair depreciation and the amortization of indebtedness and interest thereon empowering counties of the second class cities boroughs incorporated towns and townships to contract with authorities organized by counties of the second class or by cities of the third class for sewer sewerage and sewage treatment services to grant convey lease transfer encumber mortgage and pledge to such authorities their sewers sewerage systems and sewage treatment works to assign and pledge to such authorities rentals rates and charges charged and collected by them for the use thereof and to assign to such authorities their power to charge and collect the same, and validating all such contracts grants conveyances leases transfers assignments encumbrances mortgages and pledges heretofore made" by extending to authorities organized by cities of the second class the provisions therein affecting authorities organized by counties of the second class or by cities of the third class.

Referred to the Committee on Municipal Corporations.

#### SENATE BILL No. 211.

A Supplement to the act, approved the twenty-first day of January, one thousand nine hundred fifty-two (1951-52 P. L. 2182), entitled "An act to promote the uniform development of Allegheny County; creating the Metropolitan Study Commission of Allegheny County; defining its powers and duties; conferring powers and imposing duties upon the Governor and the governing bodies of political subdivisions," by extending the term of such commission until the end of the 1955 Session of the General Assembly.

Referred to the Committee on Cities—Counties—First-Second and Second Class A.

#### SENATE BILL No. 217.

An Act to repeal the act, approved the fourteenth day of May, one thousand nine hundred forty-nine (P. L. 1340) entitled "An act requiring political subdivisions to file copies of zoning ordinances, together with maps or plans indicating the area or zones of the political subdivision affected by such ordinances, in the recorder's office; invalidating zoning ordinances heretofore adopted unless copies thereof, together with maps are filed within a certain time; and imposing duties and conferring powers on recorders of deeds," and all acts amending the same, and validating zoning ordinances or amendments thereto of political subdivisions not filed, recorded or indexed as required by law.

Referred to the Committee on Municipal Corporations.

#### SENATE BILL No. 218.

An Act to repeal the act, approved the twentieth day of May, one thousand nine hundred forty-nine (P. L. 1531) entitled "An act requiring political subdivisions to file copies of building ordinances in the recorder's office; invalidating building ordinances heretofore adopted unless copies thereof are filed within a certain time; and imposing duties and conferring powers on recorders of deeds," and all acts amending the same, and validating building ordinances or amendments thereto of political subdivisions not filed, recorded or indexed as required by law.

Referred to the Committee on Municipal Corporations.



## RESOLUTIONS INTRODUCED AND REFERRED

By Messrs. AUKER, GEORGE E. JONES and ERB.  
(Concurrent) RESOLUTION No. 33.

In the House of Representatives, March 10, 1953.

The importation of residual fuel oil into the United States and more particularly into the eastern seaboard of the United States has assumed such proportions as to be a matter of deep and lasting concern to a large economic segment of the people of the United States, and more particularly and specifically to the people of the central Pennsylvania area, since the approximate importation of residual fuel oil in 1952, reached an amount of approximately 128,000,000 barrels, or the equivalent of 31,000,000 tons of coal.

The net production of soft coal in the central Pennsylvania area, known as the central Pennsylvania bituminous coal fields has declined in an average annual amount of 16,120,115 tons of coal between the years of 1942 and 1952, inclusive, the cause of said decrease being mainly a direct result of the importation of residual fuel oil into the eastern seaboard of the United States, which has always been and still is the main market for the central Pennsylvania bituminous coal field.

Practically all of the bituminous coal is transported from the central Pennsylvania area to the eastern seaboard over the railroad system or systems of Pennsylvania.

The loss of 16,000,000 tons of coal in production means a subsequent loss in tonnage transportation of coal over these railroads of approximately 2,900 trains a year, resulting in loss of employment, namely the train crews and other operating employees, such as signalmen, yardmasters, yard crews, and clerical help, all employees necessary for maintenance of rolling stock and road bed and the employees and labor necessary for repairs and replacement and new construction of rolling stock. This has resulted in loss of employment to thousands of railroad employees in the central Pennsylvania area, especially in Blair County and Altoona, Pennsylvania, the heart and site of the greatest railroad shops in the world, and has in many other instances directly and indirectly seriously affected many small business enterprises, and has greatly adversely affected all business in that area.

Residual oil tariffs as presently in force under the United States Government, as well as national and international trade agreements and national policies concerning the same afford entirely inadequate protection, and, as a matter of fact, are adverse to the productivity of the central Pennsylvania bituminous coal area and the Pennsylvania railroad or railroads' transportation of coal and to all railroad employees, as well as coal employees and all other persons directly or indirectly affected thereby; therefore be it

Resolved (if the Senate concur), That the General Assembly of the Commonwealth of Pennsylvania hereby memorializes the Congress of the United States to provide for an adequate limitation as to the quantity of foreign residual oil to be hereafter imported into the United States, and to provide for an adequate tariff necessary to create an equitable competition with the bituminous coal industry and the foreign residual fuel oil, in order to avoid further great loss of employment in the central Pennsylvania bituminous area, not only from the coal production standpoint, but also from the standpoint of all railroad employees affected thereby, small business enterprises and to all other businesses and business employees in the Altoona and Blair County area, and to avoid the impairment of industry that is very vital to the defense of these United States and in all otherwise contrary to the best interest of the United States, and of Pennsylvania, the central Pennsylvania bituminous area and of Altoona and Blair County; and be it further

Resolved, That copies of this resolution be transmitted to the Presiding Officers of each House of the Congress of the United States, to each Senator from Pennsylvania,

and to each of the Representatives from Pennsylvania in the Congress of the United States.

Referred to the Committee on Rules.

By Mr. GLEASON. RESOLUTION No. 34.

In the House of Representatives, March 10, 1953.

Whereas, Norman E. Annich, a Captain in the Pennsylvania State Police, has been assigned, as Commanding Officer, during the past several years, to a nine-County area in Northern-Central Pennsylvania, with headquarters in Montoursville, Lycoming County, Pennsylvania, from which command he has been recently transferred by order of the Commissioner, Pennsylvania State Police.

Whereas, The transfer of Captain Annich has caused considerable differences of opinion among the citizens of this area and considerable space in Williamsport and Lycoming County newspapers has been devoted to speculation as to whether such transfer was justified, and whether or not the transfer was due to reasons other than those usually the policy in these matters.

Whereas, An elected representative of the Citizens of Lycoming County to the House of Representatives has, on behalf of the people he serves, and on the basis of numerous complaints against Captain Annich's actions in the performance or non-performance of his sworn duties, protested to the Commissioner of the Pennsylvania State Police, who, apparently acting in accordance with the usual policy of the State Police in these matters, saw fit to transfer Captain Annich to more suitable duties.

Whereas, The newspaper comment, both in news columns and editorial space, has continued to make this transfer a matter of public notoriety and confusion. In addition, a method of causing increased speculation among the public has been devised in the form of a petition, which has been circulated among the citizenry, requesting that Norman E. Annich be immediately returned to his former post "without prejudice."

Whereas, the good name of the Pennsylvania State Police is in jeopardy because of this controversy, and, the decision of the Commissioner of State Police to effect this transfer is being publicly questioned as to whether or not "political pressure" was exerted, or if the transfer was actually made in the best interests of the State Police.

Whereas, In justice to the public to the Pennsylvania State Police and to Captain Annich, this body must determine the facts of the case; therefore be it

Resolved That a committee is hereby established to be composed of twelve (12) members of the House of Representatives to be appointed by the Speaker from among members of the majority and minority parties and to make a full and complete investigation of the transfer of Captain Annich and to report its findings to the House of Representatives; and be it further

Resolved That the committee created hereby shall have the power to meet, hold hearings, examine witnesses and issue subpoenas under the hand and seal of its chairman requesting or commanding any proper person to appear before it and to answer such questions touching matters with respect to such inquiry for and on behalf of the House of Representatives and to procure such books, papers, records and documents as the committee may deem necessary. All original notes and statements taken during any investigation of Captain Annich by his superior officers shall be subpoenaed in their entirety. Such subpoenas may be served upon any proper person and shall have the force and effect of subpoenas issued out of the courts of this Commonwealth. Each member of the committee shall have the power to administer oaths and affirmations to witnesses appearing before it; and be it further

Resolved That the committee shall hold closed hearing at which it may call, subpoena and examine any commissioned officer, non-commissioned officer or private who served under the command of Captain Annich during his period of service at Montoursville Barracks, including those transferred or requesting transfer from troop "D" State Police during that period, and that any State Police-



man so testifying be guaranteed that no reprisals be taken against him as a result of his testimony, and if such testimony be thereafter referred to, it shall be assigned a number so that the identity of the officer will be known only to the committee; and be it further

Resolved That the Member of the House of Representatives representing Lycoming County, and Captain Annich be permitted to present names and addresses of other witnesses; and be it further

Resolved That all hearings except the closed hearings at which State Police personnel testify be open to the press.

Resolved further, that the Committee report its findings to His Excellency the Governor for appropriate action.

Referred to the Committee on Rules.

By Mr. COCHRAN. RESOLUTION No. 35.

In the House of Representatives, March 10, 1953.

Whereas, A proposal has been made that three hundred thousand dollars (\$300,000) or so much thereof as may be necessary, be appropriated for the construction of an annex to the Connellsville State Hospital, Connellsville, Pennsylvania and the purchase and installation of all necessary equipment therein; therefore be it

Resolved, That the Speaker of this House of Representatives shall appoint a committee of six members, three from the Welfare Committee and three from the Appropriations Committee to investigate and see whether or not the construction of such annex and the purchase of such equipment is necessary and to report back to this House of Representatives, the results of such investigation immediately upon completion thereof.

Referred to the Committee on Rules.

By Mr. WORLEY. RESOLUTION No. 36.

In the House of Representatives, March 10, 1953.

Resolved, That the House of Representatives of the Commonwealth of Pennsylvania memorialize the Congress of the United States to make a thorough study in preparation for the United Nations Charter Revision, and to also consider and study the possibilities of a World Legislature to enact World Law on strictly international problems through representatives of the people, who are elected in free elections directly by the people.

Referred to the Committee on Rules.

By Messrs. ERB and GEORGE E. JONES.  
(Not Printed)

In the House of Representatives, March 10, 1953.

With the spirit of individual responsibility and team cooperation that typifies America, the Hollidaysburg High School basketball team has entered the Class A competition and emerged triumphant in seventeen consecutive contests.

In every single game and in the glory of so great a record the team and each of its members have maintained that same modesty and dedication to sportsmanship that establishes sports as one of our best citizen builders and firmly implants in the minds of our young men the desire to be a generous winner and a good loser, therefore be it

Resolved, That the members of the House of Representatives congratulate the Hollidaysburg High School basketball team, on their great victories and grand record, and congratulate the coach and teachers of these young men on their good job well done, and be it further

Resolved, That a copy of this resolution be forwarded to the principal of the Hollidaysburg High School.

Referred to the Committee on Rules.

## SENATE MESSAGE

### TIME OF NEXT MEETING

The Clerk of the Senate being introduced presented an extract from the Journal of the Senate, which was read as follows

In the Senate, March 16, 1953.

Resolved, (if the House of Representatives concur), That when the Senate adjourns this week it reconvene on Monday, March 23, 1953 at four o'clock p. m., E. S. T., and when the House of Representatives adjourns this week it reconvene on Monday, March 23, 1953 at four-thirty o'clock p. m., E. S. T.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

On the question,

Will the House concur in the resolution of the Senate?

It was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

### KANSAS-SENATE CONCURRENT RESOLUTION NO. 2

The SPEAKER laid before the House Senate Concurrent Resolution No. 2 of the State of Kansas memorializing the Congress of the United States to enact legislation providing for the withdrawal of federal government from the field of gasoline taxes.

Referred to the Committee on Rules.

### BILLS ON FIRST READING

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 86, entitled:

An Act to amend the act approved the second day of May one thousand nine hundred forty-five (P. L. 382) entitled "An act providing for the incorporation as bodies corporate and politic of "Authorities" for municipalities counties and townships prescribing the rights powers and duties of such Authorities heretofore or hereafter incorporated authorizing such Authorities to acquire construct improve maintain and operate projects and to borrow money and issue bonds therefor providing for the payment of such bonds and prescribing the rights of the holders thereof conferring the right of eminent domain on such Authorities authorizing such Authorities to enter into contracts with and to accept grants from the Federal Government or any agency thereof and conferring exclusive jurisdiction on certain courts over rates" by requiring bonds of an Authority established by a school district to be offered for sale after solicitation or advertisement of bids

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 99, entitled:

An Act to further amend Section 2 of the act approved the twenty-second day of July one thousand nine hundred thirteen (P. L. 912) entitled "An act providing for the payment of the costs incurred in the trial of convicts and prisoners escaping or attempting to escape from the several penitentiaries and reformatories of the Commonwealth of Pennsylvania by the respective counties from whose courts the said escaping convicts or prisoners have been committed and providing for the maintenance of such convicts under sentence for escape et cetera" by extending the provisions of such act to fix responsibility



for the costs incurred in proceedings and appeals on habes corpus coram nobis and other writs arising out of escapes or crimes and trials therefor

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 129, entitled:

An Act to further amend section 4406 and 4408 of the act approved the twenty-third day of June one thousand nine hundred thirty-one (P. L. 932) entitled "An act relating to cities of the third class and amending revising and consolidating the law relating thereto" by providing for examination for promotions in the police department and limiting and providing the procedure for the demotion of police officers

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 214, entitled:

An Act to further amend clause (a) of section one thousand one hundred fifty-four of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by providing for the payment of salaries of professional and temporary professional employees in cases of sickness or accidental injury

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 261, entitled:

An Act to amend the act approved the sixteenth day of May one thousand nine hundred fifty-one (P. L. 300) entitled "An act authorizing counties of the second and fourth classes to establish fire training schools for the paid and volunteer firemen of municipalities within the county" by authorizing counties of the fifth class to establish fire training schools.

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 300, entitled:

An Act to further amend Section 5 of the act approved the eleventh day of June one thousand nine hundred forty-seven (P. L. 565) entitled "An act providing compensation to certain persons who served in the military or naval forces of the United States or of any of her allies during World War II providing the method of making payment to representatives of persons who because of death or incapacity cannot personally receive compensation imposing certain duties on the Adjutant General making an appropriation and providing penalties" by extending the time during which applications may be filed for veterans' compensation.

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 310, entitled:

A Joint Resolution proposing an amendment to section eight article five of the Constitution of the Commonwealth of Pennsylvania authorizing the Court of Common Pleas of Allegheny County to detail one or more of the judges of the County Court to hold the courts of oyer and terminer and the courts of quarter sessions of the peace of said county.

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 336, entitled:

An Act to amend section one thousand one hundred seventy of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by further providing for sabbatical leaves of absence.

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 347, entitled:

An Act to further amend Section 1402 of the act approved the twenty-third day of June one thousand nine hundred thirty-one (P. L. 932) entitled "An act relating to cities of the third class and amending revising and consolidating the law relating thereto" by requiring sureties to also insure against loss of taxes in the hands of treasurers as a result of fire burglary larceny theft robbery forgery or fraud.

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 406, entitled:

An Act to further amend Section 2004 of the act approved the twenty-third day of June one thousand nine hundred thirty-one (P. L. 932) entitled "An act relating to cities of the third class and amending revising and consolidating the law relating thereto" by changing the provisions for policemen's vacations.

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 449, entitled:

An Act transferring money from the World War II Veterans' Compensation Fund to the World War II Veterans' Compensation Sinking Fund for the purpose of meeting interest and sinking fund requirements on World War II Veterans' Compensation Bonds.

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 450, entitled:

An Act making an appropriation from the Fish Fund to the State Employees' Retirement Board to meet the obligations of the Commonwealth to the State Employees' Retirement System with respect to State Employees receiving compensation from the Fish Fund.

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 461, entitled:

An Act to amend section one thousand one hundred sixty-six of the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws thereto," by further providing for sabbatical leaves of absence.

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 462, entitled:

An Act making an appropriation out of the Motor License Fund to the Department of Public Instruction to promote highway safety education.

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 483, entitled:

An Act making an appropriation of moneys in the Toll Bridge Fund to the Board of Finance and Revenue for the payment of the Loan and Transfer Agent of the Commonwealth.

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 511, entitled:

An Act making an appropriation of moneys in the Motor License Fund to the Board of Finance and Revenue for the payment of the Loan and Transfer Agent of the Commonwealth.

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 513, entitled:

An Act making an appropriation from the Motor License Fund to the Department of Property and Supplies for the payment of costs incurred by that department in acting as purchasing agent for the Department of Highways.

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 515, entitled:

An Act making an appropriation from the Game Fund

to the State Employees' Retirement Board to meet the obligations of the Commonwealth to the State Employees' Retirement System with respect to State employees receiving compensation from the Game Fund.

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 516, entitled:

An Act to further amend Section 704 of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 343) entitled "An act relating to the finances of the State government providing for the settlement assessment collection and lien of taxes bonus and all other accounts due the Commonwealth the collection and recovery of fees and other money or property due or belonging to the Commonwealth or any agency thereof including escheated property and the proceeds of its sale the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth and the settlement of claims against the Commonwealth the resettlement of accounts and appeals to the courts refunds of moneys erroneously paid to the Commonwealth auditing the accounts of the Commonwealth and all agencies thereof of all public officers collecting moneys payable to the Commonwealth or any agency thereof and all receipts of appropriations from the Commonwealth and imposing penalties affecting every department board commission and officer of the State government every political subdivision of the State and certain officers of such subdivisions every person association and corporation required to pay assess or collect taxes or to make returns or reports under the laws imposing taxes for State purposes or to pay license fees or other moneys to the Commonwealth or any agency thereof every State depository and every debtor or creditor of the Commonwealth" by extending the filing period for capital stock franchise corporate loans and foreign bonus reports.

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 575, entitled:

An Act to add Section 1409 to the act, approved the twenty-third day of June, one thousand nine hundred thirty-one (P. L. 932), entitled "An act relating to cities of the third class; and amending, revising and consolidating the law relating thereto," by authorizing and regulating the formation of a State association of treasurers of third class cities and providing that certain expenses are to be paid by third class cities and limiting the amount of such expenses.

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 12, entitled:

An Act relating to certain commercial transactions in or regarding personal property and contracts and other documents concerning them, including sales, commercial paper, bank deposits and collections, documentary letters of credit, bulk transfers, warehouse receipts, bills of lading, other documents of title, investment securities, and secured transactions, including certain sales of accounts, chattel paper, and contract rights; providing for public notice to third parties in certain circumstances; regulating procedure, evidence and damages in certain court actions involving such transactions, contracts or documents, and to make uniform the law with respect thereto.



And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

### BILLS ON SECOND READING

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 190, entitled:

An Act authorizing and directing the Secretary of Property and Supplies with the approval of the Governor, the Pennsylvania Fish Commission and the Secretary of Forests and Waters to release and quitclaim to E. Kent Kane all right, title and interest of the Commonwealth to certain land in Sergeant Township, McKean County, formerly conveyed to the Commonwealth subject to conditions that have not been met.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

### BILL ON FINAL PASSAGE

Agreeably to order,

The House proceeded to the consideration on final passage of House Bill No. 112, entitled:

An Act to further amend Section 1 of the act, approved the thirtieth day of March, one thousand nine hundred fifteen (P. L. 34), entitled "An act to promote the health and efficiency of firemen, in cities of the second class, by providing for a two-platoon system for firemen in the department of public safety of such cities." by further regulating the hours of duty of firemen in cities of the second class.

On the question,

Shall the bill pass finally?

### BILL POSTPONED

Mr. EWING. Mr. Speaker, I move that this bill be placed on the final passage postponed calendar.

The motion was agreed to.

### BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 89, as follows:

An Act to add subsection (d) to Section 1013 of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by requiring

vehicles street cars and trackless trolley omnibuses to yield the right of way after stopping at an intersection marked with an official "Stop" sign

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 1013 of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" is hereby amended by adding after subsection (c) thereof a new subsection to read as follows

Section 1013 Right of Way

\* \* \* \* \*

(d) The driver or operator of any vehicle street car or trackless trolley omnibus in addition to coming to a full stop as provided by subsection (b) of section one thousand sixteen of this act shall proceed cautiously after such stop yielding the right of way to any vehicle street car or trackless trolley omnibus not so obliged to stop which is within the intersection or approaching so closely as to constitute an immediate hazard but may then proceed

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

### YEAS—207

Adam,	Gibson,	Markley,	Schuster,
Alexander,	Gleason,	Mathews,	Schwartz,
Amarando,	Glick,	Maxwell,	Scott,
Andrews,	Goodling,	McCann,	Seyler,
Ashton,	Gramlich,	McCormack,	Shoemaker,
Auker,	Greenwood,	McCullough,	Shotwell,
Banker,	Guss,	McDermitt,	Smith, W. B.,
Barkdoll,	Gutendorf,	McGee,	Snider,
Baumunk,	Guthrie,	McInroy,	Spencer,
Bazin,	Hall,	McWherter,	Stank,
Bear,	Hamilton, R. K.,	Metz,	Stevenson,
Blair,	Hamilton, W. H.,	Mihm,	Stimmel,
Boies,	Harris,	Mikula,	Stone,
Bolton,	Haudensfield,	Miller,	Stoner,
Bomberger,	Helm,	Mills,	Strausser,
Boory,	Hersch,	Monroe,	Sucher,
Bower,	Hewitt,	Moody,	Taylor,
Breisch,	Hocker,	Moore,	Thomas,
Breth,	Hoggard,	Moran,	Thompson,
Brown,	Ide,	Moscrip,	Toll,
Buchin,	Jenkins,	Muldowney,	Tompkins,
Buchanan,	Jim,	Munley,	Toomey,
Bullen,	Johnson,	Murray, J. J.,	VanSant,
Capano,	Jones, Geo. E.,	Murray, P. G.,	Varallo,
Cianfrani,	Jones, Gran'le E.	Musto,	Varner,
Cioffi,	Jones, Paul F.,	Naugle,	Vaughan,
Clapper,	Jones, T. H. W.,	Needham,	Verona,
Cochran,	Jump,	Ogilvie,	Wall,
Comer,	Kamyk,	Olsen,	Wallace,
Connelly,	Keller,	Parlante,	Walsh,
Conner,	Kent,	Pelfly,	Wargo,
Cooper,	Kerlin,	Peta,	Waterhouse,

Coyle,	Kilne,	Petrosky,	Watkins,
Curwood,	Kohl,	Pettigrew,	Weidner,
Davis,	Kolankiewicz,	Pfaff,	Welsh,
Dougherty,	Kornick,	Phillips,	Wescott,
Down,	Kratz,	Polaski,	Whalley,
Downey,	Kromer,	Polen,	Wheeler,
DuBois,	Kubacki,	Poltenstein,	White,
Dunn,	Lafore,	Price,	Whitenight,
Erb,	Lederer,	Quisenberry,	Willaredt,
Ewing,	Lelsey,	Ragot,	Williams,
Farabaugh,	Leonard,	Readinger,	Wilt,
Fenrich,	Leven,	Reagan,	Wood,
Ferster,	Light,	Reidenbach,	Worley,
Filo,	Limper,	Richter,	Yeakel,
Flack,	Lippincott,	Rosen,	Yetzer,
Fleischman,	Lopresti,	Rovasek,	Young,
Floyd,	Lovett,	Royer,	Zeltz,
Flynn,	Lutty,	Rubin,	Ziegler,
Frost,	Maguire,	Sarraf,	Smith, C. C.,
Geer,	Mahan,	Schmidt,	Speaker

## NAYS—0

## NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 110, as follows:

An Act to further amend the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by further fixing fees for annual registration and chassis and maximum gross weights of certain commercial vehicles

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 703 of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as

evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" as last amended by the act approved the twenty-sixth day of May one thousand nine hundred forty-three (P. L. 618) is hereby further amended to read as follows

Section 703 Commercial Motor Vehicles and Truck Tractors with Pneumatic Tires Commercial motor vehicles and truck tractors with pneumatic tires other than those electrically operated shall be divided into eight (8) classes and the fee for annual registration of such vehicles in each of the respective classes based on the gross chassis weight as given and certified to by the manufacturer shall be as follows

## Four-Wheeled

Class	Chassis Weight in Pounds	Fee
R....	Less than 2000 .....	\$16.50
S....	2000 and over but less than 3000 .....	26.00
T....	3000 and over but less than 4000 .....	35.00
U....	4000 and over but less than 5000 .....	45.00
V....	5000 and over but less than 6000 .....	70.00
W....	6000 and over but less than 7500 .....	96.00
Y....	7500 and over but less than 9000 .....	120.00
Z....	9000 and over .....	175.00

## Six-wheeled (3 Axles)

Class	Chassis Weight in Pounds	Fee
RZ....	2000 and over but less than 3000 .....	\$40.00
SZ....	3000 and over but less than 4000 .....	50.00
TZ....	4000 and over but less than 5000 .....	60.00
UZ....	5000 and over but less than 6000 .....	98.00
VZ....	6000 and over but less than 7500 .....	168.00
WZ....	7500 and over but less than 9000 .....	186.00
YZ....	9000 and over but less than 12000 .....	215.00
ZZ....	12000 and over .....	250.00

## Eight-Wheeled (4 Axles In Pairs) Commercial Vehicles

Class	Chassis Weight in Pounds	Fee
RX....	3000 and over but less than 4000 .....	\$50.00
SX....	4000 and over but less than 5000 .....	60.00
TX....	5000 and over but less than 6000 .....	98.00
UX....	6000 and over but less than 7500 .....	168.00
VX....	7500 and over but less than 9000 .....	186.00
WX....	9000 and over but less than 12000 .....	215.00
YX....	12000 and over but less than 13500 .....	250.00
ZX....	13500 and over .....	275.00

Section 2 Subsections (a) and (f) of section 903 of said act as last amended by the act approved the twenty-seventh day of April one thousand nine hundred forty-five (P. L. 328) are hereby further amended to read as follows

## Section 903 Weight of Vehicles and Loads

(a) Commercial motor vehicles and truck tractors other than those electrically operated shall not be used or operated on any highway with gross weight exceeding those specified for the several classes and weights of chassis as follows

## Four-Wheeled (2 Axles) Maximum Gross Weight

Class	Chassis Weight in Pounds	in Pounds
R....	Less than 2000 .....	5000
S....	2000 and over but less than 3000 .....	7000
T....	3000 and over but less than 4000 .....	11000
U....	4000 and over but less than 5000 .....	15000
V....	5000 and over but less than 6000 .....	19000
W....	6000 and over but less than 7500 .....	23000
Y....	7500 and over but less than 9000 .....	27000
Z....	9000 and over .....	30000



Six-Wheeled (3 Axles)	Maximum Gross Weight
Class	Chassis Weight in Pounds
RZ....2000 and over but less than 3000 ....	12000
SZ....3000 and over but less than 4000 ....	14000
TZ....4000 and over but less than 5000 .....	16000
UZ....5000 and over but less than 6000 .....	24000
VZ....6000 and over but less than 7500 .....	28000
WZ....7500 and over but less than 9000 ....	32000
YZ....9000 and over but less than 12000 ....	36000
ZZ....12000 and over .....	40000

Eight-Wheeled (4 Axles In Pairs)	Commercial Vehicles Maximum
Class	Chassis Weight in Pounds
RX....3000 and over but less than 4000 ....	14000
SX....4000 and over but less than 5000 ....	16000
TX....5000 and over but less than 6000 ....	24000
UX....6000 and over but less than 7500 ....	28000
VX....7500 and over but less than 9000 ....	32000
WX....9000 and over but less than 12000 ....	36000
YX....12000 and over but less than 13500 ....	40000
ZX....13500 and over .....	

\* \* \* \* \*

(f) No six or more wheeled vehicle with a single front axle and a pair of rear axles except fire department equipment shall be operated upon any highway with gross weight in excess of forty thousand (40,000) pounds or weight in excess of eight thousand (8000) pounds on the front axle or in excess of eighteen thousand (18,000) pounds on any one of the rear axles or in excess of eight hundred (800) pounds on any one wheel for each nominal inch of width of tire on such wheel and the two rear axles shall be parallel and shall not be less than thirty-six (36) inches apart

\* \* \* \* \*

Section 3 Section 903 of said act is hereby amended by adding after subsection (f) thereof two new subsections to read as follows

#### Section 903 Weight of Vehicles and Loads

\* \* \* \* \*

(f.1) No six or more wheeled vehicle with a pair of front axles and a single rear axle except fire department equipment shall be operated upon any highway with gross weight in excess of forty thousand (40,000) pounds or weight in excess of twenty thousand (20,000) pounds on the rear axle or twelve thousand (12,000) pounds on any one of the front axles or in excess of eight hundred (800) pounds on any one wheel for each nominal inch of width of tire on such wheel and the two front axles shall be parallel and shall not be less than thirty-six (36) inches apart

(f.2) No eight or more wheeled vehicles with a pair of front axles except fire department equipment shall be operated upon any highway with a gross weight in excess of the maximum gross weight now or hereafter allowed for a truck tractor and semi-trailer combined under the provisions of section 903 and its amendments or weight in excess of thirty-six thousand (36,000) pounds on any pair of axles or in excess of eight hundred (800) pounds on any one wheel for each nominal inch of width of tire on such wheel Any pair of axles shall be parallel and shall not be less than thirty-six (36) inches apart

Section 4 The penalty clause of section 903 of said act as last amended by the act approved the twenty-fourth day of August one thousand nine hundred fifty-one (P. L. 1368) is hereby further amended to read as follows

#### Section 903 Weight of Vehicles and Loads

\* \* \* \* \*

Penalty Any person operating any vehicle or combination of vehicles upon any highway with a gross weight or with weight on any pair of axles or on any one axle or wheel exceeding by more than five (5) per centum the maximum weight allowed in that particular case and not exceeding by more than ten (10) per centum

the maximum weight allowed shall in each case upon summary conviction before a magistrate be sentenced to pay a fine of twenty-five (\$25) dollars and costs of prosecution and in default of the payment thereof shall undergo imprisonment for not more than five (5) days and any person operating any vehicle or combination of vehicles on any highway with a gross weight or with weight on any one axle or wheel exceeding by more than ten (10) per centum the maximum weight allowed in that particular case shall in each case upon summary conviction before a magistrate be sentenced to pay a fine of fifty (\$50) dollars and costs of prosecution and in default of the payment thereof shall undergo imprisonment for not more than ten (10) days

Section 5 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

#### YEAS—207

Adam,	Gibson,	Markley,	Schuster,
Alexander,	Gleason,	Mathews,	Schwartz,
Amarando,	Glick,	Maxwell,	Scott,
Andrews,	Goodling,	McCann,	Seyler,
Ashton,	Gramlich,	McCormack,	Shoemaker,
Auker,	Greenwood,	McCullough,	Shotwell,
Banker,	Guss,	McDermitt,	Smith, W. B.,
Barkdoll,	Gutendorf,	McGee,	Snider,
Baumunk,	Guthrie,	McInroy,	Spencer,
Bazin,	Hall,	McWherter,	Stank,
Bear,	Hamilton, R. K.,	Metz,	Stevenson,
Blair,	Hamilton, W. H.,	Mihm,	Stimmel,
Boles,	Harris,	Mikula,	Stone,
Bolton,	Haudenschild,	Miller,	Stoner,
Bomberger,	Helm,	Mills,	Strausser,
Boory,	Hersch,	Monroe,	Sucher,
Bower,	Hewitt,	Moody,	Taylor,
Breisch,	Hocker,	Moore,	Thomas,
Breth,	Hoggard,	Moran,	Thompson,
Brown,	Ide,	Moscrip,	Toll,
Bucchin,	Jenkins,	Muldowney,	Tompkins,
Buchanan,	Jim,	Munley,	Toomey,
Bullen,	Johnson,	Murray, J. J.,	VanSant,
Capano,	Jones, Geo. E.,	Murray, P. G.,	Varallo,
Cianfrani,	Jones, Gran'le E.	Musto,	Varnier,
Cioffi,	Jones, Paul F.,	Naugle,	Vaughan,
Clapper,	Jones, T. H. W.,	Needham,	Verona,
Cochran,	Jump,	Ogilvie,	Wall,
Comer,	Kamyk,	Olsen,	Wallace,
Connelly,	Keller,	Parlante,	Walsh,
Conner,	Kent,	Peify,	Wargo,
Cooper,	Kerlin,	Peta,	Waterhouse,
Coyle,	Kline,	Petrosky,	Watkins,
Curwood,	Kohl,	Pettigrew,	Weidner,
Davis,	Kolankiewicz,	Pfaff,	Welsh,
Dougherty,	Kornick,	Phillips,	Wescott,
Down,	Kratz,	Polaski,	Whalley,
Downey,	Kromer,	Polen,	Wheeler,
DuBols,	Kubacki,	Poltenstein,	White,
Dunn,	Lafore,	Price,	Whitenight,
Erb,	Lederer,	Quisenberry,	Willaredt,
Ewing,	Leisey,	Ragot,	Williams,
Farabaugh,	Leonard,	Readinger,	Wilt,
Fenrich,	Leven,	Reagan,	Wood,
Ferster,	Light,	Reidenbach,	Worley,
Filo,	Limper,	Richter,	Yeakel,
Flack,	Lippincott,	Rosen,	Yetzer,
Fleischman,	Lopresti,	Rovansek,	Young,
Floyd,	Lovett,	Royer,	Zeit,
Flynn,	Lutty,	Rubin,	Ziegler,
Frost,	Maguire,	Sarraf,	Smith, C. C.,
Geer,	Mahan,	Schmidt,	Speaker

#### NAYS—0

#### NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order, .

The House proceeded to the third reading and consideration of House Bill No. 120, entitled:

An Act to reenact and amend the Title and Section 1 of the act, approved the twenty-eighth day of June, one thousand nine hundred thirty-five (P. L. 477), entitled, as amended "An act providing for the payment of the salary, medical and hospital expenses of policemen, firemen and park guards by counties, cities, boroughs, towns and townships who are injured in the performance of their duty; and providing that absence during such injury shall not reduce any usual sick leave period," by extending its provisions to cover some cases of diseases of the heart or tuberculosis or the respiratory system; and providing for payment in the case of total permanent disability, and for employment at other duties in the case of continuing partial disability.

On the question,

Will the House agree to the bill on third reading?

Mr. READINGER. Mr. Speaker, I ask unanimous consent to offer amendments at this time.

The SPEAKER. The amendments will be read by the Clerk for information.

The Clerk read the amendments as follows:

Amend Sec. 1 (Sec. 1), page 3, line 17, by striking out the words "is total and."

Amend Sec. 1 (Sec. 1), page 3, line 18, by inserting after the word "of" where it appears the second time in said line, the following "at least."

Amend Sec. 1 (Sec. 1), page 3, lines 18 and 19, by striking out the words "If the total disability" in line 18 and all of line 19.

Amend Sec. 1 (Sec. 1), page 4, lines 1, 2 and 3, by striking out all of lines 1 and 2, and the words "and he shall be paid his full rate of salary" in line 3.

The SPEAKER. Will the House give unanimous consent to the offering of amendments at this time? Is there objection? The Chair hears none.

On the question,

Will the House agree to the amendments?

Mr. WILBUR H. HAMILTON. Mr. Speaker, I wish to say that I have no objections to the amendments offered by the gentleman from Berks, Mr. Readinger.

Mr. READINGER. Mr. Speaker, for the information of the Members these amendments remove from the bill as originally brought out on the floor of the House a provision which would require municipalities to pay park guards, firemen and policemen who are disabled while working and who remained partially disabled after three years. It removes the liability from the municipality of continuing to pay a person his full rate of salary indefinitely.

Those of you who are familiar with the Act of 1935 will recall that a policeman or fireman at that time who was in injured in the course of duty, would receive all his medical expenses, hospital expenses, no matter how long a period of time he might require them. In many cases he was paid his full salary for a long period of time.

However the Act of 1935 used the words "temporarily incapacitated" and I have been informed that the Philadelphia City Solicitor's office ruled that after one year an injured person is no longer temporarily incapacitated and therefore can receive no compensation.

The amendments as proposed in the original bill and

by my amendments would allow such a person to receive his full salary for a period of at least three years, and of course if he continued to be disabled thereafter he might very possibly be covered by workmen's compensation for a period as long as five hundred weeks from the time of the original injury.

I think the way this bill was originally drawn went much too far. We forget sometimes that we have many small municipalities in this state having some firemen, some policemen, some park guards. But to require such a municipality to retain a man's services, even though he might be ninety percent disabled, after three years and to pay him his full salary, might wreak havoc with the budgets of such municipalities. I do not think that the firemen, park guards and policemen sincerely think that any municipality should be made to go to that length.

We have been improving our workmen's compensation laws over the years, and probably the best answer to this whole problem is an increase in the length of time during which an injured person may be compensated. But the way this bill was originally drawn is not the right way to do it.

We ask your support for these amendments.

On the question recurring,

Will the House agree to the amendments?

They were agreed to.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, That the bill as amended lie over for printing.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 354, as follows:

An Act to further amend the act approved the seventeenth day of April one thousand eight hundred seventy-six (P. L. 29) entitled "An act relating to appeals in cases of summary convictions" by extending the time within which appeals may be taken

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The act approved the seventeenth day of April one thousand eight hundred seventy-six (P. L. 29) entitled "An act relating to appeals in cases of summary convictions" as last amended by the act approved the first day of April one thousand nine hundred twenty-five (P. L. 98) is hereby further amended to read as follows

Section 1 Be it enacted &c That in all cases of summary conviction in this Commonwealth before a magistrate or court not of record either party even though any fine imposed has already been paid may within [five] ten days after such conviction appeal to the court of quarter sessions of the county in which such magistrate shall reside or court not of record shall be held upon allowance of the said court of quarter sessions or any judge thereof upon cause shown and either party may also appeal from the judgment of a magistrate or a court not of record in a suit for a penalty to the court of common pleas of the county in which said judgment shall be rendered upon allowance of said court or any judge thereof upon cause shown Provided That pending the taking of an appeal by either party or the allowance or refusal thereof by the court or judge the fine or penalty and costs imposed by the magistrate or court not of record need not be paid if bail is entered with one or more sufficient sureties in double the amount of such fine or penalty and costs for the payment thereof on the refusal of such appeal or if allowed on the final disposal of such appeal If the defendant pays the fine or penalty and costs imposed and wishes to take an appeal under the pro-



visions of this section he shall give bail in double the probable amount of costs that may accrue in the final disposition of the appeal

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

#### YEAS—207

Adam,	Gibson,	Markley,	Schuster,
Alexander,	Gleason,	Mathews,	Schwartz,
Amarando,	Glick,	Maxwell,	Scott,
Andrews,	Goodling,	McCann,	Seyler,
Ashton,	Gramlich,	McCormack,	Shoemaker,
Auker,	Greenwood,	McCullough,	Shotwell,
Banker,	Guss,	McDermitt,	Smith, W. B.,
Barkdoll,	Gutendorf,	McGee,	Snider,
Baumunk,	Guthrie,	McInroy,	Spencer,
Bazin,	Hall,	McWherter,	Stank,
Bear,	Hamilton, R. K.,	Metz,	Stevenson,
Blair,	Hamilton, W. H.,	Mihm,	Stimmel,
Boies,	Harris,	Mikula,	Stone,
Bolton,	Haudenschild,	Miller,	Stoner,
Bomberger,	Helm,	Mills,	Strausser,
Boory,	Hersch,	Monroe,	Sucher,
Bower,	Hewitt,	Moody,	Taylor,
Breisch,	Hocker,	Moore,	Thomas,
Breth,	Hoggard,	Moran,	Thompson,
Brown,	Ide,	Moscrip,	Toll,
Buechin,	Jenkins,	Muldowney,	Tompkins,
Buchanan,	Jim,	Munley,	Toomey,
Bullen,	Johnson,	Murray, J. J.,	VanSant,
Capano,	Jones, Geo. E.,	Murray, P. G.,	Varallo,
Cianfrani,	Jones, Gran'le E.	Musto,	Varnier,
Cloff,	Jones, Paul F.,	Naugle,	Vaughan,
Clapper,	Jones, T. H. W.,	Needham,	Verona,
Cochran,	Jump,	Ogilvie,	Wall,
Comer,	Kamyk,	Olsen,	Wallace,
Connelly,	Keller,	Parlante,	Walsh,
Conner,	Kent,	Pelfly,	Wargo,
Cooper,	Kerlin,	Peta,	Waterhouse,
Coyle,	Kline,	Petrosky,	Watkins,
Curwood,	Kohl,	Pettigrew,	Weidner,
Davis,	Kolankiewicz,	Pfaff,	Welsh,
Dougherty,	Kornick,	Phillips,	Wescott,
Down,	Kratz,	Polaski,	Whalley,
Downey,	Kromer,	Polen,	Wheeler,
DuBois,	Kubacki,	Poltenstein,	White,
Dunn,	Lafore,	Price,	Whitenight,
Erb,	Lederer,	Quisenberry,	Willaredt,
Ewing,	Leisey,	Ragot,	Williams,
Farabaugh,	Leonard,	Readinger,	Wilt,
Fenrich,	Leven,	Reagan,	Wood,
Ferster,	Light,	Reidenbach,	Worley,
Filo,	Limper,	Richter,	Yeakel,
Flack,	Lippincott,	Rosen,	Yetzer,
Fleischman,	Lopresti,	Rovanseck,	Young,
Floyd,	Lovett,	Royer,	Zeitz,
Flynn,	Lutty,	Rubin,	Ziegler,
Frost,	Maguire,	Sarraff,	Smith, O. C.,
Geer,	Mahan,	Schmidt,	Speaker

#### NAYS—0

#### NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

### REPORT OF JOINT STATE GOVERNMENT COMMISSION

#### PUBLIC SCHOOL PUPIL TRANSPORTATION

Mr. STANK offered a communication and report from the Joint State Government Commission.

The communication was read by the Clerk as follows:

March 16, 1953.

To the Honorable, the House of Representatives of the General Assembly of the Commonwealth of Pennsylvania:

On behalf of the Joint State Government Commission, I have the honor to transmit herewith A Report of the Joint State Government Commission, Session of 1953, dealing with Public School Pupil Transportation.

Copies of this report for distribution to the members of the House of Representatives have been delivered to the office of the Chief Clerk of the House.

Respectfully submitted,

BAKER ROYER

Baker Royer, Chairman

### MEMBER WELCOMED

The SPEAKER. The Chair is happy to welcome to the House today the gentleman from Allegheny, Mr. Haudenschild, who was confined to his home for the last four weeks because of illness.

### FORMER MEMBER WELCOMED

The SPEAKER. The Chair is also happy to welcome to the House a former Member, the gentleman from Erie, Mr. Dalrymple.

### PERMISSION TO ADDRESS HOUSE

Mr. FILO asked and obtained unanimous consent to address the House.

Mr. Speaker, it has been brought to our attention before in this House about various Departments lobbying for bills. My statement is not concerned with lobbying for bills, but in respect to telling various people, probably constituents, regarding the status of certain bills.

Recently I introduced a bill, just the same as any Member of this House, with the full understanding that it would be given proper consideration and voted on by the Members of this House.

I have learned that a certain Department that was concerned with this bill has made the statement to my constituents back home that the bill has no chance whatsoever of passing on the floor of the House. I think that this sort of business should be stopped immediately, because every one of you, just as I said, puts bills in this House for your constituents back home and for the good of all the people of Pennsylvania.

I think the Department has made an error in making such a statement, and I do want to so state.

### COMMITTEE MEETINGS

CITIES—COUNTIES 1st-2nd & 2nd CLASS A—Mr. EWING, Chairman, Room 521, Tuesday, March 17, at 10:30 a. m.

MUNICIPAL CORPORATIONS—Mr. KRATZ, Chairman, Room 521, on Tuesday, March 17, at 10:30 a. m.

TOWNSHIPS—Mr. REAGAN, Chairman, Room 522, Tuesday, March 17, 10:30 a. m.

### CAUCUS

The SPEAKER. The Chair has just been notified that there will be a caucus of the Philadelphia Democratic Delegation Tuesday at 10:00 a. m. in the old House Caucus Room.

## DEMOCRATIC POLICY COMMITTEE

Mr. PETROSKY. Mr. Speaker, I want to announce that there will be a meeting of the eleven Democratic members of the Democratic Policy Committee in the old House Caucus Room at 10:00 o'clock tomorrow morning.

## ADJOURNMENT

Mr. SCHWARTZ. Mr. Speaker, I move that this House do now adjourn until Tuesday, March 17, 1953 at 11:00 a. m.

The motion was agreed to, and (at 5:43 p. m.) the House adjourned.





# Legislative Journal.

Session 1953.

140th of the General Assembly.

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HARRISBURG, PA., TUESDAY, MARCH 17, 1953.

No. 17.

## SENATE

TUESDAY, March 17, 1953.

The Senate met at 11:00 o'clock a.m., Eastern Standard Time.

The PRESIDENT pro tempore (M. Harvey Taylor) in the Chair.

### PRAYER

The Chaplain, Dean JOSEPH HARTE, Pastor of St. Paul's Cathedral, Erie, offered the following prayer:

O Lord, who art always more able to do than we are to ask or expect, give us that faith that shall believe that what God wants us to do or not to do, God finds a way of letting us know how to do.

If we could but have that old-fashioned religion, that made great and strong the hopes of our fathers who built this fair State, and in so building left us a goodly heritage, we might, indeed, look up to the hearty faith of that great champion, Saint Patrick, whose day this is, and for the Governor of this State and all in authority, the Senate and the House, and for the courts of law, we bid Thy holy blessing this day and always, Amen.

### JOURNAL APPROVED

The PRESIDENT pro tempore. A quorum of the Senate being present, the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. BERGER and Mr. WADE, further reading was dispensed with, and the Journal was approved.

### LEAVES OF ABSENCE

Mr. BERGER asked and obtained leave of absence for Mr. MAHANY, because of required attendance at "Operation Chance."

He also asked and obtained leave of absence for Mr. HARE, because of required attendance at "Operation Chance."

Mr. HALUSKA asked and obtained leave of absence for Mr. DENT, because of required attendance at "Operation Chance."

The PRESIDENT pro tempore. At this time, the Chair invites the gentleman from Luzerne, Mr. Wood, to the rostrum to preside.

The PRESIDING OFFICER (T. N. Wood) in the Chair.

## HOUSE MESSAGES

### HOUSE BILLS FOR CONCURRENCE

The Clerk of the House of Representatives being introduced presented for concurrence bills of the House, as follows:

House Bill No. 89, entitled:

An Act to add subsection (d) to Section 1013 of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "Vehicle Code," by requiring vehicles, street cars and trackless trolley omnibuses to yield the right of way after stopping at an intersection marked with an official "Stop" sign.

Which was committed to the Committee on Highways.

House Bill No. 110, entitled:

An Act to further amend the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "Vehicle Code," by further fixing fees for annual registration and chassis and maximum gross weights of certain commercial vehicles.

Which was committed to the Committee on Highways.

House Bill No. 354, entitled:

An Act to further amend the act approved the seventeenth day of April, one thousand eight hundred seventy-six (P. L. 29), entitled "An act relating to appeals in cases of summary convictions," by extending the time within which appeals may be taken.

Which was committed to the Committee on Judiciary General.

### HOUSE CONCURS IN SENATE CONCURRENT RESOLUTION

#### TIME OF NEXT MEETING

He also informed the Senate that the House has concurred in resolution from the Senate as follows:

In the Senate, March 16, 1953.

Resolved, (if the House of Representatives concur), That when the Senate adjourns this week it reconvene on Monday, March 23, 1953 at four o'clock p. m., E.S.T., and when the House of Representatives adjourns this week is reconvene on Monday, March 23, 1953 at four-thirty o'clock p. m., E. S. T.

### STUDENTS FROM MAHANOID JOINT HIGH SCHOOL PRESENTED TO SENATE

Mr. WOLFE. Mr. President, we are honored this morning by the presence of eighty-five members of the class from the Mahanoy Joint High School, Dalmatia, Northumberland County.



The professor in charge this morning is Professor Lyle Schwelm, and the nurse in charge is Miss Anna C. Conrad. I would like to present them to the Senate at this time.

The PRESIDING OFFICER. The Chair is pleased to welcome the guests of Senator Wolfe, and requests that they stand in place and take a bow at this time.

#### REPORT FROM COMMITTEE ON EXECUTIVE NOMINATIONS

Mr. WATSON, from the Committee on Executive Nominations, reported with a favorable recommendation the following nominations, made by His Excellency, the Governor:

##### JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, March 3, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Harry S. Heiser, 217 North Second Street, R. D. No. 1, Halifax, Dauphin County, for appointment as Justice of the Peace in and for the Township of Halifax, Dauphin County, until the first Monday of January 1954, to fill a vacancy.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following:

##### MEMBER OF THE SANITARY WATER BOARD

Henry Lawe Brownback, Norristown, from September 9, 1952, until the third Tuesday of January, 1955, and until his successor shall have been appointed and qualified.

JOHN S. FINE.

##### JUDGE OF COURT OF COMMON PLEAS FIFTY-SEVENTH JUDICIAL DISTRICT

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, March 16, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Richard C. Snyder, Bedford, Bedford County, for appointment as Judge of the Court of Common Pleas of the Fifty-seventh Judicial District of Pennsylvania, composed of the County of Bedford, until the first Monday of January 1956, vice Hon. J. Colvin Wright, resigned.

JOHN S. FINE.

##### BILL INTRODUCED AND REFERRED

Mr. CROWE read in his place and presented to the Chair Senate Bill No. 299, entitled:

An Act to amend sections two hundred three and three hundred eight of the act, approved the seventeenth day of May, one thousand nine hundred twenty-one (P. L. 682), entitled "An act relating to insurance; amending, revising, and consolidating the law providing for the incorporation of insurance companies, and the regulation, supervision, and protection of home and foreign insurance companies, Lloyds associations, reciprocal and inter-insurance exchanges, and fire insurance rating bureaus, and the regulation and supervision of insurance carried by such companies, associations, and exchanges, including

insurance carried by the State Workmen's Insurance Fund; providing penalties; and repealing existing laws," by changing certain qualifications of incorporators, directors and trustees.

Which was committed to the Committee on Insurance.

##### PERMISSION TO ADDRESS SENATE

Mr. RUTH asked and obtained unanimous consent to address the Senate.

Mr. RUTH. Mr. President, I note that the bill which I am about to introduce has the proper color for the day, and I am sure it is quality legislation.

##### BILL INTRODUCED AND REFERRED

Mr. RUTH read in his place and presented to the Chair Senate Bill No. 300, entitled:

An Act to further amend the act approved the fifth day of August, one thousand nine hundred forty-one (P. L. 752) entitled "An act regulating and improving the civil service of certain departments and agencies of the Commonwealth; vesting in the State Civil Service Commission and a Personnel Director certain powers and duties; providing for classification of positions, adoption of compensation schedules and certification of pay-rolls; imposing duties upon certain officers and employees of the Commonwealth; authorizing service to other State departments or agencies and political subdivisions of the Commonwealth in matters relating to civil service; defining certain crimes and misdemeanors; imposing penalties; making certain appropriations and repealing certain acts and parts thereof," by redefining the term director, further extending the scope of unclassified services, extending the provisions regarding appointment and removal of the director, further extending the merit provisions of the act, increasing the duties and obligations of the commission and of the director, providing for systematic and meritorious salary increments, clarifying salary provisions of employment, changing examination requirements, according regular status to employees with required periods of service, making definite provisions covering sick leave and vacation leave and strengthening the provisions covering furlough and re-employment.

Which was committed to the Committee on State Government.

##### PETITIONS AND REMONSTRANCES

Mr. YOSKO. Mr. President, before I went to bed last evening, I had the radio on and the last thing I heard was the talk about the atomic explosion at Las Vegas, Nevada. When I got up this morning, I turned on the radio and I heard an account of the explosion. That reminded me of an article I read in the Philadelphia Bulletin last Tuesday evening. I tried to get a copy of it but was not able to do so. However, if my memory serves me correctly, it had the title, "This Is Real Economy."

The news item went on to say that up in Massachusetts, the Governor asked the Head of the Civil Defense up there whether he wanted to witness the atomic bomb explosion at Las Vegas. The Head of Civil Defense there said he did not think it would do any good to make the trip, because he did not think he could see very much and that he thought he could get a better view of it when the movie was shown in the theaters. The Governor decided then, after he found out that the Head of Civil Defense did not want to go to Las Vegas, to ask him whether he would like to go to the movie to see the

moving picture of it. The Head of Civil Defense said, "Yes." So, the State of Massachusetts allocated fifty cents to the Head of Civil Defense to go to the movies, and that is real economy.

Mr. President, the explosion took place this morning, and I hope that when the bomb exploded it also produced a legislative program for us here in Harrisburg because I notice that the Governor, the Majority Leader, the Majority Whip, the Minority Leader of the Senate and the Minority Leader of the House went to Las Vegas.

Mr. BARR. Mr. President, I wish to compliment the Chief Clerk and the printer for the printing of the Calendar today in the color of the "old sod."

Secondly, Mr. President, I know nothing about the case, I do not mean to be too critical of the Liquor Control Board and I do not represent the city of Erie, but word has just come to me that they have today suspended the license of the "Shamrock Inn," in Erie, Pennsylvania.

#### PERMISSION TO ADDRESS SENATE

Mr. YOSKO asked and obtained unanimous consent to address the Senate.

Mr. YOSKO. Mr. President, I desire to make a statement before I present this resolution.

Mr. President, according to the newspapers an effort will be made today or this week to discontinue the public hearings on the Chesterman Committee Report. I do not know the exact reason for the contemplated action. The opinion seems to be that the hearings thus far have been more or less what they call a flop, which, of course, I agree with to some extent. If the hearings have been a flop, they have been a flop because the committee has not been properly organized. I think the Members of the Senate should know what happened thus far, so far as the committee activities are concerned.

Mr. President, it seems to me that when the resolution was being drafted, calling for these public hearings, those who drafted the resolution more or less had in mind the idea of making these hearings a flop. In the first place, this was to be a bipartisan committee to conduct these hearings. The whole matter was to be bipartisan. Yet, when the resolution was drafted, I understand that the Minority was not consulted relative to the provisions of the resolution. If my memory serves me correctly, the resolution was presented on the morning that the entire group of the Senate went to Philadelphia to the Pennsylvania Manufacturers' dinner and because the group was going to Philadelphia, we had a Session at eight o'clock. The sentiment at the time was, "Let's have no debate; let's not waste any time because everybody must get the 8:55 train."

Mr. President, the resolution was presented, and it was adopted and it was incomplete. It was incomplete, Mr. President, in that it did not provide subpoena powers which should be provided in connection with any public hearings. It did not provide for an appropriation to take care of the expenses of those who might be called to the hearings to testify. It did not authorize the employment of competent personnel, such as accountants, because this is an accounting matter. It did not provide for proper notices to be sent to interested parties, such as the Chesterman Committee Members themselves, the department heads, the Economy League, the Pennsylvania State Chamber of Commerce and others who might be

interested in submitting testimony for or against the recommendations of the committee. The resolution did not establish a proper and orderly procedure for the conduct of the hearings. Neither did it provide for the recording of the testimony by a public stenographer, or by the recording system that is in use here in this chamber during the Session of the Legislature.

In any event, Mr. President, after the resolution was adopted by the House and the Senate, the committee appointments were announced and a meeting was called of that committee for last Monday morning at ten o'clock. I live in Bethlehem, about a hundred miles from here, and I had to get up at six-thirty in the morning to arrive here on time. Fortunately, I got here on time. We met down in the Senate Caucus Room and, lo and behold, before long we learned that some of the House Members of the Committee were not given notice of the ten o'clock meeting and, therefore, were not present.

As a result, Mr. President, we could not transact any business and the meeting, after a short period of time, adjourned until the following afternoon at one-thirty o'clock, with the actual hearings to begin at two-thirty. We met in the House Caucus Room at one-thirty. There was about a fifteen minute or more delay in getting the meeting started. We elected a chairman and a vice-chairman. We discussed some possible rules and regulations, many of which were not adopted because of the lack of time, and it was agreed that we would attend the first hearing on a more or less experimental basis. What an experiment it was.

Mr. President, those of you who were present know exactly what happened. It was a farce, as Senator Holland pointed out. It was nothing more than a merry-go-round. I would not say, in spite of that, that we did not accomplish something. I, at least, was satisfied that we could effect some savings from the testimony that was given, although it was not complete.

Mr. President, there was a great deal of talk as to why the Chesterman Committee Members were not present. There are some people in this world, you know, who will not come to a meeting or attend any affair unless they get an invitation. I am sorry to say that the Chesterman Committee was not invited to attend the hearing last Tuesday afternoon. As a matter of fact, no one was invited to attend that hearing.

Mr. President, after the hearing adjourned, the committee met again, and Senator Berger and I sent a telegram to Mr. Chesterman to come to the meeting the next day, either personally or through a representative. The hearing was called for nine o'clock in the morning and because a sufficient number of people who were interested were not present, the meeting was adjourned until the afternoon.

The afternoon rolled around, we started the hearing and still the Chesterman Committee was not present. Who was present at the meeting last Wednesday afternoon? Only the parties in interest were present, people who were getting money, patronage from the Commonwealth of Pennsylvania. They advocated that we spend more money for advertising purposes, to bring visitors into the State. That is as far as it went.

Mr. President, I understand that there is a whispering campaign going on over the Hill, from department heads, employees and all those affected, and they are saying,



"We have never had it so good in our lives; let's not disturb the situation as it is. Don't let the Chesterman Committee take anything away from us." I can see where the Republican Majority would probably be in sympathy with that sort of thing.

For instance, Mr. President, if the Department of Commerce were abolished, it would mean about 124 jobs and next year we are having a campaign. It would mean contributions from 124 people. It seems to me that is all the Majority Party is interested in, the patronage, the jobs. If all of the recommendations in the Chesterman Committee Report are followed, it might mean a couple thousand jobs and a couple thousand enemies, the loss of patronage and the loss of political contributions for next year's campaign.

I say to you, Mr. President, that these hearings should continue, but they should continue under a proper practice and procedure. They should be conducted orderly. The committee ought to organize, and if it does, these hearings will be a success.

For that purpose, Mr. President, I present the following resolution calling for amendment of the original resolution which was presented to set up the hearing committee in the first instance.

### RESOLUTION REFERRED TO COMMITTEE

#### REQUESTING AMENDMENT TO SENATE CONCURRENT RESOLUTION, SERIAL No. 120

Mr. YOSKO offered the following resolution which was twice read as follows:

In the Senate, March 17, 1953.

Whereas, Senate Concurrent Resolution, Serial No. 120, introduced by Majority Leader, Rowland B. Mahaney, on February 24, 1953, authorizing the appointment of a Committee of 15 House and 15 Senate Members to conduct public hearings on the Chesterman State Government Survey Committee Report, was not sufficiently broad in its provisions for the successful conduct of said hearings in that

- (a) It did not provide subpoena powers
- (b) It did not provide for an appropriation
- (c) It did not authorize the employment of competent personnel to assist and advise in the conduct of the hearings
- (d) It did not provide for proper notice to be sent to interested parties
- (e) It did not establish a proper orderly procedure for the conduct of the hearings
- (f) It did not provide for the recording of testimony by a public stenographer and/or recording of the testimony

Therefore Be It Resolved, That said Resolution is hereby amended as follows:

(1) That the said committee of 30 shall have the power to issue subpoenas, under the hand and seal of its chairman, requesting and commanding any person or persons to appear before them and to answer such questions touching upon matters inquired into by the committee and to produce such books, papers, records and documents as the committee may deem necessary. Such subpoenas may be served upon any person and shall have the force and effect of subpoenas issued out of courts of this Commonwealth. Each member of said committee shall have power to administer oaths and affirmations to witnesses appearing before the committee. Any person who shall wilfully neglect or refuse to testify before said committee, or to produce any books, papers, records, or documents shall be subject to the penalties provided by the laws of the Commonwealth in such cases.

(2) That a sufficient sum be appropriated to compensate witnesses subpoenaed to attend such hearings and for

other expenses which the committee may deem necessary and proper.

(3) Authorize the committee to appoint such accountants and other personnel as may be deemed necessary to assist the committee to successfully conduct said hearings.

(4) That State Officials and/or employees involved shall be given at least one week's notice of the hearing at which they are to appear, and said notice is to indicate the books and records that are to be produced at the hearing.

(5) That a bipartisan subcommittee from the 30-man committee, composed of 5 members, be appointed to draft rules of practice and procedure for the conduct of said hearings.

(6) That all testimony adduced at said hearings shall be recorded by a public stenographer or upon the recording system used during the regular sessions of the General Assembly.

#### REQUEST THAT RULE 39 BE SUSPENDED

Mr. YOSKO. Mr. President, I ask unanimous consent that Rule 39, which requires resolutions be referred to an appropriate committee, be dispensed with and the Senate proceed to the consideration of the foregoing resolution.

The PRESIDING OFFICER. Is there objection?

Mr. BERGER. Mr. President, before discussing the subject matter of this resolution, it would appear to me that the amendment of this Concurrent Resolution should ask for the concurrence of the House, which it fails to do. However, before objecting to the immediate consideration of the resolution, Mr. President, I would like to point out that many public hearings upon bills and reports have been held by the various legislative bodies, the Senate, the House and combined hearings, and it has never been the custom nor procedure to provide the committees with subpoena powers in order to effectuate the matters which are under consideration by the hearing committees.

Mr. President, I notice also that the resolution requests a sum to be appropriated to compensate witnesses subpoenaed to attend such hearings, and for other expenses which the committee may deem necessary and proper. I question very much, Mr. President, whether that would be a proper inclusion in the hearing committee's resolution, under the procedure which has been adopted on previous hearings on matters of this kind.

Now, Mr. President, as far as this committee being bipartisan, I am sure that anybody who has attended the hearings up to this point can be left in very little doubt that there is bipartisan participation in the proceedings. I think that is one of the most difficult things that the committee has had to contend with in the presentation of the testimony which has been adduced at these hearings.

Furthermore, Mr. President, in so far as the kind of information which the committee has been receiving, it seems to me that the proponents of any of these measures have an equal opportunity to come before us and discuss them, as well as the opponents. I am sure that this afternoon, when we have the hearing on the recommendations on the subject of education, put out by the Government Survey Committee, we will have some pros and some cons.

Mr. President, I do not wish to prolong this situation at all. We are going to have a hearing this afternoon at two-thirty, and I am sure that at that time we will again find bipartisan participation in the proceedings.

Mr. President, at this time I object to the immediate consideration of the resolution.



The PRESIDING OFFICER. The Chair refers the resolution to the Committee on Rules.

#### PERMISSION TO ADDRESS SENATE

Mr. YOSKO asked and obtained unanimous consent to address the Senate.

Mr. YOSKO. Mr. President, the general attitude of Senator Berger, who is Co-Chairman of the Committee, and I am not making an attack on Senator Berger, but his general attitude in finding fault with the resolution is indicative of his attitude toward the success of these hearings. Now if, for any reason, that resolution is not in proper form or if it should be amended, it is only seven minutes of twelve. We have a lot of time. All we must do is call a recess and get it in the shape it should be, and then let us present it so that this Committee, when it functions, can function effectively, and with an established practice and procedure; and in an orderly fashion.

Mr. President, when I talked about bipartisan, I talked about bipartisan from beginning to end, to only during the conduct of the hearings but in setting up the machinery for the conduct of the hearings. I am sure that if such a consideration were given to the Minority, the original resolution that was presented would have certainly been in better shape.

Mr. President, I think it is an insult, myself, to the Chesterman Committee to attempt to scrutinize its report without even so much as an invitation to it to come here.

I will go further than that, Mr. President. I understand that Mr. Chesterman said that no good purpose would be served by his attendance or the attendance of any of his committee members at these hearings. I do not agree with him. I think he should be subpoenaed to come here with his group if he does not come voluntarily. He assumed a task on behalf of the Commonwealth.

I personally think that force of men who worked on this project did an excellent job. They have spent approximately \$55,000 up to this point. Are we going to say, "Now that \$55,000 is gone and we will just forget about all of the work that was done?" I do not think we should. All of the Members of the Legislature, and the general public, I think would like to hear from the Chesterman Committee. If the Chesterman Committee does not want to come here voluntarily, I think it should be subpoenaed to come here.

Mr. President, Senator Berger said we were going to go into the Department of Education this afternoon. I would like anyone in this chamber to raise his hand who will admit that he knows what I think he should know about the procedure and the practice in the Department of Education. If you look at the Task Force Report of the Chesterman Committee, this is what you will find (indicating). If you take a look at the chart of the organization of the Department of Education, you will admit to yourself that it is a complicated department, and it requires thorough study and it requires the assistance of experts to help this committee in its task to scrutinize the recommendations outlined in this report.

Mr. President, the least that we should have before we go into the hearing is the Task Force present here, who compiled this report, to tell us exactly how they went about it and interpret some of the statements that are in the report. We should call the people from the Department of Public Instruction over here this after-

noon. Not having a thorough knowledge of the operations of the department, we should call them over, because to attempt to go into a public hearing without that knowledge is mere folly so far as I am concerned.

#### PERMISSION TO ADDRESS SENATE

Mr. BERGER asked and obtained unanimous consent to address the Senate.

Mr. BERGER. Mr. President, I do not have any wish to prolong the discussion on this subject, but I would like to point out once more that we have publicly stated and reiterated that far from disregarding the recommendations of the Government Survey Report, it is the intention to have bills drawn and presented to the Senate or the House, and have those bills considered in debate. I am sure we will hear a great deal about the Department of Education and other recommendations in the bills when those bills are debated on the floor.

#### BILL INTRODUCED AND REFERRED

Mr. SILVERT. Mr. President, I ask unanimous consent to introduce a bill at this time.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. SILVERT read in place and presented to the Chair Senate Bill No. 301, entitled:

An Act to further amend Section 502 of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by further limiting the use of manufacturer's, jobber's and dealer's registration plates.

Which was committed to the Committee on Highways

#### INTERROGATION

Mr. HOLLAND. Mr. President, I desire to interrogate the gentleman from Potter, Senator Berger.

The PRESIDING OFFICER. Will the gentleman from Potter, Mr. Berger, permit himself to be interrogated?

Mr. BERGER. I will, Mr. President.

Mr. HOLLAND. Senator Berger, are the Chesterman Committee Reports available as yet to the interested parties who wish to attend these meetings?

Mr. BERGER. I believe, Senator Holland, that all of the Members, at least, have a copy of the Chesterman Report. While I am not informed on the publication of additional copies, I understand that there are copies



available or at least being prepared. I, frankly, cannot give you a satisfactory answer on that.

#### PERMISSION TO ADDRESS SENATE

Mr. HOLLAND asked and obtained unanimous consent to address the Senate.

Mr. HOLLAND. Mr. President, I was informed this morning that even the Board of Education in Pittsburgh has been unable to get a copy of the Chesterman Report. They have not had an opportunity of studying the Task Force Report on Education.

I was also informed last Saturday by the president of the smaller manufacturers, connected with the Chamber of Commerce in Pittsburgh, that he has written to the Senate and to the House and has been unable to get a copy of the Chesterman Report. He asked me how anyone can appear at these meetings unless they have an opportunity to study the report that is under discussion.

Mr. President, it looks to me as though by holding these reports we are doing a very fine job of imposing an iron curtain, the same as the communists did in keeping information behind the iron curtain. Interested parties are not being given the opportunity of making a study on what the report contains, and cannot very well appear and give an intelligent presentation before the committee.

#### PERMISSION TO ADDRESS SENATE

Mr. HALUSKA asked and obtained unanimous consent to address the Senate.

Mr. HALUSKA. Mr. President, for the last couple of days or couple of weeks, I might say, we have heard so much concerning this Chesterman Report. It appears to me that some of my colleagues are unduly alarmed about the outcome of this report. Thus far I have served on the committee and I expect to serve throughout this week, to take part in the interrogations and to listen to what is taking place.

I, for one, can find no fault with the committee in its actions. I find no fault with the gentleman from Potter, Senator Berger, when he tells us that it is the intention of the committee to follow through after the hearings and present bills, giving all of us the opportunity to discuss them on the floor. I must commend the committee because it has been fair. Each and everyone of us has had the privilege to interrogate and to stand interrogations. The chairman has conducted the hearings fairly thus far. What may happen next week, I do not know.

Mr. President, we have been hearing so much about the discontinuance of the hearings. That day has not arrived. If the job is not completed, then it is our duty to rise in place and voice our opinions. However, I see no reason why any man should be condemned for his actions on this committee, in any manner whatsoever, up until the present time.

#### PERMISSION TO ADDRESS SENATE

Mr. WALKER asked and obtained unanimous consent to address the Senate.

Mr. WALKER. Mr. President, I think in all fairness I should say to my distinguished colleague from Allegheny County, Senator Holland, that I was of the opinion, and have been advised, that the Department of Education in the city of Pittsburgh has received a copy of this

and it was delivered to them by a Representative from the House, who is a resident of the city of Pittsburgh and who represents some of the city boards. I was informed that over a week ago they had been given a copy by this Member of the House, and, therefore, they did have it.

#### STATEMENT OF PRESIDING OFFICER

The PRESIDING OFFICER. The Chair, at this time, would like to call to the attention of the Members the very lovely flowers which all of us have. I understand that they are gift from the Speaker of the House, who hopes that we will enjoy the spirit of the day with his compliments.

#### PERMISSION TO ADDRESS SENATE

Mr. HOLLAND asked and obtained unanimous consent to address the Senate.

Mr. HOLLAND. Mr. President, in reply to my very good friend, Senator Walker, from Allegheny County, I was told as late as this morning that the members of the Board of Education had not had an opportunity to study either the Report or the Task Force Report made by the Chesterman Committee Task Forces. That is the important report which they should have an opportunity to study.

Mr. President, as far as the Chesterman Report is concerned, as late as last Friday I was called by two members of the Board of Education, who asked me if it was possible to get a copy of the Chesterman Committee Report for their perusal. I told them I could not get it for them unless I gave them my own report, and I needed that at the hearings. That is the extent of my information concerning the Chesterman Committee Reports.

#### CONSIDERATION OF EXECUTIVE NOMINATIONS

Mr. WATSON asked and obtained unanimous consent for immediate consideration of the nominations reported at today's Session.

#### EXECUTIVE SESSION

A motion was made by Mr. WATSON and Mr. BERGER, That the Senate do now resolve itself into Executive Session, for the purpose of acting upon the nominations reported at today's session.

Which was agreed to.

The nominations were read as follows:

#### JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, March 3, 1953.  
To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Harry S. Heiser, 217 North Second Street, R. D. No. 1, Halifax, Dauphin County, for appointment as Justice of the Peace in and for the Township of Halifax, Dauphin County, until the first Monday of January 1954, to fill a vacancy.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.  
To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following:

#### MEMBER OF THE SANITARY WATER BOARD

Henry Lowe Brownback, Norristown, from September 9, 1952, until the third Tuesday of January, 1955, and until his successor shall have been appointed and qualified.

JOHN S. FINE.

#### JUDGE OF COURT OF COMMON PLEAS, FIFTY-SEVENTH JUDICIAL DISTRICT

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, March 16, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Richard C. Snyder, Bedford, Bedford County, for appointment as Judge of the Court of Common Pleas of the Fifty-seventh Judicial District of Pennsylvania, composed of the County of Bedford, until the first Monday of January 1956, vice Hon. J. Colvin Wright, resigned.

JOHN S. FINE.

A motion was made by Mr. WATSON and Mr. BERGER, That the Senate do advice and consent to said nominations.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

#### YEAS—47

Bane,	Harney,	McGinnis,	Taylor,
Barr,	Holland,	McMenamin,	Toole,
Berger,	Kephart,	McPherson, Jr.	Wade,
Blass,	Kessler,	Miller,	Wagner,
Camel,	Koprivier, Jr.	Pechan,	Walker,
Chapman,	Lane,	Peelor,	Watkins,
Crowe,	Leader,	Probert,	Watson,
Diehm,	Letzler,	Ruth,	Weiner,
DiSilvestro,	Madigan,	Silvert,	Wolfe,
Fleming,	Mallery,	Snowden,	Yosko,
Freed,	McCreesh,	Stevenson,	Wood,
Haluska,	McCusker,	Stiefel,	Presiding Officer

#### NAYS—0

Two-thirds of all the Senators having voted "aye", the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

#### EXECUTIVE SESSION RISES

Mr. WATSON. Mr. President, I move that the Executive Session do now rise.

Mr. BERGER. Mr. President, I second the motion.

The motion was agreed to.

#### CALENDAR

#### THIRD READING CALENDAR

#### BILLS OVER IN ORDER

Mr. BERGER. Mr. President I ask unanimous consent that Senate Bill No. 52, on third reading, entitled:

An Act to amend clause XV of section 1202 of the act approved the fourth day of May one thousand nine hundred twenty-seven (P. L. 519) entitled "An act concerning boroughs and revising amending and consolidating the law relating to boroughs" by further defining the powers of boroughs with regard to garbage rubbish sludge and

other waste treatment and disposal acting separately or jointly with other political subdivisions

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. BERGER. Mr. President, I ask unanimous consent that Senate Bill No. 53, on third reading, entitled:

An Act to further amend clause (4) of subsection A of section 1001 of the act approved the fifteenth day of May one thousand nine hundred thirty-three (P. L. 624) entitled as amended "An act relating to the business of banking and to the exercise of fiduciary powers by corporations providing for the organization of corporations with fiduciary powers and of banking corporations with or without fiduciary powers including the conversion of National banks into State banks and for the licensing of private bankers and employees' mutual banking associations defining the rights powers duties liabilities and immunities of such corporations of existent corporations authorized to engage in a banking business with or without fiduciary powers of private bankers and employees' mutual banking associations and of the officers directors trustees shareholders attorneys and other employees of all such corporations employees' mutual banking associations or private bankers or of affiliated corporations associations or persons restricting the exercise of banking powers by any other corporation association or person and of fiduciary powers by any other corporation conferring powers and imposing duties upon the courts prothonotaries recorders of deeds and certain State departments commissions and officers imposing penalties and repealing certain acts and parts of acts" by further regulating the making of installment loans

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

#### BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 216, as follows:

An Act to further amend the act approved the seventh day of July one thousand nine hundred forty-seven (P. L. 1368) entitled "An act amending revising and consolidating the laws relating to delinquent county city except of the first and second class and second class A borough town township school district except of the first class and school districts within cities of the second class A and institution district taxes providing when how and upon what property and to what extent liens shall be allowed for such taxes the return and entering of claims therefor the collection and adjudication of such claims sales of real property including seated and unseated lands subject to the lien of such tax claims the disposition of the proceeds thereof including State taxes and municipal claims recovered and the redemption of property providing for the discharge and divestiture by certain tax sales of all estates in property and of mortgages and liens on such property and the proceedings therefor creating a Tax Claim Bureau in each county except a county of the first class to act as agent for taxing districts defining its powers and duties including sales of property the management of property taken in sequestration and the management sale and disposition of property heretofore sold to the county commissioners taxing districts and trustees at tax sales providing a method for the service of process and notices imposing duties on taxing districts and their officers and on tax collectors and certain expenses on counties and for their reimbursement by taxing districts and repealing existing laws" by clarifying the pro-



visions which authorize cities of the third class and school districts within such cities to accept the provisions of the act and changing the date on which the period of redemption commences to run on tax claims

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The definition of "Taxing District" in section 102 of the act approved the seventh day of July one thousand nine hundred forty-seven (P. L. 1368) entitled "An act amending revising and consolidating the laws relating to delinquent county city except of the first and second class and second class A borough town township school district except of the first class and school districts within cities of the second class A and institution district taxes providing when how and upon what property and to what extent liens shall be allowed for such taxes the return and entering of claims therefor the collection and adjudication of such claims sales of real property including seated and unseated lands subject to the lien of such tax claims the disposition of the proceeds thereof including State taxes and municipal claims recovered and the redemption of property providing for the discharge and divestiture by certain tax sales of all estates in property and of mortgages and liens on such property and the proceedings therefor creating a Tax Claim Bureau in each county except a county of the first class to act as agent for taxing districts defining its powers and duties including sales of property the management of property taken in sequestration and the management sale and disposition of property heretofore sold to the county commissioners taxing districts and trustees at tax sales providing a method for the service of process and notices imposing duties on taxing districts and their officers and on tax collectors and certain expenses on counties and for their reimbursement by taxing districts and repealing existing laws" as amended by the act approved the twentieth day of May one thousand nine hundred forty-nine (P. L. 1602) is hereby further amended to read as follows

Section 102 Definitions As used in this act the following words shall be construed as herein defined unless the context clearly indicates otherwise

\* \* \* \* \*

"Taxing District" any county except a county of the first class city except a city of the first or second class or second class A borough incorporated town township school district except a school district of the first class or a school district within a city of the second class A or institution district Provided however That this act shall not be construed to require any city of the third class or any school district within a city of the third class to collect its delinquent taxes on property under and in accordance with the provisions of this act if the city or the school district shall notify the Tax Claim Bureau in writing on or before the first day of May 1948 that pursuant to a resolution of the city council the city or the board of directors of the school district has resolved that returns of property will not be made under the provisions of this act but that its delinquent taxes will be collected by the filing of liens in the office of the prothonotary or by sale of such property at a city treasurer's sale under existing laws Any such city and any such school district in any county having adopted the system provided by this act may in any year [after 1948] notify the Tax Claim Bureau on or before the first day of May of the year that pursuant to a resolution of the city council or of the board of directors the city or school district as the case may be has resolved to collect its delinquent taxes on property under and in accordance with the provisions of this act and thereafter the city's or school district's delinquent taxes shall be collected only under and in accordance with the provisions of this act Provided further That this act shall not apply in any county [the county commissioners of which shall during the month of January one thousand nine hundred forty-eight adopt a resolution electing not to accept the provisions of this act but to continue to collect its delinquent taxes sell real estate and hold sales under and in accordance with existing laws] unless the county commissioners have adopted the

system provided by this act for the collection of its delinquent taxes but any such county may in any year [after 1948] by resolution adopted by the county commissioners during the month of January elect to collect its delinquent taxes on property and those of other taxing districts using the return system under and in accordance with the provisions of this act

Section 2 Subsection (a) of section 308 of the act as last amended by the act approved the second day of May one thousand nine hundred forty-nine (P. L. 890) is hereby further amended to read as follows

Section 308 Notice of Filing of Returns and Entry of Claim

(a) Not later than the thirty-first day of July of each year the bureau shall give notice of the return of said taxes and the entry of such claim to each delinquent taxable by United States registered mail return receipt requested postage prepaid addressed to the owner at his last known post office address If no post office address of the owner is known or if a notice mailed to an owner at such last known post office address is not delivered to him by the postal authorities then notice as herein provided shall immediately be posted on the property affected Each mailed and posted notice shall

(1) show all the information shown on the claim entered (2) state that if payment of the amount due the several taxing districts for said taxes is not made to the county treasurer on or before the thirty-first day of December next following or no exceptions thereto filed the said claim shall become absolute (3) state than on [August] July first of the year in which such notice is given the one (1) year period of redemption shall commence or has commenced to run and that if redemption is not made during that period as provided by this act the property shall be sold at judicial sale and there shall be no further redemption after such sale

Section 3 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

#### YEAS—47

Bane,	Harney,	McGinnis,	Taylor,
Barr,	Holland,	McMenamin,	Toole,
Berger,	Kephart,	McPherson, Jr.	Wade,
Blass,	Kessler,	Miller,	Wagner,
Camiel,	Koprivier, Jr.	Pechan,	Walker,
Chapman,	Lane,	Peelor,	Watkins,
Crowe,	Leader,	Propert,	Watson,
Diehm,	Letzler,	Ruth,	Weiner,
DiSilvestro,	Madigan,	Silvert,	Wolfe,
Fleming,	Mallery,	Snowden,	Yosko,
Freed,	McCreesh,	Stevenson,	Wood,
Haluska	McCusker,	Stiefel,	Presiding Officer

#### NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 228, as follows:

An Act to authorize counties cities boroughs incorporated towns townships school districts poor districts and county institution districts to file tax and municipal claims not filed within the time specified by law and to amend such claims when the property affected is not sufficiently described and to file suggestions of



nonpayment and averments of default or to sue out writs of scire facias on certain tax or municipal claims and to revive judgments where the lien of such claims or the judgments thereon have been lost and providing for the reinstatement of the liens of such claims and judgments

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Whenever any county city borough incorporated town township school district poor district or county institution district has heretofore failed to file in the office of the prothonotary of the county any tax claim or municipal claim assessed against any property within the time limit required by law for such filing whereby the lien of such tax or municipal claim is lost or has heretofore filed any tax claim or municipal claim assessed against any property and in such claim has described the property against which the claim was assessed only by the name of the owner and the distance from a given point or has heretofore filed in the office of the prothonotary of the proper county any tax or municipal claim and the county city borough incorporated town township school district poor district or county institution district has not within the period of five (5) years after the date on which any such claim was filed sued out a writ of scire facias to reduce the same to judgment or has not done so in time or in the case of a tax or municipal claim has not within said period of five (5) years filed a suggestion of nonpayment and an averment of default or whenever any writ of scire facias has been issued to reduce any such claim to judgment and by reason of defense or any other court proceedings or by reason of failure to file a praecipe on time judgment has not been entered within the period of five (5) years after the date on which such writ was issued or whenever any such tax or municipal claim has been reduced to judgment and the county city borough incorporated town township school district poor district or county institution district has not within the period of five (5) years after the date on which such judgment was entered or within five (5) years after the date on which such judgment was last revived filed a suggestion of nonpayment and an averment of default or sued out a writ of scire facias to revive the same then in any such case any such county city borough incorporated town township school district poor district or county institution district may within six (6) months after the effective date of this act file such tax or municipal claim or amend such claim so as to properly describe the property against which the claim is assessed or issue its praecipe for a writ of scire facias on any such tax or municipal claim and proceed to judgment in the manner provided by law to obtain judgments upon tax or municipal claims or in case a writ of scire facias has been issued but the same has not been reduced to judgment within five (5) years from the date of issuance issue its praecipe for an alias writ of scire facias on any such tax or municipal claim and proceed to judgment in the manner provided by law to obtain judgments upon tax or municipal claims or in the case of a tax or municipal claim where no judgment has been entered file a suggestion of nonpayment and an averment of default or in case judgment has been entered on a tax or municipal claim either file a suggestion of nonpayment and an averment of default or issue its praecipe for a writ of scire facias on any such judgment and proceed to judgment in the manner provided by law to obtain judgments of revival and such claim or judgment so entered or revived shall be a valid claim or judgment and be a lien upon the real estate upon which it was a lien at the time the claim was filed or the judgment was entered and said claim or judgment was entered and said claim or judgment may be revived or further revived and collected as other claims or judgments upon tax or municipal claims are revived and collected Provided however That the lien of any such claim or judgment shall not reattach against any real estate transferred to any purchaser before such claim is filed or during the time when the lien of any such tax or municipal claim or judgment was lost nor shall the lien of any such claim or judgment impair or affect the priority of

the lien of any mortgage or other lien which gained priority because of the failure of the county city borough incorporated town township school district poor district or county institution district to file such claim or to properly describe the property against which the claim was assessed or to sue out the writ of scire facias or file a suggestion of nonpayment and an averment of default within the five (5) year period or was entered of record during the time the lien of such tax or municipal claim or judgment was lost nor shall any such lien so revived impair or affect the priority of the lien of any mortgage or other lien which was entered prior to the tax or municipal claim or which gained priority during the time such lien was not revived or was not effective

Section 2 The provisions of this act shall become effective immediately upon its final enactment

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

#### YEAS—47

Bane,	Harney,	McGinnis,	Taylor,
Barr,	Holland,	McMenamin,	Toole,
Berger,	Kephart,	McPherson, Jr.	Wade,
Blass,	Kessler,	Miller,	Wagner,
Camiel,	Koprivier, Jr.	Pechan,	Walker,
Chapman,	Lane,	Peelor,	Watkins,
Crowe,	Leader,	Propert,	Watson,
Diehm,	Letzler,	Ruth,	Welner,
DiSilvestro,	Madigan,	Silvert,	Wolfe,
Fleming,	Mallery,	Snowden,	Yosko,
Freed,	McCreesh,	Stevenson,	Wood,
Haluska,	McCusker,	Stiefel,	Presiding Officer

#### NAYS—0

A majority of all the Senators having voted "aye", the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

### SECOND READING CALENDAR

#### BILLS OVER IN ORDER

Mr. BERGER. Mr. President, I ask unanimous consent that Senate Bill No. 76, on second reading, entitled:

A Joint Resolution proposing an amendment to section one article fourteen of the Constitution of the Commonwealth of Pennsylvania permitting county treasurers to hold successive terms

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. BERGER. Mr. President, I ask unanimous consent that Senate Bill No. 87, on second reading, entitled:

An Act to reenact subsection A of section 1012 of the act, approved the fifteenth day of May, one thousand nine hundred thirty-three (P. L. 624) entitled, as amended, "An act relating to the business of banking, and to the exercise of fiduciary powers by corporations; providing for the organization of corporations with fiduciary powers, and of banking corporations, with or without fiduciary powers, including the conversion of National banks into State banks, and for the licensing of private bankers, and employees mutual banking associations; defining the rights, powers, duties, liabilities, and immunities of such corporations, of existent corporations authorized to engage in a banking business, with or without fiduciary powers, of private bankers and employees' mutual banking associa-



tions, and of the officers, directors, trustees, shareholders, attorneys, and other employees of all such corporations, employees' mutual banking associations or private bankers, or of affiliated corporations, associations or persons; restricting the exercise of banking powers by and other corporation, association or person and of fiduciary powers by any other corporation; conferring powers and imposing duties upon the courts, prothonotaries, recorders of deeds, and certain State departments, commissions, and officers; imposing penalties; and repealing certain acts and parts of acts," by making further provision concerning the powers and limitations on powers of banks and trust companies.

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. BERGER. Mr. President, I ask unanimous consent that Senate Bill No. 91, on second reading, entitled:

An Act to further amend Section 5 of the act, approved the thirty-first day of May, one thousand nine hundred forty-five (P. L. 1198), entitled "An act providing for the conservation and improvement of land affected in connection with the mining of bituminous coal by the open pit mining method; regulating such mining; and providing penalties," by further regulating backfilling and operation reports

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. BERGER. Mr. President, I ask unanimous consent that Senate Bill No. 233, on second reading, entitled:

An Act to reenact and amend the title and the act approved the twenty-ninth day of April one thousand nine hundred thirty-seven (P. L. 487) entitled "An act to provide for the permanent personal registration of electors in boroughs towns and townships as a condition of their right to vote at elections and primaries and their enrollment as members of political parties as a further condition of their right to vote at primaries prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors requiring the county commissioners of the various counties to act as a registration commission therefor and prescribing the powers and duties of citizens parties political bodies registration commissions commissioners registrars inspectors of registration and others appointees of registration commissions county election boards election officers municipal officers departments and bureaus police officers courts judges prothonotaries sheriffs county commissioners peace officers county treasurers county controllers registrars of vital statistics certain public utility corporations real estate brokers rental agents and boards of school directors and imposing penalties" as previously amended by extending the provisions thereof to cities of the second class and making uniform certain provisions relating to time limitations affected by municipal and general elections

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

## BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 252, entitled:

A Joint Resolution proposing an amendment to article two section four of the Constitution of the Commonwealth of Pennsylvania by providing for annual sessions of the General Assembly

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 262, entitled:

An Act to further amend subsection (f) of Section 211.1 of the act approved the seventeenth day of May one thousand nine hundred twenty-one (P. L. 789), entitled as amended "An act relating to insurance establishing an insurance department and amending revising and consolidating the law relating to the licensing qualification regulation examination suspension and dissolution of insurance companies Lloyds associations reciprocal and inter-insurance exchanges and certain societies and orders the examination and regulation of fire insurance rating bureaus and the licensing and regulation of insurance agents and brokers the service of legal process upon foreign insurance companies associations or exchanges providing penalties and repealing existing laws" by continuing the provisions of that section in effect for a further period

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

## STATEMENT BY ACTING MAJORITY LEADER

Mr. BERGER. Mr. President, concerning today's Second Reading Calendar, Senate Bill 87, Printer's No. 28, the name of the sponsor on that bill is incorrect and I would like to have the correction made, when printing the Calendar, to show that Senator Kephart is the sponsor of that bill, at the request of Senator Wade.

## ANNOUNCEMENT ON BEHALF OF JOINT COMMITTEE TO HOLD PUBLIC HEARINGS ON STATE GOVERNMENT SURVEY COMMITTEE REPORT

Mr. BERGER. Mr. President, the Legislative Hearing Committee on the Government Survey Report will have a meeting at 1:00 p.m., in the Senate Caucus Room, today. That will be before the hearing this afternoon.

## ADJOURNMENT

Mr. BERGER. Mr. President, I move that the Senate do now adjourn until Monday, March 23, 1953, at 4:00 o'clock p.m., Eastern Standard Time.

Mr. WATKINS. Mr. President, I second the motion. The motion was agreed to.

The Senate adjourned at 12:15 o'clock p.m., Eastern Standard Time, until Monday, March 23, 1953, at 4:00 o'clock p.m., Eastern Standard Time.

## HOUSE OF REPRESENTATIVES

TUESDAY, March 17, 1953.

The House met at 11:00 a. m.

The SPEAKER (Charles C. Smith) in the Chair.

## PRAYER

The Chaplain, Reverend William Hugh Fryer, offered the following prayer:

O God, Who hast commanded that no man should be idle; give us grace to employ all our talents and faculties in the service appointed for us; that whatsoever our hand findeth to do, we may do it with our might. Cheerfully may we go in the road which thou hast marked out, not desiring too earnestly that it should be either more smooth or more wide; but, daily seeking our way in Thy light, may we trust ourselves and the issue of our journey to Thee, through Jesus Christ our Lord. Amen.

## JOURNAL APPROVAL POSTPONED

The SPEAKER. Are there any corrections to the Journal of Monday, March 16, 1953?

Mr. HELM. Mr. Speaker, I move that the approval of the Journal for Monday, March 16 be postponed because the Journal is not in print.

The motion was agreed to.

## BILLS INTRODUCED AND REFERRED

By Messrs. ROYER and HALL. HOUSE BILL No. 650

An Act appropriating certain moneys in the Motor License Fund to Cities, Boroughs, Towns and Townships of the Commonwealth for certain purposes and for a limited time conferring powers and imposing duties on the officials of such political subdivisions and on the Department of Highways.

Referred to the Committee on Highways.

By Mr JOHNSON. HOUSE BILL No 651.

An Act to further amend the act, approved the second day of May, one thousand nine hundred forty-five (P. L. 382), entitled "An act providing for the incorporation as bodies corporate and politic of "Authorities" for municipalities, counties and townships; prescribing the rights, powers and duties of such Authorities heretofore or hereafter incorporated; authorizing such Authorities to acquire, construct, improve, maintain and operate projects, and to borrow money and issue bonds therefor; providing for the payment of such bonds, and prescribing the rights of the holders thereof; conferring the right of eminent domain on such Authorities; authorizing such Authorities to enter into contracts with and to accept grants from the Federal Government or any agency thereof; and conferring exclusive jurisdiction on certain courts over rates," by providing for increase in member and change in term of members of Authority Boards.

Referred to the Committee on Municipal Corporations.

By Mr JOHNSON. HOUSE BILL No. 652.

An Act to further amend Section 1104 of the act approved the fourth day of May, one thousand nine hundred twenty-seven (P. L. 519), entitled "An act concerning boroughs, and revising, amending, and consolidating the law relating to boroughs," by authorizing certain boroughs to permit the same person to hold the offices of secretary and treasurer.

Referred to the Committee on Boroughs.

By Mr. THOMPSON.

HOUSE BILL No. 653.

An Act to further amend the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 343), entitled "An act relating to the finances of the State government; providing for the settlement, assessment, collection and lien of taxes, bonus, and all other accounts due the Commonwealth, the collection and recovery of fees and other money or property due or belonging to the Commonwealth, or any agency thereof, including escheated property and the proceeds of its sale, the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth, and the settlement of claims against the Commonwealth, the resettlement of accounts and appeals to the courts, refunds of moneys erroneously paid to the Commonwealth, auditing the accounts of the Commonwealth and all agencies thereof, of all public officers collecting moneys payable to the Commonwealth, or any agency thereof, and all receipts of appropriations from the Commonwealth and imposing penalties; affecting every department, board, commission, and officer of the State government, every political subdivision of the State, and certain officers of such subdivisions, every person, association, and corporation required to pay, assess, or collect taxes, or to make returns or reports under the laws imposing taxes for State purposes, or to pay license fees or other moneys to the Commonwealth or any agency thereof, every State depository and every debtor or creditor of the Commonwealth," by changing provisions for expenses and compensation of escheators and informers; authorizing the Department of Revenue to grant extensions of time for filing tax returns or reports under certain conditions; eliminating interest on certain penalties; re-enacting certain provisions relating to tax liens of the Commonwealth; and repealing certain acts.

Referred to Committee on State Government.

By Mr. BUCCHIN.

HOUSE BILL No. 654.

An Act to further amend the act, approved the fifth day of December, one thousand nine hundred thirty-six (1937 P. L. 2897), entitled "An act establishing a system of unemployment compensation to be administered by the Department of Labor and Industry and its existing and newly created agencies with personnel (with certain exceptions) selected on a civil service basis; requiring employers to keep records and make reports, and certain employers to pay contributions based on payrolls to provide moneys for the payment of compensation to certain unemployed persons; providing procedure and administrative details for the determination, payment and collection of such contributions and the payment of such compensation; providing for cooperation with the Federal Government and its agencies; creating certain special funds in the custody of the State Treasurer; and prescribing penalties," by further regulating eligibility for compensation.

Referred to Committee on Workmens Compensation.

By Mr. KENT.

HOUSE BILL No. 655.

An Act making a deficiency appropriation to the Judicial Department for the compensation and expenses of traveling judges of the Court of Common Pleas.

Referred to the Committee on Appropriations.

By Messrs. STRAUSSER and ANDREWS.

HOUSE BILL No. 656.

An Act to further amend the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of



trustees of State Normal Schools or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employees in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments, boards and commissions shall be determined," by providing for the establishment by the Department of Property and Supplies of standards for the design, construction, repair, alteration, equipping and furnishing of buildings owned or to be constructed by or for the Commonwealth and the materials used therein; repealing inconsistent legislation; directing the Department of Property and Supplies to make a report to the next General Assembly; and making an appropriation.

Referred to the Committee on State Government.

By Mr. STRAUSSER. HOUSE BILL No. 657.

An Act requiring certain provisions concerning adjustment for change in prices of materials, equipment or labor to be contained in certain contracts entered into by the Department of Property and Supplies, the General State Authority, the State Public School Building Authority, and similar authorities.

Referred to the Committee on State Government.

By Mr. DUNN. HOUSE BILL No. 658.

An Act to amend the act approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by providing for the issuance of special registration plates and fees therefor.

Referred to the Committee on Motor Vehicles.

By Mr. QUISENBERRY. HOUSE BILL No. 659.

An Act to amend section 1 of the act, approved the thirtieth day of June, one thousand nine hundred forty-seven (P. L. 1183), entitled "An act relating to strikes by public employees; prohibiting such strikes; providing that such employees by striking terminate their employment; providing for reinstatement under certain conditions; providing for a grievance procedure; and providing for hearings before civil service and tenure authorities, and in certain cases before the Pennsylvania Labor Relations Board," by prescribing the action to be taken upon the findings of the arbitration panel.

Referred to the Committee on State Government.

By Mr. LIPPINCOTT.

HOUSE BILL No. 660.

An Act requiring that copies of bills introduced in the General Assembly be punctuated.

Referred to the Committee on State Government.

By Messrs. MORAN and THOMAS.

HOUSE BILL No. 661.

An Act to amend Section 1017.1 of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by increasing penalties for passing school buses.

Referred to the Committee on Motor Vehicles.

By Mr. GREENWOOD.

HOUSE BILL No. 662.

An Act to further amend Section 202, 419, and 2112 of the act, approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employees in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments, boards and commissions shall be determined," by changing the name of the State Board of Undertakers to the State Board of Funeral Directors.

Referred to the Committee on State Government.

By Mr. BUCHANAN.

HOUSE BILL No. 663.

An Act to amend the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting



the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by abolishing requirements for testing and approval of certain hitches and coupling devices, abolishing certain fees.

Referred to the Committee on Motor Vehicles.

By Messrs. KRATZ and CLAPPER.

HOUSE BILL No. 664.

An Act to further amend Section 13 of the act approved the seventh day of June one thousand nine hundred one (P. L. 493), entitled as amended "An act providing for the examination, licensure and registration of persons, firms or corporations engaged or engaging in the business or work of plumbing or house drainage, and prescribing certain rules, regulations and requirements for the construction of plumbing, house drainage and cesspools, in cities of the second class, second class A and third class and imposing fines, penalties and forfeiture for violation thereof," by permitting the use of certain concrete pipe as sewer pipe under certain conditions.

Referred to the Committee on Public Health and Sanitation.

By Messrs. RICHTER, ERB, GREENWOOD  
and RAGOT.

HOUSE BILL No. 665.

A Joint Resolution proposing an amendment to Article eight of the Constitution of the Commonwealth of Pennsylvania by adding thereto, a section providing for absentee voting.

Referred to the Committee on Elections and Apportionment.

By Messrs. TOOMEY and GOODLING.

HOUSE BILL No. 666.

An Act making an appropriation to the Department of Agriculture for the payment of the compensation and expenses of the Expert Tree Crop Advisor and other incidental expenses relative thereto.

Referred to the Committee on Appropriations.

By Mr. REAGAN.

HOUSE BILL No. 667.

An Act to amend Section 201 of the act, approved the twenty-first day of May, one thousand nine hundred forty-three (P. L. 571) entitled, as amended, "An act relating to assessment for taxation in counties of the fourth, fifth, sixth, seventh, and eighth classes; designating the subjects, property and persons subject to and exempt from taxation for county, borough, town, township, school, except in cities and county institution district purposes; and providing for and regulating the assessment and valuation thereof for such purposes; creating in such county a board for the assessment and revision of taxes; defining the powers and duties of such boards; providing for the acceptance of this act by cities; regulating the office of ward, borough, town, and township assessors; abolishing the office of assistant triennial assessor in townships of the first class; providing for the appointment of a chief assessor, assistant assessors and other employees; providing for their compensation payable

by such counties; prescribing certain duties of and certain fees to be collected by the recorder of deeds and municipal officers who issue building permits; imposing duties on taxables making improvements on land and grantees of land; prescribing penalties; and eliminating the triennial assessment," by abolishing taxes on professions, trades and occupations.

Referred to the Committee on Municipal Corporations.

By Mr. KRATZ.

HOUSE BILL No. 668.

An Act to further amend Section 5 of the act, approved the second day of July, one thousand nine hundred thirty-five (P. L. 599) entitled "An act relating to motion picture exhibitions and sound motion picture exhibitions, together with orchestral or other instrumental musical or mechanical musical accompaniment, prelude, playing, or selection in connection with or incidental thereto on Sunday; prohibiting motion picture exhibitions and sound motion picture exhibitions, and orchestral or other instrumental musical or mechanical musical accompaniment, prelude, playing, or selection incidental thereto on Sunday during certain hours, and also during other hours, unless the electors of a municipality approve thereof; regulating the employment of persons conducting such exhibitions on Sunday; providing for referendums to ascertain the will of the electors; and providing penalties; and repealing inconsistent laws," by changing the time when future referendums shall be held.

Referred to the Committee in Law and Order.

By Mr. RICHTER.

HOUSE BILL No. 669.

An Act to further amend the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto," by requiring the teaching of manners, courtesy, and politeness in public schools.

Referred to the Committee on Education.

By Messrs. KENT and HAUDENSHIELD.

HOUSE BILL No. 670.

An Act to prohibit operation of motor boats of more than ten horsepower on Canadohta Lake, in Crawford County.

Referred to the Committee on Game and Forestry.

By Mr. CLAPPER.

HOUSE BILL No. 671.

A Supplement to the act, approved the twenty-seventh day of June, one thousand nine hundred twenty-three (P. L. 858), entitled "An act establishing a State employees' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing State employees, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon the heads of departments in which State employees serve; excepting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties," by increasing the retirement allowance of certain retired members.

Referred to the Committee on State Government.

By Mr. KELLER.

HOUSE BILL No. 672.

An Act to further amend Section 2511.1 of the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "An act relating to the



public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto," by providing for State payments to approved sublessees.

Referred to the Committee on Education.

By Mr. GIBSON. HOUSE BILL No. 673.

An Act to amend Section 321 of the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto," by providing for compensation for school directors.

Referred to the Committee on Education.

By Mr. GIBSON. HOUSE BILL No. 674.

An Act to amend clause (1) of Section 707 of the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto," by further regulating sales of unused property by public auction.

Referred to the Committee on Education.

By Mr. KOHL. HOUSE BILL No. 675.

An Act to further amend clause (d) of Section 402 of the act, approved the fifth day of December, one thousand nine hundred thirty-six (1937 P. L. 2897), entitled "An act establishing a system of unemployment compensation to be administered by the Department of Labor and Industry and its existing and newly created agencies with personnel (with certain exceptions) selected on a civil service basis; requiring employers to keep records and make reports; and certain employers to pay contributions based on payrolls to provide moneys for the payment of compensation to certain unemployed persons; providing procedure and administrative details for the determination, payment and collection of such contributions and the payment of such compensation; providing for cooperation with the Federal Government and its agencies; creating certain special funds in the custody of the State Treasurer; and prescribing penalties," by qualifying the word "organization" to "local organization."

Referred to the Committee on Workmens Compensation.

By Messrs. McWHERTER and JIM.  
HOUSE BILL No. 676.

An Act requiring employers to pay for medical examination fee where such examination is a condition of employment.

Referred to the Committee on Labor Relations.

By Messrs. MORAN and MIKULA.  
HOUSE BILL No. 677.

An Act to further amend Section 402 of the act approved the fifth day of December, one thousand nine hundred thirty-six (1937 P. L. 2897) entitled "An act establishing a system of unemployment compensation to be administered by the Department of Labor and Industry and its existing and newly created agencies with personnel (with certain exceptions) selected on a civil service basis; requiring employers to keep records and make reports, and certain employers to pay contributions based on payrolls to provide moneys for the payment of compensation to certain unemployed persons; providing procedure

and administrative details for the determination, payment and collection of such contributions and the payment of such compensation; providing for cooperation with the Federal Government and its agencies; creating certain special funds in the custody of the State Treasurer; and prescribing penalties," by further defining employees' eligibility for compensation.

Referred to the Committee on Workmens Compensation.

By Mr. HAUDENSHIELD and Mrs. MARKLEY.  
HOUSE BILL No. 678.

An Act making an appropriation to the Department of Welfare for expenses incident to the operation of silicosis clinics at State owned medical and surgical hospitals.

Referred to the Committee on Appropriations.

By Mr. REAGAN. HOUSE BILL No. 679.

An Act to further amend the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto," by requiring teachers to successfully complete three college credits of study pertaining to education during each successive period of three years, and providing for termination of contract and annulment of certificate for failure to do so, and deleting a repealed provision.

Referred to the Committee on Education.

By Mr. WILBUR H. HAMILTON. HOUSE BILL No. 680.

An Act to implement article fourteen, section eight of the Constitution of the Commonwealth of Pennsylvania, by providing for the manner of appointment and compensation of members of the board of revision of taxes in the City of Philadelphia, and the duties, functions and powers of such members and of the board and the appointment, eligibility and qualifications of subordinates, assistants and employees of the board.

Referred to the Committee on Cities—Counties First—Second and Second Class A.

By Mr. RUBIN. HOUSE BILL No. 681.

An Act to implement article fourteen, section eight of the Commonwealth of Pennsylvania by providing for the election, the compensation and the duties, functions and powers of the controller of the City of Philadelphia with respect to the appointment, eligibility and qualifications of his subordinates, assistants and employees.

Referred to the Committee on Cities—Counties First—Second and Second Class A.

By Messrs. RUBIN, MILLER and MATHEWS.  
HOUSE BILL No. 682.

An Act making an appropriation to the Academy of Natural Sciences at Philadelphia for the purpose of providing a program of school and educational services relating to natural history and science.

Referred to the Committee on Appropriations.

By Messrs. RUBIN, MILLER and MATHEWS.  
HOUSE BILL No. 683.

An Act making an appropriation to the Department of Property and Supplies from the Industries Fund of the Board of Trustees of the Eastern State Penitentiary at Philadelphia, for the construction of chapel auditorium facilities at such institution, subject to approval of the Department of Welfare.

Referred to the Committee on Appropriations.



By Mr. MATHEWS.

HOUSE BILL No. 684.

An Act to implement article fourteen, section eight of the Constitution of the Commonwealth of Pennsylvania, by providing for the manner of appointment and compensation of members of the registration commission in the City of Philadelphia, and the duties, functions and powers of such members and of the commission and the appointment, eligibility and qualifications of subordinates, assistants and employees of the commission.

Referred to the Committee on Cities—Counties First—Second and Second Class A.

By Mr. MILLER.

HOUSE BILL No. 685.

An Act to implement article fourteen, section eight of the Commonwealth of Pennsylvania by providing for the election, the compensation and the duties, functions and powers of the treasurer of the City of Philadelphia with respect to the appointment eligibility and qualifications of his subordinates, assistants and employees.

Referred to the Committee on Cities—Counties First—Second and Second Class A.

By Mr. WESCOTT.

HOUSE BILL No. 686.

An Act providing that in certain cases fee simple titles are vested in the purchasers of real property heretofore or hereafter sold at county treasurers tax sales.

Referred to the Committee on Judiciary.

By Messrs. HOCKER and WESCOTT.

HOUSE BILL No. 687.

An Act to enable other states, territories or possessions of the United States and their political subdivisions and the District of Columbia to maintain suits in the courts of this Commonwealth to recover taxes.

Referred to the Committee on Judiciary.

By Messrs. WESCOTT and HOCKER.

HOUSE BILL No. 688.

An Act to further amend the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by regulating the transfer and temporary use of registration plates for motor vehicles, trailers and semi-trailers in cases involving husband and wife.

Referred to the Committee on Motor Vehicles.

By Mr. MUSTO.

HOUSE BILL No. 689.

An Act requiring certain payment by the Common-

wealth of Pennsylvania to residents of Pennsylvania entering certain nursing schools or combinations thereof, and agreeing to engage in the practice of nursing in Pennsylvania for six months after licensure as registered nurses.

Referred to the Committee on Professional Licensure.

By Mr. STANK.

HOUSE BILL No. 690.

An Act to further amend subsection (a) of Section 1, and to amend Section 2 of the act, approved the thirty-first day of March, one thousand nine hundred thirty-seven (P. L. 160), entitled "An act creating a commission to be known as the Pennsylvania Public Utility Commission; defining in part the powers and duties of such commission; abolishing The Public Service Commission of the Commonwealth of Pennsylvania, terminating the terms of the members thereof, and transferring to the Pennsylvania Public Utility Commission the records, employes, property and equipment of The Public Service Commission of the Commonwealth of Pennsylvania; authorizing the Pennsylvania Public Utility Commission to appear in and complete all pending proceedings legal or otherwise, instituted before, by or against The Public Service Commission of the Commonwealth of Pennsylvania; providing that all certificates of public convenience, contracts, orders, and rules and regulations of the latter commission shall remain effective until repealed, changed or modified by the Pennsylvania Public Utility Commission, and transferring and appropriating to the Pennsylvania Public Utility Commission any unexpended balance of any existing appropriation to The Public Service Commission of the Commonwealth of Pennsylvania," by providing that one member of the Pennsylvania Public Utility Commission shall be a representative of organized labor.

Referred to the Committee on Public Utilities.

By Mr. PETROSKY.

HOUSE BILL No. 691.

An Act to amend the act, approved the twenty-eighth day of May, one thousand nine hundred thirty-seven (P. L. 1053), entitled "An act relating to the regulation of public utilities; defining as public utilities certain corporations, companies, associations, and persons; providing for the regulation of public utilities, including, to a limited extent, municipalities engaging in public utility business, by prescribing, defining, and limiting their duties, powers, and liabilities, and regulating the exercise, surrender, or abandonment of their powers, privileges, and franchises; defining and regulating contract carriers by motor vehicle and brokers in order to regulate effectively common carriers by motor vehicle; conferring upon the Pennsylvania Public Utility Commission the power and duty of supervising and regulating persons, associations, companies, and corporations, including, to a limited extent, municipal corporations subject to this act, and administering the provisions of this act; authorizing the commission to fix temporary rates; placing the burden of proof on public utilities to sustain their rates and certain other matters; authorizing a permissive or mandatory sliding scale method of regulating rates; providing for the supervision of financial and contractual relations between public utilities and affiliated interests, and supervision and regulation of accounts and securities of obligations issued, assumed or kept by persons, associations, companies, corporations, or municipal corporations subject to this act; conferring upon the commission power to vary, reform, or revise certain contracts; conferring upon the commission the exclusive power to regulate or order the construction, alteration, relocation, protection, or abolition of crossings of facilities of public utilities, and of such facilities by or over public highways, to appropriate property for the construction or improvement of such crossings, and to award or apportion resultant costs and damages; authorizing owners of such property to sue the Commonwealth for such damages; providing for ejectment proceedings in connection with the appropriation of property for crossings; conferring



upon the commission power to control and regulate budgets of public utilities; imposing upon persons, associations, companies and corporations (except municipal corporations) subject to regulation, the cost of administering this act; prescribing and regulating practice and procedure before the commission and procedure for review by the courts of commission action; giving the court of common pleas of Dauphin County exclusive original jurisdiction over certain proceedings; prescribing penalties, fines, and imprisonment for violations of the provisions of this act and regulations and orders of the commission, and the procedure for enforcing such fines and penalties; and repealing legislation supplied and superseded by or inconsistent with this act," by requiring railroads to maintain watchmen or automatic crossing signals at certain highway grade crossings.

Referred to the Committee on Public Utilities.

My Mr. WORLEY. HOUSE BILL No. 692.

An Act to amend the act approved the eighth day of May, one thousand nine hundred seven (P. L. 184 No. 146) entitled "An act to further remove the disability of a wife in testifying in cases where the husband is a party," by making husband competent witness in rebuttal under certain circumstances.

Referred to the Committee on Judiciary.

By Messrs. JOHN J. MURRAY and THOMAS.  
HOUSE BILL No. 693.

An Act to amend the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by reducing the speed limit of motor vehicles while being operated on highways under the supervision and control of a Turnpike Commission.

Referred to the Committee on Motor Vehicles.

By Messrs. JOHN J. MURRAY and JENKINS.  
HOUSE BILL No. 694.

An Act to further amend the penalty clause of Section 903 of the act approved the first day of May, one thousand nine hundred twenty-nine, (P. L. 905) entitled, "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen,

justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties, providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by changing penalties for exceeding gross weight of certain vehicles.

Referred to the Committee on Motor Vehicles.

By Mr. McCANN. HOUSE BILL No. 695

An Act requiring owners and operators of motorcycles to be insured against loss from liability arising out of the ownership, maintenance or use of such motorcycles.

Referred to Committee on Motor Vehicles.

By Mr. McCANN. HOUSE BILL No. 696

An Act to further amend Section 1 of the act, approved the fourteenth day of April, one thousand nine hundred five (P. L. 162), entitled "An act regulating the method and procedure in the erection of line or partition fences," by extending the provisions of said act to all land.

Referred to Committee on Agriculture and Dairy Industries.

Mr. Mr. McCANN HOUSE BILL No. 697.

An Act to amend section 3 of the act, approved the eleventh day of March, one thousand eight hundred forty-two (P. L. 62) entitled "An act for regulating and maintaining Line Fences, and for other purposes," by prescribing charges for division fences between adjacent lands owned by two persons.

Referred to Committee on Agriculture and Dairy Industries.

By Messrs. MOODY and OGILVIE.  
HOUSE BILL No. 698.

An Act to further amend subsection three of section one and section four of the act, approved the eleventh day of May, one thousand nine hundred forty-nine (P. L. 1210) entitled "An act relating to group life insurance; describing permitted policies and restrictions thereon, the premium basis thereof and rights thereunder; limiting the amount of such insurance; prescribing standard policy provisions; and requiring notice of conversion privileges," by extending the types permitted to include group life insurance for veterans' organizations, and fixing requirements thereof.

Referred to Committee on Insurance.

By Messrs. LOPRESTI and McDERMIT.  
HOUSE BILL No. 699.

An Act to further amend subsection (u) of Section 4 of the act, approved the fifth day of December, one thousand nine hundred thirty-six (1937 P. L. 2897), entitled "An act establishing a system of unemployment compensation to be administered by the Department of Labor and Industry and its existing and newly created agencies with personnel (with certain exceptions) selected on a civil service basis; requiring employers to keep records and make reports, and certain employers to pay contributions based on payrolls to provide moneys for the payment of compensation to certain unemployed persons; providing procedure and administrative details for the determination, payment and collection of such contributions and the payment of such compensation; providing for cooperation with the Federal Government and its agencies; creating certain special funds in the



custody of the State Treasurer; and prescribing penalties," by further defining "unemployment."

Referred to the Committee on Workmen's Compensation.

By Messrs. McDERMIT and FARABAUGH.

HOUSE BILL No. 700.

An Act to further amend the act, approved the fifth day of December, one thousand nine hundred thirty-six (1937 P. L. 2897), entitled "An act establishing a system of unemployment compensation to be administered by the Department of Labor and Industry and its existing and newly created agencies with personnel (with certain exceptions) selected on a civil service basis; requiring employers to keep records and make reports, and certain employers to pay contributions based on payrolls to provide moneys for the payment of compensation to certain unemployed persons; providing procedure and administrative details for the determination, payment and collection of such contributions and the payment of such compensation; providing for cooperation with the Federal Government and its agencies; creating certain special funds in the custody of the State Treasurer; and prescribing penalties," by providing allowance for dependents.

Referred to the Committee on Workmen's Compensation.

## SENATE MESSAGE

### CONGRATULATIONS

The Clerk of the Senate being introduced presented an extract from the Journal of the Senate, which was read as follows:

In the Senate, March 16, 1953.

Milton Snively Hershey, a Pennsylvania born farm boy, in the year 1903, at the age of forty-six, after a successful career in the carmel business in Lancaster returned to Derry Township, Dauphin County, the home of his birth, and began preparations for the building of a chocolate factory and the founding of a town for the personnel to be employed there.

In the fifty years since that time the town, now called "Hershey," and known locally as "The Chocolate Town," and the factory for the making of chocolate candy and chocolate syrups, have established a world-wide reputation, and in addition to the purely business aspects and accomplishments attributed to the genius of Mr. Hershey, the Hershey community has become a great cultural and sports center, known and appreciated by hundreds of thousands of people.

Mr. Hershey, during his lifetime, established and endowed one of the great charitable projects of America, "Milton Hershey School," a free school for orphan boys, with a present population of over eleven hundred boys who live in cottages and farm homes.

During this year of 1953, Hershey and the various enterprises connected with the Hershey Interests, under the Management of P. A. Staples, President of Hershey Chocolate Corporation, and John B. Sollenberger, President of Hershey Estates, are celebrating a Fiftieth Anniversary.

In order to pay a deserved tribute to the life and character and success of the philanthropist, Milton Snively Hershey, and to congratulate and pay a tribute to the loyalty and industry and success of the people who live and work in Hershey, and the vicinity thereof, it is hereby

Resolved (if the House of Representatives concur), That in deserved recognition of the life and accomplishments of Milton Snively Hershey, and in harmony with the celebration of the Fiftieth Anniversary Program in Hershey during this year of 1953, congratulations and best wishes for continued prosperity, success and happiness are hereby extended to the Management and Employees of the several Hershey enterprises, the Teachers and Pupils in Milton Hrshey School, and the Citizens of

Hershey and vicinity; and it is further

Resolved, That certified copies of this resolution be transmitted by the Secretary of the Senate to Mr. P. A. Staples and to Mr. John B. Sollenberger.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

Referred to the Committee on Rules.

## FORMER MEMBERS WELCOMED

The SPEAKER. The House is honored to have with us today two former Members from Perry County, Honorable James Snyder and Honorable Amos L. Gelnett.

## EAST BERLIN HIGH SCHOOL WELCOMED

The SPEAKER. The Chair welcomes to the Hall of the House a delegation of students of the Senior class of East Berlin High School, Adams County, under the supervision of their Principal, Charles W. Hash. They are the guests of the gentleman from Adams, Mr. Worley..

## PERMISSION TO ADD ADDITIONAL SPONSORS

Mr. GIBSON asked and obtained unanimous consent to add additional sponsors to a bill to be introduced by him.

Mr. BULLEN asked and obtained unanimous consent to add additional sponsors to a bill to be introduced by him..

Mr. TOLL asked and obtained unanimous consent to add additional sponsors to a bill to be introduced by him.

Mr. WHITE asked and obtained unanimous consent to add additional sponsors to a bill to be introduced by him.

Mr. STIMMEL asked and obtained unanimous consent to add additional sponsors to a bill to be introduced by him.

Mr. MAGUIRE asked and obtained unanimous consent to add additional sponsors to a bill to be introduced by him.

Mrs. COYLE asked and obtained unanimous consent to add additional sponsors to a bill to be introduced by her.

Mr. CIOFFI asked and obtained unanimous consent to add additional sponsors to a bill to be introduced by him.

Mr. COMER asked and obtained unanimous consent to add additional sponsors to a bill to be introduced by him.

Mr. WELSH asked and obtained unanimous consent to add additional sponsors to a resolution to be introduced by him.

Mr. KAMYK asked and obtained unanimous consent to add additional sponsors to a resolution to be introduced by him.

## QUESTION OF PERSONAL PRIVILEGE

Mr. JOHNSON. Mr. Speaker, I rise to a question of personal privilege.

The SPEAKER. The gentleman will state it.

Mr. JOHNSON. Mr. Speaker, in the last five or ten minutes I have noticed the Pages—it is very obvious to all of us—passing flowers around, and everybody is gaily bedecked with a very beautiful green carnation. I am a naturally very curious person and I want to know this morning where the flowers have come from.

I want to say that this morning I came to the meeting of the Appropriations Committee and I had on a green tie. The Clerk said, "My goodness! That tie is not the right shade to wear. It should be a brighter green." I said, "I think the tie is a pretty good shade for a full-blooded Swede to wear."



I can not say that I have any Irish blood flowing in my veins, but I am proud of all my Irish friends. I even have a good Scotch-Irish friend and that is in the person of our Parliamentarian. He is a Scotch-Irishman. He can not say that he is a full-blooded Irishman.

Be that as it may, I have found out where the flowers came from.

On the opening day of the session, you heard a great deal about a fellow with a fixed smile, smiling all the time—none other than "Smiling Smith." Well, these flowers are by the courtesy of our dearly beloved Speaker.

I think the applause, Mr. Speaker, shows you what the House thinks of the flowers and thinks of our Speaker.

When I came up on the Hill this morning, I noticed that the Speaker did not have a green tie on, which I think is a faux pas, as you might say. So I sent my messenger boy down to the store and bought the Speaker a green tie, which I will now present to him.

The SPEAKER. The Chair thanks Mr. "MacJohnson" from McKean County. He also thanks the Members of the House for their very nice applause. I hope you will all enjoy your green carnations.

#### POINT OF ORDER

Mr. STONER. Mr. Speaker, I rise to a point of order.

The SPEAKER. The gentleman will state it.

Mr. STONER. Mr. Speaker, I think the Majority Leader should be instructed to also pin on his flower.

The SPEAKER. The point of order is well taken, Mr. "O'Stoner."

Mr. WOOD IN THE CHAIR

#### ANNOUNCEMENT

The SPEAKER PRO TEMPORE. The Chair has an important announcement. The Chesterman Committee will meet in the Senate Caucus Room at 1:00 p. m. today.

#### REPORTS FROM COMMITTEES

Mr. MILLER from the Committee on Cities-Counties—First-Second and Second Class A, reported as committed, House Bill No. 333, entitled:

An Act to further amend the act, approved the twenty-fourth day of May, one thousand eight hundred and ninety-three (P. L. 129), entitled "An act to empower boroughs and cities to establish a police pension fund, to take property in trust therefor and regulating and providing for the regulation of the same," by providing a method of paying service increments from the retirement fund in cities of the first class to members of the police force after retirement.

Mr. MATHEWS from the Committee on Cities-Counties—First-Second and Second Class A, reported as committed, House Bill No. 334, entitled:

An Act to further amend Section 1 of the act, approved the twenty-fourth day of May, one thousand eight hundred and ninety-three (P. L. 129), entitled "An act to empower boroughs and cities to establish a police, pension fund, to take property in trust therefor and regulating and providing for the regulation of the same," by further prescribing for the management, administration, application and regulation of such fund in cities of the first class.

Mr. LEDERER from the Committee on Cities-Counties—First-Second and Second Class A, reported as committed, House Bill No. 335, entitled:

An Act to amend the act, approved the twenty-fourth day of May, one thousand eight hundred and ninety-three (P. L. 129) entitled "An act to empower boroughs and cities to establish a police pension fund, to take property in trust therefor and regulating and providing for the regulation of the same," by providing for and regulating withdrawal of payments from the police pension funds in cities of the first class.

#### BILLS ON SECOND READING

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 99, entitled:

An Act to further amend Section 2 of the act approved the twenty-second day of July one thousand nine hundred thirteen (P. L. 912) entitled "An act providing for the payment of the costs incurred in the trial of convicts and prisoners escaping or attempting to escape from the several penitentiaries and reformatories of the Commonwealth of Pennsylvania by the respective counties from whose courts the said escaping convicts or prisoners have been committed and providing for the maintenance of such convicts under sentence for escape et cetera" by extending the provisions of such act to fix responsibility for the costs incurred in proceedings and appeals on habeas corpus coram nobis and other writs arising out of escapes or crimes and trials therefor

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 191, entitled:

An Act to amend the act, approved the nineteenth day of March, one thousand nine hundred fifty-one (P. L. 28), entitled "An act relating to the civil defense of this State and its coordination with national defense; providing for the establishment of a State Council of Civil Defense, local and district councils of civil defense, Mobile Support Units; prescribing the powers, duties and immunities thereof and of their personnel; authorizing mutual aid compacts, and providing penalties," by providing for private and governmental immunity from liability for certain acts, and conferring powers of peace officers on auxiliary police with the right to arrest on view without warrant in certain cases.

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 214, entitled:

An Act to further amend clause (a) of section one thousand one hundred fifty-four of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by providing for the payment of salaries of professional and temporary professional employees in cases of sickness or accidental injury

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 300, entitled:



An Act to further amend Section 5 of the act approved the eleventh day of June one thousand nine hundred forty-seven (P. L. 565) entitled "An act providing compensation to certain persons who served in the military or naval forces of the United States or of any of her allies during World War II providing the method of making payment to representatives of persons who because of death or incapacity cannot personally receive compensation imposing certain duties on the Adjutant General making an appropriation and providing penalties" by extending the time during which applications may be filed for veterans' compensation

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 310, entitled:

A Joint Resolution proposing an amendment to section eight article five of the Constitution of the Commonwealth of Pennsylvania authorizing the Court of Common Pleas of Allegheny County to detail one or more of the judges of the County Court to hold the courts of oyer and terminer and the courts of quarter sessions of the peace of said county

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 336, entitled:

An Act to amend section one thousand one hundred seventy of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by further providing for sabbatical leaves of absence

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 347, entitled:

An Act to further amend Section 1402 of the act approved the twenty-third day of June one thousand nine hundred thirty-one (P. L. 932) entitled "An act relating to cities of the third class and amending revising and consolidating the law relating thereto" by requiring sureties to also insure against loss of taxes in the hands of treasurers as a result of fire burglary larceny theft robbery forgery or fraud

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 406, entitled:

An Act to further amend Section 2004 of the act approved the twenty-third day of June one thousand nine hundred thirty-one (P. L. 932) entitled "An act relating to cities of the third class and amending revising and consolidating the law relating thereto" by changing the provisions for policemen's vacations

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 449, entitled:

An Act transferring money from the World War II Veterans' Compensation Fund to the World War II Veterans' Compensation Sinking Fund for the purpose of meeting interest and sinking fund requirements on World War II Veterans' Compensation Bonds

The first section was read.

On the question,

Will the House agree to the section?

#### BILL RECOMMITTED

Mr. KENT. Mr. Speaker, I move that this bill be re-committed to the Committee on Appropriations.

The motion was agreed to.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 450, entitled:

An Act making an appropriation from the Fish Fund to the State Employees' Retirement Board to meet the obligations of the Commonwealth to the State Employees' Retirement System with respect to State Employees receiving compensation from the Fish Fund

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 462, entitled:

An Act making an appropriation out of the Motor License Fund to the Department of Public Instruction to promote highway safety education.

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 483, entitled:

An Act making an appropriation for moneys in the Toll Bridge Fund to the Board of Finance and Revenue for the payment of the Loan and Transfer Agent of the Commonwealth

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 511, entitled:

An Act making an appropriation of moneys in the Motor License Fund to the Board of Finance and Revenue for the payment of the Loan and Transfer Agent of the Commonwealth.

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.



Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 513, entitled:

An Act making an appropriation from the Motor License Fund to the Department of Property and Supplies for the payment of costs incurred by that department in acting as purchasing agent for the Department of Highways

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 515, entitled:

An Act making an appropriation from the Game Fund to the State Employees' Retirement Board to meet the obligations of the Commonwealth to the State Employees' Retirement System with respect to State employees receiving compensation from the Game Fund

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 516, entitled:

An Act to further amend Section 704 of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 343) entitled "An act relating to the finances of the State government providing for the settlement assessment collection and lien of taxes bonus and all other accounts due the Commonwealth the collection and recovery of fees and other money or property due or belonging to the Commonwealth or any agency thereof including escheated property and the proceeds of its sale the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth and the settlement of claims against the Commonwealth the resettlement of accounts and appeals to the courts refunds of moneys erroneously paid to the Commonwealth auditing the accounts of the Commonwealth and all agencies thereof of all public officers collecting moneys payable to the Commonwealth or any agency thereof and all receipts of appropriations from the Commonwealth and imposing penalties affecting every department board commission and officer of the State government every political subdivision of the State and certain officers of such subdivisions every person association and corporation required to pay assess or collect taxes or to make returns or reports under the laws imposing taxes for State purposes or to pay license fees or other moneys to the Commonwealth or any agency thereof every State depository and every debtor or creditor of the Commonwealth" by extending the filing period for capital stock franchise corporate loans and foreign bonus reports

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 575, entitled:

An Act to add Section 1409 to the act approved the twenty-third day of June one thousand nine hundred thirty-one (P. L. 932) entitled "An act relating to cities of the third class and amending revising and consolidating the law relating thereto" by authorizing and regulating the formation of a State association of treasurers of third class cities and providing that certain expenses are

to be paid by third class cities and limiting the amount of such expenses

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

#### BILL PASSED OVER

There being no objection

Senate Bill No. 12, Printer's No. 21, was passed over at the request of the SPEAKER.

#### BILL ON FINAL PASSAGE

#### BILL PASSED OVER

There being no objection

House Bill No. 120, Printer's No. 45, was passed over at the request of the SPEAKER.

#### BILL ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 190, as follows:

An Act authorizing and directing the Secretary of Property and Supplies with the approval of the Governor the Pennsylvania Fish Commission and the Secretary of Forests and Waters to release and quitclaim to E Kent Kane all right title and interest of the Commonwealth to certain land in Sergeant Township McKean County formerly conveyed to the Commonwealth subject to conditions that have not been met

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The Secretary of Property and Supplies with the approval of the Governor the Pennsylvania Fish Commission successor to the Board of Fish Commissioners and the Secretary of Forests and Waters is hereby authorized and directed to release and quitclaim to E Kent Kane his heirs and assigns all the right title and interest of the Commonwealth in and to all those two certain tracts of land together with the timber growing thereon bounded and described as follows

The first of them being the whole of warrant 2496 Sergeant Township McKean County Pennsylvania as conveyed to G C Burch Trustee by E Kent Kane and wife dated December 31 1941 containing eleven hundred seventy-five (1175) acres be the same more or less and

The second of them being all of the premises of said E Kent Kane in warrant 2793 Sergeant Township McKean County Pennsylvania as conveyed to G C Burch Trustee by E Kent Kane and wife by deed dated January 8 1942

Being all of the lands which were granted and conveyed to the Commonwealth of Pennsylvania Board of Fish Commissioners and its successors by G C Burch Trustee by deed dated the twenty-sixth day of June one thousand nine hundred forty-two and recorded in the office for the recording of deeds in McKean County in Deed Book No 266 at page 92 subject to five definite conditions set forth in said deed the violation of which or the failure to perform which whether by reason of inability neglect or refusal would cause the entire premises conveyed together with all trees and timber thereon to revert to and become the property of E Kent Kane and his heirs

The General Assembly finds as a fact that the conditions contained in the deed to the Commonwealth have not been adhered to and that a forfeiture has in fact taken place causing the described properties to revert to and become the property of E Kent Kane and his heirs

Section 2 The deed of conveyance herein authorized shall be made without consideration and shall be approved by the Department of Justice and shall be executed by the Secretary of Property and Supplies in the name of the Commonwealth of Pennsylvania Pennsylvania Fish Commission successor to Board of Fish Commissioners



Section 3 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

#### YEAS—207

Adam,	Gibson,	Markley,	Schuster,
Alexander,	Gleason,	Mathews,	Schwartz,
Amarando,	Glick,	Maxwell,	Scott,
Andrews,	Goodling,	McCann,	Seyler,
Ashton,	Gramlich,	McCormack,	Shoemaker,
Auker,	Greenwood,	McCullough,	Shotwell,
Banker,	Guss,	McDermitt,	Smith, W. B.,
Barkdoll,	Gutendorf,	McGee,	Snider,
Baumunk,	Guthrie,	McInroy,	Spencer,
Bazin,	Hall,	McWherter,	Stank,
Bear,	Hamilton, R. K.,	Metz,	Stevenson,
Blair,	Hamilton, W. H.,	Mihm,	Stimmel,
Boles,	Harris,	Mikula,	Stone,
Bolton,	Haudenschild,	Miller,	Stoner,
Bomberger,	Helm,	Mills,	Strausser,
Boory,	Hersch,	Monroe,	Sucher,
Bower,	Hewitt,	Moody,	Taylor,
Breisch,	Hocker,	Moore,	Thomas,
Breth,	Hoggard,	Moran,	Thompson,
Brown,	Ide,	Moscrip,	Toll,
Bucchin,	Jenkins,	Muldowney,	Tompkins,
Buchanan,	Jim,	Munley,	Toomey,
Bullen,	Johnson,	Murray, J. J.,	VanSant,
Capano,	Jones, Geo. E.,	Murray, P. G.,	Varallo,
Cianfrani,	Jones, Gran'le E.,	Musto,	Varner,
Cioffi,	Jones, Paul F.,	Naugle,	Vaughan,
Clapper,	Jones, T. H. W.,	Needham,	Verona,
Cochran,	Jump,	Ogilvie,	Wall,
Comer,	Kamyk,	Olsen,	Wallace,
Connelly,	Keller,	Parlante,	Walsh,
Conner,	Kent,	Peiffy,	Wargo,
Cooper,	Kerlin,	Peta,	Waterhouse,
Coyle,	Kline,	Petrosky,	Watkins,
Curwood,	Kohl,	Pettigrew,	Weldner,
Davis,	Kolankiewicz,	Pfaff,	Welsh,
Dougherty,	Kornick,	Phillips,	Wescott,
Down,	Kratz,	Polaski,	Whalley,
Downey,	Kromer,	Polen,	Wheeler,
DuBois,	Kubacki,	Poltenstein,	White,
Dunn,	Lafore,	Price,	Whitenight,
Erb,	Lederer,	Quisenberry,	Willaredt,
Ewing,	Leisey,	Ragot,	Williams,
Farabaugh,	Leonard,	Readinger,	Wilt,
Fenrich,	Leven,	Reagan,	Wood,
Ferster,	Light,	Reidenbach,	Worley,
Filo,	Limper,	Richter,	Yeakel,
Flack,	Lippincott,	Rosen,	Yetzer,
Fleischman,	Lopresti,	Rovansek,	Young,
Floyd,	Lovett,	Royer,	Zeitz,
Flynn,	Lutty,	Rubin,	Ziegler,
Frost,	Maguire,	Sarraff,	Smith, C. C.,
Geer,	Mahan,	Schmidt,	Speaker

#### NAYS—0

#### NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

The SPEAKER (Charles C. Smith) in the Chair.

The SPEAKER. The Chair thanks the gentleman from Lancaster, Mr. Wood, for presiding.

#### PERMISSION TO ADDRESS HOUSE

Mr. SCHWARTZ asked and obtained unanimous consent to address the House.

Mr. Speaker, I would just like to call to the attention of the House an unfortunate situation that took place this morning. It concerns itself with the fact that there were two Committee meetings scheduled at the same time in the same room. At 10:30 in Room 521 Municipal Corporations Committee and Cities of the First Class were scheduled. Somebody fouled up the ball, and I am in hopes that the time of the Members of this House will not be wasted in the future by such an occurrence.

#### PERMISSION TO ADDRESS HOUSE

Mr. JOHNSON asked and obtained unanimous consent to address the House.

Mr. Speaker, I think you will all recall the confusion last evening in regard to committee meetings. We are sorry this situation occurred and we will try to see that it does not happen again. It does not happen very often, but it just got by us this time.

#### RESOLUTION

#### CONGRATULATIONS

Mr. KAMYK. Mr. Speaker, it is my happy privilege today to introduce a resolution to wish a happy birthday to my colleague, Dr. Sarraf, who hates to see birthdays come, but enjoys them nevertheless.

Messrs. KAMYK, FENRICH and MIHM offered a resolution which was read, considered and adopted as follows:

In the House of Representatives, March 17, 1953.

Few men can point to a longer record of service in the House of Representatives than Dr. Sarraf. An even smaller number are able to claim a finer record of faithful service to their constituents.

Dr. Sarraf has been a member of this House for nineteen years. He has served as Chairman of the House Health Committee and the Pittsburgh Flood Wall Commission. Prior to his election to this body, he was a renowned athlete during his undergraduate days, both as an amateur and professional football, baseball and basketball player. He has nobly and proudly served his nation and state in two world wars. Though no longer on active duty, he is the surgeon for the famous 28th Division Signal Corps, holding the rank of Major.

He has served as a local practitioner in Lawrenceville for more than thirty years, where he has built an enviable reputation.

He is endowed with the ability to break the tension of trying legislative sessions, with a type of humor known to all of us; thereby enabling us to renew our work with renewed vigor and determination; therefore be it

Resolved, That the House of Representatives hereby congratulates Dr. Sarraf on his birthday and extends its best wishes for abundant health and happiness in the years ahead and in his own words say "God love ya."

The SPEAKER. The Chair recognizes the gentleman from Allegheny, Mr. Sarraf.

Mr. SARRAF. Wearing the green and having the birthday resolution read, is rather confusing in that my birthday was on the fourteenth not the seventeenth and if you want to call me "O'Sarraff" it is perfectly all right with me. I have all this green right on me.

Being more serious I really appreciate this tremendously. I am glad to be in the House with so many fellow Members, and I have enjoyed it immensely. Thanks very much for your resolution.

The SPEAKER. The Chair notes that the gentleman looks as good as the day he was born, particularly the top of his head.



### PERMISSION TO ADDRESS HOUSE

Mr. LOPRESTI asked and obtained unanimous consent to address the House.

Mr. Speaker, from the time of our last meeting here a week ago and to this day I have spent a great deal of time concerning myself with tax reports, both Federal and State, and I presume many of you are in the same boat.

I have discovered that there are a number of tax reports that are to be filed by the corporations of this Commonwealth, and they become particularly burdensome to the small corporations.

I happen to be an officer of a small corporation and I want to point out that we spent almost as much money for accounting services to prepare the returns required by our state set-up as we did in the tax. As a matter of fact, it cost \$7 to prepare the returns, and I think the tax was less than \$500.

There are some things in the set-up we have that I believe we could change. I noticed among other things every corporation in the state is required to file a form for the purpose of declaring whether or not that corporation holds any escheatable property.

A great many corporations, in fact, the vast majority of corporations in the state have no escheatable property and never will have, but every year they must file this particular report.

This is one suggestion: it is possible to incorporate in one of the other forms a simple question stating, "Do you have any escheatable property?" The answer can be "yes" or "no." If the answer is "yes," then you file a form. If it is "no," then you should not be required to file a form. That is only one particular thing that could be changed, in my opinion.

Then again I noticed that all of the state returns are required to be sworn to. On our Federal tax returns, at the end the taxpayer merely certifies that the information therein is correct to the best of his knowledge and belief, and files his return. Yet we in Pennsylvania require that every form filed by a corporation or practically every form, must be sworn to before a Notary Public. I think that is one of the other things that we can do to help to lighten the burden that has been placed upon corporations in the matter of book work.

The purpose of this resolution, of course, is not to change the tax structure so far as tax collection is concerned, but merely to have an investigation by the Joint State Government Commission to determine whether or not we can eliminate some of the red tape that is necessary in preparing our state returns.

### PERMISSION TO ADDRESS HOUSE

Mr. PETROSKY asked and obtained unanimous consent to address the House.

Mr. Speaker, I have made a very diligent study of the statutes under which the Municipal Authorities of this Commonwealth are created and governed. Primarily I have done this due to numerous requests of individuals and organized groups who have contacted me for the past six months relative to this problem. Now, more than ever before problems of great magnitude affecting a large number of people have arisen concerning these bodies politic, especially so in relation to sewer systems or parts thereof and of sewage treatment works, including works

for treating and disposing of industrial waste, steam heating plants and distribution systems, water works, water supply works, water distributing systems and related projects. Without question a great percentage of the complaints refer to the unlimited powers of each and every group of this nature to run roughshod over all opposition whether organized or not in these Authorities' attempt to grasp all within their reach by eminent domain, franchise territory, property damage settlement and certainly a most rampant abuse of their power in establishing rates and the promiscuous raising of these rates whenever their whim or fancy so dictated.

Mr. Speaker, Ladies and Gentlemen of this august body the intent and clear-cut purpose of establishing these authority efforts was for the comfort and welfare of peoples in areas that were in dire need of services that could not be provided feasibly through private endeavor. Today, this is not so and we find that due to many laxities in the law, here and there a monstrous head has appeared in the form of complete disregard for the well-being of the public, and before the conditions become cancerous and gain too great a headway, we can and should institute remedial legislation to close the loopholes that are now apparent in the Municipal Authorities Act. Let us not become the victims of providing "Too little too late."

This is one of a series of proposals which I intend to make to this Assembly, and the one that is a primary step in the right direction in an effort to curtail the abuses existent in this field. The proposal that I am submitting to the keeping of the House on this day is to place the services that I have mentioned under the jurisdiction of the P.U.C.

Now it will possibly be argued that as the act stands certain functions, namely, the approval of the purchase of utilities by an authority must be sanctioned by the P.U.C. However, my proposal enlarges upon this and provides that rates to the consumer and any and/or subsequent increases must be approved by the P.U.C. Of course, again some will argue that contained in the present law is a proviso allowing the consumer to appeal to the Court of Common Pleas in the County wherein said authority is located. I will grant that this is so under the present law, however, this proviso is very misleading because it becomes a very difficult procedure, especially so when a large geographical area is covered by an authority. We find that in order to protest rates and/or rate increases it necessitates an expenditure in the case of (multiple political sub-division authorities) of taxpayers' funds in the manner of contributions from separate political sub-divisions and/or contributions from individuals to make and plead a case before the courts. In competition with a well organized battery of legal minds of the now powerful authority interests fortified with every possible engineering service that they regularly employ together with the inflated established value figures procured by various computations.

Now when we look at this picture we find that the entirety of the burden is placed upon the consumer and necessitates a lengthy period of time and work for organizing all the elements to build up a case for presentation before the courts. In discussing this matter you must realize that the courts must act upon the presentation of facts. I have no quarrel with the operation of the courts but we must admit that they have no facilities nor

funds to conduct an investigatory service either to the benefit of one or the other of the participants in these cases. Yes, the courts themselves contend that sitting upon such matters without having access to an impartial study of the problem they must act upon the presentation of the issue by each participating side. Under my proposal the representative of the consumer will be the P.U.C. and this body has experienced personnel and proper facilities to cope with this most important and intricate problem.

Mr. Speaker, at this time I will not go into my collection of the factors which have spearheaded my efforts in this matter as I would be presuming upon the time of the House to do so. However, entrusting this proposal to the proper Committee for the Members' favorable consideration, I will in the future be guided by

their actions. At such time that the same comes before this Assembly for consideration and vote a more detailed presentation will be made in an effort to attain final passage of this proposal.

#### SENATE MESSAGES

The Clerk of the Senate being introduced, presented extracts from the Journal of the Senate:

Senate Bills for concurrence, Nos. 216 and 228.

#### ADJOURNMENT

Mr. WALL. Mr. Speaker, I move that this House do now adjourn until Monday, March 23, 1953 at 4:30 p. m.

The motion was agreed to, and (at 12:46 p. m.) the House adjourned.





# Legislative Journal.

Session 1953.

140th of the General Assembly.

Vol. 33.

HARRISBURG, PA., MONDAY, MARCH 23, 1953.

No. 18.

## SENATE

MONDAY, March 23, 1953.

The Senate met at 4:00 o'clock p. m., Eastern Standard Time.

The PRESIDENT (Lieutenant-Governor Lloyd H. Wood) in the Chair.

### PRAYER

The Chaplain, Dean JOSEPH HARTE, Pastor of St. Paul's Episcopal Cathedral, Erie, offered the following prayer:

O most gracious Lord, we humbly beseech Thee, as for the people of these United States in general, so especially for the Senate of this Commonwealth assembled, the Governor and the Officers, that Thou wouldst be pleased to direct and prosper all their consultations to the advancement of Thy glory and the safety, honor and welfare of Thy people; that all things may be so ordered and settled by their endeavors upon the best and surest foundations, that peace and prosperity, truth and justice, religion and piety may be established among us.

These and all other necessities, for them, and for us and for all men everywhere, we humbly beg in Thy Holy Name. Amen.

### JOURNAL APPROVED

The PRESIDENT. A quorum of the Senate being present, the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. MAHANY and Mr. HARE, further reading was dispensed with, and the Journal was approved.

### LEAVES OF ABSENCE

Mr. MAHANY asked and obtained leave of absence for Mr. WOLFE, due to illness.

Mr. HARE asked and obtained leave of absence for Mr. KEPHART, due to illness.

Mr. HALUSKA asked and obtained leave of absence for Mr. YOSKO, due to illness.

### NOMINATIONS BY THE GOVERNOR

#### REFERRED TO COMMITTEE

The Secretary to the Governor being introduced, presented communications in writing from His Excellency, the Governor of the Commonwealth, which were read as follows, and referred to the Committee on Executive Nominations:

## JUSTICES OF THE PEACE

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, March 23, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Robert J. Hughes, 104 South Front Street, Saint Clair, Schuylkill County, for appointment as Justice of the Peace in and for the Borough of Saint Clair, Schuylkill County, until the first Monday of January 1954, vice George Boote, deceased.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, March 23, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Mrs. Ethel Brooks, Covington, Tioga County, for appointment as Justice of the Peace in and for the Township of Covington, Tioga County, until the first Monday of January 1954, to fill a vacancy.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, March 23, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate George W. Lalletment, Westover, Clearfield County, for appointment as Justice of the Peace in and for the Borough of Westover, Clearfield County, until the first Monday of January, 1954, to fill a vacancy.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, March 23, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Loy C. Gobrecht, Alum Rock, Clarion County, for appointment as Justice of the Peace in and for the Township of Richland, Clarion County, to serve until the first Monday of January 1954, to fill a vacancy.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, March 23, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Mrs. Sarah K. Evans, Herminie, Westmoreland County, for appointment as Justice of the Peace in and for the Township of Sewickley, Westmoreland County, until the first



Monday of January 1956, vice Adrian R. Newhouse, resigned.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, March 23, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Harold M. Brooks, Star Route Box No. 3, Renovo, Clinton County, for appointment as Justice of the Peace in and for the Township of Leidy, Clinton County, until the first Monday of January 1954, to fill a vacancy.

JOHN S. FINE.

#### MEMBER OF BOARD OF TRUSTEES LOCUST MOUNTAIN STATE HOSPITAL

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, March 23, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Clare Beaver, Ringtown, Schuylkill County, for appointment as a member of the Board of Trustees of Locust Mountain State Hospital, for the term of four years, and until his successor is qualified, vice Orville Breisch, Ringtown, deceased.

JOHN S. FINE.

#### MEMBER OF ADVISORY HOSPITAL COUNCIL

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, March 23, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Harold T. Prentzel, Administrator, Montgomery Hospital, Norristown, Montgomery County, for reappointment as a member of the Advisory Hospital Council, to serve until November 18, 1956, and until his successor shall have been appointed and qualified.

JOHN S. FINE.

#### MEMBERS OF BOARD OF TRUSTEES, HOLLIDAYSBURG STATE HOSPITAL

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, March 23, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Maurice M. Clouse, Waterside, Bedford County, for appointment as a member of the Board of Trustees of Hollidaysburg State Hospital, for the term of four years, and until his successor is qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, March 23, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate John G. Love, Esq., Bellefonte, Centre County, for appointment as a member of the Board of Trustees of Hollidaysburg State Hospital, for the term of four years, and until his successor is qualified.

JOHN S. FINE.

#### NOTARIES PUBLIC

He also presented in writing from His Excellency, the

Governor of the Commonwealth, nominations for appointment as Notaries Public.

#### CONSIDERATION OF NOTARIES PUBLIC

Mr. WATSON. Mr. President, I move that the Senate do now proceed to the consideration of nominations for appointment as Notaries Public, sent to the Senate, by His Excellency, the Governor of the Commonwealth, on March 23, 1953.

Mr. WATKINS. Mr. President, I second the motion.

The motion was agreed to.

The nominations were read as follows:

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, March 23, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Notaries Public, for terms of four years to compute from the dates shown:

To compute from date of confirmation

#### ALLEGHENY COUNTY

Victor E. Bertoty, Wilkinsburg.

Mrs. Alberta G. Bleichner, Pittsburgh, 1804 E. Carson St.

Chas. Bowser, Pittsburgh, 3333 Forbes St. (13).

Nicholas Coroian, Shaler Twp., Allison Park.

Carroll F. Coyne, Mount Lebanon Twp., 131 Main Entrance Drive, Pgh. (28).

Cyril C. Farbacher, O'Hara Twp., Sharpsburg.

James B. Fleming, Pittsburgh, 518 Frick Bldg. (19).

Mrs. Jean R. Graham, Wilkinsburg.

Mrs. Margaret W. Groves, Braddock.

Miss M. L. Halli, Pittsburgh, 565 S. Aiken Ave. (32).

Miss Charlotte C. Horne, Pittsburgh, 602 Frick Bldg. (19).

G. Richard Klare, Pittsburgh, 416 Frick Bldg. (19).

Miss Wanda Ruth Kofchur, Pittsburgh, 614 Bakewell Bldg.

Mrs. Esther Lardo, Pittsburgh, 873 Boggs Avenue (13).

Miss Margaret C. McConaughy, Pittsburgh, 5803 Walnut St. (32).

Robert E. McMonigle, Pittsburgh, 507 Jones Law Bldg.

Mrs. Letitia K. Matthias, Pittsburgh, 7424 Tioga St. (8).

Cecil A. Peers, Glassport.

Mrs. Fredricka Poppinger, Pittsburgh, Bigelow Blvd. at Tunnel St. (19).

John W. Stimmonds, Mount Lebanon Twp., 701 Washington Road, Pgh. (28).

W. J. Tinsley, Pittsburgh, 2709 E. Carson St.

Mrs. Mary G. Todd, Pittsburgh, 902 Wabash Bldg. (22).

Roy Walker, McKeesport.

J. W. Ward, Pittsburgh, 704 Chestnut St. (12).

Mrs. Bernice Weisenberg, Pittsburgh, 3415 Forbes St. (13).

#### ARMSTRONG COUNTY

Orson N. Ritzman, Kittanning.

#### BEAVER COUNTY

H. C. Clark, Aliquippa.

#### BERKS COUNTY

Allan L. Briner, Reading.

Oliver M. Mest, Earl Twp., Boyertown.

Blake H. Nicholas, Reading.

R. C. Pahl, Reading.

Albert F. Thren, Reading.

#### BUCKS COUNTY

Mrs. Anna E. Fluck, Quakertown.

Anthony Messina, Bristol.

Mrs. Florence L. Oechsle, Bristol Twp., Bristol.  
Miss Madeline J. Wiggins, Newtown Twp., Newtown.

#### CENTRE COUNTY

Peter H. Boso, Philipsburg.

#### CHESTER COUNTY

Mrs. Phyllis C. Moore, West Chester.  
Mrs. Helyn M. Rodeback, West Chester.

#### CLEARFIELD COUNTY

William H. Stewart, Clearfield.

#### CRAWFORD COUNTY

Mrs. Marion Barry, Meadville.  
A. J. Smallenberger, Vernon Twp., Meadville.

#### CUMBERLAND COUNTY

A. D. Rickenbach, Camp Hill.  
Mrs. Kathryn L. Snyder, Carlisle.

#### DAUPHIN COUNTY

Fred P. Hartman, Harrisburg.  
Mrs. Gladys M. Nissley, Lower Paxton Twp., Harrisburg.

#### DELAWARE COUNTY

Miss Olivia W. Buck, Ridley Twp., Holmes.  
Miss Jeanette M. Hallman, Media.  
Elmer E. Miller, Edgemont Twp., Glen Mills.  
Mrs. Anna S. Tobin, Chester.

#### ELK COUNTY

Miss Hazel M. Brunner, Ridgway.

#### ERIE COUNTY

G. J. Radov, Erie.  
Mrs. Virginia E. Roberts, Union City.

#### FAYETTE COUNTY

Joseph P. Matuschak, Uniontown.  
Roy Shearer, Connellsville.

#### FRANKLIN COUNTY

Miss Doris G. Whiteman, Chambersburg.

#### INDIANA COUNTY

J. Earl Calhoun, Indiana.

#### LACKAWANNA COUNTY

John M. Drann, Scranton.  
Mrs. Faye Hoel, Scranton.  
Miss Dorothy E. Judge, Carbondale.  
Henry S. Lee, Carbondale.

#### LEBANON COUNTY

Victor S. Henry, Palmyra.  
R. S. Peiffer, Lebanon.

#### LUZERNE COUNTY

Miss Ellen J. Drumtra, Hazleton.  
Thomas H. Hughes, Hughestown, Pittston.  
Miss Mary M. Quinn, Wilkes-Barre.  
John M. Reese, Plymouth Twp., Nanticoke.  
Miss R. Louise Taylor, Wilkes-Barre.

#### McKEAN COUNTY

Louis Goodman, Bradford.

#### MERCER COUNTY

Mrs. Shirley E. Ibbs, Stoneboro.  
Mrs. Catherine A. McWilliams, Mercer.

#### MONTGOMERY COUNTY

Miss Jane M. Burkert, Norristown.  
Harry Butrea, Norristown.  
Miss Evelyn A. Carroll, Jenkintown.  
Mrs. Jeanne Clerico, Norristown.  
Mrs. Ruth D. Cooper, Horsham Twp., Willow Grove.  
Mrs. Helen F. Kirkland, Cheltenham Twp., Glenside.  
Clement F. Myers, East Greenville.  
Mrs. Mary S. Shorley, Norristown.  
Miss Margaret M. Weiser, Lower Merion Twp., Ardmore.

#### NORTHAMPTON COUNTY

Miss Naomi I. Crouthamel, Easton.  
Miss Vincenzina A. Delluva, Bethlehem.  
A. R. Godshall, Bethlehem.  
Joseph Holler, Lower Mount Bethel Twp., Easton.  
John M. Reilly, Bethlehem Twp., Easton.  
Russell S. Reimer, Upper Mount Bethel Twp., Portland.

#### NORTHUMBERLAND COUNTY

Miss Eleanor Grabowski, Shamokin.

#### PHILADELPHIA COUNTY

Miss Florence E. Bitler, 1508 Brandywine St. (30).  
Leo L. Bogdenavage, 2126 Green St. (30).  
Mrs. Helen R. Bray, Narricott Co., N.E. Cor. H. & Luzerne Sts. (24).  
Leon Cohen, 6514 N. 11th St. (26).  
Mitchell M. Cohen, 121 N. Broad St. (7).  
Miss Cecira Di Berardino, 6328 Vine St. (39).  
Miss Ida Di Berardino, 1835 S. Broad St. (48).  
Graf M. Edwards, 7415 Rugby St. (38).  
M. LeRoy Erben, 2019 W. Columbia Ave. (21).  
John G. Honsel, 1020 W. Lehigh Ave. (33).  
Jules Hopman, 6334 Stenton Ave. (38).  
George H. Irvin, 161 W. Cheltenham Ave. (44).  
Mrs. Lillian T. Jones, 2223 W. Montgomery Ave. (21).  
John H. Knickerbocker, 2210 E. Letterly St. (25).  
James P. Lane, 501 S. 21st St. (46).  
John Z. Lewis, 1733 E. Sepviva St. (25).  
George Martin, 855 N. 4th St. (23).  
Edward J. Miskiel, 5101 Torresdale Ave. (24).  
Miss Lillie A. Moock, 4827 Walton Ave. (43).  
Miss Carol E. Pfund, 3534 Cottman St. (24).  
Henry E. Raymond, 6634 Torresdale Ave. (24).  
Maxwell E. Rosenblum, 701 City Hall Annex (7).  
Nat Ross, 5409 Market St. (39).  
Mrs. Nan E. Shields, 1428 S. Penn Square.  
Joseph E. Smolczynski, 3065 Richmond St. (34).  
Mrs. Sylvia M. Stein, 3112 N. 17th St. (32).  
Miss Elsie Tschopp, 6311 Germantown Ave. (44).  
Miss Betty M. Young, 281 W. Harvey St. (44).  
Romeo Zappasodi, 721 Carpenter St. (47).

#### POTTER COUNTY

Howard R. Smith, Coudersport.

#### SCHUYLKILL COUNTY

Miss Anne Marie L. Daley, Pottsville.

#### TIOGA COUNTY

B. C. Woolsey, Wellsboro.

#### VENANGO COUNTY

Donald E. Sloan, Jr., Emlenton.

#### WESTMORELAND COUNTY

Miss Elizabeth S. Girhing, Monessen.  
Mrs. Edith Yerina, Penn Twp., Trafford.

#### YORK COUNTY

James D. Quickel, York.



To compute from the dates set opposite their names

#### ALLEGHENY COUNTY

H. J. Kreiling, Pittsburgh, 34-52 Blvd. of the Allies, 3-23-53.

Miss V. Grace Baird, Pittsburgh, 509 Sheraton Hotel, 212 Wood St., 3-24-53.

#### PHILADELPHIA COUNTY

Miss Dorothy H. Wager, 207 Walnut Place, 3-24-53.

#### SULLIVAN COUNTY

Mrs. Ellen L. Kehrer, Eagles Mere, 3-24-53.

#### PHILADELPHIA COUNTY

Albert P. Finney, 3200 Potter St., 3-25-53.

#### ERIE COUNTY

Miss Mary Catherine O'Brien, Millcreek Twp., Erie, 3-26-53.

#### NORTHAMPTON COUNTY

Clifford F. Wright, Bethlehem, 3-26-53.

#### SNYDER COUNTY

Fred N. Machmer, Selinsgrove, 3-26-53.

#### WESTMORELAND COUNTY

V. Chirico, Jeannette, 3-27-53.

#### LANCASTER COUNTY

Mrs. Violet M. Eshleman, Quarryville, 3-28-53.

#### LUZERNE COUNTY

Bert R. Ardoline, Pittston, 3-28-53.

#### McKEAN COUNTY

Mrs. Harriet C. Carman, Bradford, 3-28-53.

#### NORTHAMPTON COUNTY

Edw. Sylvester, Northampton, 3-28-53.

#### PHILADELPHIA COUNTY

Charles Ritter, 1201 E. Washington Lane (38), 3-28-53.  
Boleslaus F. Rudzinski, 639 North 22nd St., 3-28-53.  
Mrs. Claire S. Felix, 1034 E. Washington Lane (38), 3-30-53.

#### DAUPHIN COUNTY

Miss Eva Zimmerman, Harrisburg, 3-31-53.

#### LEHIGH COUNTY

Robert P. Stewart, Emmaus, 3-31-53.

#### PHILADELPHIA COUNTY

Miss Katheryn H. Kerner, 709 Chestnut St., 3-31-53.

#### MONROE COUNTY

Mrs. Dorothy S. Crane, Stroudsburg, 4-2-53.

#### NORTHAMPTON COUNTY

Ernest Turtzo, Bangor, 4-2-53.

#### PHILADELPHIA COUNTY

Miss Estelle M. Walker, 1269 Suburban Station Bldg., 4-3-53.

#### ERIE COUNTY

Robert N. Stephenson, Erie, 4-4-53.

#### LACKAWANNA COUNTY

Mrs. Hazel Miles, Clarks Summit, 4-4-53.

#### PHILADELPHIA COUNTY

Miss Lucy Bates, 8966 Frankford Ave., 4-4-53.

Miss Marie A. O'Donnell, 3358 Frederick St., 4-4-53.

#### WESTMORELAND COUNTY

Americo S. Durbiano, Jeannette, 4-4-53.

#### ALLEGHENY COUNTY

Edward M. Seibert, Jr., Pittsburgh, 6319 Stanton Ave., 4-5-53.

#### BUCKS COUNTY

Cadwalader M. Bond, Morrisville, 4-5-53.

#### LACKAWANNA COUNTY

Miss Mary R. Lawless, Scranton, 4-5-53.

#### ALLEGHENY COUNTY

Mrs. Elizabeth A. Dreibold, Pittsburgh, City-County Bldg., 4-7-53.

#### BUTLER COUNTY

John G. Laughner, Butler, 4-7-53.

#### CAMBRIA COUNTY

Mrs. Maray S. Berkey, Johnstown, 4-7-53.

#### ERIE COUNTY

James Pattison, Erie, 4-7-53.

#### PHILADELPHIA COUNTY

Miss Regina J. McDonald, Girard Trust Corn Exchange Bank, 4-7-53.

R. H. Wismer, 4535 N. Smedley St., 4-7-53.

Mrs. Carole S. Ziernicki, 4173 Germantown Ave., 4-7-53.

#### ALLEGHENY COUNTY

Miss L. G. Eickenberg, Crafton, 4-10-53.

#### PHILADELPHIA COUNTY

Thomas F. Rofferty, 2338 W. Huntingdon St. (32), 4-11-53.

#### WESTMORELAND COUNTY

Miss Elvina S. Rocchietta, New Kensington, 4-11-53.

#### CAMBRIA COUNTY

Robert J. Wharton, Johnstown, 4-12-53.

#### LACKAWANNA COUNTY

Maxwell D. Shepherd, Carbondale, 4-12-53.

#### WASHINGTON COUNTY

Miss Elizabeth McBurney, East Washington, 4-12-53.

#### ALLEGHENY COUNTY

Mrs. Helen K. Bourse, Pittsburgh, 3745 Bigelow Blvd (13), 4-13-53.

#### CHESTER COUNTY

Miss Edna B. Howett, Oxford, 4-13-53.

#### CLINTON COUNTY

Miss Mary Blake, Lock Haven, 4-13-53.

#### DELAWARE COUNTY

Edmund B. Lynch, Upper Darby Twp., Drexel Hill, 4-13-53.

#### FRANKLIN COUNTY

Miss Elinor B. Porterfield, Chambersburg, 4-13-53.

## INDIANA COUNTY

Miss Julia H. Stuckey, Indiana, 4-13-53.

## JEFFERSON COUNTY

Mrs. Alice E. Carrier, Summerville, 4-13-53.

## LEHIGH COUNTY

Harry L. Silverman, Allentown, 4-13-53.

## PHILADELPHIA COUNTY

Mrs. Marie S. Bayer, 18 W. Cheltenham Ave., 4-13-53.  
John W. Jackson, 5933 Race St. (39), 4-13-53.  
Isaac K. Johnson, 431 W. Chew St. (20), 4-13-53.  
Miss Paula Joyce, 12 S. 12th St. (7), 4-13-53.  
T. Gilbert Perch, S.E. Cor. 32d and Diamond Sts. (21), 4-13-53.

## BERKS COUNTY

Harold A. Erich, Reading, 4-14-53.

## LACKAWANNA COUNTY

Wendell P. Evans, Scranton, 4-14-53.

## ALLEGHENY COUNTY

William B. McGrady, Pittsburgh, 28th St. and Liberty Ave. (22), 4-15-53.  
Ross M. Blair, Pittsburgh, 434 Blvd. of the Allies 4-16-53.

## CUMBERLAND COUNTY

L. E. Eppley, Carlisle, 4-16-53.

## LANCASTER COUNTY

Miss Beulah G. Sweet, Lancaster, 4-16-53.

## PHILADELPHIA COUNTY

Nathan Goldsmith, 615 Snyder Ave. (48), 4-16-53.  
Charles J. W. Kreuzer, 505 W. Tabor Road, 4-16-53.

## WESTMORELAND COUNTY

Glenn G. Martin, Jr., Jeannette, 4-16-53.

## ALLEGHENY COUNTY

Phillip Jacobson, Pittsburgh, 1620 E. Saw Mill Run Blvd., 4-17-53.  
Miss Bessie L. McGratty, Pittsburgh, 1118 Frick Bldg., 4-17-53.

## CRAWFORD COUNTY

Francis E. Kirkpatrick, Meadville, 4-17-53.

## FAYETTE COUNTY

M. F. Smeach, Brownsville, 4-17-53.

## LACKAWANNA COUNTY

Miss Ethel P. Becker, Scranton, 4-17-53.

## MONTGOMERY COUNTY

James A. Lynch, Conshohocken, 4-17-53.

## PHILADELPHIA COUNTY

Mrs. Dora L. Barson, 2204 Walnut St. (3), 4-17-53.  
Lewis J. Burns, 717 Chestnut St., 4-17-53.  
Mrs. Alba F. Dupont, 123 S. Broad St. (9), 4-17-53.  
Mrs. Catharine L. Hall, 1201 Chestnut St., 4-17-53.  
Kemper P. Muench, 847 N. Ringgold St., 4-17-53.  
Alfred H. Pfeffer, 502 N. 19th St. (30), 4-17-53.

## ALLEGHENY COUNTY

Edward J. Baird, Wilmerding, 4-18-53.  
Harry C. Bitzer, Jr., Ross Twp., 1939 Babcock Blvd., Pittsburgh, 4-18-53.

Miss Suzanne M. Hay, Pittsburgh, 202 Arrott Bldg. (22), 4-18-53.  
Bernard Lutz, Pittsburgh, 401 Amberson Ave. (6), 4-18-53.

## BERKS COUNTY

Miss Gloria Seyfert, Reading, 4-18-53.

## COLUMBIA COUNTY

Clyde S. Shuman, Bloomsburg, 4-18-53.

## DAUPHIN COUNTY

Miss E. M. Geyer, Harrisburg, 4-8-53.

## INDIANA COUNTY

John H. Frampton, Indiana, 4-18-53.

## LANCASTER COUNTY

Paul W. Felker, Lancaster, 4-18-53.  
Miss Miriam C. Hess, Lancaster, 4-18-53.

## LUZERNE COUNTY

Miss Mildred D. Hershock, Hazleton, 4-18-53.

## McKEAN COUNTY

Miss Mary Hanlon, Port Allegany, 4-18-53.

## MERCER COUNTY

Miss Helen Guyton, Stoneboro, 4-18-53.

## NORTHAMPTON COUNTY

James S. Fry, Nazareth, 4-18-53.

## PHILADELPHIA COUNTY

Alexander Ehrlich, N. E. Cor. 6th & Spring Garden Sts. (23), 4-18-53.  
Mrs. Florence C. McNally, 1804 Finance Bldg., 4-18-53.  
Harry Rademan, 667 N. Broad St. (3), 4-18-53.  
Abraham Katz, 439 E. Wyoming Ave., 4-18-53.  
Samuel Kivitz, N. E. Cor. 15th & York Sts. (32), 4-18-53.

## WESTMORELAND COUNTY

R. Grey Smith, Sutersville, 4-18-53.

## PHILADELPHIA COUNTY

Geo. H. Bickley, 5310 Rising Sun Ave., 4-19-53.

JOHN S. FINE.

A motion was made by Mr. WATSON and Mr. WATKINS,

That the Senate do advise and consent to said nominations.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Bane,	Haluska,	McCreesh,	Stevenson,
Barr,	Hare,	McCusker,	Stiefel,
Berger,	Harney,	McGinnis,	Taylor,
Blass,	Holland,	McMenamin,	Toole,
Camiel,	Kessler,	McPherson, Jr.	Wade,
Chapman,	Koprivier, Jr.	Miller,	Wagner,
Crowe,	Lane,	Pechan,	Walker,
Dent,	Leader,	Peelor,	Watkins,
Diehm,	Letzler,	Probert,	Watson,
DiSilvestro,	Madigan,	Ruth,	Weiner,
Fleming,	Mahany,	Silvert,	Wood,
Freud,	Mallery,	Snowden,	

NAYS—0



Two-thirds of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

### HOUSE MESSAGE

#### HOUSE BILL FOR CONCURRENCE

The Clerk of the House of Representatives being introduced presented for concurrence, Bill of the House as follows:

House Bill No. 190, entitled:

An Act authorizing and directing the Secretary of Property and Supplies with the approval of the Governor the Pennsylvania Fish Commission and the Secretary of Forests and Waters to release and quitclaim to E. Kent Kane all right title and interest of the Commonwealth to certain land in Sergeant Township McKean County formerly conveyed to the Commonwealth subject to conditions that have not been met

Which was committed to the Committee on State Government.

#### REPORT FROM COMMITTEE ON EXECUTIVE NOMINATIONS

Mr. WATSON, from the Committee on Executive Nominations, reported with a favorable recommendation the following nominations, made by His Excellency, the Governor:

#### MEMBER OF BOARD OF TRUSTEES OF SHIPPENSBURG STATE TEACHERS' COLLEGE

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, March 2, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Frank E. Masland, Jr., R. D., Carlisle, Cumberland County, for appointment as a member of the Board of Trustees of Shippensburg State Teachers' College, to serve until the third Tuesday of January 1955, and until his successor shall have been appointed and qualified, vice Caleb S. Brinton, Carlisle, deceased.

JOHN S. FINE.

#### JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, March 9, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Lamonte Montgomery, 62 South Fourth Street, Hughesville, Lycoming County, for appointment as Justice of the Peace in and for the Borough of Hughesville, Lycoming County, until the first Monday of January 1954, to fill a vacancy.

JOHN S. FINE.

#### BILLS INTRODUCED AND REFERRED

Mr. WADE read in his place and presented to the Chair Senate Bill No. 302, entitled:

An Act to amend section 308 of the act, approved the seventeenth day of May, one thousand nine hundred twenty-one (P. L. 682), entitled "An act relating to insurance; amending, revising, and consolidating the law providing for the incorporation of insurance companies, and the regulation, supervision, and protection of home and foreign insurance companies, Lloyds associations, reciprocal and inter-insurance exchanges, and fire in-

surance rating bureaus, and the regulation and supervision of insurance carried by such companies, associations, and exchanges, including insurance carried by the State Workmen's Insurance Fund; providing penalties; and repealing existing laws," by enumerating certain types of vacancies occurring in the board of directors of insurance companies and providing for filing thereof.

Which was committed to the Committee on Insurance.

Messrs. LETZLER and PEELOR read in place and presented to the Chair Senate Bill No. 303, entitled:

An Act to amend subsection (c) of Section 3 and to further amend Section 607 of the act approved the fifth day of August, one thousand nine hundred forty-one (P. L. 752) entitled "An act regulating and improving the civil service of certain departments and agencies of the Commonwealth; vesting in the State Civil Service Commission and a Personnel Director certain powers and duties; providing for classification of positions, adoption of compensation schedules and certification of pay-rolls; imposing duties upon certain officers and employees of the Commonwealth; authorizing service to other State departments or agencies and political subdivisions of the Commonwealth in matters relating to civil service; defining certain crimes and misdemeanors; imposing penalties; making certain appropriations, and repealing certain acts and parts thereof," by extending the provisions of said act to employees of Pennsylvania State College and the State Teachers' Colleges.

Which was committed to the Committee on State Government.

Mr. CROWE read in his place and presented to the Chair Senate Bill No. 304, entitled:

An Act to further amend Section 3 of the act, approved the twenty-fifth day of April, one thousand nine hundred twenty-one (P. L. 276) entitled, as last amended, "An act requiring persons, partnerships, associations, or corporations advertising for or soliciting business as adjusters of claim within this Commonwealth for loss or damage arising out of policies of insurance, surety, or indemnity on property, persons, or insurable business interests within this Commonwealth, to be licensed by the Insurance Commissioner; requiring persons, partnerships, associations, or corporations acting as solicitors for said adjusters to be licensed by the Insurance Commissioner; regulating the issuance and revocation of such licenses; prescribing certain conditions for the transaction of such business, providing for the filing of bonds by public adjusters and public adjuster solicitors, and for recovery thereon by parties in interest; and providing penalties," by further regulating the licensing and conditions for transaction of such business.

Which was committed to the Committee on Judiciary General.

He also read in his place and presented to the Chair Senate Bill No. 305, entitled:

An Act to further amend Section 316 of the act, approved the seventeenth day of May, one thousand nine hundred twenty-one (P. L. 682), entitled "An act relating to insurance; amending, revising, and consolidating the law providing for the incorporation of insurance companies, and the regulation, supervision, and protection of home and foreign insurance companies, Lloyds associations, reciprocal and inter-insurance exchanges, and fire insurance rating bureaus, and the regulations and supervision of insurance carried by such companies, associations, and exchanges, including insurance carried by the State Workmen's Insurance Fund; providing penalties; and repealing existing laws," by authorizing and validating allowances and pensions to dependents of deceased officers and employees.

Which was committed to the Committee on Insurance.



Mr. McPHERSON, JR. read in his place and presented to the Chair Senate Bill No. 306, entitled:

An Act to further amend Section 2502 of the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto" by providing for supplemental payments by the Commonwealth on account of tuition in additional cases.

Which was committed to the Committee on Education.

Mr. WATSON read in his place and presented to the Chair Senate Bill No. 307, entitled:

An Act to amend the act approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by providing for registration and regulating operation of vehicles used in construction work, prescribing fees and imposing penalties.

Which was committed to the Committee on Highways.

Mr. McCUSKER read in his place and presented to the Chair Senate Bill No. 308, entitled:

An Act to amend Section 461 of the act, approved the twelfth day of April, one thousand nine hundred fifty-one (P. L. 90), entitled "An act relating to alcoholic liquors, alcohol and malt and brewed beverages; amending, revising, consolidating and changing the laws relating thereto; regulating and restricting the manufacture, purchase, sale, possession, consumption, importation, transportation, furnishing, holding in bond, holding in storage, traffic in and use of alcoholic liquors, alcohol and malt and brewed beverages and the persons engaged or employed therein; defining the powers and duties of the Pennsylvania Liquor Control Board; providing for the establishment and operation of State liquor stores, for the payment of certain license fees to the respective municipalities and townships, for the abatement of certain nuisances and, in certain cases, for search and seizure without warrant; prescribing penalties and forfeitures; providing for local option, and repealing existing laws," by exempting certain units of national organizations and the home associations thereof from the licensing quota.

Which was committed to the Committee on Law and Order.

Mr. HARE read in his place and presented to the Chair Senate Bill No. 309, entitled:

An Act to further amend Section 233.1 of the act approved the second day of May, one thousand nine hundred

twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh, and eighth classes; and revising, amending and consolidating the laws relating thereto," by authorizing the register of wills in counties of the second, third, fourth, fifth, sixth, seventh and eighth classes to appoint solicitors and providing for their salaries.

Which was committed to the Committee on Local Government.

Mr. WATKINS, on behalf of Mr. FLEMING read in place and presented to the Chair Senate Bill No. 310, entitled:

An Act to amend the title and further amend clause (h) of subsection B of section four of the act, approved the second day of May, one thousand nine hundred forty-five (P. L. 382), entitled "An act providing for the incorporation as bodies corporate and politic of "Authorities" for municipalities, counties and townships; prescribing the rights, powers and duties of such Authorities heretofore or hereafter incorporated; authorizing such Authorities to acquire, construct, improve, maintain and operate projects, and to borrow money and issue bonds therefor; providing for the payment of such bonds, and prescribing the rights of the holders thereof; conferring the right of eminent domain on such Authorities; authorizing such Authorities to enter into contracts with and to accept grants from the Federal Government or any agency thereof; and conferring exclusive jurisdiction on certain courts over rates," by extending to the Public Utility Commission jurisdiction over rates, service and facilities of public utilities served by authorities or their agents beyond the limits of the municipalities.

Which was committed to the Committee on Corporations.

Mr. BLASS read in his place and presented to the Chair Senate Bill No. 311, entitled:

An Act regulating the receipt, control, and deposit of funds and proceeds from the sale of pre-need burial contracts; and imposing certain duties upon the Orphans' Court and the State Board of Funeral Directors.

Which was committed to the Committee on Insurance.

Mr. WAGNER read in his place and presented to the Chair Senate Bill No. 312, entitled:

An Act to further amend the act approved the twenty-seventh day of June one thousand nine hundred forty-seven (P. L. 1095) entitled "Anthracite Strip Mining Law" by amending sections twelve, fourteen, sixteen and nineteen.

Which was committed to the Committee on Mines and Mining.

Mr. SILVERT read in his place and presented to the Chair Senate Bill No. 313, entitled:

An Act providing for the determination and effect of comparative negligence in actions of tort and providing that contributory negligence shall not bar recovery.

Which was committed to the Committee on Judiciary General.

## PERMISSION TO ADDRESS SENATE

Mr. McMENAMIN asked and obtained unanimous consent to address the Senate.

Mr. McMENAMIN. Mr. President, the recent investigations into State Government, and the Governor's Address to the Joint Session about a month ago, highlighted, if nothing



else, the importance of the tourist business in Pennsylvania. I think we all realize that Pennsylvania has a great many natural assets, and that is particularly true in the northeastern part of the State. We have in Wayne and Pike Counties the second largest lake in Pennsylvania, Lake Wallenpaupach.

Mr. President, this bill is designed to provide a fish hatchery for the purpose of stocking this large body of water, with the thought in mind that the Pocono Mountains in general, and the counties, in particular, of Wayne, Pike, Monroe and Lackawanna, will benefit with the opportunity of making this lake and the surrounding lakes a fisherman's paradise and a tourist's mecca for the entire eastern United States.

### BILLS INTRODUCED AND REFERRED

Messrs. McMENAMIN and CROWE read in place and presented to the Chair Senate Bill No. 314, entitled:

An Act providing for the establishment of a fish hatchery in Wayne or Pike Counties; and making an appropriation.

Which was committed to the Committee on Forests and Waters, Game and Fish.

Messrs. WEINER and CAMIEL read in place and presented to the Chair Senate Bill No. 315, entitled:

An Act to amend Section 4 of the act approved the seventh day of June, one thousand nine hundred eleven (P. L. 668), entitled "An act to restrain and regulate the use of billiard-tables, pool-tables, and bagatelle-boards or tables, kept and maintained for the use of the general public, for hire or reward, in cities of the first class in this Commonwealth; providing for the granting of licenses, and providing for punishments for the violations of the provisions of this act," by requiring the posting with certain signs of property to be licensed as a billiard parlor.

Which was committed to the Committee on Law and Order.

Messrs. LANE and HALUSKA read in place and presented to the Chair Senate Bill No. 316, entitled:

An Act to further amend Clause (b) of Section 9 of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-seven (P. L. 2051), entitled "An act relating to public assistance; providing for and regulating assistance to certain classes of persons designated and defined as dependent children, aged persons, blind persons and other persons requiring relief; providing for the administration of this act by the Department of Public Assistance and county boards of assistance hereby created for this purpose; authorizing the Department of Public Assistance to co-operate with, and to accept and disburse moneys received from, the United States Government for assistance to such persons; providing for the liquidation of the State Emergency Relief Board, Boards of Trustees of the Mothers' Assistance Fund, and Boards of Trustees of Pension Fund for the Blind; and repealing laws relating to mothers' assistance, pensions for the blind, old age assistance, and the State Emergency Relief Board, by permitting aged persons who are inmates of public institutions to receive assistance.

Which was committed to the Committee on Public Health and Welfare.

They also read in place and presented to the Chair Senate Bill No. 317, entitled:

An Act to further amend the first paragraph and clause (b) of Section 9 of the act, approved the twenty-fourth

day of June, one thousand nine hundred thirty-seven (P. L. 2051), entitled "An act relating to public assistance; providing for and regulating assistance to certain classes of persons designated and defined as dependent children, aged persons, blind persons and other persons requiring relief; providing for the administration of this act by the Department of Public Assistance and county boards of assistance hereby created for this purpose; authorizing the Department of Public Assistance to co-operate with, and to accept and disburse moneys received from, the United States Government for assistance to such persons; providing for the liquidation of the State Emergency Relief Board, Boards of Trustees of the Mothers' Assistance Fund, and Boards of Trustees of Pension Fund for the Blind; and repealing laws relating to mothers' assistance, pensions for the blind, old age assistance, and the State Emergency Relief Board," by by further providing for and regulating assistance to aged persons and redefining aged persons and their eligibility for assistance.

Which was committed to the Committee on Public Health and Welfare.

Mr. LANE read in his place and presented to the Chair Senate Bill No. 318, entitled:

An Act to further amend the act approved the twenty-second day of June, one thousand nine hundred thirty-one (P. L. 594), entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligation of the Commonwealth in the construction of certain structures located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act," by adding a new route in Greene County.

Which was committed to the Committee on Highways.

He also read in his place and presented to the Chair Senate Bill No. 319, entitled:

An Act to further amend section 1122 of the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto," by eliminating the provision which authorizes school boards to terminate the services of professional employes at the age of sixty-two years.

Which was committed to the Committee on Education.

Mr. HALUSKA read in his place and presented to the Chair Senate Bill No. 320, entitled:

An Act fixing the compensation of members of the Pennsylvania State Police Force.

Which was committed to the Committee on State Government.

Messrs. MALLERY, STEVENSON, MAHANY and LANE read in place and presented to the Chair Senate Bill No. 321, entitled:

An Act providing that when a vacancy in any elective office of any political subdivision is filled by appointment, the appointing authority shall give notice of the appointment to the county election board.

Which was committed to the Committee on Elections.



They also read in place and presented to the Chair Senate Bill No. 322, entitled:

An Act to amend the title and sections 1 and 2 of the act, approved the third day of May, one thousand nine hundred thirty-three (P. L. 242), entitled "An act prohibiting the payment by counties of costs in criminal cases discharged after preliminary hearings before magistrates, justices of the peace, and aldermen, unless names and addresses of prosecutors, defendants, and witnesses appear on the transcript thereof," by requiring the transcript of all such proceedings to be delivered to the county commissioners within a certain period and extending the provisions of said act to summary offenses.

Which was committed to the Committee on Local Government.

They also read in place and presented to the Chair Senate Bill No. 323, entitled:

An Act to further amend the act, approved the twenty-first day of May, one thousand nine hundred forty-three (P. L. 571), entitled as amended "An act relating to assessment for taxation in counties of the fourth, fifth, sixth, seventh and eighth classes; designating the subjects, property and persons subject to and exempt from taxation for county, borough, town, township, school, except in cities and county institution district purposes; and providing for and regulating the assessment and valuation thereof for such purposes; creating in each such county a board for the assessment and revision of taxes; defining the powers and duties of such boards; providing for the acceptance of this act by cities; regulating the office of ward, borough, town and township assessors; abolishing the office of assistant triennial assessor in townships of the first class; providing for the appointment of a chief assessor, assistant assessors and other employees; providing for their compensation payable by such counties; prescribing certain duties of and certain fees to be collected by the recorder of deeds and municipal officers who issue building permits; imposing duties on taxables making improvements on land and grantees of land; prescribing penalties; and eliminating the triennial assessment," by further classifying real estate for the purpose of assessment for taxation, clarifying the law as to the oath of assessors, and further prescribing the manner of making assessments prior to and after the establishment of the permanent record system required by law.

Which was committed to the Committee on Local Government.

Messrs. MALLERY and STEVENSON read in place and presented to the Chair Senate Bill No. 324, entitled:

An Act relating to support of dependents; providing a procedure for enforcement thereof, including attachment of property and earnings; conferring powers and imposing duties upon courts, district attorneys and probation officers.

Which was committed to the Committee on Public Health and Welfare.

Messrs. BARR and WALKER read in place and presented to the Chair Senate Bill No. 325, entitled:

An Act to amend the act, approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1333), entitled "An act concerning elections, including general, municipal, special and primary elections, the nomination of candidates, primary and election expenses and election contests; creating and defining membership of county boards of elections; imposing duties upon the Secretary of the Commonwealth, courts, county boards of elections county commissioners; imposing penalties for violation of the act, and codifying, revising and consoli-

dating the laws relating thereto; and repealing certain acts and parts of acts relating to elections," by providing a system for the nomination of candidates to fill certain vacancies in public offices occurring under conditions for which said election code does not prescribe machinery.

Which was committed to the Committee on Judiciary General.

They also read in place and presented to the Chair Senate Bill No. 326, entitled:

An Act creating as bodies corporate and politic "Public Auditorium Authorities" in counties of the second class and in cities of the second class, singly or jointly; prescribing the rights, powers and duties of such Authorities; authorizing such Authorities to acquire, construct, improve, maintain and operate public auditoriums; to borrow money and issue bonds therefor; providing for the payment of such bonds and prescribing the rights of the holders thereof; conferring the right of eminent domain on such Authorities; empowering such Authorities to enter into contracts, leases, and licenses with and to accept grants from private sources, the Federal Government, State, political subdivisions of the State or any agency thereof; authorizing the making of said grants from bond funds or current revenues; authorizing Authorities to collect rentals, admissions, license fees for the use of the projects; exempting the property and securities of such Public Auditorium Authorities from taxation.

Which was committed to the Committee on Judiciary General.

#### PERMISSION TO ADDRESS SENATE

Mr. MAHANY asked and obtained unanimous consent to address the Senate.

Mr. MAHANY. Mr. President, I understand that last week two bills were introduced bearing the names of myself and Senator Dent, which bills were introduced to implement the Government Survey Committee Report. At that time, I believe Senator Berger explained that Senator Dent and I were introducing these bills to implement the Government Survey Committee Report and for that purpose only. Fortunately, or unfortunately, as you may view it, Mr. Chesterman is not a Senator and, therefore, cannot sponsor legislation which is recommended by the committee which formerly bore his name. Therefore, it is necessary, if this report is to be implemented by legislation, for a Senator or two to sponsor this legislation.

Mr. President, I want to make it crystal clear, however, if it has not already been done so, to my colleagues and also to all the good people in Crawford and Mercer Counties, that this legislation which bears my name is not a brain child of mine, and it might well be when it hits the floor of the Senate that I may very well vote against the legislation which carries my name as a sponsor. We are merely putting this legislation in to implement, as I say, the Government Survey Committee Report recommendations and for that purpose only.

Mr. President, it is to be further understood that this legislation will be referred by the Chair to the Rules Committee of the Senate, with the understanding that the Rules Committee will report it to the floor for consideration at a later date.

#### BILLS INTRODUCED AND REFERRED

Messrs. MAHANY and DENT (By request) read in place and presented to the Chair Senate Bill No. 327, entitled:



An Act to further amend the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employees in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments, boards and commissions shall be determined," by making the Pennsylvania Historical and Museum Commission a departmental administrative commission in the Department of Public Instruction, and prescribing its powers and duties.

Which was committed to the Committee on Rules.

They also (By request) read in place and presented to the Chair Senate Bill No. 328, entitled:

An Act to further amend the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employees in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments, boards and commissions shall be determined," by creating the Highway Planning Commission as an advisory commission in the Department of Highways.

Which was committed to the Committee on Rules.

They also (By request) read in place and presented to the Chair Senate Bill No. 329, entitled:

An Act abolishing the Department of Health and transferring its powers and duties to the Department of Health and Welfare.

Which was committed to the Committee on Rules.

They also (By request) read in place and presented to the Chair Senate Bill No. 330, entitled:

An Act to amend Section 2008 of the act approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto," by requiring repayment of tuition costs by State teachers col-

lege graduates who fail to comply with their agreement to teach in the public schools of this Commonwealth.

Which was committed to the Committee on Rules.

They also (By request) read in place and presented to the Chair Senate Bill No. 331, entitled:

Joint Resolution proposing an amendment to the Constitution of the Commonwealth of Pennsylvania by providing for the abolition of the office of Secretary of Internal Affairs.

Which was committed to the Committee on Rules.

They also (By request) read in place and presented to the Chair Senate Bill No. 332, entitled:

An Act to further amend the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employees in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments, boards and commissions shall be determined," by transferring powers and duties relating to weights and measures from the Department of Internal Affairs to the Department of Labor and Industry.

Which was committed to the Committee on Rules.

They also (By request) read in place and presented to the Chair Senate Bill No. 333, entitled:

An Act to reenact and further amend portions of the act, approved the ninth of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions, defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employees in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments, boards and commissions shall be determined," by abolishing the boards of trustees of State teachers' colleges; creating an advisory board for each State teachers' college; defining their powers and the powers and duties of the Department of Public Instruction with respect to State teachers' colleges; and renaming the departmental administrative agencies in the Department of Public Instruction and the State advisory boards and commissions.

Which was committed to the Committee on Rules.



They also (By request) read in place and presented to the Chair Senate Bill No. 334, entitled:

An Act to further amend the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employees in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain department, boards and commissions shall be determined," by making the Milk Control Commission a departmental administrative commission in the Department of Agriculture and prescribing its powers and duties.

Which was committed to the Committee on Rules.

They also (By request) read in place and presented to the Chair Senate Bill No. 335, entitled:

An Act to amend the act, approved the eighteenth day of May, one thousand nine hundred forty-nine (P. L. 1440), entitled "An act concerning notaries public and amending, revising, consolidating and changing the law relating thereto," by providing for the appointment of notaries public by the Secretary of the Commonwealth.

Which was committed to the Committee on Rules.

They also (By request) read in place and presented to the Chair Senate Bill No. 336, entitled:

A Joint Resolution proposing an amendment to article four, section eight of the Constitution of the Commonwealth of Pennsylvania, by making changes in the appointment and tenure of the Superintendent of Public Instruction.

Which was committed to the Committee on Rules.

They also (By request) read in place and presented to the Chair Senate Bill No. 337, entitled:

An Act to further amend the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto," by limiting the amount of reimbursement by the Commonwealth to school districts and vocational school districts; and requiring the Department of Public Instruction to administer the financial affairs of financially handicapped and distressed school districts in certain cases.

Which was committed to the Committee on Rules.

They also (By request) read in place and presented to the Chair Senate Bill No. 338, entitled:

An Act to amend Section 408 of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative

work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employees in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments, boards and commissions shall be determined," by removing the Superintendent of Public Instruction from membership on the State Council of Education and further regulating appointment of members.

Which was committed to the Committee on Rules.

They also (By request) read in place and presented to the Chair Senate Bill No. 339, entitled:

An Act to amend Clause (c) of Section 3 of the act, approved the fifth day of August, one thousand nine hundred forty-one (P. L. 752), entitled "An act regulating and improving the civil service of certain departments and agencies of the Commonwealth; vesting in the State Civil Service Commission and a Personnel Director, certain powers and duties; providing for classification of positions, adoption of compensation schedules and certification of payrolls; imposing duties upon certain officers and employees of the Commonwealth; authorizing service to other State departments or agencies and political subdivisions of the Commonwealth in matters relating to civil service; defining certain crimes and misdemeanors; imposing penalties; making certain appropriations, and repealing certain acts and parts thereof," by further defining the term "Service of the Commonwealth" to include certain offices and positions in the Department of Public Instruction.

Which was committed to the Committee on Rules.

They also (By request) read in place and presented to the Chair Senate Bill No. 340, entitled:

An Act to further amend Section 208 of the act approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employees in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments, boards and commissions shall be determined," by clarifying the holding over after expiration of the term of office of persons appointed by the Governor and repealing inconsistent provisions.

Which was committed to the Committee on Rules.



They also (By request) read in place and presented to the Chair Senate Bill No. 341, entitled:

An Act to further amend the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards, and commissions shall be determined," by establishing the Department of Health and Welfare; transferring to it the powers and duties of the Department of Health, Department of Welfare and Department of Public Assistance; providing for a Secretary of Health and Welfare; defining his powers and duties; and abolishing the Department of Health, the Department of Welfare and the Department of Public Assistance.

Which was committed to the Committee on Rules.

#### PETITIONS AND REMONSTRANCES

Mr. HALUSKA. Mr. President, with reference to the bills just presented, pertaining to the Chesterman Report, we had more or less a gentleman's agreement in the committee that the hearings would be called off, that the bills would be presented and referred to the Committee on Rules, but anyone who wished would have the opportunity to come before the committee, pro or con, and give their version of these bills.

Now, Mr. President, while both the Majority Leader and the Minority Leader were out of the State, they had no part in this agreement, and I want to make that a matter of record, hoping that if someone does come before any of us and wishes to have a hearing, that our agreement will be adhered to and those persons will be privileged to come before the Rules Committee to give their viewpoints as to why or why not a certain bill should be passed.

Mr. LANE. Mr. President and Members of the Senate, I just want to make one correction regarding Senator Haluska's statement.

In the first place, Mr. President, the hearings were called off at the will and the wish of the Majority Party, and over the strenuous opposition of the members of the Minority Party. We all voted in a bloc to oppose the discontinuance of these hearings, because we felt that they served a very useful purpose. However, it was stated at that meeting, as Senator Haluska said, that any interested persons would have a right to appear before the committee and express their opinions, pro and con.

Mr. President, I want the record straight. The Democratic Party was not a party to any agreement. We opposed the action of the Majority Party.

Mr. MAHANY. Mr. President, I am sorry I was not here to be a party to that gentleman's agreement because

if I had been, I would have explained to those gentlemen that I am afraid I would be too busy, as Chairman of the Rules Committee, to hold hearings on all of these bills on which hearings may be demanded.

Mr. President, if it is all right with my colleagues, I would like to amend the gentleman's agreement a little bit, to provide that when hearings are asked for after the committee reports these bills to the floor, then the bills be referred back to the proper committee of the Senate and let that committee hold the hearing. I do not believe I will have sufficient time to hold hearings on all those bills concerning which people might request hearings. I do not think that is within the province of the Rules Committee.

Mr. President, the reason these bills were referred to the Rules Committee was so that it would be assured that the bills would be reported to the floor for action. Now, if hearings are going to be held, they should be held by some committee other than the Rules Committee.

Mr. LANE. Mr. President, I imagine the Majority Leader is speaking with the best of intentions, but he says one thing and means another. He said that the purpose of committing these bills to the Committee on Rules was to assure that they would be reported to the floor. Then, Mr. President, he goes on to state that in the event someone wishes a public hearing, they will be referred to a committee and there the public hearing will be held.

Mr. President, if that is the case, how do we know these bills will be reported from that particular committee?

Mr. BERGER. Mr. President, I believe I can recall what the arrangement was which was made in connection with the termination of these hearings.

Mr. President, in the first place, the Majority Party had already told the Minority Members that it was the understanding of those members, that is the Majority, that bills would be introduced to implement all phases of this Chesterman Report, and that those bills were to be referred to the Rules Committee.

Now, Mr. President, if I recall, it was said at the time these hearings were terminated that these bills would be referred to the Rules Committee, and would be reported to the floor and that if hearings were then indicated, there would be an opportunity then for hearings to be held on the bills as they were on the Calendar. I do not recall, however, that there was anything said about public hearings or any other kind of hearings.

Mr. HALUSKA. Mr. President, the gentleman from Potter, Senator Berger, is right; nothing was said about public hearings. We did discuss the possibility of hearings that may come up with people who are interested. We do not care, on the Minority side, whether the hearings are held by the Committee on Rules or some other committee. We have no knowledge, at the present time, if we will have any demand for hearings. However, to keep the record straight, in case we do, we would like to have those people have that privilege and have an opportunity to be heard.

Mr. President, if a particular bill is sent back, as my colleague from Washington County, Senator Lane, stated, to another committee, it could be for the purpose, after the hearing, to kill the bill. It originally had been decided that the bills were to go to the Committee on Rules for one main purpose. The Committee on Rules



assured us that the bills would come out on the floor for final discussion.

Mr. President, all we hope and trust is that if we have the hearings, we do not care where the bills go, just so we have the right and privilege of having them reported from committee and discussing them on the floor.

Mr. LANE. Mr. President, I do not want to prolong this discussion because it seems sort of ridiculous to me.

In the first place, Mr. President, the Majority Party has expressed their will. They arbitrarily voted and overrode the wishes of the Minority, which is their privilege and their right. However, it is their responsibility to the general public, and I say to them here this afternoon, if we have any shenanigans on this, the people of Pennsylvania are conscious of the fact that a certain group overrode the wishes of the Governor of this Commonwealth and they will be forced to answer to the public.

Mr. WAGNER. Mr. President, it seems to me that something should be added to what the gentleman who just spoke has stated and reiterated regarding this decision being solely the responsibility of the Majority Party. I think that is substantially correct so far as the committee action was concerned. The Minority Group, or Members of the Committee, definitely opposed discontinuance of the hearings in spite of the fact that a substantial number of them, at least privately, expressed themselves time and again as feeling that the hearings accomplished nothing except to throw a roadblock in the progress of the legislation to carry out the recommendations of the Chesterman Committee.

Mr. President, I think I speak for the Majority Party when I say that action conformed to our unanimous thinking. We are for economy, and we intend to prove to the people of the Commonwealth, before this Session ends, that we are very serious and very sincere about saving the taxpayers just as much money as we possibly can, without disrupting severely the services of the departments of the government of Pennsylvania.

How silly it seems, Mr. President, to go to a meeting, to go to a hearing, as we did on three different occasions, the most recent one being last Tuesday, when we had advertised that we were going to consider publicly the recommendations of the Chesterman Committee to accomplish economies in State Government, and the only witnesses that we seemed to hear from, anywhere on any subject, were witnesses who said, "So far as economy is concerned, you must spend more money." That happened in each and every case, and we were bewildered and we were confounded.

Mr. President, I, for one, and I have no qualms about admitting that I made the motion to discontinue these hearings, was determined that I would not build in front of myself a big wall which I would have to climb over in order to vote for any of the things growing out of the recommendations of the Chesterman Committee. Rather than delay and confuse the Legislature any further by prolonged hearings, which brought forth only the testimony of one side, I took the initiative, and there was no plot, nor deep-laid scheme nor sinister move. I took the initiative to bring to a head this question of whether we should have more hearings, week after week, or whether we should get down to the business of considering legislation and sink our teeth into these things.

You know, Mr. President, we have to endure a lot to be Members of the Legislature. I have some friends who delight in cutting clippings out of some western newspapers, editorials, regarding the Legislators. I got a few the other day again, one or two of which I think were clipped from the Altoona Mirror, Senator Mallery, in which they want to know what kind of people come down here to the Legislature. They want to know whether we cannot read. Our answer to that, of course, unfortunately, is "yes." That is why we have to go through the things, day after day, that are delivered to us.

Mr. President, the Chesterman Report spells out where you can make economies, and we should not be too sluggish; we should not be sluggards, we should not be lazy, and instead of reading those reports, call public hearings and ask people to come in from all over the State to substantiate them.

Now, Mr. President, very obviously two things are desired. The people do not want any more taxes, and the newspapers, at least, seem to reflect the opinion of the public that we should adopt the report of the Chesterman Committee in every sense where economies can be effected.

Every last Republican in this body, I believe, is committed to both of those things, Mr. President, and we will do just the very best that we can not to sidetrack them or deter them, not to draw any red herrings across trails, but to directly approach every saving that we think is either a certainty or a reasonable possibility. If it goes beyond that, some of them may be a little bit difficult to swallow, but up to that point we are really in business so far as this report on State Government economies is concerned.

Mr. LANE. Mr. President, I did not plan on getting up and taking the floor again, but just to keep the record straight, in answer to the statements by the distinguished Senator from Schuylkill, I believe that at that meeting my thinking or suggestion was adopted, whereby we would take the position that the Chesterman Committee's recommendations were correct and that the burden of proof would be on the critics.

I agreed, Mr. President, that the Members of the Chesterman Committee should not appear before our committee. I felt that it would be unfair to ask them to appear because, naturally, they would be the victims of pot shots. If we were sincere in our endeavors, I believe, and I think the group agreed, that we should adopt the theory, or the thinking, that the Committee's reports were correct and that the department heads and other persons would have to prove, beyond a reasonable doubt, that they were wrong.

In addition, Mr. President, I want to say this. The distinguished gentleman from Schuylkill made the motion; I, at once, asked that the motion be laid upon the table until such time as the leadership of both sides appeared here this week. However, my suggestion or motion was brushed aside arbitrarily, and the Majority Party fulfilled their wishes and intent by discontinuing those hearings. So, it is entirely up to them.

Mr. DENT. Mr. President, I am not going to get into the argument of whether or not the hearings should have been discontinued. I just want to say this. The answer to the Chesterman Committee Report, the answer



to the legislative dilemma we find ourselves in, can best be found in the Committee on Constitutional Changes and Federal Relations.

Mr. President, there has been a bill passed by the House, and now resting in this Senate Committee, for a Constitutional Convention. A malignant disease destroys the body. The malignancy of our body politic today is waste and excess. The only way that we can operate and save the body politic itself is by an operation upon the body. We have to cut out the malignancy. The Chesterman Committee Report tries to do so, I have read it, but it can't go far enough. Its recommendations, as a whole, are superficial. However, having nothing else to work with, this Legislature can do nothing other than to work within the framework of this so-called Chesterman Committee Report.

I do believe, in all sincerity, Mr. President, that the only answer, dealing with the health and welfare of this State, is to allow the Constitutional Convention to be called. These malignant sores that have sprung up over the years of misuse and abuse in government can be operated upon through an intelligent approach by men and women elected as delegates to this convention. Many of the recommendations of the Chesterman Committee will not be in full force and effect for a period of four years after this Legislature is gone. If it is a cure, then it should be put into operation immediately. The only way we can do that is to have our Constitutional Convention. Economy in government and a convention for the purpose of a new Constitution are inseparable; they go hand in hand.

I only say this, Mr. President. If our forefathers in this land of ours had been as lacking in courage as we are sometimes, I doubt if the borders of this Country of ours would have ever extended beyond the original Thirteen States.

#### PERMISSION TO ADDRESS SENATE

Mr. LANE asked and obtained unanimous consent to address the Senate.

Mr. LANE. Mr. President, the resolution that I am about to introduce pertains to the proposed rerouting of Pennsylvania State Highway, Route No. 88, in the city of Monongahela, in my county of Washington.

This proposed rerouting has been under consideration for a number of years, and this particular highway is of vital importance to the motoring public in the Monongahela Valley. It has been said that it is one of the most heavily traveled and one of the worst State Highways in Pennsylvania.

Several years ago, Mr. President, the officials of the city of Monongahela, in conjunction with the officials of Washington County and myself, met with the Honorable Ray Smock, now deceased, and at that time Secretary of Highways. A proposed plan was worked out whereby the cost pertaining to property damages would be borne proportionately between the county of Washington and the city of Monongahela. However, the property damage costs were so prohibitive that the voters in the city, at a referendum vote, rejected the then proposed plan. The property damages alone would have cost the city well over a hundred thousand dollars.

I imagine most of you wonder why a Third Class City could not assume that proportionate share of property

damage costs. For your information, the city of Monongahela had a population of 8,922 at the last census, and on a per capita basis the cost would be prohibitive.

For the information of the Members of the Senate, Pennsylvania Route No. 88 is the so-called river road connecting Allegheny County with the county of Greene, and it services New Eagle, Monongahela, Carroll Township, Charleroi, Speers, Dunlevy, Allenport, Roscoe, Elco, Coal Center, California, Blainsburg, West Brownsville, Denbo, Centerville, Fredericktown, Millsboro, and a portion of Clarksville, all in Washington County. The section of the road known as Cemetery Hill, out of Monongahela, is more or less an upgrade, S-curved, and in the winter-time this section acts as a bottleneck for the entire Valley. It seems to me, in view of the fact that Route 88 is so important to all the Valley towns, the Department of Highways should favorably consider this resolution.

Mr. President, I believe the membership of the Senate will agree that, although the Cemetery Hill Section is located within the city limits of Monongahela, it should not be the responsibility of the citizenry of that city to assume the property damage costs which are so prohibitive. I might also add, Mr. President, that affirmative action should be taken at this Session of the Legislature, as this relocation is definitely an eventuality. There is considerable building of homes in this particular area and the longer we delay the relocation of this road in this particular section, the greater will be our property damage costs.

Mr. President, in presenting the following resolution I trust the distinguished Chairman of the Committee on Highways will give it his sincere consideration.

#### RESOLUTION REFERRED TO COMMITTEE

##### RE-ROUTING OF STATE HIGHWAY, ROUTE No. 88

Mr. LANE offered the following resolution which was twice read and referred to the Committee on Highways:

In the Senate, March 23, 1953.

Whereas, The Commonwealth of Pennsylvania has already made large expenditures in planning and surveying the proposed rerouting of State Highway, Route No. 88 in the first ward of the City of Monongahela, commonly known as Cemetery Hill; and

Whereas, Such rerouting would be of great benefit to the Commonwealth of Pennsylvania and to Washington County; therefore be it

Resolved, That the Department of Highways of the Commonwealth of Pennsylvania is hereby directed to relieve the City of Monongahela from all costs in the rerouting of that part of State Highway, Route No. 88 above referred to and commonly known as Cemetery Hill.

#### SENATE CONCURRENT RESOLUTION

##### TIME OF NEXT MEETING

Mr. McCUSKER offered the following concurrent resolution, which was twice read, considered and agreed to:

In the Senate, March 23, 1953.

Resolved (if the House of Representatives concur), That when the Senate adjourns this week it reconvene on Monday, March 30, 1953, at four o'clock p. m., E. S. T.; and when the House of Representatives adjourns this week it reconvene on Monday, March 30, 1953, at four-thirty o'clock p. m., E. S. T.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

## CONSIDERATION OF EXECUTIVE NOMINATIONS

Mr. WATSON asked and obtained unanimous consent for immediate consideration of the nominations reported at today's Session.

## EXECUTIVE SESSION

A motion was made by Mr. WATSON and Mr. WATKINS,

That the Senate do now resolve itself into Executive Session, for the purpose of acting upon the nominations reported at today's session.

Which was agreed to.

The nominations were read as follows:

MEMBER OF BOARD OF TRUSTEES,  
SHIPPENSBURG STATE TEACHERS' COLLEGE

Commonwealth of Pennsylvania,

Governor's Office, Harrisburg, March 2, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Frank E. Masland, Jr., R. D., Carlisle, Cumberland County, for appointment as a member of the Board of Trustees of Shippensburg State Teachers' College, to serve until the third Tuesday of January 1955, and until his successor shall have been appointed and qualified, vice Caleb S. Brinton, Carlisle, deceased.

JOHN S. FINE.

## JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,

Governor's Office, Harrisburg, March 9, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Lamonte Montgomery, 62 South Fourth Street, Hughesville, Lycoming County, for appointment as Justice of the Peace in and for the Borough of Hughesville, Lycoming County, until the first Monday of January 1954, to fill a vacancy.

JOHN S. FINE.

A motion was made by Mr. WATSON and Mr. WATKINS,

That the Senate do advise and consent to said nominations.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

## YEAS—47

Bane,	Haluska,	McCreesh,	Stevenson,
Barr,	Hare,	McCusker,	Stiefel,
Berger,	Harney,	McGinnis,	Taylor,
Blass,	Holland,	McMenamin,	Toole,
Camel,	Kessler,	McPherson, Jr.	Wade,
Chapman,	Koprivier, Jr.	Miller,	Wagner,
Crowe,	Lane,	Pechan,	Walker,
Dent,	Leader,	Peelor,	Watkins,
Diehm,	Letzler,	Propert,	Wood,
DiSilvestro,	Madigan,	Ruth,	
Fleming,	Mahany,	Silvert,	
Freed,	Mallery,	Snowden,	

## NAYS—0

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

## NOMINATIONS TAKEN FROM TABLE

Mr. WATSON. Mr. President, I call from the table the nominations submitted by the Governor on February 2, 1953 and February 3, 1953, for Membership on the Pennsylvania Aeronautics Commission and State Planning Board, respectively.

The Clerk read the nominations as follows:

MEMBER OF PENNSYLVANIA AERONAUTICS  
COMMISSION

Commonwealth of Pennsylvania,

Governor's Office, Harrisburg, February 2, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Hon. Albert R. Pechan, Ford City, Armstrong County, for reappointment as a member of the Pennsylvania Aeronautics Commission, to serve until December 1, 1956, and until his successor shall be duly appointed and shall have qualified, unless not reelected for the next succeeding term.

JOHN S. FINE.

## MEMBER OF STATE PLANNING BOARD

Commonwealth of Pennsylvania,

Governor's Office, Harrisburg, February 3, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Hon. David M. Walker, Secretary of Labor and Industry, 842 South 56th Street, Philadelphia, for appointment as a member of the State Planning Board, to serve until the third Tuesday of January 1955, and until his successor shall have been appointed and qualified.

JOHN S. FINE.

## CONSIDERATION OF EXECUTIVE NOMINATIONS

A motion was made by Mr. WATSON and Mr. WATKINS,

That the Senate do advise and consent to said nominations.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

## NAYS—46

Bane,	Haluska,	McCreesh,	Stevenson,
Barr,	Hare,	McCusker,	Stiefel,
Berger,	Harney,	McGinnis,	Taylor,
Blass,	Holland,	McMenamin,	Toole,
Camel,	Kessler,	McPherson, Jr.	Wade,
Chapman,	Koprivier, Jr.	Miller,	Wagner,
Crowe,	Lane,	Peelor,	Walker,
Dent,	Leader,	Propert,	Watkins,
Diehm,	Letzler,	Ruth,	Watson,
DiSilvestro,	Madigan,	Silvert,	Weiner,
Fleming,	Mahany,	Snowden,	Wood,
Freed,	Mallery,		

## NAYS—0

Two-thirds of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

## EXECUTIVE SESSION RISES

Mr. WATSON. Mr. President, I move that the Executive Session do now rise.



Mr. WATKINS. Mr. President, I second the motion.  
The motion was agreed to.

### CALENDAR

#### THIRD READING CALENDAR

#### BILL ON THIRD READING, DEFEATED ON FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 52, as follows:

An Act to amend clause XV of section 1202 of the act approved the fourth day of May one thousand nine hundred twenty-seven (P. L. 519) entitled "An act concerning boroughs and revising amending and consolidating the law relating to boroughs" by further defining the powers of boroughs with regard to garbage rubbish sludge and other waste treatment and disposal acting separately or jointly with other political subdivisions

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Clause XV of section 1202 of the act approved the fourth day of May one thousand nine hundred twenty-seven (P. L. 519) entitled "An act concerning boroughs and revising amending and consolidating the law relating to boroughs" as reenacted amended and revised by the act approved the tenth day of July one thousand nine hundred forty-seven (P. L. 1621) is hereby further amended to read as follows

Section 1202 Specific Powers The powers of the borough shall be vested in the corporate officers They shall have power

\* \* \* \* \*

XV Garbage Rubbish and Sludge Plants To erect layout construct maintain and operate either individually or jointly with one or more political subdivisions of this Commonwealth garbage plants sanitary land fills composting treatment works or other processing units either within or without the limits of the borough [or to provide other means for the collection destruction or removal of garbage and other refuse material] for the purpose of collecting treating burning or otherwise disposing of garbage rubbish sludge or any other refuse or waste materials and for such purposes to acquire by purchase lease gift or eminent domain singly or jointly with one or more other political subdivisions of this Commonwealth any lands buildings tenements or easements within the Commonwealth and in the case of acquisition by eminent domain within the limits of the participating political subdivisions as may be found necessary to accomplish the same and to provide for the payment of the cost or expense thereof either in whole or in part out of the funds of the borough

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

(During the calling of the roll, the following occurred:)

Mr. LANE. Mr. President, I would like to be recorded as voting "no."

The PRESIDENT. The gentleman from Washington will be so recorded.

Mr. FLEMING. Mr. President, I desire to change my vote from "aye" to "no."

The PRESIDENT. The gentleman from Allegheny will be so recorded.

Mr. WATKINS. Mr. President, I desire to change my vote from "aye" to "no."

The PRESIDENT. The gentleman from Delaware will be so recorded.

Mr. FREED. Mr. President, I desire to change my vote from "aye" to "no."

The PRESIDENT. The gentleman from Lehigh will be so recorded. Are there any further changes?

Mr. WATSON. Mr. President, I desire to change my vote from "no" to "aye."

The PRESIDENT. The gentleman from Bucks will be so recorded.

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

#### YEAS—15

Barr,	Koprivier, Jr.	McGinnis,	Taylor,
Berger,	Madigan,	McPherson, Jr.	Walker,
DiSilvestro,	McCreesh,	Peelor,	Watson,
Holland,	McCusker,	Silvert,	

#### NAYS—23

Blass,	Freed,	Letzler,	Ruth,
Chapman,	Haluska,	Mahany,	Snowden,
Crowe,	Hare,	Mallery,	Wagner,
Dent,	Harney,	McMenamin,	Watkins,
Diehm,	Kessler,	Pechan,	Weiner,
Fleming,	Lane,	Proper,	

Less than a Constitutional majority of all the Senators having voted "aye," the question was determined in the negative.

#### BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 53, as follows:

An Act to further amend clause (4) of subsection A of section 1001 of the act approved the fifteenth day of May one thousand nine hundred thirty-three (P. L. 624) entitled as amended "An act relating to the business of banking and to the exercise of fiduciary powers by corporations providing for the organization of corporations with fiduciary powers and of banking corporations with or without fiduciary powers including the conversion of National banks into State banks and for the licensing of private bankers and employees' mutual banking associations defining the rights powers duties liabilities and immunities of such corporations of existent corporations authorized to engage in a banking business with or without fiduciary powers of private bankers and employees' mutual banking associations and of the officers directors trustees shareholders attorneys and other employees of all such corporations employees' mutual banking associations or private bankers or of affiliated corporations associations or persons restricting the exercise of banking powers by any other corporations association or person and of fiduciary powers by any other corporation conferring powers and imposing duties upon the courts prothonotaries recorders of deeds and certain State departments commissions and officers imposing penalties and repealing certain acts and parts of acts" by further regulating the making of installment loans

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Clause (4) of subsection A of section 1001 of the act approved the fifteenth day of May one thousand nine hundred thirty-three (P. L. 624) entitled as amended "An act relating to the business of banking and to the exercise of fiduciary powers by corporations providing for the organization of corporations with fiduciary powers and of banking corporations with or without fiduciary powers including the conversion of National banks into State banks and for the licensing of private bankers and



employees' mutual banking associations defining the rights powers duties liabilities and immunities of such corporations of existent corporations authorized to engage in a banking business with or without fiduciary powers of private bankers and employees' mutual banking associations and of the officers directors trustees shareholders attorneys and other employees of all such corporations employees' mutual banking associations or private bankers or of affiliated corporations associations or persons restricting the exercise of banking powers by any other corporation association or person and of fiduciary powers by any other corporation conferring powers and imposing duties upon the courts prothonotaries recorders of deeds and certain State departments commissions and officers imposing penalties and repealing certain acts and parts of acts" as last amended by the act approved the twentieth day of May one thousand nine hundred forty-nine (P. L. 1526) is hereby further amended to read as follows

Section 1001 Powers of Banks Bank and Trust Companies or Trust Companies A In addition to the general corporate powers granted by this act and in addition to any powers specifically granted to a bank or a bank and trust company elsewhere in this act a bank or a bank and trust company shall have the following powers subject to the limitations and restrictions imposed by this act

\* \* \* \* \*

(4) (a) To lend money either upon the security of real or personal property or otherwise to charge or to receive in advance interest therefor to contract for a charge for a secured or unsecured installment loan which in principal amount shall not exceed thirty-five hundred dollars and which under its terms shall be repayable in substantially equal installments over a period not exceeding three years which charge shall be at a rate not exceeding six dollars per one hundred dollars per annum upon the original face amount of the instrument or instruments evidencing the loan for the entire period of the loan and which such charge may be collected in advance Provided That if the entire unpaid balance outstanding on a loan is paid by cash renewal or otherwise at any time prior to maturity the bank or bank and trust company shall give a refund or credit of the unearned portion of such charge which refund or credit shall represent at least as great a proportion of the original charge as the sum of the periodical time balances after the date of prepayment bears to the sum of all the periodical time balances under the schedule of payments in the original instrument or instruments evidencing the loan Provided however That the bank or bank and trust company shall not be required [to refund or credit any portion of such unearned charge which would result in a net charge on a loan less than the minimum charge provided for herein nor] to make a refund or credit where the amount thereof computed as herein set forth would be less than one dollar for each loan paid prior to the maturity date No additional amount shall be charged or contracted for directly or indirectly on or in connection with any such installment loan except the following (a) Delinquency charges not to exceed five cents for each dollars of each installment more than fifteen days in arrears Provided That the total of delinquency charges on any such installment loan shall not exceed fifteen dollars and only one delinquency charge shall be made on any one installment (b) Premiums paid by the bank or bank and trust company for insurance required or obtained as security for or by reason of such installment loan (c) Such amounts as are necessary to reimburse the bank or bank and trust company for fees paid to a public officer for filing recording or leasing any instrument or lien and the actual expenditures including reasonable attorneys' fees for legal process or proceedings to secure or collect any such installment loan Any advertising concerning such installment loans which contains a statement of an amount or rate of charge shall also contain the percentage rate either per month or per year computed on declining balances of the face amount of the loan instrument to which such charge would be equivalent if the loan were repaid according to contract Provided That this requirement may be complied with by stating the equivalent

percentage rate which would earn the charge for such a loan repayable in twelve equal consecutive monthly installments and such stated rate may be closely approximate rather than exact if the statement so indicates And provided further That this requirement shall not apply to an advertisement in which an amount or rate or charge is indicated only by a table which contains and is confined to examples of the face amount of the loan instrument the proceeds to the borrower exclusive of the charge and the amount number and intervals of the required payments

(b) The aggregate amount of unpaid principal due from any one borrower on one or more loans granted pursuant to the provisions of this [paragraph] clause shall not at any time exceed thirty-five hundred dollars

(c) Nothing contained in this clause (4) shall be construed to prohibit a bank or a bank and trust company from taking a single installment note or other instrument evidencing a loan in an amount in excess of that specified in paragraph (a) hereof Provided That the rate of interest charged upon such excess shall not be greater than six per centum per annum simple interest

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

#### YEAS—47

Bane,	Haluska,	McCreesh,	Stevenson,
Barr,	Hare,	McCusker,	Stiefel,
Berger,	Harney,	McGinnis,	Taylor,
Blass,	Holland,	McMenamin,	Toole,
Carniel,	Kessler,	McPherson, Jr.	Wade,
Chapman,	Koprivier, Jr.	Miller,	Wagner,
Crowe,	Lane,	Pechan,	Walker,
Dent,	Leader,	Peelot,	Watkins,
Diehm,	Letzler,	Probert,	Watson,
DiSilvestro,	Madigan,	Ruth,	Weiner,
Fleming,	Mahany,	Silver,	Wood,
Freed,	Mallery,	Snowden,	

#### NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 252, as follows:

A Joint Resolution proposing an amendment to article two section four of the Constitution of the Commonwealth of Pennsylvania by providing for annual sessions of the General Assembly

The General Assembly of the Commonwealth of Pennsylvania hereby resolves as follows

Section 1 The following amendment to the Constitution of the Commonwealth of Pennsylvania be and the same is hereby proposed in accordance with the provisions of the eighteenth article thereof

That section four article two of the Constitution of the Commonwealth of Pennsylvania is hereby amended to read as follows

Section 4 Upon adoption of this amendment the General Assembly shall meet at twelve o'clock noon on the first Tuesday of January of the year following such adoption and shall meet at such time annually thereafter and at other times when convened by the Governor except that in every year following the election of Governor it shall meet at twelve o'clock noon on the first Monday after the first day of March

And said bill having been read at length the third time, and agreed to,



On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

## YEAS—38

Barr,	Freed,	Madigan,	Silvert,
Berger,	Haluska,	Mahany,	Snowden,
Blass,	Hare,	McCreesh,	Taylor,
Camie!,	Harney,	McCusker,	Wade,
Chapman,	Holland,	McGinnis,	Wagner,
Crowe,	Kessler,	Pechan,	Walker,
Dent,	Koprivier, Jr.	Peelor,	Watkins,
Diehm,	Lane,	Propert,	Watson,
DiSilvestro,	Leader,	Ruth,	Weiner,
Fleming,	Letzler,		

## NAYS—3

Mallery,      McMenamin,      McPherson, Jr.

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 262, as follows:

An Act to further amend subsection (f) of Section 211.1 of the act approved the seventeenth day of May one thousand nine hundred twenty-one (P. L. 789) entitled as amended "An act relating to insurance establishing an insurance department and amending revising and consolidating the law relating to the licensing qualification regulation examination suspension and dissolution of insurance companies Lloyds associations reciprocal and inter-insurance exchanges and certain societies and orders the examination and regulation of fire insurance rating bureaus and the licensing and regulation of insurance agents and brokers the service of legal process upon foreign insurance companies associations or exchanges providing penalties and repealing existing laws" by continuing the provisions of that section in effect for a further period

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Subsection (f) of Section 211.1 of the act approved the seventeenth day of May one thousand nine hundred twenty-one (P. L. 789) entitled as amended "An act relating to insurance establishing an insurance department and amending revising and consolidating the law relating to the licensing qualification regulation examination suspension and dissolution of insurance companies Lloyds associations reciprocal and inter-insurance exchanges and certain societies and orders the examination and regulation of fire insurance rating bureaus and the licensing and regulation of insurance agents and brokers the service of legal process upon foreign insurance companies associations or exchanges providing penalties and repealing existing laws" as amended by the act approved the twenty-fifth day of May one thousand nine hundred fifty-one (P. L. 406) is hereby further amended to read as follows

Section 211.1 Assessments to Defray Expenses of Committee on Valuation of Securities of the National Association of Insurance Commissioners

\* \* \* \* \*

(f) This section shall become effective the first day of June one thousand nine hundred forty-nine and shall continue in effect until and including the thirty-first day of May one thousand nine hundred [fifty-three] fifty-five

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

## YEAS—47

Bane,	Freed,	Mallery,	Snowden,
Barr,	Haluska,	McCreesh,	Stevenson,
Berger,	Hare,	McCusker,	Stiefel,
Blass,	Harney,	McGinnis,	Taylor,
Camie!,	Holland,	McMenamin,	Toole,
Chapman,	Kessler,	McPherson, Jr.	Wade,
Crowe,	Koprivier, Jr.	Miller,	Wagner,
Dent,	Lane,	Pechan,	Walker,
Diehm,	Leader,	Peelor,	Watkins,
DiSilvestro,	Letzler,	Propert,	Watson,
Fleming,	Madigan,	Ruth,	Weiner,
	Mahany,	Silvert,	Wood,

## NAYS—0

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

## SECOND READING CALENDAR

## BILL ON SECOND READING

Agreeably to order.

The rule requiring bills to be considered in Committee of the whole being in this case dispensed with.

The Senate proceeded to the second reading and consideration of Senate Bill No. 76, entitled:

A Joint Resolution proposing an amendment to section one article fourteen of the Constitution of the Commonwealth of Pennsylvania permitting county treasurers to hold successive terms

And said bill having been read at length the second time and agreed to, Ordered, To be transcribed for a third reading.

## BILLS OVER IN ORDER

Mr. MAHANY. Mr. President, I ask unanimous consent that Senate Bill No. 87, on second reading, entitled:

An Act to reenact subsection A of section 1012 of the act, approved the fifteenth day of May, one thousand nine hundred thirty-three (P. L. 624) entitled, as amended, "An act relating to the business of banking, and to the exercise of fiduciary powers by corporations; providing for the organization of corporations with fiduciary powers, and of banking corporations, with or without fiduciary powers, including the conversion of National banks into State banks, and for the licensing of private bankers, and employees mutual banking associations; defining the rights, powers, duties, liabilities, and immunities of such corporations, of existent corporations authorized to engage in a banking business, with or without fiduciary powers, of private bankers and employees' mutual banking associations, and of the officers, directors, trustees, shareholders, attorneys, and other employees of all such corporations, employees' mutual banking associations or private bankers, or of affiliated corporations, associations or persons; restricting the exercise of banking powers by and other corporation, association or person and of fiduciary powers by any other corporation; conferring powers and imposing duties upon the courts, prothonotaries, recorders of deeds, and certain State departments, commissions, and officers; imposing penalties; and repealing certain acts and parts of acts," by making further provision concerning the powers and limitations on powers of banks and trust companies.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. MAHANY. Mr. President, I ask unanimous consent that Senate Bill No. 91, on second reading, entitled:

An Act to further amend Section 5 of the act approved the thirty-first day of May one thousand nine hundred forty-five (P. L. 1198) entitled "An act providing for the conservation and improvement of land affected in connection with the mining of bituminous coal by the open pit mining method regulating such mining and providing penalties" by further regulating back-filling and operation reports.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON SECOND READING

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 233, entitled:

An Act to reenact and amend the title and the act approved the twenty-ninth day of April one thousand nine hundred thirty-seven (P. L. 487) entitled "An act to provide for the permanent personal registration of electors in boroughs towns and townships as a condition of their right to vote at elections and primaries and their enrollment as members of political parties as a further condition of their right to vote at primaries prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors requiring the county commissioners of the various counties to act as a registration commission therefor and prescribing the powers and duties of citizens parties political bodies registration commissions commissioners registrars inspectors of registration and other appointees of registration commissions county election boards election officers municipal officers departments and bureaus police officers courts judges prothonotaries sheriffs county commissioners peace officers county treasurers county controllers registrars of vital statistics certain public utility corporations real estate brokers rental agents and boards of school directors and imposing penalties" as previously amended by extending the provisions thereof to cities of the second class and making uniform certain provisions relating to time limitations affected by municipal and general elections.

And said bill having been read at length the second time,

On the question,

Will the Senate agree to the bill on second reading?

Mr. McMENAMIN. Mr. President, I am wondering if the sponsors of the bill would agree to hold it over so we could amend it to include cities of the Second Class

A, which would result, if enacted, in further savings in Scranton.

Mr. WALKER. Mr. President, I desire to interrogate the gentleman from the Second Class A City, Senator McMEnamin.

The PRESIDENT. Will the gentleman from Lackawanna, Mr. McMEnamin, permit himself to be interrogated?

Mr. McMENAMIN. Yes, indeed, Mr. President.

Mr. WALKER. Senator McMEnamin, my only objection to including cities of the Second Class A in the bill would be the danger that we might run into in having opposition to the bill. We have confined it strictly to cities of the Second Class, which is simply the city of Pittsburgh. The entire purpose was to consolidate the problem there which had been agreed to by the major political parties involved.

Knowing nothing, Mr. President, about the problem that confronts the authorities in the county of Lackawanna or in the city of the Second Class A, I would be a little timid about endangering the bill, and that is the only reason I would object to having it included in the bill.

Mr. McMENAMIN. Mr. President, I think it is a good bill for Pittsburgh and we have the same registration setup in Scranton, with a registration commission for the city. I cannot speak for the leaders of the Republican or Democratic Parties in Lackawanna County, but I, myself, would vote for it in its present form. I think it is designed to save taxes and I would like to see some saved in Lackawanna, too.

Mr. WALKER. Mr. President, I will be very happy to vote for the gentleman's bill if he will introduce it.

Mr. McMENAMIN. Mr. President, perhaps that is the better way to do it.

And the question recurring,

Will the Senate agree to the bill on second reading?

It was agreed to.

Ordered, To be transcribed for a third reading.

ADJOURNMENT

Mr. MAHANY. Mr. President, I move that the Senate do now adjourn until Tuesday, March 24, 1953, at 11:00 o'clock a. m., Eastern Standard Time.

Mr. HARE. Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 5:30 o'clock p. m., Eastern Standard Time, until Tuesday, March 24, 1953, at 11:00 o'clock a. m., Eastern Standard Time.



## HOUSE OF REPRESENTATIVES

MONDAY, March 23, 1953

The House met at 4:30 p. m.

The SPEAKER (Charles C. Smith) in the Chair.

## PRAYER

The Chaplain, Reverend William Hugh Fryer, offered the following prayer:

Almighty God, Who alone givest wisdom and understanding, inspire, we pray Thee, the minds of all to whom Thou hast committed the responsibility of government and leadership in the nations of the world. Give to them the vision of truth and justice, that by their counsels all nations and classes may work together in true brotherhood, and Thy people may serve Thee in unity and peace; through Jesus Christ our Lord. Amen.

## JOURNALS APPROVED

The SPEAKER. Are there any corrections to the Journals of Monday and Tuesday, March 16 and 17, 1953? If not, and without objection, the Journals are approved.

## PERMISSION GRANTED COMMITTEE TO MEET DURING SESSION

Mr. KRATZ asked and obtained permission for the Committee on Municipal Corporations to meet during the session of the House.

## BILLS INTRODUCED AND REFERRED

By Mr. AMARANDO. HOUSE BILL No. 701.

An Act relative to the regulation of plastering, in cities of the first and second classes.

Referred to the Committee on Cities—Counties First—Second and Second Class A.

By Mr. KERLIN. HOUSE BILL No. 702.

An Act authorizing the levy and assessment of taxes against certain real property acquired by the Pennsylvania Turnpike Commission.

Referred to the Committee on Highways.

By Mr. KERLIN. HOUSE BILL No. 703.

An Act to further amend the act, approved the twenty-eighth day of May, one thousand nine hundred thirty-seven (P. L. 1019), entitled "An act relating to statutory laws; prescribing an enacting clause for statutes; fixing the effective date and time of statutes hereafter enacted; providing for notice of application for local and special legislation, for the correction of errors in statutes, and for the printing and publication of statutes; prescribing rules for the interpretation of statutes; defining certain words and phrases when used in statutes; and prescribing rules for the construction and operation of amendments, re-enactments and repeals of statutes," by changing provisions relating to the effective date of laws affecting the budgets of political subdivisions; further providing for the correction of errors; and providing for the construction of references to certain laws which are repealed.

Referred to the Committee on Judiciary.

By Mr. KERLIN. HOUSE BILL No. 704.

An Act to amend the act, approved the twenty-eighth day of May, one thousand nine hundred thirty-seven (P. L. 1019), entitled "An act relating to statutory laws;

prescribing an enacting clause for statutes; fixing the effective date and time of statutes hereafter enacted; providing for notice of application for local and special legislation, for the correction of errors in statutes, and for the printing and publication of statutes; prescribing rules and the interpretation of statutes; defining certain words and phrases when used in statutes; and prescribing rules for the construction and operation of amendments, reenactments and repeals of statutes," by clarifying the effect of amendments upon each other; and extending the same to previous enactments.

Referred to the Committee on Judiciary.

By Messrs. STRAUSSER and ANDREWS.

HOUSE BILL No. 705.

An Act to amend Clause (c) of Section 2411 of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employees in certain departments, boards and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments, boards and commissions shall be determined," by permitting the furnishing and erecting on Commonwealth property of certain prefabricated houses or custom-built houses without appointment of and contract with an architect and without approval of the State Art Commission.

Referred to the Committee on Workmen's Compensation.

By Messrs. BAZIN and LEVEN  
and Mrs. VARALLO.

HOUSE BILL No. 706.

An Act to further amend the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto," by requiring school districts to provide kindergartens.

Referred to the Committee on Education.

By Messrs. WILT, VAUGHAN, VERONA  
and SARRAF.

HOUSE BILL No. 707.

An Act to add clause (q) to Section 4 of the act, approved the thirty-first day of March, one thousand nine hundred forty-nine (P. L. 372), entitled "An act to promote the welfare of the people of the Commonwealth; creating The General State Authority as a body corporate and politic with power to construct, improve, equip, furnish, and operate projects, and to lease the same, and to fix fees, rentals, and charges for the use thereof; authorizing and regulating the issuance of bonds for said Authority, and providing for the payment of such bonds, and the rights of the holders thereof; and to enter into agreements with the Government of the United States or any Federal agency; and authorizing the Department of Property and Supplies to grant, assign, convey, or lease to the Authority lands of the Commonwealth and interests therein, and to acquire lands therefor; granting the right of eminent domain; empowering The General State Authority to sell



and convey projects and property to the Commonwealth; and providing that no debt of the Commonwealth shall be incurred in the exercise of any of the powers granted by this act," by empowering The General State Authority to construct a hotel in Harrisburg and to furnish and operate the same.

Referred to the Committee on State Government.

By Mr. STRAUSSER. HOUSE BILL No. 708.

An Act relating to and regulating the contracts of incorporated towns; and providing penalties.

Referred to the Committee on Municipal Corporations.

By Mr. STRAUSSER. HOUSE BILL No. 709.

An Act providing that the town councils of incorporated towns shall have the right to declare vacant the seats of councilmen or presidents of town councils for failure to qualify, and for failure to attend meetings or vote upon questions before the council.

Referred to the Committee on Municipal Corporations.

By Messrs. CIOFFI and DUNN. HOUSE BILL No. 710.

An Act requiring operators of railroads to provide a safe place for employees to walk along tracks and to provide walkways and hand rails on railroad bridges and trestles; imposing duties on the Pennsylvania Public Utility Commission; providing for actions at law for injuries or death; providing penalties.

Referred to the Committee on Railroads and Railways.

By Mr. LEDERER. HOUSE BILL No. 711.

An Act providing that no resolution, ordinance or law, shall prohibit certain political activities by employees of political subdivisions.

Referred to the Committee on Municipal Corporations.

By Messrs. OLSEN and LUTTY. HOUSE BILL No. 712.

An Act providing for certain refunds to cities of the second class by the Liquor Control Board on net sales made by Pennsylvania Liquor Stores in such cities.

Referred to the Committee on Liquor Control.

By Messrs. OLSEN and LUTTY. HOUSE BILL No. 713.

An Act to further amend Section 3 of the act approved the thirtieth day of June, one thousand nine hundred forty-seven (P. L. 1154), entitled, as amended, "An act to regulate the manufacture, sale, transportation, possession, use and advertising of oleomargarine, butterine and other similar products, and to prohibit the sale, possession or use thereof in certain cases; to provide for license fees to be paid by manufacturers, wholesale and retail dealers and by proprietors of hotels, restaurants, dining-rooms, and boarding-houses; to prevent and punish fraud and deception in such manufacture, sale use and advertising; to prescribe penalties and punishment for violation of this act and the means and method of procedure for its enforcement; to regulate certain matters of evidence in such procedure; and to prescribe certain powers and duties of the Department of Agriculture;" by removing the fee for licenses.

Referred to the Committee on Agriculture and Dairy Industries.

By Messrs. LUTTY and OLSEN. HOUSE BILL No. 714.

An Act to add section 1.1 to the act approved the twenty-second day of May, one thousand nine hundred thirty-three (P. L. 851) entitled "An act fixing the pay and mileage of jurors and witnesses" by requiring em-

ployers to make certain payments to employees when on jury duty.

Referred to the Committee on Labor Relations.

By Messrs. LUTTY and OLSEN. HOUSE BILL No. 715.

An Act to amend Section 815 of the act approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety, regulating the use of highways and the operation of vehicles, tractors, street cars, trackless trolley, omnibuses, bicycles, pedestrians and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances and legal claims, registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees and miscellaneous receipts, making an appropriation and providing for refunds," by requiring all motor vehicles to be equipped with an outside mirror.

Referred to the Committee on Motor Vehicles.

By Messrs. LUTTY and OLSEN. HOUSE BILL No. 716.

An Act to further amend clause (b) of Section 4 of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-seven (P. L. 2051), entitled "An act relating to public assistance; providing for and regulating assistance to certain classes of persons designated and defined as dependent children, aged persons, blind persons and other persons requiring relief; providing for the administration of this act by the Department of Public Assistance and county boards of assistance hereby created for this purpose; authorizing the Department of Public Assistance to cooperate with, and to accept and disburse moneys received from, the United States Government for assistance to such persons; providing for the liquidation of the State Emergency Relief Board, Boards of Trustees of the Mothers' Assistance Fund, and Boards of Trustees of Pension Fund for the Blind; and repealing laws relating to mothers' assistance, pensions for the blind, old age assistance, and the State Emergency Relief Board," by prohibiting the requiring of security for repayment of public assistance; cancelling existing obligations and providing for reconveyance of real property.

Referred to the Committee on Welfare.

By Messrs. OLSEN and LUTTY. HOUSE BILL No. 717.

An Act to amend subsection (a) of Section 461 of the act, approved the twelfth day of April, one thousand nine hundred fifty-one (P. L. 90), entitled "An act relating to alcoholic liquors, alcohol and malt and brewed beverages; amending, revising, consolidating and changing the laws relating thereto; regulating and restricting the manufacture, purchase, sale, possession, consumption, importation, transportation, furnishing, holding in bond, holding in storage, traffic in and use of alcoholic liquors, alcohol and malt and brewed beverages and the persons engaged or employed therein; defining the powers and duties of the Pennsylvania Liquor Control Board; providing for the establishment and operation of State liquor stores, for the payment of certain license fees to the respective municipalities and townships, for the abatement of certain nuisances and, in certain cases, for search and seizure without warrant; prescribing penalties



and forfeitures; providing for local option, and repealing existing laws," by exempting certain clubs from the limitation and quota.

Referred to the Committee on Liquor Control.

By Messrs. YOUNG and DOWN. HOUSE BILL No. 718.

An Act to provide for an additional law judge of the court of common pleas in the thirty-fifth judicial district.

Referred to the Committee on Judiciary.

By Messrs. HAUDENSHIELD and EWING.

HOUSE BILL No. 719.

An Act to further amend section 2 of the act, approved the twentieth day of June, one thousand nine hundred nineteen (P. L. 521), entitled as amended "An act providing for the imposition and collection of certain taxes upon the transfer of property passing from a decedent who was a resident of this Commonwealth at the time of his death, and of property within this Commonwealth of a decedent who was a nonresident of the Commonwealth at the time of his death; defining and taxing transfers made in contemplation of death; defining as a transfer and taxing the right of survivorship in property as to which such right exists; and making it unlawful for any corporation of this Commonwealth, or national banking association located therein to transfer the stock of such corporation or banking association, standing in the name of any such decedent, until the tax on the transfer thereof has been paid; and providing penalties; and citing certain acts for repeal," by exempting from such taxes bequests and devises to certain institutions and organizations of purely public charity.

Referred to the Committee on Ways and Means.

By Messrs. OLSEN and LUTTY.

HOUSE BILL No. 720.

An Act to further amend Section 222 of the act, approved the ninth day of April, one thousand nine hundred twenty-nine P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers; and of all deputies and other assistants and employees in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments, boards and commissions shall be determined," by providing for cumulative annual leave of absence and sick leave for certain State employees.

Referred to the Committee on State Government.

By Messrs. LUTTY and OLSEN.

HOUSE BILL No. 721.

An Act requiring physicians and other persons practicing healing arts to report to the Department of Revenue the names of all persons consulting or being treated by them for certain heart conditions and requiring the revocation of the operator's license of persons suffering such diseases.

Referred to the Committee on Motor Vehicles.

By Messrs. LUTTY and OLSEN.

HOUSE BILL No. 722.

An Act to amend subsection (b) of Section 663 of the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto," by exempting unemployed persons over sixty-five years of age from imposition of tax in school districts of the first class A.

Referred to the Committee on Education.

By Mr. PETROSKY.

HOUSE BILL No. 723.

An Act to further amend subdivision (3) of subsection (1) of section four of the act, approved the fifth day of December, one thousand nine hundred thirty-six (1937 P. L. 2897), entitled "An act establishing a system of unemployment compensation to be administered by the Department of Labor and Industry and its existing and newly created agencies with personnel (with certain exceptions) selected on a civil service basis; requiring employers to keep records and make reports, and certain employers to pay contributions based on payrolls to provide money for the payment of compensation to certain unemployed persons; providing procedure and administrative details for the determination, payment and collection of such contributions and the payment of such compensation; providing for cooperation with the Federal Government and its agencies; creating certain special funds in the custody of the State Treasurer; and prescribing penalties," by extending the provisions thereof to include employees of the State and political subdivisions.

Referred to the Committee on Workmen's Compensation.

By Messrs. GIBSON, DUBOIS and GOODLING.

HOUSE BILL No. 724.

An Act to amend Subsection (c) of Section 3 of the act, approved the fifth day of August, one thousand nine hundred forty-one (P. L. 752), entitled "An act regulating and improving the civil service of certain departments and agencies of the Commonwealth; vesting in the State Civil Service Commission and a Personnel Director certain powers and duties; providing for classification of positions, adoption of compensation schedules and certification of payrolls; imposing duties upon certain officers and employees of the Commonwealth; authorizing service to other State departments or agencies and political subdivisions of the Commonwealth in matters relating to civil service; defining certain crimes and misdemeanors; imposing penalties; making certain appropriations and repealing certain acts and parts thereof," by extending the provisions of such act to certain employees within the Department of Forests and Waters.

Referred to the Committee on State Government.

By Mr. PETA.

HOUSE BILL No. 725.

An Act relating to the rate of wages for laborers and mechanics employed on public buildings being constructed for the Commonwealth of Pennsylvania by contractors and subcontractors, and for other purposes.

Referred to the Committee on State Government.

By Messrs. BULLEN, LIPPINCOTT and CONNELLY.

HOUSE BILL No. 726.

An Act providing for the selection of suitable lands in Delaware County for the erection thereon of a new State mental hospital.

Referred to the Committee on Welfare.



By Mr. McGEE.

HOUSE BILL No. 727.

An Act to further amend subsection (c) of section three of the act approved the first day of June one thousand nine hundred thirty-seven (P. L. 1168) entitled "An act to protect the right of employes to organize and bargain collectively creating the Pennsylvania Labor Relations Board conferring powers and imposing duties upon the Pennsylvania Labor Relations Board officers of the State government and courts providing for the right of employes to organize and bargain collectively declaring certain labor practices by employers to be unfair further providing that representatives of a majority of the employes be the exclusive representatives of all the employes authorizing the board to conduct hearings and elections and certify as to representatives of employes for purposes of collective bargaining empowering the board to prevent any person from engaging in any unfair labor practice and providing a procedure for such cases including the issuance of a complaint the conducting of a hearing and the making of an order empowering the board to petition a court of common pleas for the enforcement of its order and providing a procedure for such cases providing for the review of an order of the board by a court of common pleas on petition of any person aggrieved by such order and establishing a procedure for such cases providing for an appeal from the common pleas court to the Supreme Court providing the board with investigatory powers including the power to issue subpoenas and the compelling of obedience of them through application to the proper court providing for service of papers and process of the board prescribing certain penalties" by further defining employer.

Referred to the Committee on Labor Relations.

By Messrs. STIMMEL, GUTHRIE, GREENWOOD  
and YOUNG.

HOUSE BILL No. 728.

An Act to further amend the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by changing the penalty for exceeding restrictions as to speed.

Referred to the Committee on Motor Vehicles.

By Messrs. TOLL, WELSH and LEVEN.

HOUSE BILL No. 729.

An Act requiring the cleaning of windows and interior walls of industrial and office buildings at stated intervals; requiring the use of safety belts; imposing penalties.

Referred to the Committee on Labor Relations.

By Messrs. WELSH, TOLL and LEVEN.

HOUSE BILL No. 730

An Act to permit any person entitled to vote, to absent

himself from any service or employment in which he is then engaged or employed for a period of two hours in certain cases without deduction in salary or wages.

Referred to the Committee on Labor Relations.

By Messrs. VAUGHAN and HAUDENSHIELD.

HOUSE BILL No. 731.

An Act to further amend sections 320, 323 and 326 of the act, approved the second day of May, one thousand nine hundred twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending, and consolidating the laws relating thereto," by further providing for the retirement of members of the county police force in second class counties and removing certain restrictions relating to county employes in second class counties eligible to receive retirement allowances.

Referred to the Committee on Cities-Counties—First-Second and Second Class A.

By Messrs. VANSANT and BOLTON.

HOUSE BILL No. 732.

An Act authorizing the Pennsylvania Aeronautics Commission to expend State funds for civil air patrol aviation education training aids and maintenance of civil air patrol aircraft.

Referred to the Committee on Aeronautics.

By Messrs. MAGUIRE, CIANFRANI, PARLANTE  
and WHITE.

HOUSE BILL No. 733.

An Act to repeal the act approved the thirtieth day of June one thousand nine hundred forty-seven (P. L. 1161) entitled "An act to provide for the prompt peaceful and just settlement of labor disputes between public utility employers engaged in furnishing electric gas water and steam heat services to the public and their employes which cause or threaten to cause strikes lockouts slowdowns or similar work stoppages and consequent interruptions in the supply of a public utility service on which a community served is so dependent that severe hardship would be inflicted on a substantial number of persons by a cessation of such service providing procedures for the adjustment and settlement of such disputes declaring that the public policy of the Commonwealth requires the continuation without cessation of such public utility services and providing means including regulations affecting the rights powers and privileges of employers and employes for the enforcement of such public policy and providing penalties."

Referred to the Committee on Public Utilities.

By Messrs. WHITE, MAGUIRE and PARLANTE.

HOUSE BILL No. 734.

An Act to further amend clause (6) of Section 2 of the act approved the twenty-eighth day of May one thousand nine hundred thirty-seven (P. L. 1053) entitled "An act relating to the regulation of public utilities defining as public utilities certain corporations companies associations and persons providing for the regulation of public utilities including to a limited extent municipalities engaging in public utility business by prescribing defining and limiting their duties powers and liabilities and regulating the exercise surrender or abandonment of their powers privileges and franchises defining and regulating contract carriers by motor vehicle and brokers in order to regulate effectively common carriers by motor vehicle conferring upon the Pennsylvania Public Utility Commission the power and duty of supervising and regulating persons associations and companies and corporations including to a limited extent municipal corporations subject to this act and administering the provisions of this act authorizing the commission to fix temporary rates placing the burden of proof on public utilities to sustain their rates and cer-



tain other matters authorizing a permissive or mandatory sliding scale method of regulating rates providing for the supervision of financial and contractual relations between public utilities and affiliated interests and supervision and regulation of accounts and securities or obligations issued assumed or kept by persons associations companies corporations or municipal corporations subject to this act conferring upon the commission power to vary reform or revise certain contracts conferring upon the commission the exclusive power to regulate or order the construction alteration relocation protection or abolition of crossings of facilities of public utilities and of such facilities by or over public highways to appropriate property for the construction or improvement of such crossings and to award or apportion resultant costs and damages authorizing owners of such property to sue the Commonwealth for such damages providing for ejectment proceedings in connection with the appropriation of property for crossings conferring upon the commission power to control and regulate budgets of public utilities imposing upon persons associations companies and corporations (except municipal corporations) subject to regulation the costs of administering this act prescribing and regulating practice and procedure before the commission and procedure for review by the courts of commission action giving the court of common pleas of Dauphin County exclusive original jurisdiction over certain proceedings prescribing penalties fines and imprisonment for violations of the provisions of this act and regulations and orders of the commission and the procedure for enforcing such fines and penalties and repealing legislation supplied and superseded by or inconsistent with this act" by further defining "Common Carrier by Motor Vehicle" to include persons or corporations furnishing for use dump trucks for the transportation of excavated materials and road construction materials.

Referred to Committee on Public Utilities.

By Mr. BOLTON.

HOUSE BILL No. 735.

An Act to amend Section 316 of the act, approved the twenty-seventh day of May, one thousand nine hundred forty-nine (P. L. 1903), entitled "An act providing for powers, responsibilities, duties and limitations of the Governor, Adjutant General, Department of Military Affairs, Pennsylvania State Armory Board, Military Reservation Commission in connection with the armed Military and Naval forces and the internal security of the Commonwealth; for the definition, organization, powers and limitations of the unorganized militia, Pennsylvania National Guard, Pennsylvania Guard, Naval Militia, Pennsylvania Naval Militia and for coordination with the government of the United States in the organization and functioning of the Pennsylvania National Guard and the National Guard of the United States apportioned the Commonwealth," by requiring a member of the United States Army Reserve Corps to be a member of the Military Advisory Commission.

Referred to the Committee on Military Affairs.

By Mr. VAUGHAN.

HOUSE BILL No. 736.

An Act to further amend the act, approved the third day of June, one thousand nine hundred eleven (P. L. 639), entitled, as amended, "An act relating to the right to practice medicine and surgery in the Commonwealth of Pennsylvania; and providing a Bureau of Medical Education and Licensure as a bureau of the Department of Public Instruction, and means and methods whereby the right to practice medicine and surgery and any of its branches may be obtained, and exemptions therefrom; and providing for an appropriation to carry out the provisions of said act, and providing for revocation and suspension of licenses by said bureau; and providing penalties for violation thereof, and repealing all acts or parts of acts inconsistent therewith," by increasing penalties for unlicensed practice of medicine and surgery.

Referred to the Committee on Professional Licensure.

By Messrs. CIANFRANI and MAGUIRE.

HOUSE BILL No. 737.

An Act to further amend Section eleven and Section seventeen of the act, approved the twenty-seventh day of June, one thousand nine hundred twenty-three (P. L. 858), entitled "An act establishing a State employees' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing State employees, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon the heads of departments in which State employees serve; excepting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties," by permitting a member to borrow from his or her funds under certain provisions and regulating exemption from execution.

Referred to the Committee on State Government.

By Messrs. BOORY and WILBUR H. HAMILTON.

HOUSE BILL No. 738.

An Act to further amend Section 28 of the act, approved the thirtieth day of March, one thousand nine hundred thirty-seven (P. L. 115) entitled "An act to provide for the permanent personal registration of electors in cities of the first class as a condition of their right to vote at elections and primaries, and their enrollment as members of political parties as a further condition of their right to vote at primaries; prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors; and prescribing the powers and duties of citizens, parties, bodies of electors, registration commissions, commissioners, registrars, inspectors of registration and other appointees of registration commission, election officers, municipal officers, departments and bureaus, police officers, courts, judges, prothonotaries, sheriffs, county commissioners, peace officers, county treasurers, county controllers, registrars of vital statistics, real estate brokers, rental agents, certain public service companies, persons, firms, and corporations operating vehicles for moving furniture and household goods, and boards of school directors; and imposing penalties," by providing that removal notices may be filed by registered electors moving from one election district to another within the same county.

Referred to the Committee on Elections and Apportionment.

By Messrs. WILLIAM B. SMITH and SEYLER.

HOUSE BILL No. 739.

An Act to repeal the act approved the twenty-fifth day of June one thousand nine hundred forty-seven (P. L. 1145) entitled "An act empowering cities of the second class cities of the second class A cities of the third class boroughs towns townships of the first class school districts of the second class school districts of the third class and school districts of the fourth class to levy assess and collect or to provide for the levying assessment and collection of certain additional taxes subject to maximum limitations for general revenue purposes authorizing the establishment of bureaus and the appointment and compensation of officers and employees to assess and collect such taxes and permitting penalties to be imposed and enforced providing an appeal from the ordinance or resolution levying such taxes to the court of quarter sessions and to the Supreme Court and Superior Court."

Referred to the Committee on Municipal Corporations.



By Mrs. COYLE, Messrs. POLTENSTEIN and  
MULDOWNEY. HOUSE BILL No. 740.

An Act to repeal the act approved the thirtieth day of June one thousand nine hundred forty-seven (P. L. 1183) entitled "An act relating to strikes by public employes prohibiting such strikes providing that such employes by striking terminate their employment providing for reinstatement under certain conditions providing for a grievance procedure and providing for hearings before civil service and tenure authorities and in certain cases before the Pennsylvania Labor Relations Board."

Referred to the Committee on State Government.

By Messrs. CIOFFI and McCULLOUGH.  
HOUSE BILL No. 741.

An Act to amend Section 942 of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-nine (P. L. 872), entitled "An act to consolidate, amend and revise the penal laws of the Commonwealth," by prohibiting the abandonment of domestic animals.

Referred to the Committee on Law and Order.

By Messrs. COMER and WILBUR H. HAMILTON.  
HOUSE BILL No. 742.

An Act to add Section 7.1 to the act approved the thirteenth day of May, one thousand nine hundred fifteen (P. L. 286), entitled "An act to provide for the health, safety, and welfare of minors: By forbidding their employment or work in certain establishments and occupations, and under certain specified ages; by restricting their hours of labor, and regulating certain conditions of their employment; by requiring employment certificates for certain minors, and prescribing the kinds thereof, and the rules for the issuance, reissuance, filing, return, and recording of the same; by providing that the Industrial Board shall, under certain conditions, determine and declare whether certain occupations are within the prohibitions of this act; requiring that certain minors shall, during the period of their employment, attend certain schools, to be established as therein provided, and to be approved by the State Superintendent of Public Instruction, and regulating the conditions of such attendance; authorizing the State Board of Education, in certain cases, to appoint attendance officers to aid in enforcing the provisions of this act, and creating the salary and expenses of such officers a charge against the school district wherein they are employed; requiring certain abstracts and notices to be posted; providing for the enforcement of this act by the Commissioner of Labor and Industry, the attendance officers of school districts and police officers; and defining the procedure in prosecutions thereunder, and establishing certain presumptions in relation thereto; providing penalties for the violation of the provisions thereof; and repealing all acts or parts of acts inconsistent therewith," by authorizing minors to appear in entertainment performances delete under certain circumstances.

Referred to the Committee on Labor Relations.

By Messrs. VAUGHAN and CAPANO.  
HOUSE BILL No. 743.

An Act appropriating eighteen hundred dollars to the Chief Clerk of the House of Representatives to be used for the purpose of paying the salaries of deceased members to the wife or husband or legal representative of such deceased member.

Referred to the Committee on Appropriations.

By Mr. HEWITT. HOUSE BILL No. 744.

An Act to further amend the act, approved the twelfth

day of April, one thousand nine hundred fifty-one (P. L. 90), entitled "An act relating to alcoholic liquors, alcohol and malt and brewed beverages; amending, revising, consolidating and changing the laws relating thereto; regulating and restricting the manufacture, purchase, sale, possession, consumption, importation, transportation, furnishing, holding in bond, holding in storage, traffic in and use of alcoholic liquors, alcohol and malt and brewed beverages and the persons engaged or employed therein; defining the powers and duties of the Pennsylvania Liquor Control Board; providing for the establishment and operation of State liquor stores, for the payment of certain license fees to the respective municipalities and townships, for the abatement of certain nuisances and, in certain cases, for search and seizure without warrant; prescribing penalties and forfeitures; providing for local option, and repealing existing laws," by eliminating the provisions authorizing compromise settlements in lieu of suspension of licenses.

Referred to the Committee on Liquor Control.

By Mr. MORAN. HOUSE BILL No. 745.

An Act to further amend the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-nine (P. L. 872) entitled, "An act to consolidate, amend and revise the penal laws of the Commonwealth;" by making it unlawful to display in any store or store window an undressed mannequin, and providing penalties.

Referred to the Committee on Law and Order.

By Mr. SNIDER. HOUSE BILL No. 746.

An Act to further amend the act, approved the fifth day of December, one thousand nine hundred thirty-six (1937 P. L. 2897), entitled "An act establishing a system of unemployment compensation to be administered by the Department of Labor and Industry and its existing and newly created agencies with personnel (with certain exceptions) selected on a civil service basis; requiring employers to keep records and make reports, and certain employers to pay contributions based on payrolls to provide moneys for the payment of compensation to certain unemployed persons; providing procedure and administrative details for the determination, payment and collection of such contributions and the payment of such compensation; providing for cooperation with the Federal Government and its agencies; creating certain special funds in the custody of the State Treasurer; and prescribing penalties," by further defining "unemployment"; and providing for compensation for partial unemployment on a day base plan.

Referred to the Committee on Workmen's Compensation.

By Mr. McCORMACK. HOUSE BILL No. 747.

An Act repealing Section 11 of the act, approved the twenty-first day of April, one thousand nine hundred forty-nine (P. L. 665) entitled "An act to carry into effect section one of article fifteen of the Constitution, giving cities of the first class the right and power to frame, adopt and amend their own charters and to exercise the powers and authority of local self-government, and providing the procedure therefor; imposing certain restrictions, limitations and regulations; imposing duties upon city councils, city officers, county boards of elections, courts and the Secretary of the Commonwealth; and providing for the payment of certain expenses by such cities; and imposing penalties," in so far as it relates to Fairmount Park and its Commissioners.

Referred to the Committee on Cities—Counties, First-Second and Second Class A.



By Mr. WORLEY.

HOUSE BILL No. 748.

An Act defining organized crime; providing for the appointment of a Commission to investigate the same; enumerating the powers of such Commission; repealing existing laws in conflict therewith and declaring an emergency.

Referred to the Committee on Law and Order.

## RESOLUTIONS INTRODUCED AND REFERRED

By Mr. KUBACKI.

RESOLUTION No. 37.

In the House of Representatives, March 17, 1953.

Whereas, Recent charges have been levelled at Wernersville State Hospital charging "loose administration" which resulted in shortages amounting to \$9,816; and

Whereas, It is of great importance to the taxpayers of this Commonwealth if such charges be true, that responsibility be placed for unlawful acts resulting in misuse of State funds, and if such charges are wrong, that the reputations of persons responsible for the administration of Wernersville State Hospital be cleared of any possible stigma because of the charges of "loose administration"; and

Whereas, This House of Representatives deems it advisable to take immediate action to find out the true facts in regards to the charges levelled at the administration of Wernersville State Hospital; therefore be it

Resolved, That the Speaker of the House of Representatives is hereby directed to appoint a committee of five members of this House, to consist of both Republicans and Democrats, for the purpose of investigating the charges of "loose administration" at Wernersville State Hospital which it has been claimed resulted in shortages amounting to \$9,816 in such items as sheets, blankets, pillow cases, bed spreads and towels; and be it further

Resolved, That the committee so appointed shall, immediately upon completion of its investigation, report the results of its investigation and its findings to this House of Representatives for appropriate action thereon.

Referred to the Committee on Rules.

By Mr. LOPRESTI.

RESOLUTION No. 38.

In the House of Representatives, March 17, 1953.

Whereas, Under the provisions of the Corporate Tax laws of this Commonwealth, numerous forms must be executed and sworn to, many of them showing only that there is nothing to report; and

Whereas, Many jurisdictions no longer require tax returns to be sworn to before an officer authorized to take oaths; therefore be it

Resolved, That the Joint State Government Commission is hereby directed to study, investigate and inquire into the mechanics of corporate taxation and suggest means of consolidating the forms required thereunder, and a possible substitute for the affidavits now required.

For these purposes, the Joint State Government Commission shall have power to employ certified public accountants.

The Joint State Government Commission shall report its findings and recommendations to the next regular session of the General Assembly, together with such proposed legislation as it may devise to carry out its recommendations.

Referred to the Committee on Rules.

## SENATE MESSAGE

## SENATE BILLS FOR CONCURRENCE

The Clerk of the Senate being introduced, presented for concurrence, bills numbered and entitled as follows:

SENATE BILL No. 216.

An Act to further amend the act, approved the seventh day of July, one thousand nine hundred forty-seven (P. L. 1368) entitled "An act amending, revising, and consolidating the laws relating to delinquent county, city, except of the first and second class and second class A, borough, town, township, school district, except of the first class and school districts within cities of the second class A, and institution district taxes, providing when, how and upon what property, and to what extent liens shall be allowed for such taxes, the return and entering of claims therefor; the collection and adjudication of such claims, sales of real property, including seated and unseated lands, subject to the lien of such tax claims; the disposition of the proceeds thereof, including State taxes and municipal claims recovered and the redemption of property; providing for the discharge and divestiture by certain tax sales of all estates in property and of mortgages and liens on such property, and the proceedings therefor; creating a Tax Claim Bureau in each county, except a county of the first class, to act as agent for taxing districts; defining its powers and duties, including sales of property, the management of property taken in sequestration, and the management, sale and disposition of property heretofore sold to the county commissioners, taxing districts and trustees at tax sales; providing a method for the service of process and notices; imposing duties on taxing districts and their officers and on tax collectors, and certain expenses on counties and for their reimbursement by taxing districts; and repealing existing laws," by clarifying the provisions which authorize cities of the third class and school districts within such cities to accept the provisions of the act, and changing the date on which the period of redemption commences to run on tax claims.

Referred to the Committee on Municipal Corporations.

SENATE BILL No. 228.

An Act to authorize counties, cities, boroughs, incorporated towns, townships, school districts, poor districts and county institution districts to file tax and municipal claims not filed within the time specified by law; and to amend such claims when the property affected is not sufficiently described; and to file suggestions of nonpayment and averments of default, or to sue out writs of scire facias on certain tax or municipal claims; and to revive judgments where the lien of such claims or the judgments thereon have been lost; and providing for the reinstatement of the liens of such claims and judgments.

Referred to the Committee on Municipal Corporations.

## REPORTS FROM COMMITTEES

Mr. KRATZ from the Committee on Municipal Corporations, reported as committed, House Bill No. 485, entitled:

An Act to further amend Section 1 of the act, approved the second day of June, one thousand nine hundred thirty-seven (P. L. 1184), entitled "An act authorizing cities of the first and second class and second class A and incorporated towns to make appropriations to organizations of ex-service men to aid in defraying the expenses of Memorial Day and Armistice Day," authorizing said political subdivisions to appropriate money to certain veterans organizations for expenses of Flag Day.

Mr. HELM from the Committee on Rules, reported as committed, Senate Resolution Serial No. 124.

Commemorating the Fiftieth Anniversary of Hershey, Pennsylvania.

## BILLS ON FIRST READING

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 333, entitled



An Act to further amend the act, approved the twenty-fourth day of May, one thousand eight hundred and ninety-three (P. L. 129), entitled "An act to empower boroughs and cities to establish a police pension fund, to take property in trust therefor and regulating and providing for the regulation of the same," by providing a method of paying service increments from the retirement fund in cities of the first class to members of the police force after retirement.

And said bill having been read at length the first time.  
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 334, entitled

An Act to further amend Section 1 of the act, approved the twenty-fourth day of May, one thousand eight hundred ninety-three (P. L. 129), entitled "An act to empower boroughs and cities to establish a police, pension fund, to take property in trust therefor and regulating and providing for the regulation of the same," by further prescribing for the management, administration, application and regulation of such fund in cities of the first class.

And said bill having been read at length the first time.  
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 335, entitled

An Act to amend the act, approved the twenty-fourth day of May, one thousand eight hundred ninety-three (P. L. 129) entitled "An act to empower boroughs and cities to establish a police pension fund, to take property in trust therefor and regulating and providing for the regulation of the same," by providing for and regulating withdrawal of payments from the police pension funds in cities of the first class.

And said bill having been read at length the first time.  
Ordered, To be laid aside for second reading.

## BILLS ON SECOND READING

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 12, entitled

An Act relating to certain commercial transactions in or regarding personal property and contracts and other documents concerning them, including sales, commercial paper, bank deposits and collections, documentary letters of credit, bulk transfers, warehouse receipts, bills of lading, other documents of title, investment securities, and secured transactions, including certain sales of accounts, chattel paper, and contract rights; providing for public notice to third parties in certain circumstances; regulating procedure, evidence and damages in certain court actions involving such transactions, contracts or documents and to make uniform the law with respect thereto

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

## BILL ON FINAL PASSAGE

### BILL PASSED OVER

There being no objection

House Bill No. 120, Printer's No. 45

was passed over at the request of the SPEAKER.

## BILLS ON THIRD READING

### BILL PASSED OVER

There being no objection

House Bill No. 99, Printer's No. 25

was passed over at the request of Mr. ANDREWS.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 191, as follows:

An Act to amend the act approved the nineteenth day of March one thousand nine hundred fifty-one (P. L. 28) entitled "An act relating to the civil defense of this State and its coordination with national defense providing for the establishment of a State Council of Civil Defense local and district councils of civil defense Mobile Support Units prescribing the powers duties and immunities thereof and of their personnel authorizing mutual aid compacts and providing penalties" by providing for private and governmental immunity from liability for certain acts and conferring powers of peace officers on auxiliary police with the right to arrest on view without warrant in certain cases

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Subsections (d) and (e) of Section 5 of the act approved the nineteenth day of March one thousand nine hundred fifty-one (P. L. 28) entitled "An act relating to the civil defense of this State and its coordination with national defense providing for the establishment of a State Council of Civil Defense local and district councils of civil defense Mobile Support Units prescribing the powers duties and immunities thereof and of their personnel authorizing mutual aid compacts and providing penalties" are hereby repealed

Section 2 Sections 7 and 11 of said act are hereby amended to read as follows

Section 7 Local Organizations for Civil Defense Each political subdivision of this State is hereby authorized and directed to establish a local organization for civil defense in accordance with the State Civil Defense plan and program Each political subdivision may confer or authorize the conferring upon members of the auxiliary police the powers of peace officer subject to such restrictions as shall be imposed A peace officer when in full and distinctive uniform or displaying a badge or other insignia of authority may arrest without a warrant any person violating or attempting to violate in such officer's presence any order rule or regulation made pursuant to this act This authority shall be limited to those rules and regulations which affect the public generally Each local organization for civil defense shall have a Director who shall be appointed by the Governor upon the recommendation of the executive officer or governing body of the political subdivision The Director shall be responsible for the organization administration and operation of such local organization for civil defense subject to the direction and control of such executive officer or governing body

Upon the failure of the executive officer or governing body of a political subdivision to make a recommendation to the Governor of a person for Director within the time fixed by the Governor the Governor is authorized to appoint a Director without any recommendation Each local organization for civil defense shall perform civil defense functions within the territorial limits of the political subdivisions within which it is organized and in addition shall conduct such functions outside of such territorial limits as may be required pursuant to the provisions of Section 8 of this act

In carrying out the provisions of this act each political subdivision shall have the power to enter into contracts and incur obligations necessary to combat such disaster protecting the health and safety of persons and property and providing emergency assistance to the victims of such disaster Each political subdivision is authorized in the



event of an extreme emergency as proclaimed by the Governor for the entire State or one or more political subdivisions to exercise the powers vested under this section in the light of the exigencies of the extreme emergency situation without regard to time-consuming procedures and formalities prescribed by law (excepting mandatory constitutional requirements) pertaining to the performance of public work entering into contracts the incurring of obligations the employment of temporary workers the rental of equipment the purchase of supplies and materials the levying of taxes and the appropriation and expenditure of public funds The proclamation or proclamations herein referred to shall be in addition to the proclamation mentioned in Section 2 of this act

It shall be the duty of every local council of civil defense to execute and enforce such rules and orders as the State Council of Civil Defense shall adopt and promulgate under the authority of this act Each local council of civil defense shall have available for inspection at its office all rules and orders adopted by the State Council of Civil Defense

Section 11 Immunity [Neither the State nor any political subdivision thereof nor other agencies nor except in cases of wilful misconduct the agents employes or representatives of any of them engaged in any civil defense activities while complying with or attempting to comply with this act or any rule or regulation promulgated pursuant to the provisions of this act shall be liable for the death of or any injury to persons or damage to property as a result of such activity The provisions of this section shall not affect the right of any person to receive benefits to which he would otherwise be entitled under this act or under the Workmen's Compensation Law or under any pension law nor the right of any such person to receive any benefits or compensation under any act of Congress] (a) All functions hereunder and all other activities relating to civil defense are hereby declared to be governmental functions Neither the State nor any political subdivision thereof nor other agencies of the State or political subdivision thereof nor except in cases of wilful misconduct gross negligence or bad faith any civil defense worker complying with or reasonably attempting to comply with this act or any order rule or regulation promulgated pursuant to the provisions of this act or pursuant to any ordinance relating to black-out or other precautionary measures enacted by any political subdivision of the State shall be liable for the death of or the injury to persons or for damage to property as a result of any such activity The provisions of this section shall not affect the right of any person to receive benefits to which he would otherwise be entitled under this act or under Workmen's Compensation Law or under any pension law nor the right of any such person to receive any benefits or compensation under any Act of Congress

(b) Any requirement for a license to practice any professional mechanical or other skill shall not apply to any authorized civil defense worker who shall in the course of performing his duties as such practice such professional mechanical or other skill during such civil defense emergency

(c) As used in this section the term civil defense worker shall include any full or part time paid volunteer or auxiliary employe of this State or other territories possessions or the District of Columbia of the Federal government or any neighboring country or of any political subdivision thereof or of any agency or organization performing civil defense services at any place in this State subject to the order or control of or pursuant to a request of the State government or any political subdivision thereof

(d) Any civil defense worker as defined in this section performing civil defense services at any place in this State pursuant to agreements compacts or arrangements for mutual aid and assistance to which the State or a political subdivision thereof is a party shall possess the same powers duties immunities and privileges he would ordinarily possess if performing his duties in the State province or political subdivision thereof in which normally employed or rendering services

(e) Any person owning or controlling real estate or other premises who voluntarily and without compensation grants a license or privilege or otherwise permits the designation or use of the whole or any part or parts of such real estate or premises for the purposes of sheltering persons during an actual impending mock or practice attack shall together with his successors in interest if any not be civilly liable for negligently causing the death of or injury to any person on or about such real estate or premises for loss of or damage to the property of such person

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

#### YEAS—207

Adam,	Gibson,	Markley,	Schuster,
Alexander,	Gleason,	Mathews,	Schwartz,
Amarando,	Glick,	Maxwell,	Scott,
Andrews,	Goodling,	McCann,	Seyler,
Ashton,	Gramlich,	McCormack,	Shoemaker,
Aukei,	Greenwood,	McCullough,	Shotwell,
Banker,	Guss,	McDermitt,	Smith, W. B.,
Barkdoll,	Gutendorf,	McGee,	Snider,
Baumunk,	Guhrle,	McInroy,	Spencer,
Bazin,	Hall,	McWherter,	Stank,
Beer,	Hamilton, R. K.,	Metz,	Stevenson,
Blair,	Hamilton, W. H.,	Mihm,	Stimmel,
Boles,	Harris,	Mikula,	Stone,
Bolton,	Haudenschild,	Miller,	Stoner,
Bomberger,	Helm,	Mills,	Strausser,
Boory,	Hersch,	Monroe,	Sucher,
Bower,	Hewitt,	Moody,	Taylor,
Breisch,	Hocker,	Moore,	Thomas,
Breth,	Hoggard,	Moran,	Thompson,
Brown,	Ide,	Moscrip,	Toll,
Bucchin,	Jenkins,	Muldowney,	Tompkins,
Buchanan,	Jim,	Munley,	Toomey,
Bullen,	Johnson,	Murray, J. J.,	VanSant,
Capano,	Jones, Geo. E.,	Murray, P. G.,	Varallo,
Cianfrani,	Jones, Gran'le E.	Musto,	Varner,
Cioffi,	Jones, Paul F.,	Naugle,	Vaughan,
Clapper,	Jones, T. H. W.,	Needham,	Verona,
Cochran,	Jump,	Ogilvie,	Wall,
Comer,	Kamyk,	Olsen,	Wallace,
Connelly,	Keller,	Parlante,	Walsh,
Conner,	Kent,	Peiffy,	Wargo,
Cooper,	Kerlin,	Peta,	Waterhouse,
Coyle,	Kline,	Petrosky,	Watkins,
Curwood,	Kohl,	Pettigrew,	Weidner,
Davis,	Kolankiewicz,	Praff,	Welsh,
Dougherty,	Kornick,	Phillips,	Wescott,
Down,	Kratz,	Polaski,	Whalley,
Downey,	Kromer,	Polen,	Wheeler,
DuBois,	Kubacki,	Poltenstein,	White,
Dunn,	Lafore,	Price,	Whitnight,
Erb,	Lederer,	Quisenberry,	Willaredt,
Ewing,	Leisey,	Ragot,	Williams,
Farabaugh,	Leonard,	Readinger,	Wilt,
Fenrich,	Leven,	Reagan,	Wood,
Ferster,	Light,	Reidenbach,	Worley,
Filo,	Limper,	Richter,	Yeakel,
Flack,	Lippincott,	Rosen,	Yetzer,
Fleischman,	Lopresti,	Rovanseck,	Young,
Floyd,	Lovett,	Royer,	Zeitz,
Flynn,	Lutty,	Rubin,	Ziegler,
Frost,	Maguire,	Sarraf,	Smith, C. C.,
Geer,	Mahan,	Schmidt,	Speaker

#### NAYS—0

#### NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.



Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 214, entitled:

An Act to further amend clause (a) of section one thousand one hundred fifty-four of the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto," by providing for the payment of salaries of professional and temporary professional employees in cases of sickness or accidental injury.

On the question,

Will the House agree to the bill of third reading?

Mr. CLAPPER. Mr. Speaker, I ask unanimous consent to offer an amendment at this time.

The SPEAKER. The amendment will be read by the Clerk for information.

The Clerk read the amendment as follows:

Amend Section 1 page 2 line 18 by adding the following after the word "year"

In any case where as the result of absence because of accidental injury the school district is liable for any payments under the workmen's compensation law to the professional or temporary professional employee the amount to be paid to the employee shall be the difference between the amount payable by the school district under the workmen's compensation law and the full salary to which the employee would be entitled if said employee were actually engaged in the performance of his or her duty for a period of five days cumulative from year to year but not to exceed twenty days leave in any one year

The SPEAKER. Will the House give unanimous consent to the offering of an amendment at this time? Is there objection? The Chair hears none.

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, that the bill as amended lie over for printing.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 300, as follows:

An Act to further amend Section 5 of the act approved the eleventh day of June one thousand nine hundred forty-seven (P. L. 565) entitled "An act providing compensation to certain persons who served in the military or naval forces of the United States or of any of her allies during World War II providing the method of making payment to representatives of persons who because of death or incapacity cannot personally receive compensation imposing certain duties on the Adjutant General making an appropriation and providing penalties" by extending the time during which applications may be filed for veterans' compensation

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 5 of the act approved the eleventh day of June one thousand nine hundred forty-seven (P. L. 565) entitled "An act providing compensation to certain persons who served in the military or naval forces of the United States or of any of her allies during World War II providing the method of making payment to representatives of persons who because of death or incapacity cannot personally receive compensation imposing certain duties on the Adjutant General making an appropriation

and providing penalties" as amended by the act approved the tenth day of May one thousand nine hundred fifty-one (P. L. 298) is hereby further amended to read as follows

Section 5 Application for Compensation Applications for compensation shall be made to the Adjutant General on such forms and in such manner as he shall prescribe

Applicants shall state on their application whether or not they have applied for or received a bonus gratuity or compensation of a nature similar to that provided for by this act from any other state in the Union.

All applications shall be made (1) personally by the veteran or (2) in case of death or mental incompetency preventing the making of a personal application then by such representative of the veteran as the Adjutant General shall by regulation prescribe An application made by a representative other than one authorized by such regulation shall be held void

The Adjutant General shall not accept or consider any application filed with him after the thirty-first day of December one thousand nine hundred [fifty-one] fifty-three

Section 2 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to,

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

#### YEAS—207

Adam,	Gibson,	Markley,	Schuster,
Alexander,	Gleason,	Mathews,	Schwartz,
Amarando,	Glick,	Maxwell,	Scott,
Andrews,	Goodling,	McCann,	Seyler,
Ashton,	Gramlich,	McCormack,	Shoemaker,
Auker,	Greenwood,	McCullough,	Shotwell,
Banker,	Guss,	McDermitt,	Smith, W. B.,
Barkdoll,	Gutendorf,	McGee,	Snider,
Baumunk,	Guthrie,	McInroy,	Spencer,
Bazin,	Hall,	McWherter,	Stank,
Bear,	Hamilton, R. K.,	Metz,	Stevenson,
Blair,	Hamilton, W. H.,	Mihm,	Stimmel,
Boles,	Harris,	Mikula,	Stone,
Bolton,	Haudenschild,	Miller,	Stoner,
Bomberger,	Helm,	Mills,	Strausser,
Boory,	Hersch,	Monroe,	Sucher,
Bower,	Hewitt,	Moody,	Taylor,
Breisch,	Hocker,	Moore,	Thomas,
Breth,	Hoggard,	Moran,	Thompson,
Brown,	Ide,	Moscrip,	Toll,
Buchin,	Jenkins,	Muldoney,	Tompkins,
Buchanan,	Jim,	Munley,	Toomey,
Bullen,	Johnson,	Murray, J. J.,	VanSant,
Capano,	Jones, Geo. E.,	Murray, P. G.,	Varallo,
Cianfrani,	Jones, Gran'le E. Musto,	Naugle,	Varnier,
Cloffi,	Jones, Paul F.,	Needham,	Vaughan,
Clapper,	Jones, T. H. W.,	Ogilvie,	Verona,
Cochran,	Jump,	Olsen,	Wall,
Comer,	Kamyk,	Parlante,	Wallace,
Connelly,	Keller,	Peiffy,	Walsh,
Conner,	Kent,	Peta,	Wargo,
Cooper,	Kerlin,	Petrosky,	Waterhouse,
Coyle,	Kline,	Pettigrew,	Watkins,
Curwood,	Kohl,	Pfaff,	Weidner,
Davis,	Kolankiewicz,	Phillips,	Welsh,
Dougherty,	Kornick,	Polaski,	Wescott,
Down,	Kratz,	Poien,	Whalley,
Downey,	Kromer,	Poltstein,	Wheeler,
DuBois,	Kubacki,	Price,	White,
Dunn,	Lafore,	Quisenberry,	Whitenight,
Erb,	Lederer,	Ragot,	Willaredt,
Ewing,	Lelsey,	Readinger,	Williams,
Farabaugh,	Leonard,	Reagan,	Wilt,
Fenrich,	Leven,	Reidenbach,	Wood,
Ferster,	Light,	Richter,	Worley,
Filo,	Limper,	Rosen,	Yeakel,
Flack,	Lippincott,	Rovasek,	Yetzer,
Fleischman,	Lopresti,	Royce,	Young,
Floyd,	Lovett,	Rubin,	Zeltz,
Flynn,	Lutty,	Sarraff,	Ziegler,
Frost,	Maguire,	Schmidt,	Smith, C. C.,
Geer,	Mahan,		Speaker



## NAYS—0

## NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 310, as follows:

A Joint Resolution proposing an amendment to section eight article five of the Constitution of the Commonwealth of Pennsylvania authorizing the Court of Common Pleas of Allegheny County to detail one or more of the judges of the County Court to hold the courts of oyer and terminer and the courts of quarter sessions of the peace of said county

The General Assembly of the Commonwealth of Pennsylvania hereby resolves as follows

Section 1 The following amendment to the Constitution of the Commonwealth of Pennsylvania be and the same is hereby proposed in accordance with the eighteenth article thereof

That section eight article five of the Constitution of the Commonwealth of Pennsylvania is hereby amended to read as follows

Section 8 The said courts in the counties of Philadelphia and Allegheny respectively shall from time to time in turn detail one or more of their judges and in the case of the courts of Allegheny County may also detail one or more of the judges of the County Court to hold the courts of Oyer and Terminer and the courts of Quarter Sessions of the Peace of said counties in such manner as may be directed by law

And said bill having been read at length the third time, considered and agreed to,

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

## YEAS—207

Adam,	Gibson,	Markley,	Schuster,
Alexander,	Gleason,	Mathews,	Schwartz,
Amarando,	Glick,	Maxwell,	Scott,
Andrews,	Goodling,	McCann,	Seyler,
Ashton,	Gramlich,	McCormack,	Shoemaker,
Auker,	Greenwood,	McCullough,	Shotwell,
Banker,	Guss,	McDermitt,	Smith, W. B.,
Barkdoll,	Gutendorf,	McGee,	Snider,
Baumunk,	Guthrie,	McInroy,	Spencer,
Bazin,	Hall,	McWherter,	Stank,
Bear,	Hamilton, R. K.,	Metz,	Stevenson,
Blair,	Hamilton, W. H.,	Mihm,	Stimmel,
Botes,	Harris,	Mikula,	Stone,
Bolton,	Haudenshield,	Miller,	Stoner,
Bomberger,	Helm,	Mills,	Strausser,
Boory,	Hersch,	Monroe,	Sucher,
Bower,	Hewitt,	Moody,	Taylor,
Breisch,	Hocker,	Moore,	Thomas,
Breth,	Hoggard,	Moran,	Thompson,
Brown,	Ide,	Moscrip,	Toll,
Bucchin,	Jenkins,	Muldowney,	Tompkins,
Buchanan,	Jim,	Munley,	Toomey,
Bullen,	Johnson,	Murray, J. J.,	VanSant,
Capano,	Jones, Geo. E.,	Murray, P. G.,	Varallo,
Cianfrani,	Jones, Gran'le E.	Musto,	Varner,
Cloffi,	Jones, Paul F.,	Naugle,	Vaughan,
Clapper,	Jones, T. H. W.,	Needham,	Verona,
Cochran,	Jump,	Ogilvie,	Wall,
Comer,	Kamyk,	Olsen,	Wallace,
Connelly,	Keller,	Parlante,	Walsh,
Conner,	Kent,	Peify,	Wargo,
Cooper,	Kerlin,	Peta,	Waterhouse,
Coyle,	Kline,	Petrosky,	Watkins,
Curwood,	Kohl,	Pettigrew,	Weidner,

Davis,	Kolankiewicz,	Pfaff,	Welsh,
Dougherty,	Kornick,	Phillips,	Wescott,
Down,	Kratz,	Polaski,	Whalley,
Downey,	Kromer,	Polen,	Wheeler,
DuBois,	Kubacki,	Poltenstein,	White,
Dunn,	Lafore,	Price,	Whitenight,
Erb,	Lederer,	Quisenberry,	Willaredt,
Ewing,	Leisey,	Ragot,	Williams,
Farabaugh,	Leonard,	Readinger,	Wilt,
Fenrich,	Leven,	Reagan,	Wood,
Ferster,	Light,	Reidenbach,	Worley,
Filo,	Limper,	Richter,	Yeakel,
Flack,	Lippincott,	Rosen,	Yetzer,
Fleischman,	Lopresti,	Rovansek,	Young,
Floyd,	Lovett,	Royer,	Zeitz,
Flynn,	Lutty,	Rubin,	Ziegler,
Frost,	Maguire,	Sarrafi,	Smith, C. C.,
Geer,	Mahan,	Schmidt,	Speaker

## NAYS—0

## NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 336, as follows:

An Act to amend section one thousand one hundred seventy of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by further providing for sabbatical leaves of absence

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section one thousand one hundred seventy of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" is hereby amended to read as follows

Section 1170 Rights Retained Every employe while on sabbatical leave of absence shall be considered to be in regular full-time daily attendance in the position from which the sabbatical leave was taken during the period of said leave for the purpose of determining the employe's length of service and the right to receive increments as provided by law

Every person on leave of absence shall [retain the right to make contributions as a member of the School Employees' Retirement Fund and continue his or her membership therein] continue his or her membership in the School Employees' Retirement Association The school district shall pay into the School Employees' Retirement Fund on behalf of each such employe on leave in addition to the contributions required by law to be made by it the full amount of the contribution required by law to be paid by the employe as though said employe were actually in regular full-time daily attendance in the position from which the sabbatical leave was taken so that such employe's retirement rights shall be in no way affected by such leave of absence The amount of the contribution required to be paid by the employe shall be deducted from any compensation payable to the employe while on leave

Nothing in this subdivision of this article shall be construed to prevent any person on leave of absence from receiving a grant for further study from any institution of learning

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

## YEAS—207

Adam,	Gibson,	Markley,	Schuster,
Alexander,	Gleason,	Mathews,	Schwartz,
Amarando,	Glick,	Maxwell,	Scott,
Andrews,	Goodling,	McCann,	Seyler,
Ashton,	Gramlich,	McCormack,	Shoemaker,
Auker,	Greenwood,	McCullough,	Shotwell,
Banker,	Guss,	McDermitt,	Smith, W. B.,
Barkdoll,	Gutendorf,	McGee,	Snider,
Baumunk,	Guthrie,	McInroy,	Spencer,
Bazin,	Hall,	McWherter,	Stank,
Bear,	Hamilton, R. K.,	Metz,	Stevenson,
Blair,	Hamilton, W. H.,	Mihm,	Stimmel,
Boles,	Harris,	Mikula,	Stone,
Bolton,	Haudenschild,	Miller,	Stoner,
Bomberger,	Helm,	Mills,	Strausser,
Boory,	Hersch,	Monroe,	Sucher,
Bower,	Hewitt,	Moody,	Taylor,
Breisch,	Hocker,	Moore,	Thomas,
Breth,	Hoggard,	Moran,	Thompson,
Brown,	Ide,	Moscrip,	Toll,
Bucchin,	Jenkins,	Muldowney,	Tompkins,
Buchanan,	Jim,	Munley,	Toomey,
Bullen,	Johnson,	Murray, J. J.,	VanSant,
Capano,	Jones, Geo. E.,	Murray, P. G.,	Varallo,
Cianfrani,	Jones, Gran'le E.	Musto,	Varnier,
Cioffi,	Jones, Paul F.,	Naugle,	Vaughan,
Clapper,	Jones, T. H. W.,	Needham,	Verona,
Cochran,	Jump,	Ogilvie,	Wall,
Comer,	Kamyk,	Olsen,	Wallace,
Connelly,	Keller,	Parlante,	Walsh,
Conner,	Kent,	Peiffy,	Wargo,
Cooper,	Kerlin,	Peta,	Waterhouse,
Coyle,	Kline,	Petrosky,	Watkins,
Curwood,	Kohl,	Pettigrew,	Weidner,
Davis,	Kolankiewicz,	Pfaff,	Welsh,
Dougherty,	Kornick,	Phillips,	Wescott,
Down,	Kratz,	Polaski,	Whalley,
Downey,	Kromer,	Polen,	Wheeler,
DuBois,	Kubacki,	Poltenstein,	White,
Dunn,	Lafore,	Price,	Whitenight,
Erb,	Lederer,	Quisenberry,	Willardt,
Ewing,	Lelsey,	Ragot,	Williams,
Farabaugh,	Leonard,	Readinger,	Wilt,
Fenrich,	Leven,	Reagan,	Wood,
Ferster,	Light,	Reidenbach,	Worley,
Filo,	Limper,	Richter,	Yeakel,
Flack,	Lippincott,	Rosen,	Yetzer,
Fleischman,	Lopresti,	Rovansek,	Young,
Floyd,	Lovett,	Royer,	Zeitz,
Flynn,	Lutty,	Rubin,	Ziegler,
Frost,	Maguire,	Sarra,	Smith, C. C.,
Geer,	Mahan,	Schmidt,	Speaker

## NAYS—0

## NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

## BILLS PASSED OVER

There being no objection

House Bill No. 347, Printer's No. 32 and

House Bill No. 406, Printer's No. 33.

were passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 450, as follows:

An Act making an appropriation from the Fish Fund to the State Employees' Retirement Board to meet the

obligations of the Commonwealth to the State Employees Retirement System with respect to State Employees receiving compensation from the Fish Fund

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of seventy-eight thousand seven hundred forty-eight dollars (\$78,748) or as much thereof as may be necessary is hereby specifically appropriated out of the Fish Fund to the State Employees' Retirement Board for the two fiscal years commencing the first day of June one thousand nine hundred fifty-three for payment from time to time into the State Employees' Retirement Fund to meet the obligations of the Commonwealth to the State Employees' Retirement System with respect to State employees receiving compensation from the Fish Fund

Section 2 Of the sum appropriated by this act there shall be paid into the State Employees' Retirement Fund to the credit of the State Annuity Reserve Account Number Two the sum of twenty-one thousand sixty-three dollars (\$21,063) and to the credit of the Contingent Reserve Account the sum of fifty-seven thousand six hundred eighty-five dollars (\$57,685)

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

## YEAS—207

Adam,	Gibson,	Markley,	Schuster,
Alexander,	Gleason,	Mathews,	Schwartz,
Amarando,	Glick,	Maxwell,	Scott,
Andrews,	Goodling,	McCann,	Seyler,
Ashton,	Gramlich,	McCormack,	Shoemaker,
Auker,	Greenwood,	McCullough,	Shotwell,
Banker,	Guss,	McDermitt,	Smith, W. B.,
Barkdoll,	Gutendorf,	McGee,	Snider,
Baumunk,	Guthrie,	McInroy,	Spencer,
Bazin,	Hall,	McWherter,	Stank,
Bear,	Hamilton, R. K.,	Metz,	Stevenson,
Blair,	Hamilton, W. H.,	Mihm,	Stimmel,
Boles,	Harris,	Mikula,	Stone,
Bolton,	Haudenschild,	Miller,	Stoner,
Bomberger,	Helm,	Mills,	Strausser,
Boory,	Hersch,	Monroe,	Sucher,
Bower,	Hewitt,	Moody,	Taylor,
Breisch,	Hocker,	Moore,	Thomas,
Breth,	Hoggard,	Moran,	Thompson,
Brown,	Ide,	Moscrip,	Toll,
Bucchin,	Jenkins,	Muldowney,	Tompkins,
Buchanan,	Jim,	Munley,	Toomey,
Bullen,	Johnson,	Murray, J. J.,	VanSant,
Capano,	Jones, Geo. E.,	Murray, P. G.,	Varallo,
Cianfrani,	Jones, Gran'le E.	Musto,	Varnier,
Cioffi,	Jones, Paul F.,	Naugle,	Vaughan,
Clapper,	Jones, T. H. W.,	Needham,	Verona,
Cochran,	Jump,	Ogilvie,	Wall,
Comer,	Kamyk,	Olsen,	Wallace,
Connelly,	Keller,	Parlante,	Walsh,
Conner,	Kent,	Peiffy,	Wargo,
Cooper,	Kerlin,	Peta,	Waterhouse,
Coyle,	Kline,	Petrosky,	Watkins,
Curwood,	Kohl,	Pettigrew,	Weidner,
Davis,	Kolankiewicz,	Pfaff,	Welsh,
Dougherty,	Kornick,	Phillips,	Wescott,
Down,	Kratz,	Polaski,	Whalley,
Downey,	Kromer,	Polen,	Wheeler,
DuBois,	Kubacki,	Poltenstein,	White,
Dunn,	Lafore,	Price,	Whitenight,
Erb,	Lederer,	Quisenberry,	Willardt,
Ewing,	Lelsey,	Ragot,	Williams,
Farabaugh,	Leonard,	Readinger,	Wilt,
Fenrich,	Leven,	Reagan,	Wood,
Ferster,	Light,	Reidenbach,	Worley,
Filo,	Limper,	Richter,	Yeakel,
Flack,	Lippincott,	Rosen,	Yetzer,
Fleischman,	Lopresti,	Rovansek,	Young,
Floyd,	Lovett,	Royer,	Zeitz,
Flynn,	Lutty,	Rubin,	Ziegler,
Frost,	Maguire,	Sarra,	Smith, C. C.,
Geer,	Mahan,	Schmidt,	Speaker



NAYS—0  
NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 462, as follows:

An Act making an appropriation out of the Motor License Fund to the Department of Public Instruction to promote highway safety education  
The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of twenty-five thousand dollars (\$25,000) or as much thereof as may be necessary is hereby appropriated out of the Motor License Fund to the Department of Public Instruction for the two fiscal years commencing June first one thousand nine hundred fifty-three for the purpose of promoting highway safety education through the schools in this Commonwealth

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Adam,	Gibson,	Markley,	Schuster,
Alexander,	Gleason,	Mathews,	Schwartz,
Amarando,	Glick,	Maxwell,	Scott,
Andrews,	Goodling,	McCann,	Seyler,
Ashton,	Gramlich,	McCormack,	Shoemaker,
Auker,	Greenwood,	McCullough,	Shotwell,
Banker,	Guss,	McDermitt,	Smith, W. B.,
Barkdoll,	Gutendorf,	McGee,	Snider,
Baumunk,	Guthrie,	McInroy,	Spencer,
Bazin,	Hall,	McWherter,	Stank,
Bear,	Hamilton, R. K.,	Metz,	Stevenson,
Blair,	Hamilton, W. H.,	Mihm,	Stimmel,
Boles,	Harris,	Mikula,	Stone,
Bolton,	Haudenschild,	Miller,	Stoner,
Bomberger,	Helm,	Mills,	Strausser,
Boory,	Hersch,	Monroe,	Sucher,
Bower,	Hewitt,	Moody,	Taylor,
Breisch,	Hocker,	Moore,	Thomas,
Breth,	Hoggard,	Moran,	Thompson,
Brown,	Ide,	Moscrip,	Toll,
Bucchin,	Jenkins,	Muldowney,	Tompkins,
Buchanan,	Jim,	Munley,	Toomey,
Bullen,	Johnson,	Murray, J. J.,	VanSant,
Capano,	Jones, Geo. E.,	Murray, P. G.,	Varallo,
Cianfrani,	Jones, Gran'le E.	Musto,	Varnar,
Cioffi,	Jones, Paul F.,	Naugle,	Vaughan,
Clapper,	Jones, T. H. W.,	Needham,	Verona,
Cochran,	Jump,	Ogilvie,	Wall,
Comer,	Kamyk,	Olsen,	Wallace,
Connelly,	Keller,	Parlante,	Walsh
Conner,	Kent,	Peify,	Wargo,
Cooper,	Kerlin,	Peta,	Waterhouse,
Coyle,	Kline,	Petrosky,	Watkins,
Curwood,	Kohl,	Pettigrew,	Weidner,
Davis,	Kolankiewicz,	Pfaff,	Welsh,
Dougherty,	Kornick,	Phillips,	Wescott,
Down,	Kratz,	Polaski,	Whalley,
Downey,	Kromer,	Polen,	Wheeler,
DuBois,	Kubacki,	Poltenstein,	White,
Dunn,	Lafore,	Price,	Whitenight,
Erb,	Lederer,	Quisenberry,	Willaredt,
Ewing,	Lelsey,	Ragot,	Williams,
Farabaugh,	Leonard,	Readinger,	Wilt,
Fenrich,	Leven,	Reagan,	Wood,
Ferster,	Light,	Reidenbach,	Worley,
Filo,	Limper,	Richter,	Yeakel,
Flack,	Lippincott,	Rosen,	Yetzer,

Fleischman,	Lopresti,	Rovansek,	Young,
Floyd,	Lovett,	Royer,	Zeltz,
Flynn,	Lutty,	Rubin,	Ziegler,
Frost,	Maguire,	Sarraf,	Smith, C. C.,
Geer,	Mahan,	Schmidt,	Speaker

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 483, as follows:

An Act making an appropriation for moneys in the Toll Bridge Fund to the Board of Finance and Revenue for the payment of the Loan and Transfer Agent of the Commonwealth

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of one thousand six hundred seventy dollars (\$1,670) or as much thereof as may be necessary is hereby specifically appropriated out of the Toll Bridge Fund to the Board of Finance and Revenue for the two fiscal years beginning June first one thousand nine hundred fifty-three for the payment of the compensation to the Commonwealth's Loan and Transfer Agent for services rendered in connection with the registration transfer and payment of interest on Toll Bridge bonds and for other services required to be performed by the said Loan and Transfer Agent Payments from such appropriation shall be made at such times and in such amounts and upon such basis as may be provided by law or agreed upon between the Board of Finance and Revenue and the said Loan and Transfer Agent

And said bill having been read at length the third time, considered and agreed to,

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Adam,	Gibson,	Markley,	Schuster,
Alexander,	Gleason,	Mathews,	Schwartz,
Amarando,	Glick,	Maxwell,	Scott,
Andrews,	Goodling,	McCann,	Seyler,
Ashton,	Gramlich,	McCormack,	Shoemaker,
Auker,	Greenwood,	McCullough,	Shotwell,
Banker,	Guss,	McDermitt,	Smith, W. B.,
Barkdoll,	Gutendorf,	McGee,	Snider,
Baumunk,	Guthrie,	McInroy,	Spencer,
Bazin,	Hall,	McWherter,	Stank,
Bear,	Hamilton, R. K.,	Metz,	Stevenson,
Blair,	Hamilton, W. H.,	Mihm,	Stimmel,
Boles,	Harris,	Mikula,	Stone,
Bolton,	Haudenschild,	Miller,	Stoner,
Bomberger,	Helm,	Mills,	Strausser,
Boory,	Hersch,	Monroe,	Sucher,
Bower,	Hewitt,	Moody,	Taylor,
Breisch,	Hocker,	Moore,	Thomas,
Breth,	Hoggard,	Moran,	Thompson,
Brown,	Ide,	Moscrip,	Toll,
Bucchin,	Jenkins,	Muldowney,	Tompkins,
Buchanan,	Jim,	Munley,	Toomey,
Bullen,	Johnson,	Murray, J. J.,	VanSant,
Capano,	Jones, Geo. E.,	Murray, P. G.,	Varallo,
Cianfrani,	Jones, Gran'le E.	Musto,	Varnar,
Cioffi,	Jones, Paul F.,	Naugle,	Vaughan,
Clapper,	Jones, T. H. W.,	Needham,	Verona,
Cochran,	Jump,	Ogilvie,	Wall,
Comer,	Kamyk,	Olsen,	Wallace,
Connelly,	Keller,	Parlante,	Walsh
Conner,	Kent,	Peify,	Wargo,

Cooper,	Kerlin,	Peta,	Waterhouse,
Coyle,	Kline,	Petrosky,	Watkins,
Curwood,	Kohl,	Pettigrew,	Weldner,
Davis,	Kolankiewicz,	Pfaff,	Welsh,
Dougherty,	Kornick,	Phillips,	Wescott,
Down,	Kratz,	Polaski,	Whalley,
Downey,	Kromer,	Polen,	Wheeler,
DuBois,	Kubacki,	Poltenstein,	White,
Dunn,	Lafore,	Price,	Whitenight,
Erb,	Lederer,	Quisenberry,	Willaredt,
Ewing,	Lelsey,	Ragot,	Williams,
Farabaugh,	Leonard,	Readinger,	Wilt,
Fenrich,	Leven,	Reagan,	Wood,
Ferster,	Light,	Reidenbach,	Worley,
Filo,	Limper,	Richter,	Yeakel,
Flack,	Lippincott,	Rosen,	Yetzer,
Fleischman,	Lopresti,	Rovansek,	Young,
Floyd,	Lovett,	Royer,	Zeitz,
Flynn,	Lutty,	Rubin,	Ziegler,
Frost,	Maguire,	Sarraf,	Smith, C. C.,
Geer,	Mahan,	Schmidt,	Speaker

## NAYS—0

## NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 511, as follows:

An Act making an appropriation of moneys in the Motor License Fund to the Board of Finance and Revenue for the payment of the Loan and Transfer Agent of the Commonwealth

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of ten thousand dollars (\$10,000) or as much thereof as may be necessary is hereby specifically appropriated out of the Motor License Fund to the Board of Finance and Revenue for the two fiscal years commencing June first one thousand nine hundred fifty-three for the payment of the compensation to the Commonwealth's Loan and Transfer Agent for services rendered in connection with the registration transfer and payment of interest on highway bonds and for other services required to be performed by the said Loan and Transfer Agent Payments from such appropriation shall be made at such times and in such amounts and upon such basis as may be provided by law or agreed upon between the Board of Finance and Revenue and the said Loan and Transfer Agent

And said bill having been read at length the third time, considered and agreed to,

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

## YEAS—207

Adam,	Gibson,	Markley,	Schuster,
Alexander,	Gleason,	Mathews,	Schwartz,
Amarando,	Glick,	Maxwell,	Scott,
Andrews,	Goodling,	McCann,	Seyler,
Ashton,	Gramlich,	McCormack,	Shoemaker,
Auker,	Greenwood,	McCullough,	Shotwell,
Banker,	Guss,	McDermitt,	Smith, W. B.,
Barkdoll,	Gutendorf,	McGee,	Snider,
Baumunk,	Guthrie,	McInroy,	Spencer,
Bazin,	Hall,	McWhorter,	Stank,
Bear,	Hamilton, R. K.,	Metz,	Stevenson,
Blair,	Hamilton, W. H.,	Mihm,	Stimmel,
Boles,	Harris,	Mikula,	Stone,
Bolton,	Haudenshield,	Miller,	Stoner,
Bomberger,	Helm,	Mills,	Strausser,

Boory,	Hersch,	Monroe,	Sucher,
Bower,	Hewitt,	Moody,	Taylor,
B. S. S. S.,	Hocker,	Moore,	Thomas,
Bréth,	Hoggard,	Moran,	Thompson,
Brown,	Ida,	Moscrip,	Toll,
Bucchin,	Jenkins,	Muldowney,	Tompkins,
Buchanan,	Jim,	Munley,	Toomey,
Bullen,	Johnson,	Murray, J. J.,	VanSant,
Capano,	Jones, Geo. E.,	Murray, P. G.,	Varallo,
Cianfrani,	Jones, Gran'le E.	Musto,	Varner,
Cioffi,	Jones, Paul F.,	Naugle,	Vaughan,
Clapper,	Jones, T. H. W.,	Needham,	Verona,
Cochran,	Jump,	Ogilvie,	Wall,
Comer,	Kamyk,	Olsen,	Wallace,
Connelly,	Keller,	Parlante,	Walsh,
Conner,	Kent,	Peilly,	Wargo,
Cooper,	Kerlin,	Peta,	Waterhouse,
Coyle,	Kline,	Petrosky,	Watkins,
Curwood,	Kohl,	Pettigrew,	Weldner,
Davis,	Kolankiewicz,	Pfaff,	Welsh,
Dougherty,	Kornick,	Phillips,	Wescott,
Down,	Kratz,	Polaski,	Whalley,
Downey,	Kromer,	Polen,	Wheeler,
DuBois,	Kubacki,	Poltenstein,	White,
Dunn,	Lafore,	Price,	Whitenight,
Erb,	Lederer,	Quisenberry,	Willaredt,
Ewing,	Lelsey,	Ragot,	Williams,
Farabaugh,	Leonard,	Readinger,	Wilt,
Fenrich,	Leven,	Reagan,	Wood,
Ferster,	Light,	Reidenbach,	Worley,
Filo,	Limper,	Richter,	Yeakel,
Flack,	Lippincott,	Rosen,	Yetzer,
Fleischman,	Lopresti,	Rovansek,	Young,
Floyd,	Lovett,	Royer,	Zeitz,
Flynn,	Lutty,	Rubin,	Ziegler,
Frost,	Maguire,	Sarraf,	Smith, C. C.,
Geer,	Mahan,	Schmidt,	Speaker

## NAYS—0

## NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 513, as follows:

An Act making an appropriation from the Motor License Fund to the Department of Property and Supplies for the payment of costs incurred by that department in acting as purchasing agent for the Department of Highways

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of one hundred fifty-six thousand three hundred eighty-seven dollars (\$156,387) or as much thereof as may be necessary is hereby specifically appropriated from the Motor License Fund to the Department of Property and Supplies for the two fiscal years commencing the first day of June one thousand nine hundred fifty-three for the payment of salaries wages or other compensation of such bureau or division chiefs experts engineers accountants secretaries auditors inspectors examiners statisticians clerks stenographers bookkeepers messengers and other assistants and employees for the payment of postage traveling expenses telephone toll charges telegrams newspaper advertising and notices for the payment of the costs of advertising schedules of supplies proposals for executing any contract work readvertising any schedules or proposals when necessary for the purchase of office supplies and equipment stationery printing printing supplies and printing processes for the purchase of all other material supplies and equipment and for the payment of such other expenses as may be necessary for the proper conduct of the work of the department in acting as purchasing agent for the Department of Highways

And said bill having been read at length the third time, considered and agreed to,



On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

## YEAS—207

Adam,	Gibson,	Markley,	Schuster,
Alexander,	Gleason,	Mathews,	Schwartz,
Amarando,	Glick,	Maxwell,	Scott,
Andrews,	Goodling,	McCann,	Seyler,
Ashton,	Gramlich,	McCormack,	Shoemaker,
Auker,	Greenwood,	McCullough,	Shotwell,
Banker,	Guss,	McDermitt,	Smith, W. B.,
Barkdoll,	Gutendorf,	McGee,	Snider,
Baumunk,	Guthrie,	McInroy,	Spencer,
Bazin,	Hall,	McWherter,	Stank,
Bear,	Hamilton, R. K.,	Metz,	Stevenson,
Blair,	Hamilton, W. H.,	Mihm,	Stimmel,
Boles,	Harris,	Mikula,	Stone,
Bolton,	Haudenschild,	Miller,	Stoner,
Bomberger,	Helm,	Mills,	Strausser,
Boory,	Hersch,	Monroe,	Sucher,
Bower,	Hewitt,	Moody,	Taylor,
Brelsich,	Hocker,	Moore,	Thomas,
Breth,	Hoggard,	Moran,	Thompson,
Brown,	Ide,	Moscrip,	Toll,
Bucchin,	Jenkins,	Muldowney,	Tompkins,
Buchanan,	Jim,	Munley,	Toomey,
Bullen,	Johnson,	Murray, J. J.,	VanSant,
Capano,	Jones, Geo. E.,	Murray, P. G.,	Varallo,
Clanfrani,	Jones, Gran'le E.	Musto,	Varnier,
Cloff,	Jones, Paul F.,	Naugle,	Vaughan,
Clapper,	Jones, T. H. W.,	Needham,	Verona,
Cochran,	Jump,	Ogilvie,	Wall,
Comer,	Kamyk,	Olsen,	Wallace,
Connelly,	Keller,	Parlante,	Walsh,
Conner,	Kent,	Peify,	Wargo,
Cooper,	Kerlin,	Peta,	Waterhouse,
Coyle,	Kline,	Petrosky,	Watkins,
Curwood,	Kohl,	Pettigrew,	Weidner,
Davis,	Kolankiewicz,	Pfaff,	Welsh,
Dougherty,	Kornick,	Phillips,	Wescott,
Down,	Kratz,	Polaski,	Whalley,
Downey,	Kromer,	Polen,	Wheeler,
DuBois,	Kubacki,	Poltenstein,	White,
Dunn,	Lafore,	Price,	Whitenight,
Erb,	Lederer,	Quisenberry,	Willaredt,
Ewing,	Lelsey,	Ragot,	Williams,
Farabaugh,	Leonard,	Readinger,	Wilt,
Fenrich,	Leven,	Reagan,	Wood,
Ferster,	Light,	Reidenbach,	Worley,
Flo,	Limper,	Richter,	Yeakel,
Flack,	Lippincott,	Rosen,	Yetzer,
Fleischman,	Lopresti,	Rovansek,	Young,
Floyd,	Lovett,	Royer,	Zeitz,
Flynn,	Lutty,	Rubin,	Ziegler,
Frost,	Maguire,	Sarraf,	Smith, C. C.,
Geer,	Mahan,	Schmidt,	Speaker

## NAYS—0

## NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 515, as follows:

An Act making an appropriation from the Game Fund to the State Employees' Retirement Board to meet the obligations of the Commonwealth to the State Employees' Retirement System with respect to State employees receiving compensation from the Game Fund

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of one hundred ninety-three thousand five hundred ninety-four dollars (\$193,594) or as much thereof as may be necessary is hereby specifically

appropriated out of the Game Fund to the State Employees Retirement Board for the two scal years commencing the first day of June one thousand nine hundred fifty-three for payment from time to time into the State Employees' Retirement Fund to meet the obligations of the Commonwealth to the State Employees' Retirement System with respect to State employees receiving compensation from the Game Fund

Section 2 Of the sum appropriated by this act there shall be paid into the State Employees' Retirement Fund to the credit of the State Annuity Reserve Account Number two the sum of fifty-two thousand four hundred fifty-one dollars (\$52,451) and to the credit of the Contingent Reserve Account the sum of one hundred forty-one thousand one hundred forty-three dollars (\$141,143)

And said bill having been read at length the third time, considered and agreed to,

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

## YEAS—207

Adam,	Gibson,	Markley,	Schuster,
Alexander,	Gleason,	Mathews,	Schwartz,
Amarando,	Glick,	Maxwell,	Scott,
Andrews,	Goodling,	McCann,	Seyler,
Ashton,	Gramlich,	McCormack,	Shoemaker,
Auker,	Greenwood,	McCullough,	Shotwell,
Banker,	Guss,	McDermitt,	Smith, W. B.,
Barkdoll,	Gutendorf,	McGee,	Snider,
Baumunk,	Guthrie,	McInroy,	Spencer,
Bazin,	Hall,	McWherter,	Stank,
Bear,	Hamilton, R. K.,	Metz,	Stevenson,
Blair,	Hamilton, W. H.,	Mihm,	Stimmel,
Boles,	Harris,	Mikula,	Stone,
Bolton,	Haudenschild,	Miller,	Stoner,
Bomberger,	Helm,	Mills,	Strausser,
Boory,	Hersch,	Monroe,	Sucher,
Bower,	Hewitt,	Moody,	Taylor,
Brelsich,	Hocker,	Moore,	Thomas,
Breth,	Hoggard,	Moran,	Thompson,
Brown,	Ide,	Moscrip,	Toll,
Bucchin,	Jenkins,	Muldowney,	Tompkins,
Buchanan,	Jim,	Munley,	Toomey,
Bullen,	Johnson,	Murray, J. J.,	VanSant,
Capano,	Jones, Geo. E.,	Murray, P. G.,	Varallo,
Clanfrani,	Jones, Gran'le E.	Musto,	Varnier,
Cloff,	Jones, Paul F.,	Naugle,	Vaughan,
Clapper,	Jones, T. H. W.,	Needham,	Verona,
Cochran,	Jump,	Ogilvie,	Wall,
Comer,	Kamyk,	Olsen,	Wallace,
Connelly,	Keller,	Parlante,	Walsh,
Conner,	Kent,	Peify,	Wargo,
Cooper,	Kerlin,	Peta,	Waterhouse,
Coyle,	Kline,	Petrosky,	Watkins,
Curwood,	Kohl,	Pettigrew,	Weidner,
Davis,	Kolankiewicz,	Pfaff,	Welsh,
Dougherty,	Kornick,	Phillips,	Wescott,
Down,	Kratz,	Polaski,	Whalley,
Downey,	Kromer,	Polen,	Wheeler,
DuBois,	Kubacki,	Poltenstein,	White,
Dunn,	Lafore,	Price,	Whitenight,
Erb,	Lederer,	Quisenberry,	Willaredt,
Ewing,	Lelsey,	Ragot,	Williams,
Farabaugh,	Leonard,	Readinger,	Wilt,
Fenrich,	Leven,	Reagan,	Wood,
Ferster,	Light,	Reidenbach,	Worley,
Flo,	Limper,	Richter,	Yeakel,
Flack,	Lippincott,	Rosen,	Yetzer,
Fleischman,	Lopresti,	Rovansek,	Young,
Floyd,	Lovett,	Royer,	Zeitz,
Flynn,	Lutty,	Rubin,	Ziegler,
Frost,	Maguire,	Sarraf,	Smith, C. C.,
Geer,	Mahan,	Schmidt,	Speaker

## NAYS—0

## NOT VOTING—0

The majority required by the Constitution having voted

in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 516, as follows:

An Act to further amend Section 704 of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 343) entitled "An act relating to the finances of the State government providing for the settlement assessment collection and lien of taxes bonus and all other accounts due the Commonwealth the collection and recovery of fees and other moneys or property due or belonging to the Commonwealth or any agency thereof including escheated property and the proceeds of its sale the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth and the settlement of claims against the Commonwealth the resettlement of accounts and appeals to the courts refunds of moneys erroneously paid to the Commonwealth auditing the accounts of the Commonwealth and all agencies thereof of all public officers collecting moneys payable to the Commonwealth or any agency thereof and all receipts of appropriations from the Commonwealth and imposing penalties affecting every department board commission and officer of the State government every political subdivision of the State and certain officers of such subdivisions every person association and corporation required to pay assess or collect taxes or to make returns or reports under the laws imposing taxes for State purposes or to pay license fees or other moneys to the Commonwealth or any agency thereof every State depository and every debtor or creditor of the Commonwealth" by extending the filing period for capital stock franchise corporate loans and foreign bonus reports

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 704 of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 343) entitled "An act relating to the finances of the State government providing for the settlement assessment collection and lien of taxes bonus and all other accounts due the Commonwealth the collection and recovery of fees and other money or property due or belonging to the Commonwealth or any agency thereof including escheated property and the proceeds of its sale the custody of disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth and the settlement of claims against the Commonwealth the resettlement of accounts and appeals to the courts refunds of moneys erroneously paid to the Commonwealth auditing the accounts of the Commonwealth and all agencies thereof of all public officers collecting moneys payable to the Commonwealth or any agency thereof and all receipts of appropriations from the Commonwealth and imposing penalties affecting every department board commission and officer of the State government every political subdivision of the State and certain officers of such subdivisions every person association and corporation required to pay assess or collect taxes or to make returns or reports under the laws imposing taxes for State purposes or to pay license fees or other moneys to the Commonwealth or any agency thereof every State depository and every debtor or creditor of the Commonwealth" as last amended by the act approved the seventh day of May one thousand nine hundred forty-three (P. L. 229) is hereby further amended to read as follows

Section 704 Extensions of Time The Department of Revenue may upon application made to it in such form as it shall prescribe on or prior to the last day for filing any tax report tax return or bonus return grant to the person association or corporation required to file such report or return an extension of not more than sixty

days within which such report or return may be filed without penalty or in case the Federal income tax authorities at any time grant a longer extension of time for filing tax reports with the Federal government the department may grant an additional extension of time for filing capital stock franchise corporate loans and foreign bonus reports of not more than thirty (30) days after the termination of the Federal extension but the amount of tax due shall in such cases nevertheless be subject to interest from the due dates and at the rates fixed by this act The department may also in its discretion extend generally for a period not exceeding fifteen days the time within which reports or returns may be filed for any tax The provisions of this section shall not be construed to affect the provisions of any other act authorizing the department to grant extensions of time for filing corporate net income tax reports

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

#### YEAS—207

Adam,	Gibson,	Markley,	Schuster,
Alexander,	Gleason,	Mathews,	Schwartz,
Amarando,	Glick,	Maxwell,	Scott,
Andrews,	Goodling,	McCann,	Seyler,
Ashton,	Gramlich,	McCormack,	Shoemaker,
Auker,	Greenwood,	McCullough,	Shotwell,
Banker,	Guss,	McDermitt,	Smith, W. B.,
Barkdoll,	Gutendorf,	McGee,	Snider,
Baumunk,	Guthrie,	McInroy,	Spencer,
Bazin,	Hall,	McWherter,	Stank,
Bear,	Hamilton, R. K.,	Metz,	Stevenson,
Blair,	Hamilton, W. H.,	Mihm,	Stimmel,
Boles,	Harris,	Mikula,	Stone,
Bolton,	Haudenshield,	Miller,	Stoner,
Bomberger,	Helm,	Mills,	Strausser,
Boory,	Hersch,	Monroe,	Sucher,
Bower,	Hewitt,	Moody,	Taylor,
Breisch,	Hocker,	Moore,	Thomas,
Breth,	Hoggard,	Moran,	Thompson,
Brown,	Ide,	Moscrip,	Toll,
Bucchin,	Jenkins,	Muldowney,	Tompkins,
Buchanan,	Jim,	Munley,	Toomey,
Bullen,	Johnson,	Murray, J. J.,	VanSant,
Capano,	Jones, Geo. E.,	Murray, P. G.,	Varallo,
Cianfrani,	Jones, Gran'le E.	Musto,	Varner,
Cioffi,	Jones, Paul F.,	Naugle,	Vaughan,
Clapper,	Jones, T. H. W.,	Needham,	Verona,
Cochran,	Jump,	Ogilvie,	Wall,
Comer,	Kamyk,	Olsen,	Wallace,
Connelly,	Keller,	Parlante,	Walsh
Conner,	Kent,	Peifly,	Wargo,
Cooper,	Kerlin,	Peta,	Waterhouse,
Coyle,	Kline,	Petrosky,	Watkins,
Curwood,	Kohl,	Pettigrew,	Weldner,
Davis,	Kolankiewicz,	Pfaff,	Welsh,
Dougherty,	Kornick,	Phillips,	Wescott,
Down,	Kratz,	Polaski,	Whalley,
Downey,	Kromer,	Polen,	Wheeler,
DuBois,	Kubacki,	Poltenstein,	White,
Dunn,	Lafore,	Price,	Whitenight,
Erb,	Lederer,	Quisenberry,	Willaredt,
Ewing,	Lelsey,	Ragot,	Williams,
Farabaugh,	Leonard,	Readinger,	Wilt,
Fenrich,	Leven,	Reagan,	Wood,
Ferster,	Light,	Reidenbach,	Worley,
Filo,	Limper,	Richter,	Yeakel,
Flack,	Lippincott,	Rosen,	Yetzer,
Fleischman,	Lopresti,	Rovasek,	Young,
Floyd,	Lovett,	Royer,	Zeltz,
Flynn,	Lutty,	Rubin,	Ziegler,
Frost,	Maguire,	Sarra,	Smith, C. C.,
Geer,	Mahan,	Schmidt,	Speaker

#### NAYS—0

#### NOT VOTING—0

The majority required by the Constitution having voted



in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 575, entitled as follows:

An Act to add Section 1409 to the act approved the twenty-third day of June one thousand nine hundred thirty-one (P. L. 932) entitled "An act relating to cities of the third class and amending revising and consolidating the law relating thereto" by authorizing and regulating the formation of a State association of treasurers of third class cities and providing that certain expenses are to be paid by third class cities and limiting the amount of such expenses

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 1409 is hereby added to the act approved the twenty-third day of June one thousand nine hundred thirty-one (P. L. 932) entitled "An act relating to cities of the third class and amending revising and consolidating the law relating thereto" as reenacted and amended by the act approved the twenty-eighth day of June one thousand nine hundred fifty-one (P. L. 662) to read as follows

Section 1409 Formation Authorized Purpose (a) Third class city treasurers may form a State association of third class city treasurers and may hold meetings thereof for the purpose of discussing the various questions which arise in the discharge of their duties and for such other purposes as will conduct to greater efficiency in their respective offices

(b) Meetings The association of third class city treasurers may meet at the same time and place as the State associations of county treasurers and may meet in joint session with them if mutually agreed upon It shall however have a separate session on at least two days of the annual meeting

(c) Expenses of Members Length of Meetings Expenses Each treasurer shall be allowed his expenses actually and necessarily incurred in going to attending and returning from the annual meeting of the association but not exceeding twelve dollars (\$12) per day together with eight cents per mile in going to and returning from such meeting The time spent in attending the meeting exclusive of the time employed in traveling shall not exceed three days These expenses shall be paid by the respective third class cities as well as the expenses of the annual meeting of the association including printing committee expenses and stenographers but shall not exceed twenty-five dollars per annum for each third class city

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

#### YEAS—206

Adam	Gibson,	Markley,	Schuster,
Alexander,	Gleason,	Mathews,	Schwartz,
Amarando,	Glick,	Maxwell,	Scott,
Andrews,	Goodling,	McCann,	Seyler,
Ashton,	Gramlich,	McCormack,	Shoemaker,
Banker,	Greenwood,	McCullough,	Shotwell,
Barkdoll,	Guss,	McDermitt,	Smith, W. B.,
Baumunk,	Gutendorf,	McGee,	Snider,
Bazin,	Guthrie,	McInroy,	Spencer,
Bear,	Hall,	McWhorter,	Stank,
Blair,	Hamilton, R. K.,	Metz,	Stevenson,
Boles,	Hamilton, W. H.,	Mihm,	Stimmel,
Bolton,	Harris,	Mikula,	Stone,
Bomberger,	Haudenshield,	Miller,	Stoner,
Boory,	Helm,	Mills,	Strausser,

Bower,	Hersch,	Monroe,	Sucher,
Brelsich,	Hewitt,	Moody,	Taylor,
Breth,	Hocker,	Moore,	Thomas,
Brown,	Hoggard,	Moran,	Thompson,
Buchin,	Ide,	Moscrip,	Toll,
Buchanan,	Jenkins,	Muldowney,	Tompkins,
Bullen,	Jim,	Munley,	Toomey,
Capano,	Johnson,	Murray, J. J.,	VanSant,
Cianfrani,	Jones, Geo. E.,	Murray, P. G.,	Varallo,
Cioffi,	Jones, Gran'le E.	Musto,	Varnier,
Clapper,	Jones, Paul F.,	Naugle,	Vaughan,
Cochran,	Jones, T. H. W.,	Needham,	Verona,
Comer,	Jump,	Ogilvie,	Wall,
Connelly,	Kamyk,	Olsen,	Wallace,
Conner,	Keller,	Parlante,	Walsh
Cooper,	Kent,	Pelfy,	Wargo,
Coyle,	Kerlin,	Peta,	Waterhouse,
Curwood,	Kline,	Petrosky,	Watkins,
Davis,	Kohl,	Pettigrew,	Weidner,
Dougherty,	Kolankiewicz,	Pfaff,	Welsh,
Down,	Kornick,	Phillips,	Wescott,
Downey,	Kratz,	Polaski,	Whalley,
DuBois,	Kromer,	Polen,	Wheeler,
Dunn,	Kubacki,	Poltenstein,	White,
Erb,	Lafore,	Price,	Whitenight,
Ewing,	Lederer,	Quisenberry,	Willaredt,
Farabaugh,	Leisey,	Ragot,	Williams,
Fenrich,	Leonard,	Readinger,	Wilt,
Ferster,	Leven,	Reagan,	Wood,
Filo,	Light,	Reidenbach,	Worley,
Flack,	Limper,	Richter,	Yeakel,
Fleischman,	Lippincott,	Rosen,	Yetzer,
Floyd,	Lopresti,	Rovansek,	Young,
Flynn,	Lovett,	Royer,	Zeit,
Frost,	Lutty,	Rubin,	Ziegler,
Geer,	Maguire,	Sarraf,	Smith, C. C.,
	Mahan,	Schmidt,	Speaker

#### NAYS—1

Auker,

#### NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

#### CAUCUS

Mr. READINGER. Mr. Speaker, I request that the Chair declare a short recess for the purpose of allowing the Democratic Members of the House to have a twenty minute caucus at this time.

Mr. ANDREWS. Mr. Speaker, I rise to assure the Speaker and the Republican members that when we come back we will have no stratagems or sinister designs, and if they are not in their seats nothing will happen they will not approve of.

The SPEAKER. The Chair did not know what effect Las Vegas may have had on some of the gentlemen.

#### RECESS

The SPEAKER. If there is no objection, the Chair will declare a short recess. The Chair hears none, and declares a recess for twenty minutes, and requests that the Republican Members remain in their seats.

#### AFTER RECESS

The time of recess having expired, the House was called to order.

The SPEAKER (Charles C. Smith) in the Chair.

#### MEMBER WELCOMED

The SPEAKER. The Chair is very happy to welcome back to the Hall of the House today the gentleman from

Schuykill, Mr. Kline, who has been confined at home with a long illness.

### SENATE MESSAGES

The Clerk of the Senate being introduced, presented extracts from the Journal of the Senate:

Senate Bills for concurrence Nos. 53, 252 and 262.

### PERMISSION TO ADD ADDITIONAL SPONSORS

Mr. WOOD asked and obtained unanimous consent to add additional sponsors to a bill to be introduced by him.

### COMMITTEE MEETINGS

HIGHWAYS—Mr. ROYER, Chairman, Room 329, Tuesdays, March 24, at 10:00 a. m.

LAW and ORDER—Mr. TOOMEY, Chairman, Room 325, Tuesday, March 24, at 10:30 a. m.

MOTOR VEHICLES—Mr. GUTHRIE, Chairman, Room 522, Tuesday, March 24, at 10:30 a. m.

MUNICIPAL CORPS.—Mr. KRATZ, Chairman, Room 521, Tuesday, March 24, at 9:30 a. m.

PUBLIC HEALTH and SANITATION—Mr. FROST, Chairman, Room 522, Tuesday, March 24, at 10:00 a. m.

STATE GOVERNMENT—Mr. WATKINS, Chairman, Room 324, Tuesday, March 24, at 10:45 a. m.

WELFARE—Mr. HAUDENSHIELD, Chairman, Room 330, Tuesday, March 24, at 10:30 a. m.

### ADJOURNMENT

Mr. HEWITT. Mr. Speaker, I move that this House do now adjourn until Tuesday, March 24, 1953 at 11:00 a. m.

The motion was agreed to, and (at 6:16 p. m.) the House adjourned.





# Legislative Journal.

Session 1953.

140th of the General Assembly.

Vol. 33.

HARRISBURG, PA., TUESDAY, MARCH 24, 1953.

No. 19.

## SENATE

TUESDAY March 24, 1953.

The Senate met at 11:00 o'clock a. m., Eastern Standard Time.

The PRESIDENT (Lieutenant-Governor Lloyd H. Wood) in the Chair.

### PRAYER

The Chaplain, Dean JOSEPH HARTE, Pastor of St. Paul's Episcopal Cathedral, Erie, offered the following prayer:

O God, our unseen guest, whose statutes are good and gracious and whose law is ever truth, we beseech Thee so to guide and govern the Senate of this Commonwealth and its officers, that it may ordain for our governance only such good things as shall please Thee, to the glory of God and the welfare of His people, Amen.

### JOURNAL APPROVED

The PRESIDENT. A quorum of the Senate being present, the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. MAHANY and Mr. TAYLOR, further reading was dispensed with, and the Journal was approved.

### LEAVES OF ABSENCE

Mr. MAHANY asked and obtained leave of absence for Mr. WOLFE, due to illness.

Mr. HARE asked and obtained leave of absence for Mr. KEPHART, due to illness.

He also asked and obtained leave of absence for Mr. CROWE for the next two weeks, due to illness.

### HOUSE MESSAGE

#### HOUSE BILLS FOR CONCURRENCE

The Clerk of the House of Representatives being introduced, presented for concurrence bills of the House, as follows:

House Bill No. 191, entitled:

An Act to amend the act, approved the nineteenth day of March, one thousand nine hundred fifty-one (P. L. 28), entitled "An act relating to the civil defense of this State and its coordination with national defense; providing for the establishment of a State Council of Civil Defense, local and district councils of civil defense, Mobile Support Units; prescribing the powers, duties and immunities thereof and of their personnel; authorizing mutual aid

compacts, and providing penalties," by providing for private and governmental immunity from liability for certain acts, and conferring powers of peace officers on auxiliary police with the right to arrest on view without warrant in certain cases.

Which was committed to the Committee on State Government.

House Bill No. 300, entitled:

An Act to further amend Section 5 of the act approved the eleventh day of June one thousand nine hundred forty-seven (P. L. 565) entitled "An act providing compensation to certain persons who served in the military or naval forces of the United States or of any of her allies during World War II providing the method of making payment to representatives of persons who because of death or incapacity cannot personally receive compensation imposing certain duties on the Adjutant General making an appropriation and providing penalties" by extending the time during which applications may be filed for veterans' compensation.

Which was committed to the Committee on Military Affairs and Aeronautics.

House Bill No. 310, entitled:

A Joint Resolution proposing an amendment to section eight article five of the Constitution of the Commonwealth of Pennsylvania authorizing the Court of Common Pleas of Allegheny County to detail one or more of the judges of the County Court to hold the courts of oyer and terminer and the courts of quarter sessions of the peace of said county

Which was committed to the Committee on Constitutional Changes and Federal Relations.

House Bill No. 336, entitled:

An Act to amend section one thousand one hundred seventy of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by further providing for sabbatical leaves of absence

Which was committed to the Committee on Education.

House Bill No. 450, entitled:

An Act making an appropriation from the Fish Fund to the State Employees' Retirement Board to meet the obligations of the Commonwealth to the State Employees' Retirement System with respect to State Employees receiving compensation from the Fish Fund

Which was committed to the Committee on Appropriations.



House Bill No. 462, entitled:

An Act making an appropriation out of the Motor License Fund to the Department of Public Instruction to promote highway safety education.

Which was committed to the Committee on Appropriations.

House Bill No. 483, entitled:

An Act making an appropriation for moneys in the Toll Bridge Fund to the Board of Finance and Revenue for the payment of the Loan and Transfer Agent of the Commonwealth.

Which was committed to the Committee on Appropriations.

House Bill No. 511, entitled:

An Act making an appropriation of moneys in the Motor License Fund to the Board of Finance and Revenue for the payment of the Loan and Transfer Agent of the Commonwealth.

Which was committed to the Committee on Appropriations.

House Bill No. 513, entitled:

An Act making an appropriation from the Motor License Fund to the Department of Property and Supplies for the payment of costs incurred by that department in acting as purchasing agent for the Department of Highways.

Which was committed to the Committee on Appropriations.

House Bill No. 515, entitled:

An Act making an appropriation from the Game Fund to the State Employees' Retirement Board to meet the obligations of the Commonwealth to the State Employees' Retirement System with respect to State employees receiving compensation from the Game Fund.

Which was committed to the Committee on Appropriations.

House Bill No. 516, entitled:

An Act to further amend Section 704 of the act approved the ninth day of April one thousand nine hundred twenty-nine P. L. 343) entitled "An act relating to the finances of the State government providing for the settlement assessment collection and lien of taxes bonus and all other accounts due the Commonwealth the collection and recovery of fees and other money or property due or belonging to the Commonwealth or any agency thereof including escheated property and the proceeds of its sale the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth and the settlement of claims against the Commonwealth the resettlement of accounts and appeals to the courts refunds of moneys erroneously paid to the Commonwealth auditing the accounts of the Commonwealth and all agencies thereof of all public officers collecting moneys payable to the Commonwealth or any agency thereof and all receipts of appropriations from the Commonwealth and imposing penalties affecting every department board commission and officer of the State government every political subdivision of the State and certain officers of such subdivisions every person association and corporation required to pay assess or collect taxes or to make returns or reports under the laws imposing taxes for State purposes or to pay license fees or other moneys to the Commonwealth or any agency thereof every State depository and every debtor or

creditor of the Commonwealth" by extending the filing period for capital stock franchise corporate loans and foreign bonus reports

Which was committed to the Committee on Finance.

House Bill No. 575, entitled:

An Act to add Section 1409 to the act, approved the twenty-third day of June, one thousand nine hundred thirty-one (P. L. 932), entitled "An act relating to cities of the third class; and amending, revising and consolidating the law relating thereto," by authorizing and regulating the formation of a State association of treasurers of third class cities and providing that certain expenses are to be paid by third class cities and limiting the amount of such expenses.

Which was committed to the Committee on Local Government.

## REPORTS FROM COMMITTEES

Mr. McPHERSON, JR., from the Committee on State Government reported as committed Senate Bill No. 85, entitled:

An Act to amend the act approved the twenty-first day of January, one thousand nine hundred fifty-two (Appropriation Acts page 87) entitled "An act to provide for the ordinary expenses of the Executive, Legislative and Judicial Departments of the Commonwealth, interest on the public debt, and the support of the public schools for two years beginning June first, one thousand nine hundred fifty-one, and for the payment of bills, incurred and remaining unpaid at the close of the fiscal year ending May thirty-first, one thousand nine hundred fifty-one," by changing the conditions for expending appropriation for incidental expenses of the Senate.

He also, from the Committee on State Government reported as committed House Bill No. 14, entitled:

An Act to repeal the act approved the fifteenth day of July one thousand nine hundred thirty-five (P. L. 1006) entitled "An act authorizing the Department of Property and Supplies with the approval of the Governor to sell and convey three contiguous parcels of land."

He also, from the Committee on State Government reported as committed House Bill No. 37, entitled:

An Act authorizing the Department of Property and Supplies to sell and convey a tract of land situate in the Township of North Union Fayette County Pennsylvania with the approval of the Governor.

Mr. MAHANY, from the Committee on Rules reported as committed Senate Bill No. 297, entitled:

An Act to further amend the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers, providing for the appointment of certain administrative officers, and of all deputies and other assistants and employees in certain departments, boards and commissions; and prescribing the manner in which the number and compensation of the deputies and

all other assistants and employes of certain departments, boards and commissions shall be determined," by making the Pennsylvania State Police and the Pennsylvania Board of Parole departmental administrative agencies in the Department of Justice; and prescribing their powers and duties.

Mr. WAGNER, from the Committee on State Government, reported as committed Senate Bill No. 35, entitled:

An Act to further amend Section 1 of the act, approved the twenty-fifth day of April, one thousand nine hundred twenty-nine (P. L. 723), entitled "An act regulating the investment of funds by administrative departments, boards, commissions, and officers of the State Government," by expanding the investment powers of State administrative departments, boards, commissions or officers.

Mr. WADE, from the Committee on State Government, reported as committed Senate Bill No. 163, entitled:

An Act to further amend the last paragraph of section five hundred seven of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers, providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," by authorizing departments, boards and commissions to contract for utility services furnished by electric cooperative corporations.

#### BILLS INTRODUCED AND REFERRED

Mr. WATKINS read in his place and presented to the Chair Senate Bill No. 342, entitled:

An Act to further amend Section 31 of the act approved the twenty-ninth day of March, one thousand eight hundred three (P. L. 542), entitled "An act to establish a Board of Wardens for the port of Philadelphia, and for the regulation of pilots and pilotages, and for other purposes therein mentioned," by permitting the Commissioners to conduct hearings when complaints are not filed.

Which was committed to the Committee on State Government.

Mr. McCREESH read in his place and presented to the Chair Senate Bill No. 343, entitled:

An Act to promote the general welfare by prescribing hours, rates and conditions of employment.

Which was committed to the Committee on Labor and Industry.

Messrs. STEVENSON, LETZLER and LANE read in place and presented to the Chair Senate Bill No. 344, entitled:

An Act appropriating certain moneys in the Motor

License Fund to cities, boroughs, towns and townships of the Commonwealth for certain purposes and for a limited time; conferring powers and imposing duties on the officials of such political subdivisions and on the Department of Highways.

Which was committed to the Committee on Highways.

Mr. WATSON read in his place and presented to the Chair Senate Bill No. 345, entitled:

An Act to further amend the act, approved the first day of May, one thousand nine hundred thirty-three (P. L. 103), entitled "An act concerning townships of the second class; and amending, revising, consolidating, and changing the law relating thereto," by further providing when boundaries may be altered.

Which was committed to the Committee on Local Government.

He also read in his place and presented to the Chair Senate Bill No. 346, entitled:

An Act to further amend the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-one (P. L. 1206), entitled "An act concerning townships of the first class; amending, revising, consolidating, and changing the law relating thereto," by further providing when boundaries may be altered.

Which was committed to the Committee on Local Government.

#### PERMISSION TO ADDRESS SENATE

Mr. MAHANY asked and obtained unanimous consent to address the Senate.

Mr. MAHANY. Mr. President, the bill which I am about to introduce is a part of the Government Survey Committee Report recommendation, and I request that it be referred to the Rules Committee.

#### BILL INTRODUCED AND REFERRED

Messrs. MAHANY and DENT (By request) read in place and presented to the Chair Senate Bill No. 347, entitled:

An Act providing for the sale of the State medical and surgical hospitals and for the disposition of the purchase moneys therefor.

Which was committed to the Committee on Rules.

#### REPORT FROM COMMITTEE

Mr. PECHAN. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. PECHAN, from the Committee on State Government, reported as committed Senate Bill No. 41, entitled:

A Supplement to the act, approved the twenty-fifth day of June, one thousand nine hundred thirty-one (P. L. 1352), entitled "An act providing for joint action by the Commonwealth of Pennsylvania and the State of New Jersey in the administration, operation, and maintenance of bridges over the Delaware River, and for the construction of additional bridge facilities across said river; authorizing the Governor, for these purposes, to enter into an agreement with the State of New Jersey; creating a Delaware River Joint Toll Bridge Commission and specifying the powers and duties thereof, including the power to finance the construction of additional bridges by the issuance of revenue bonds to be redeemed from revenues



derived from tolls collected at such bridges; transferring to said commission all powers now exercised by existing commission created to acquire toll bridges over the Delaware River; and making an appropriation," by authorizing the Governor to enter into a supplemental compact or agreement on behalf of the Commonwealth of Pennsylvania with the State of New Jersey amending and supplementing the compact or agreement entitled "Agreement between the Commonwealth of Pennsylvania and the State of New Jersey creating the Delaware River Joint Toll Bridge Commission as a body corporate and politic and defining its powers and duties," as heretofore amended and supplemented; enlarging the jurisdiction and powers of said commission with respect to the acquisition, construction, administration, operation, and maintenance of port and terminal facilities, the financing thereof, and the fixing, charging and collecting of tolls and other charges for the use of said port and terminal facilities; authorizing the issuance of negotiable bonds and obligations of the commission; providing for the designation of deputies to act for and in behalf of absent ex-officio members of said commission from Pennsylvania; authorizing the combining for financing purposes of any such port and terminal facilities with any bridge or bridges heretofore or hereafter constructed or acquired by said commission; and authorizing the Governor to apply, on behalf of the Commonwealth of Pennsylvania, to the Congress of the United States for its consent to such supplemental compact or agreement.

### RECESS

Mr. MAHANY. Mr. President, I move that the Senate do now take a recess for ten minutes, for the purpose of having a meeting of the Rules Committee.

Mr. HARE. Mr. President, I second the motion.

The motion was agreed to.

### AFTER RECESS

The PRESIDENT. The time of recess having elapsed, the Senate will be in order.

### PETITIONS AND REMONSTRANCES

Mr. HARE. Mr. President, I think this is the first time in fourteen years that I have risen under Petitions and Remonstrances, but in reading my Legislative Journal for last week, I notice on pages 682 and 683 that my distinguished colleague from Northampton, Senator Yosko, rose and took issue with some statement of a civilian defense official from Massachusetts, as to the value of viewing the atomic explosion at Yucca Flat.

Mr. President, I think one of the most learned individuals I met on that trip, and I think it was very worth-while, was John McCullough, the expert from the Philadelphia Inquirer, who has viewed every bomb dropping since Bikini. John McCullough's article, on the front page of this paper last Sunday, takes official notice of the remarks made here in the Senate, as a direct quote, and says of them:

"The quasi-cynical comment made by one civil defense official that an observer could see all that was necessary of the test by paying 50 cents to see the newsreels, official observers on the Yucca Flat agreed, was a counsel either of stupidity or indifference.

"No pictures, however graphic, were a substitute for the actual experience of feeling the blast heat, watching the pall of high-intensity radioactive dust close in, and feeling the sharp impact of the blast wave as it sped across the desert bowl at express train speed, pushing its fringe of dust ahead of it.

"Don't tell me there wasn't any blast," Joseph Hack-

ney, Atlantic City civil defense official, declared. 'I was standing on a rock on "News Nob," snapping pictures like mad, when it hit me. I went over backward as though I had been hit by a flying tackle. There's blast, all right.'

Mr. President, I would like to ask unanimous consent to enter the article of John McCullough in the Legislative Journal, if there are no objections.

### "VALUE OF CIVIL DEFENSE EDUCATION HELD PROVED BY LATEST A-TEST"

"By John M. McCullough

"The basic principle of public education which the Philadelphia Civil Defense Council has been pursuing steadily for the past two years—that an alert and informed public is the best possible defense against atomic attack—was proved in the atomic test on Nevada's Yucca Flat Proving Ground last week.

"Maj. Gen. Norman D. Cota, executive director of the council, made that comment as survey teams reported on what they had found behind the pall which still obscured the seven-square-mile impact area.

### "Test Bears Out Bulletins

"Two bulletins in particular published by the council and distributed through the schools and at public meetings by the hundreds of thousands—Information Bulletins Nos. 1 and 3—might have been written in the light of last Tuesday's blast rather than months before.

"The quasi-cynical comment made by one civil defense official that an observer could see all that was necessary of the test by paying 50 cents to see the newsreels, official observers on the Yucca Flat agreed, was a counsel either of stupidity or indifference.

### "Hit By Flying Tackle

"No picture, however graphic, were a substitute for the actual experience of feeling the blast heat, watching the pall of high-intensity radio-active dust close in, and feeling the sharp impact of the blast wave as it sped across the desert bowl at express train speed, pushing its fringe of dust ahead of it.

"Don't tell me there wasn't any blast,' Joseph Hackney, Atlantic City civil defense official, declared. 'I was standing on a rock 'in "News Nob," snapping pictures like mad; when it hit me. I went over backward as though I had been hit by a flying tackle. There's blast, all right.'

### "Instant Shelter Vital

"On the other hand, objective analysis of the test results, premature and inclusive as they may be, did more than anything else to sweep some nuclear myths from the minds of civil defense officials and to de-bunk the 'Good heavens, Nellie' school of atomic thinking.

"Among the points developed by such an analysis are these:

"1. Any shelter—even only reasonably adequate shelter—taken instantly upon warning is the very first and most vitally significant lesson in the face of atomic attack.

"2. The real fire threat is not the super-heat of the bomb detonation, which though violent is transient, but the 'secondary fire'—the fire ignited by electric short circuits and other domestic or industrial sources of heat.

"Even a low air-bursting bomb whose expanding fireball actually touches and scorches the earth does not cause lingering radio-activity of an intensity that will prohibit mobilized civil defense workers from going into action immediately.

"4. An alert and informed public, so drilled in the basic principles of self-protection as not to panic easily in the face of attack, is the real defense against 'The Bomb.'

"5. The low-bursting bomb caused an earth tremor not unlike a localized earthquake which, upon careful analysis, may prove to be a new factor which will cause some re-evaluation of civil defense planning, particularly as it may affect underground utilities.



### "Withstand Effects

"Let's take up these points in their order:

"Shelter: Shelter designed by the Federal Civil Defense Administration withstood all of the effects of the blast from a close-in point only 1250 feet from ground zero out to a distance of 1½ miles. Generally speaking, these are shelters which any household or any industry could erect without excessive cost. Many structures today, with only slight modification, would meet the specifications adequately.

"Nowhere was this truism more dramatically demonstrated than in the two test houses—Projects 21-A and 21-B, to use the FCDA's official nomenclature.

"Both houses were of modern construction, no more and no less substantial than any \$18,000 clapboard frame residence erected on a concrete block foundation among the mushrooming residential developments in Philadelphia's suburbs. Its framing in every respect corresponded to the best building practice.

"In both houses, ranged against the cellar foundation wall, were two types of shelters—a lean-to shelter, of two-by-four framing, sheathed in ¾-inch fir, under which three or four persons could be accommodated; and a ("box") shelter, also framed with two-by-fours, with roof and siding of the same ¾-inch wood.

### "Blown From Foundations

"The first house was blown from its foundation by the shock wave discolored but not ignited by the heat, and collapsed into shattered debris. The shelters were intact. Dummies, weighted to simulate children and adults, were not disturbed in either house. The lingering radiation was substantially less than on either the first or second floor.

"The second house was wrecked—possibly by the combination of the blast and the earth tremor. Its floor joists and roof rafters were splintered, all but two windows and their frames blown out—or in, in the rear wall—and it would require major repairs to make it habitable.

"Fire. Some observers who entered the impact area within slightly less than 3500 feet of ground zero initially were unduly impressed by the absence of real fire damage. As a result, they leaped to the unwise conclusion that the heat of atomic explosion had been exaggerated. It was not until, through binoculars, their attention was drawn to two small heaps of fused and blackened steel, each hardly larger than the body of a flame-seared truck, that they changed their minds.

"The two small heaps were, respectively, all that remained of a 300-foot, 40-ton steel tower from which the bomb was detonated, and a tower of equal height resembling any radio tower familiar to a Philadelphian. The rest of the steel had been vaporized and swept away in the bomb cloud.

### "Sage Brush Scorched

"Because there was only a scorch mark on the sage brush in the area, the conclusion that the heat factor had been overdone was further supported. Actually, sage brush has a very high ignition point and the bomb's flash heat, intense though it is, passes too swiftly to ignite the hardy flora of the desert. Even those fires set by the flash heat, which is instantaneous since it travels with the speed of light, are 'snuffed out' by the violent wind of the blast wave, which relatively travels very much slower.

"Light travels at the speed of 186,000 miles a second; the blast wave initially at a speed of about 1000 miles an hour, falling off rapidly to about 1100 feet a second, the speed of sound.

"Neither house was equipped with standard utilities, such as electricity or illuminating gas. There were no matches in table drawers, no inflammable liquids, oil or paint-soaked rags in enclosed spaces whose temperatures might have been raised to the point of spontaneous combustion.

"Thus, the lack of fire following the blast merely emphasized rather than minimized the standard civil defense

instructions regarding 'fireproof' housekeeping, training in household fire-fighting, and care of appliances which might serve as the source of fire.

"Lingering Radioactivity: No aspect of the test caused officials of both the Atomic Energy Commission and the Federal Civil Defense Administration more concern than the reaction of observers to the understanding of radiation in all of its aspects.

"Prompt radiation is that which occurs within about three seconds from the explosion of the bomb itself, when rays and particles of the explosion are spewed like minute machine-gun bullets over an area of about a mile and a half from ground zero. 'Lingering' radiation is that which is artificially induced in other materials by this prompt radiation.

"At every test point—attached to dummies in the houses, in every automobile on the test site—there were either film badges, which automatically recorded radiation, or 'dosimeters,' another device to record radiation.

"What level the 'prompt' radiation reached at any given point, but of most significance in the basement shelters, will not be known for two or three weeks, after the badges and dosimeters have been read by the National Bureau of Standards. To exposed persons within about 4000 feet, the 'prompt' radiation would have been deadly.

"The important fact, however, is that the 'lingering' radiation decayed rapidly. At no time was it so severe as to have prevented rescue crews from entering the area, although their time on duty probably would have had to be carefully limited to avoid undue emergency exposure.

"Because of their frequent exposure to radiation, AEC workers are not permitted to absorb more than a total of three roentgen units in any 14-day period. They can be exposed to that level of radiation for the rest of their natural lives without injury of any kind. It was this level which was maintained at the site.

"However, for emergency purposes, FCDA teaches that even a radiation level of 25 roentgens can be taken by emergency workers for a limited time, since theirs is a 'one-shot' exposure—that is, one that will not be repeated possibly in a lifetime.

"When we entered within less than 3500 feet of ground zero seven hours after the blast, the radiation level was six milliroentgens (6/1000ths roentgen). Within the half hour that we stood there, it had decayed to slightly less than 4/1000ths. The alkali dust under our feet was radioactive, but we could have rolled in it, in all likelihood, without requiring any treatment other than a much-needed shower, which was needed in any case.

"All of this added up, in the minds of official observers, to the fact that an alert and informed public—a public which knows both the hazards and the limitations of atomic attack, and which is prepared to take action promptly in the light of that knowledge, in accordance with pre-planned conduct—can face the bomb's blinding blast with no less but hardly greater qualms than its sons and brothers and husbands face combat.

"This is what the Philadelphia Civil Defense Council has been trying to tell the Philadelphia public for the past two years."

The PRESIDENT. The article will be spread upon the Journal.

Mr. YOSKO. Mr. President, the distinguished Majority Whip mentioned my name in connection with some remarks I made here last week. Since he was not here, I thought I would enlighten him as to how my remarks came about.

Mr. President, there was debate, if my memory serves me correctly, on the floor of the Senate on the lack of a legislative program and lack of activity on the part of this Legislature. During the course of the debate, I rose and informed the Members of the Senate of an article I read in the Philadelphia Bulletin, emanating from the State of Massachusetts. My related remarks in connection



with the article had something to do with the lack of a legislative program.

Mr. President, I think if you will take a look at the record, you will find that I concluded my remarks by saying that I hoped that when the atomic bomb exploded, the Governor, together with the Majority Leader and the Minority Leader of the Senate, as well as the Minority Leader of the House, would get together and from the explosion probably bring back to us a legislative program that would permit this Legislature to get down to work, get a Calendar together here which will keep us in session at least three days a week, so that we could conclude the work of this Session of the Legislature. I feel the same about it now as I felt last week.

Mr. MAHANY. Mr. President, I am glad to report that "Doctor Dent" and the rest of us, immediately after the atomic explosion, did get together and, as a result, we are about ready to light a fuse under a whole lot of bills which, if given time now, Senator Ruth will report from the Committee on Rules.

#### REPORTS FROM COMMITTEE

Mr. RUTH. Mr. President, I ask unanimous consent to make reports from committee at this time.

The PRESIDENT. Is there objection? The Chair hear none.

Mr. RUTH, from the Committee on Rules, reported as committed Senate Bill No. 327, entitled:

An Act to further amend the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employees in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments, boards, and commissions shall be determined," by making the Pennsylvania Historical and Museum Commission a departmental administrative commission in the Department of Public Instruction, and prescribing its powers and duties.

He also, from the Committee on Rules reported as committed Senate Bill No. 328, entitled:

An Act to further amend the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers, fixing the salaries of the Gov-

ernor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employees in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments, boards and commissions shall be determined," by creating the Highway Planning Commission as an advisory commission in the Department of Highways.

He also, from the Committee on Rules reported as committed Senate Bill No. 341, entitled:

An Act to further amend the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employees in certain departments, boards, and commissions; prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments, boards and commissions shall be determined," by establishing the Department of Health and Welfare; transferring to it the powers and duties of the Department of Health, Department of Welfare and Department of Public Assistance; providing for a Secretary of Health and Welfare; defining his powers and duties; and abolishing the Department of Health, the Department of Welfare and the Department of Public Assistance.

He also, from the Committee on Rules reported as committed Senate Bill No. 329, entitled:

An Act abolishing the Department of Health and transferring its powers and duties to the Department of Health and Welfare.

He also, from the Committee on Rules reported as committed Senate Bill No. 331, entitled:

A Joint Resolution proposing an amendment to the Constitution of the Commonwealth of Pennsylvania by providing for the abolition of the office of Secretary of Internal Affairs.

He also, from the Committee on Rules reported as committed Senate Bill No. 332, entitled:

An Act to further amend the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and



other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," by transferring powers and duties relating to weights and measures from the Department of Internal Affairs to the Department of Labor and Industry.

He also, from the Committee on Rules reported as committed Senate Bill No. 330, entitled:

An Act to amend Section 2008 of the act approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto," by requiring repayment of tuition costs by State teachers college graduates who fail to comply with their agreement to teach in the public schools of this Commonwealth.

He also, from the Committee on Rules reported as committed Senate Bill No. 333, entitled:

An Act to reenact and further amend portions of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," by abolishing the board of trustees of State teachers' colleges; creating an advisory board for each State teachers' college; defining their powers and the powers and duties of the Department of Public Instruction with respect to State teachers' colleges; and renaming the departmental administrative agencies in the Department of Public Instruction and the State advisory boards and commissions.

He also, from the Committee on Rules reported as committed Senate Bill No. 334, entitled:

An Act to further amend the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and

all other assistants and employes of certain departments, boards and commissions shall be determined," by making the Milk Control Commission a departmental administrative commission in the Department of Agriculture and prescribing its powers and duties.

He also, from the Committee on Rules reported as committed Senate Bill No. 335, entitled:

An Act to amend the act, approved the eighteenth day of May, one thousand nine hundred forty-nine (P. L. 1440), entitled "An act concerning notaries public and amending, revising, consolidating and changing the law relating thereto," by providing for the appointment of notaries public by the Secretary of the Commonwealth.

He also, from the Committee on Rules reported as committed Senate Bill No. 336, entitled:

A Joint Resolution proposing an amendment to article four, section eight of the Constitution of the Commonwealth of Pennsylvania, by making changes in the appointment and tenure of the Superintendent of Public Instruction.

He also, from the Committee on Rules reported as committed Senate Bill No. 337, entitled:

An Act to further amend the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools, amending, revising, consolidating and changing the laws relating thereto," by limiting the amount of reimbursement by the Commonwealth to school districts and vocational school districts; and requiring the Department of Public Instruction to administer the financial affairs of financially handicapped and distressed school districts in certain cases.

He also, from the Committee on Rules reported as committed Senate Bill No. 338, entitled:

An Act to amend Section 408 of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," by removing the Superintendent of Public Instruction from membership on the State Council of Education and further regulating appointment of members.

He also, from the Committee on Rules reported as committed Senate Bill No. 339, entitled:

An Act to amend Clause (c) of Section 3 of the act, approved the fifth day of August, one thousand nine hundred forty-one (P. L. 752), entitled "An act regulating and improving the civil service of certain departments and agencies of the Commonwealth; vesting in the State Civil Service Commission and a Personnel Director certain powers and duties; providing for classification of positions, adoption of compensation schedules and certifica-



tion of payrolls; imposing duties upon certain officers and employees of the Commonwealth; authorizing service to other State departments or agencies and political subdivisions of the Commonwealth in matters relating to civil service; defining certain crimes and misdemeanors; imposing penalties; making certain appropriations, and repealing certain acts and parts thereof," by further defining the term "Service of the Commonwealth" to include certain offices and positions in the Department of Public Instruction.

He also, from the Committee on Rules reported as committed Senate Bill No. 340, entitled:

An Act to further amend Section 208 of the act approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employees in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments, boards and commissions shall be determined," by clarifying the holding over after expiration of the term of office of persons appointed by the Governor and repealing inconsistent provisions.

#### STUDENTS FROM RADNOR HIGH SCHOOL, DELAWARE COUNTY, PRESENTED TO THE SENATE

Mr. WATKINS. Mr. President, it gives me a great honor and privilege today to introduce to you, and my distinguished colleagues, a group of ninth grade ladies and gentlemen from the Radnor High School, in Delaware County. They are accompanied by Miss Mary Carter, their principal; Mr. Paul Teel, their teacher; and Mr. Albert Swing, the Treasurer from Radnor Township, Delaware County.

Mr. President, it is a great privilege to introduce this wonderful group of young Republican voters from Delaware County.

The PRESIDENT. The Chair is pleased, indeed to welcome this very fine group, which he had the privilege of entertaining briefly in his suite earlier in the day. I would now like to ask them to all rise in place and take a bow.

Mr. DENT. Mr. President, I am happy to see the young group here, and I now realize why they get such tremendous majorities down in Delaware. They vote at any age.

#### PETITIONS AND REMONSTRANCES

Mr. DENT. Mr. President, the bills which were just introduced, or rather presented to the floor from the Rules Committee, are sponsored jointly by the Republican Leader and myself, acting in the capacity of the Democratic Leader on this side. You will note that the bills were introduced by request. They pertain to the controversial Chesterman Report.

The purpose, Mr. President, in introducing these bills and presenting them to the floor is to give every Mem-

ber of the General Assembly an opportunity to act in the Committee of the Whole, in order that none of us can say we are not properly acquainted with the subject matter of the Chesterman Report. It does not, in any way, place any Member of my Caucus, and I assume any Member of the Republican Caucus, in any position whatsoever relative to this legislation. It is presented for the purpose of being printed, being given the necessary publicity, in order that we may act intelligently upon this report.

While we were away in Las Vegas, Mr. President, tending strictly to matters of state, the Chesterman Committee investigatory committee folded up. Therefore, the only known method by which the Members of the General Assembly could become acquainted with the contents of the Chesterman Report, in substantial form, was to present to the floor this set of bills.

Now, Mr. President, I am not permitted to be endowed with the necessary facilities to properly describe the atomic bomb. I know that I had a feeling which was shared by the man who had six cats in his household. A visitor arrived one night, and he noticed that there were six round holes drilled in the bottom of the living room door and he said to his friend, "What is the purpose of the six holes?" "Well," he said, "I will tell you. I own six cats and when I say 'scat,' I mean 'scat'."

I want to tell you, Mr. President, when the flash, in the early dawn, burst over the desert in Nevada, I was looking for a hole to get out of there.

Mr. President, regardless of what anybody may say about reaching a conclusion as to the intensity of the Atomic Age by reading about it or viewing it through TV or motion pictures, nothing can bring it to your full realization except to be privileged to be one of the few, as I was, to witness the atomic explosion itself. I want to say to the Members of the Senate, in all of this economy wave into which we are about to enter in State Government, we must keep before us the urgency of giving to the Defense Council of Pennsylvania all of the required sums and needed revenue, in order that the people of this Commonwealth may receive the full benefit of whatever protective measures we can put into force.

Mr. President, I, for one, have come away from the bomb blast a much subdued person. It has made me realize that the little things that I have been worried about for some forty-five years are as nothing, and that we are living in an age where all of the things we hold dear may be snuffed out by the ruthless attack of an enemy who has no regard for the niceties of even warfare.

Therefore, Mr. President, I want to say to the Senate that whatever was spent,—and I am sure that this is no reflection on Senator Yosko's remarks, because I know that he did not mean to criticize the expenditure of the funds to send your representatives out to Nevada,—the fact that every State and our possessions were represented there is further proof that we should have been there. I want to say that I came away filled with awe and respect. Also, I absorbed my share of nuclear confusion.

Mr. LANE. Mr. President, since we have brought up this Chesterman Committee business again, I am wondering, after reading this resolution, which was sponsored by Senator Mahany, No. 120, just how we could fold up that committee by a small group of individuals who met down in the House Caucus Room.

For the information of the membership, Mr. President, I want to read this resolution, and then I am wondering whether we should file a report.

"Whereas, His Excellency, the Governor of the Commonwealth, John S. Fine, has submitted to the General Assembly the report of the State Government Survey Committee; and

"Whereas, The Governor of the Commonwealth has requested the General Assembly to give due consideration to its recommendations and where deemed feasible to implement the said recommendations by appropriate legislation; and now therefore be it

"Resolved (if the House of Representatives concur), That the President pro tempore of the Senate appoint a committee of 15 members of the Senate and the Speaker of the House appoint a similar committee of the House to conduct public hearings on the various phases, findings, and recommendations of the State Government Survey Committee, and report their findings to this Session of the General Assembly."

This was adopted by the Senate on February 24 of this year, Mr. President. In the House, it was referred to the Committee on Rules on February 24; it was reported as committed on March 2; concurred in by the House on March 2, 1953; and approved by the Governor on March 5, 1953.

Mr. President, this committee, which was appointed by the President pro tempore and the Speaker of the House, has not as yet filed a report. This is an act of the Legislature; this is a Resolution duly adopted according to law. I am wondering just what the status of this committee is at this particular time.

Mr. BERGER. Mr. President, I want to be very brief about this, but I do not like to let pass the observations of my colleague, Senator Lane, on the subject of the Hearing Committee. The resolution which was read by the Senator required that this committee hold public hearings, and report upon the various phases of the so-called Chesterman Committee Report.

Mr. President, it has always been the intention, and still is, that this committee will hold an executive session and will formulate a report to the Senate and the House of Representatives. As a matter of fact, one of the Members of the Committee consulted with me last evening, and I told him I thought that meeting would be held on Monday next, and it will if it is possible to work it in with the other matters which are before the Legislature.

Mr. LANE. Mr. President, everything the gentleman says is true. However, I do not believe the Hearing Committee, itself, could dissolve its own operations because it is a creature of the Legislature. My opinion is, and I believe I am right, that they cannot arbitrarily pass a motion in their group and discontinue public hearings until such time as the Legislature jointly approves their action.

#### NOMINATIONS TAKEN FROM TABLE

Mr. WATSON. Mr. President, I call from the table nominations submitted by His Excellency, the Governor, for the purpose of consideration at this time.

The Clerk read the nominations as follows:

#### MEMBER OF BOARD OF TRUSTEES KUTZTOWN STATE TEACHERS' COLLEGE

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, February 10, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Herrwood E. Hobbs, 2300 West Norwegian Street, Pottsville, Schuylkill County, for appointment as a member of the Board of Trustees of Kutztown State Teachers' College, to serve until the third Tuesday of January 1959, and until his successor shall have been appointed and qualified, vice C. Fred Beck, Cressona, whose term expired.

JOHN S. FINE.

#### MEMBERS OF COUNTY BOARDS OF ASSISTANCE

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, February 2, 1953

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as members of County Boards of Assistance:

#### ARMSTRONG COUNTY

Norman Husselton (Republican), Ford Cliff, to serve until December 31, 1955, and until his successor is duly appointed and qualified, vice Mrs. Elizabeth Whitman, Ford City, whose term expired.

Mrs. Florence M. Shirley (Republican), 315 South Jefferson Street, Kittanning, to serve until December 31, 1954, and until her successor is duly appointed and qualified, vice Dr. Paul Newcomb, Kittanning, deceased.

#### LUZERNE COUNTY

Mrs. Gertrude A. Doane (Republican), 131 South Franklin Street, Wilkes-Barre, to serve until December 31, 1955, and until her successor is duly appointed and qualified, vice Mrs. Kate Jenkins, Wilkes-Barre, whose term expired.

#### SULLIVAN COUNTY

Stephen Chervak (Democrat), Mildred, to serve until December 31, 1954, and until his successor is duly appointed and qualified, vice Mrs. Sue A. Dailey, Dushore, resigned.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following:

#### MEMBER OF THE BOARD OF TRUSTEES OF CALIFORNIA STATE TEACHERS' COLLEGE

Mrs. Grace Clyde, 514 Hutchinson Avenue, Canonsburg, Washington County, from December 31, 1952, until the third Tuesday of January 1957, and until her successor shall have been appointed and qualified.

#### MEMBER OF THE PENNSYLVANIA HISTORICAL AND MUSEUM COMMISSION

James B. Stevenson, 430 East Main Street, Titusville, Crawford County, from December 17, 1952, until the third Tuesday of January 1955, and until his successor shall have been appointed and qualified.

#### MEMBER OF THE BLAIR COUNTY BOARD OF ASSISTANCE

Amon D. Mingle (Republican), 728 Church Street, Roaring Spring, from January 1, 1953, until December 31 1955, and until his successor is duly appointed and qualified, vice Mrs. Mary Morgart, Roaring Spring, whose term expired.



## MEMBERS OF THE CRAWFORD COUNTY BOARD OF ASSISTANCE

Harold C. Lowing (Republican), Jefferson Street, Linesville, from January 1, 1953, until December 31, 1953, and until his successor is duly appointed and qualified, to fill a vacancy.

William L. Morris (Democrat), R. D. No. 2, Conneautville, from January 1, 1953, until December 31, 1955, and until his successor is duly appointed and qualified, vice Merle F. Baker, Conneautville, whose term expired.

JOHN S. FINE.

## MEMBER OF PENNSYLVANIA AERONAUTICS COMMISSION

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, February 2, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Dr. Herbert Spencer, Angels, Wayne County, for appointment as a member of the Pennsylvania Aeronautics Commission, to serve until June 2, 1954, and until his successor shall be duly appointed and shall have qualified, vice Ralph Earle, Haverford, resigned.

JOHN S. FINE.

## MEMBER OF BOARD OF TRUSTEES, SELINGSGROVE STATE COLONY FOR EPILEPTICS

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, February 9, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Paul V. Leitzel, Richfield, Juniata County, for appointment as a member of the Board of Trustees of Selingsgrove State Colony for Epileptics, for the term of four years and until his successor is qualified, vice Charles W. Bashor, McAlisterville, whose term expired.

JOHN S. FINE.

## ALDERMAN AND JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, February 3, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following:

William Dear, 1913 Farrell Terrace, Farrell, Mercer County, for appointment as Alderman in and for the Second Ward of the City of Farrell, Mercer County, to serve until the first Monday of January 1954, vice Saverio Grande, resigned.

Howard A. Kamerer, North High Street Extension, Route No. 2, Greenville, Mercer County, for appointment as Justice of the Peace in and for the Township of West Salem, Mercer County, to serve until the first Monday of January 1954, to fill a vacancy.

JOHN S. FINE.

## EXECUTIVE SESSION

A motion was made by Mr. WATSON and Mr. WATKINS,

That the Senate do now resolve itself into Executive Session, for the purpose of acting upon the nominations just read by the Clerk.

Which was agreed to.

## CONSIDERATION OF EXECUTIVE NOMINATIONS

A motion was made by Mr. WATSON and Mr. WATKINS,

That the Senate do advise and consent to said nominations.

On the question,

Will the Senate agree to the Motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Bane,	Hare,	McCusker,	Stiefel,
Barr,	Harney,	McGinnis,	Taylor,
Berger,	Holland,	McMenamin,	Toole,
Blass,	Kessler,	McPherson, Jr.	Wade,
Camel,	Koprivier, Jr.	Miller,	Wagner,
Chapman,	Lane,	Pechan,	Watkins,
Dent,	Leader,	Peelor,	Walker,
Diehm,	Letzler,	Probert,	Watson,
DiSilvestro,	Madigan,	Ruth,	Weiner,
Fleming,	Mahany,	Silver,	Wood,
Freed,	Mallery,	Snowden,	Yosko,
Haluska,	McCreesh,	Stevenson,	

NAYS—0

Two-thirds of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

## EXECUTIVE SESSION RISES

Mr. WATSON. Mr. President, I move that the Executive Session do now rise.

Mr. WATKINS. Mr. President, I second the motion.

The motion was agreed to.

## HOUSE MESSAGE

## HOUSE CONCURS IN SENATE CONCURRENT RESOLUTION

The Clerk of the House of Representatives being introduced, informed the Senate that the House has concurred in resolution from the Senate as follows:

## TIME OF NEXT MEETING

In the Senate, March 23, 1953.

Resolved, (if the House of Representatives concur), That when the Senate adjourns this week it reconvene on Monday, March 30, 1953 at four o'clock p. m., E. S. T., and when the House of Representatives adjourns this week it reconvene on Monday, March 30, 1953 at four-thirty o'clock p. m., E. S. T.

## CALENDAR

## THIRD READING CALENDAR

## BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 76, as follows:

A Joint Resolution proposing an amendment to section one article fourteen of the Constitution of the Commonwealth of Pennsylvania permitting county treasurers to hold successive terms

The General Assembly of the Commonwealth of Pennsylvania hereby resolves as follows

Section 1 The following amendment to the Constitution of the Commonwealth of Pennsylvania be and the same is hereby proposed in accordance with the eighteenth article thereof

That section one of article fourteen of the Constitution of Pennsylvania is hereby amended to read as follows

Section 1 County officers shall consist of sheriffs coroners prothonotaries registers of wills recorders of deeds

commissioners treasurers surveyors auditors or controllers clerks of the courts district attorneys and such others as may from time to time be established by law

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

#### YEAS—26

Berger,	Holland,	McGinnis,	Taylor,
Blass,	Kopriver, Jr.	McPherson, Jr.	Wagner,
Chapman,	Madigan,	Miller,	Walker,
Freed,	Mahany,	Pechan,	Watkins,
Haluska,	Mallery,	Peelor,	Watson,
Hare,	McCreesh,	Stevenson,	Yosko,
Harney,	McCusker,		

#### NAYS—11

Barr,	Kessler,	Propert,	Wade,
Camel,	Lane,	Ruth,	Weiner,
Diehm,	Letzler,	Toole,	

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 233, as follows:

An Act to reenact and amend the title and the act approved the twenty-ninth day of April one thousand nine hundred thirty-seven (P. L. 487) entitled "An act to provide for the permanent personal registration of electors in boroughs towns and townships as a condition of their right to vote at elections and primaries and their enrollment as members of political parties as a further condition of their right to vote at primaries prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors requiring the county commissioners of the various counties to act as a registration commission therefor and prescribing the powers and duties of citizens parties political bodies registration commissions county election boards election officers municipal officers departments and bureaus police officers courts judges prothonotaries sheriffs county commissioners peace officers county treasurers county controllers registrars of vital statistics certain public utility corporations real estate brokers rental agents and boards of school directors and imposing penalties" as previously amended by extending the provisions thereof to cities of the second class and making uniform certain provisions relating to time limitations affected by municipal and general elections

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The title and section one of the act approved the twenty-ninth day of April one thousand nine hundred thirty-seven (P. L. 487) entitled "An act to provide for the permanent personal registration of electors in boroughs towns and townships as a condition of their right to vote at elections and primaries and their enrollment as members of political parties as a further condition of their right to vote at primaries prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors requiring the county commissioners of the various counties to act as a registration commission therefor and prescribing the powers and duties of cities parties political bodies registration commissions commissioners registrars

inspectors of registration and other appointees of registration commissions county election boards election officers municipal officers departments and bureaus police officers courts judges prothonotaries sheriffs county commissioners peace officers county treasurers county controllers registrars of vital statistics certain public utility corporations real estate brokers rental agents and boards of school directors and imposing penalties" are hereby reenacted and amended to read as follows

An act to provide for the permanent personal registration of electors in cities of the second class boroughs towns and townships as a condition of their right to vote at elections and primaries and their enrollment as members of political parties as a further condition of their right to vote at primaries prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors requiring the county commissioners of the various counties to act as a registration commission therefor and prescribing the powers and duties of citizens parties political bodies registration commissions commissioners registrars inspectors of registration and other appointees of registration commissions county election boards election officers municipal officers departments and bureaus police officers courts judges prothonotaries sheriffs county commissioners peace officers county treasurers county controllers registrars of vital statistics certain public utility corporations real estate brokers rental agents and boards of school directors and imposing penalties

#### Short Title Citation

Section 1 Be it enacted &c That this act shall be known and may be cited as "The Permanent Registration Act for Cities of the Second Class Boroughs Towns and Townships"

Section 2 Section two of said act as amended in its entirety by the act approved the first day of August one thousand nine hundred forty-one (P. L. 664) and subsection (k) thereof was temporarily amended by the act approved the second day of March one thousand nine hundred forty-five (P. L. 25) which act also temporarily added subsection (t) thereto and subsection (u) was added thereto by the act approved the fifteenth day of May one thousand nine hundred forty-five (P. L. 463) is hereby reenacted and further amended to read as follows

Section 2 Definitions (a) the word "Commission" shall mean any registration commission having jurisdiction in cities of the second class boroughs towns and townships

(b) "Commissioner" shall mean a county commissioner acting as a member of the registration commission

(c) "ath" shall include affirmation and "Swear" shall include affirm

(d) "Election" shall mean any general special municipal or primary election unless otherwise specified

(e) "General Election" shall mean the election which the Constitution of this Commonwealth requires to be held in even-numbered years

(f) "Municipal election" shall mean the election which the Constitution of this Commonwealth requires to be held in odd-numbered years

(g) "Primary election" shall mean any election for the nomination of candidates

(h) "November election" shall mean either the general or the municipal election or both according to the contest

(i) "Party" shall mean any party or political body one of whose candidates at the general election next preceding the primary polled in each of at least ten counties of the State not less than two per centum of the largest entire vote cast in each of said counties for any elected candidate and polled a total vote in the State equal to at least two per centum of the largest entire vote cast in the State for any elected candidate or any party or political body one of whose candidates at either the general or municipal election preceding the primary polled at least five per centum of the largest entire vote cast for any elected candidate in any county containing therein any city of the second class borough town or township



(j) "Political body" shall mean any political body not recognized as a political party which has filed proper nomination papers as required by law

(k) "Qualified electors" shall mean any person who shall possess all of the qualifications for voting now or hereafter prescribed by the Constitution of this Commonwealth or who being otherwise qualified by continued residence in his election district shall obtain such qualifications before the next ensuing election except that this term shall not include qualified electors in actual military service as hereinafter defined

(l) "Register" shall mean the cards containing or to contain all or any part of the registry list of qualified electors prepared or to be prepared by the registration commissions as hereinafter provided

(m) "County" shall mean any county of this Commonwealth

(n) "Public Office" shall mean and include any National State judicial county city borough town township school district poor district ward or election office or employment requiring any person elected or appointed thereto to render any public service for a fixed fee or compensation except the office of notary public or commissioner of deeds

(o) Wherever a term in the masculine form is used in this act it shall refer alike to men and women

(p) "District" shall mean any election district or precinct of a city of the second class borough town or township

(q) All references to police officers clerks secretaries courts judges prothonotaries county treasurers county controllers county commissioners sheriffs peace officers registrars of vital statistics boards of school districts and other officials of counties cities of the second class boroughs towns townships and school districts where not otherwise specified shall refer only to those of any city of the second class borough town or township or to those of any county within which such city of the second class borough town or township is located or to any school district containing contained in or coextensive with any city of the second class borough town or township

(r) "County election board" or "county board" shall mean the county board of elections of any county as now or hereafter provided for by the election laws of this Commonwealth

(s) In determining or reckoning any period of time mentioned in this act the day upon which the act is done paper filed or notice given shall be excluded from and the date of the primary election hearing or other subsequent event as the case may be shall be included in the calculation or reckoning Provided however That if the last day upon which any act may be done paper filed or notice given shall fall on a Sunday or a legal holiday the next following ordinary business day shall be considered as the last day for said purpose

(t) "Persons in military service" shall mean qualified electors of this Commonwealth who are or may be by enlistment enrollment or draft in actual military or naval service of the United States or any branch or unit thereof or in the military service of the Commonwealth

(u) "Calendar year" shall mean the period commencing the first day of January and ending the thirty-first day of December next following

Section 3 Section three of said act is hereby reenacted and amended to read as follows

Section 3 County Commissioners to Act as Registration Commission for Cities of Second Class Boroughs Towns and Townships

(a) The county commissioners of each county containing one or more cities of the second class boroughs towns or townships shall act as a registration commission in and for such county which commission shall have jurisdiction over the registration of electors in the cities of the second class boroughs towns and townships of such county under the provisions of this act

(b) The commissioners shall receive no compensation in addition to their compensation as county commissioners

(c) All actions of a commission shall be decided by a majority vote of all members except as may be otherwise provided herein

(d) Each commission shall keep a record in permanent form of its proceedings

Section 4 Section four of said act to which subsection (e) was added by the act approved the first day of August one thousand nine hundred forty-one (P. L. 654) is hereby reenacted to read as follows

Section 4 Powers of Commission Regulations Enforcement Correction of Errors or Irregularities Cancellation of Registration Powers of Commissioners

(a) The commission may make regulations not inconsistent with this act or the laws of this Commonwealth (1) to govern the public sessions of such commission and (2) for the performance of the duties imposed by this act and may enforce such regulations and all its orders and subpoenas to witnesses as herein provided and if necessary shall have the assistance of the court of common pleas of the county and of all public officers subservient thereto in enforcing the same which assistance said officers as well as the judges of said court shall render when requested to do so subject however to the right of certain persons to appeal from the orders of the commission as herein provided

(b) The commission shall have power to correct any error or any irregularity in registration and to cancel the registration of any person whom it may find to be improperly registered subject only to the provisions of this act and provided that notice in writing shall be given to or left at the address of each person whose registration is cancelled

(c) The commission and any commissioner shall have power on its or his own motion (1) to summon and interrogate any person concerning the registration of electors or any matter related thereto (2) to investigate any irregularities in registration (3) to summon and examine witnesses (4) to require the production of any relevant books and papers

(d) Each commissioner shall have power to administer oaths and affirmations Each person testifying before a commission or commissioner shall be first duly sworn or affirmed

(e) The commission shall have power to correct its records without requiring any action of the registered elector (1) where the mailing address of the registered elector has been changed by the renaming of a street the renumbering of a house or the changing of a post office (2) where the election district of the registered elector has been changed through a change in the boundaries of any election district Notice of such action shall be mailed promptly to any registered elector whose registration has been so corrected

Section 5 Section five of said act as amended in part by the act approved the first day of August one thousand nine hundred forty-one (P. L. 654) is hereby reenacted and amended to read as follows

Section 5 Employees Registrars Inspectors of Registration Duties Appointment Incompatible Offices

(a) The commission shall have power to appoint such assistants and employes as from time to time it may deem necessary to carry out the provisions of this act and may at any time remove the same The number and compensation of all such assistants and employes shall be fixed by the salary board of the county The Commission may appoint employes of the county to act for the registration commission without any additional compensation as such

(b) The employes to be appointed by the commission shall include (1) Registrars or clerks who shall be empowered to register the qualified electors of such cities of the second class boroughs towns and townships and in so doing to administer oaths and affirmations and (2) inspectors of registration who shall have any and may exercise the powers conferred upon them by this act

(c) Registrars and inspectors of registration shall be qualified electors of the county No person who holds or is a candidate for public or party office shall be appointed to or hold any office or employment under any commission except as otherwise provided by this act Registrars and inspectors of registration shall receive such compensation either on a per diem basis for time actually employed or on the basis of work actually done



by them as shall be fixed by the salary board of the county

(d) No registrar or inspector of registration shall exercise any power of his office until he shall have taken an oath of office which the commission shall prescribe and shall have received from the commission a certificate of appointment setting forth his name and address the date of his appointment and the length of time for which he shall have been appointed

(e) Each commission shall appoint a chief clerk who may be the chief clerk of the county commissioners and who shall have authority to administer oaths and to sign vouchers

(f) Any inspector of registration when directed by the commission shall (1) investigate all questions relating to the registration of electors in cities of the second class boroughs towns and townships and for that purpose shall have power to enter and inspect any house dwelling building inn lodging-house or hotel within any city of the second class borough town or township and to interrogate any inmate householder lodger lessee keeper caretaker owner proprietor or agent thereof or therein regarding any person or persons residing or claiming to reside thereat or therein without being required to show any warrant for so doing except his certificate of appointment and the commission shall have power to utilize any information so obtained to secure the correction of its records in accordance with the provisions of this act

(2) Inspect in like manner and copy any register of lodgers in any lodging-house inn or hotel relating to or affecting the right of any person to vote or to be registered in any city of the second class borough town or township

(3) Arrest any person without warrant except any herein privileged from such arrest who in the presence of the inspector of registration violates or attempts to violate any of the provisions of this act when such violation is punishable as a crime

(4) Call on any police or peace officer of such city of the second class borough town or township to assist the inspector of registration in the maintenance of peace at any place of registration or in making any arrest

Section 6 Sections six to fifteen inclusive of said act are hereby amended and reenacted to read as follows

Section 6 Counsel The county solicitor shall be counsel for the commission and shall receive no compensation in addition to his compensation as county solicitor Such counsel shall advise the commission from time to time regarding its powers and duties and the rights of electors and concerning the best methods of legal procedure for carrying out the various provisions of this act and shall appear for and represent the commission on all appeals taken from its decisions or orders to a court of common pleas as herein provided

Section 7 Appropriations by County Commissioners Unexpended Balances of Appropriations Heretofore Made Additional Appropriations

(a) The county commissioners shall appropriate annually and from time to time the funds that shall be necessary for the maintenance and operation of the commission and the carrying out of the provisions of this act therein including the payment of the compensation of a sufficient number of registrars inspectors of registration and other assistants and employees and the fees of witnesses as herein provided and likewise for preparing in accordance with the direction of the commission securing and distributing or receiving and preserving all street lists registration cards affidavits vouchers notices account books stationery and other supplies which the commission shall consider necessary for the purposes of this act and for all other necessary expenses

(b) The county commissioners shall provide the commission with suitable and adequate offices properly furnished for keeping its records holding its public sessions and otherwise performing its duties

(c) Any unexpended balances of any appropriations heretofore made by the county commissioners for the purpose of carrying out any provision of [any existing registration act or the amendments thereto] the act to which this is an amendment shall be transferred to and made available for the commission hereby created or

constituted for the expenses of carrying out the provisions of this act immediately after the effective date of this act All moneys required in addition to any original appropriation in the current year or any other year shall be appropriated from time to time as soon as it shall appear what extra sums are needed

Section 8 Acts of Employees Any insertion or removal of names or other information in registers or the amending of any records done by any employe of the commission by order of the commission shall be construed to have been done by the commission itself which shall likewise be responsible for the correction of any errors in the doing thereof

Section 9 Commissioners and Chief Clerk May Act as Registrars and Inspectors A commissioner or the chief clerk may act at any time as registrar or inspector of registration and when so acting shall have and may exercise the powers and shall perform the duties and obligations conferred by or in accordance with law upon registrars and inspectors of registration respectively

Section 10 Immunity from Arrest Commissioners registrars and inspectors of registration shall be privileged from arrest while performing their duties as such except upon warrant of a court of record or judge thereof for felony for wanton breach of the peace or for a criminal violation of this act

Section 11 Acts to be Done on Legal Holidays and Sundays No part of any day fixed for the performance of any duties by any person or official under this act shall be deemed a Sunday or a legal holiday so as to affect the legality of any work done for the purpose of carrying out the provisions hereof or the right of any person to any compensation herein provided for rendering any service required hereby or so as to relieve any person from doing on such day whatever is necessary for such purposes and such services are hereby declared to be necessary public services

Section 12 Records and Documents to Be Open to Public Inspection The records of such commission and all district registers street lists voting check lists voter's certificates affidavits petitions appeals witness lists account contracts reports and other documents in its custody except the general registers shall be open to public inspection except as herein provided and may be inspected and copied by any qualified elector of any city of the second class borough town or township during ordinary business hours at any time when they are not necessarily being used by the commission or its employes having duties to perform in reference thereto Such public inspection thereof shall only be in the presence of a commissioner or authorized employe of a commission and shall be subject to proper regulation for safekeeping of the records and documents and subject to the further provisions of this act

Section 13 Watchers at Places of Registration Privileges

(a) Any party or political body which now is or hereafter may be entitled to have watchers at any election as well as any organized body of citizens having as its purpose or among its purposes the investigation and prosecution of election frauds may recommend not more than three qualified electors of the county to act as watchers without expense to the county at any place of registration during the time when it shall remain open for the registration of electors The commission shall appoint all such persons as watchers and shall provide them with proper certificates stating their names and the party or policy or citizens organizations which they represent respectively unless any be shown to have previously been convicted of any crime

(b) Any watcher shall be entitled to remain at any place of registration during the time when it shall remain open for the registration of electors and to keep a list or other memorandum of or concerning the persons applying for registration and to interrogate or challenge any person regarding his right to be registered and to inspect any papers produced by such person The registrars Commission and commissioners shall give every watcher ample opportunity and afford him every convenience for the discharge of his duties Provided That a registrar commission or commissioner may at any time require any watcher to show his certificate of appointment And



provided That no more than one watcher for any party or political body or citizens' organization represented shall be allowed in a place of registration at any one time

Section 14 Watchers or Attorneys at Sessions of Commissions Any party or political body or body of citizens which now is or hereafter may be entitled to have watchers at any place of registration or at any election shall also be entitled to appoint any watchers who are qualified electors of any city of the second class borough town or township or attorneys to represent such party or political body or body of citizens at any public session or sessions of the commission Such watchers or attorneys may exercise the same rights as watchers at places of registration but the number who may be present at any time may be limited by the commission to not more than three for any party or political body

Section 15 Candidates May Be Present at Proceedings Every candidate for nomination or election to any office shall be entitled to be present in person or by attorney in fact duly authorized and to participate in any proceeding before any commission whenever any matters may affect his candidacy are being heard

Section 7 Section sixteen of said act as last amended by the act approved the thirtieth day of June one thousand nine hundred fifty-one (P. L. 968) is hereby reenacted and further amended to read as follows

Section 16 Days and Hours of Registration Places of Registration Use of Polling Places Payment of Rentals Use of School Buildings Public Notice

(a) From and after the first day of May one thousand nine hundred and thirty-seven each commission or any commissioner or a registrar or clerk appointed by the commission shall during ordinary business hours and during such additional hours as the commission shall from time to time prescribe on each day except Sunday holidays the day of each election and each primary the fifty days next preceding each general [election] municipal and [each] primary [thirty-five (35) days next preceding each municipal] election and the thirty days next following each election and the five days next following each primary at the office of the commission and at such additional places in the cities of the second class borough towns and townships as the commission may from time to time designate in accordance with the provisions of subsection (b) herein receive personal applications from persons who claim that they are entitled to be registered as electors of any city of the second class borough town or township and who appear for registration

(b) The commission by its own action may or upon signed petition of at least one hundred qualified electors of any city of the second class borough town or township requesting the same shall cause at least two registrars to sit not later than fifty days prior to [the primary or general election and thirty-five (35) days prior to] each primary general and municipal election for the purpose of receiving personal applications for registrations applications for change of party enrollment and removal notices from electors of said city of the second class borough town or township at a suitable and conveniently located place in said city of the second class borough town or township for at least one day and not more than three days continuously between such practicable and reasonable hours not less than six (6) hours each day as the commission shall prescribe or if the commission fails to so prescribe between the hours of ten a. m. and three p. m. and between the hours of seven p. m. and ten p. m. such petitions to be effective shall be filed with the commission at least sixty-five days prior to any primary municipal or general election [and at least fifty (50) days prior to each municipal election] immediately upon such motion of the commission or immediately upon the receipt of any such petition the commission shall notify in writing the county chairman of the political parties enrolling the largest and second largest number of voters within the county at the preceding November election of the filing of said petition and of the number of registrars the commission will appoint to serve in said cities of the second class borough towns and townships Not later than the third day after receipt of said notice

said chairman shall submit to the commission a list of qualified electors of the county to serve as registrars for said days Of the registrars appointed by the commission for such registration days an equal number shall be appointed from the names on each of the lists so submitted Provided however That if either or both of said chairmen shall fail to submit such list within the time herein provided the commission shall appoint an equal number of persons from the list actually submitted and an equal number of any qualified electors of the county or shall appoint as all of such registrars any qualified electors of the county as the case may be

(c) The county election board shall cause any polling place to be open in proper order for use as a place of registration on each day when such polling place may be desired by the registration commission or required by the provisions of this act for use as a place of registration and the county commissioners shall provide for the payment of all rentals for such polling places upon proper vouchers by the treasurer of the county

(d) The board of public education or school directors of each school district shall furnish suitable space in any public school building under its jurisdiction or control and shall cause the room or space to be open and in proper order for use as a place of registration on each day when such room or space may be desired by the registration commission for use as a place of registration in accordance with the provisions of this act Provided That such use shall not interfere with instruction for the conduct of which such board of public education or school directors shall be responsible

(e) The proper city of the second class borough town or township authorities shall furnish suitable space in any city of the second class borough town or township hall or other municipal building under their jurisdiction or control and shall cause the room or space to be open and in proper order for use as a place of registration on each day when such room or space may be desired by the commission for use as a place of registration Provided That such use shall not interfere with the use for which such room or space is primarily designed

(f) The commission shall publicly announce the address of each place of registration other than the office of the commission and the days and hours when the place shall be kept open for the registration of electors by posting a notice thereof at its office and at least ten placards or notices thereof in conspicuous places throughout said city of the second class borough town or township at least three days prior to the date when the place shall be so open and shall also give notice of such time and place of registration by publication at least once in one newspaper of general circulation published in the county at least three days prior to the date when the place shall be so open and by such other newspaper publication as it deems desirable

Section 8 Section seventeen of said act as amended in part by the act approved the first day of August one thousand nine hundred forty-one (P. L. 664) is hereby reenacted and further amended to read as follows

Section 17 Registration Cards Preparation and Distribution

(a) For the purpose of registering the qualified electors of each city of the second class borough town or township the commission shall prepare registration cards serially numbered in duplicate and containing spaces for entering the information required by section eighteen and section eighteen and one-tenth of this act and either the following affidavit or the affidavit prescribed in section eighteen and one-tenth as the case may be

#### Registration Affidavit

State of Pennsylvania }  
County of } ss

I hereby swear or affirm that I am a citizen of the United States that on the day of the next election I shall be at least twenty-one years of age and shall have resided in the State of Pennsylvania for one year (or having previously been a qualified elector or a native born citizen of the State and having removed and returned then



six months) next preceding said election and in the election district two months that I am legally qualified to vote that I have read (or have had read to me) the foregoing statements made in connection with my registration and that they are true and correct

Subscribed and sworn to before me this .....  
day of .....19....

.....  
Signature of Voter

.....  
Signature of Registrar

(b) Subject to the foregoing provisions of this section the Secretary of the Commonwealth shall prescribe the form of such registration cards

(c) Each card shall be printed on stock of good quality shall be of suitable uniform size and shall be filled out in duplicate for each applicant for registration the commission shall provide suitable binders for filing and indexing the registration cards which binders can be locked the keys of all such binders shall at all times be retained by the commission

(d) The commission shall keep a record of the serial numbers of the registration cards issued from time to time to each registrar

(e) Before ten o'clock antemeridian on the day following the last day for registration before an election or primary and at such other times as the commission may prescribe each registrar shall return to the commission at its office all registration cards used or unused in his possession and shall account fully in writing for each missing card

(f) Unused registration cards may be reissued by the commission but the commission shall preserve all other papers records and memoranda as a part of its record

Section 9 Section eighteen of said act as amended in part by the act approved the twenty-seventh day of May one thousand nine hundred forty-three (P. L. 699) and the act approved the twenty-eighth day of June one thousand nine hundred forty-seven (P. L. 1027) is hereby reenacted and further amended to read as follows

#### Section 18 Manner of Registration

(a) Every person claiming the right to be registered as an elector must appear in person before the commission a commissioner a registrar or a clerk at the office of the commission or at such other place as the commission shall have designated and answer the questions required to be asked in accordance with this act

(b) He shall first be sworn or affirmed to the truth of the statements which he is about to make and inform that any wilful false statement will constitute perjury and will be punishable as such He then shall be asked to state the facts required herein and his answers together with other information herein required shall be recorded in his presence by the registrar commissioner or clerk in permanent writing or typewriting in duplicate in the proper spaces on the registration cards as follows

(c) (1) The surname of the applicant (2) his Christian name or names (3) his occupation (4) the street or road and number if any of his residence (5) if his residence is a portion only of the house the location or number of the room or rooms apartment flat or floor which he occupies (6) the date his residence in the district began (7) his residence address when he last registered and the year of such registration (8) the sex of the applicant (9) the color of the applicant (10) the state or territory of the United States or foreign country where he was born (11) the date when place where and the court by which naturalized and number of the naturalization certificate (12) if not naturalized personally the name of father mother or husband through whom naturalized (13) whether he is unable by reason of illiteracy to read the names on the ballot or on the voting machine labels (14) whether he has a physical disability which will render him unable to see or mark the ballot or operate the voting machine or to enter the voting compartment or voting machine booth without assistance and if so his declaration of that fact and his statement of the exact nature of such disability (15) the designation of

the political party of the elector for the purpose of voting at primaries (16) the affidavit of registration which shall be signed by the elector attested by the signature of the registrar or clerk and dated by him (17) his height in feet and inches (18) the color of his hair (19) the color of his eyes and (20) the date of his birth Each registration card shall also have a sufficient number of spaces thereon for the insertion of (21) the city of the second class the borough town township ward and election district if any in which the elector resides and to which he may from time to time remove together with his street address in each city of the second class borough town or township and the other data required to be given upon such removal (22) the date of each election and primary at which the elector votes the number and letter if any of the stub of the ballot issued to him or his number in the order of admission to the voting machines and (23) the signature or initials of the election officer who enters the record of voting on the card

(d) The applicant shall subscribe by oath or affirmation to the registration affidavit on both copies of the registration card This card will hereafter be referred to in this act as the registration card or registration affidavit When filed alphabetically for the county the registration cards will be known as the General Registers when filed by election districts as the District Registers

(e) If the applicant shall allege inability to sign his name the registrar or clerk shall require him to present the affidavits subscribed in person before a registrar commissioner or clerk of two electors who are personally acquainted with the applicant and who knew his qualifications as an elector Each of said two electors shall state in his affidavit the applicant's residence his own residence his knowledge of the statements made by the applicant under oath or affirmation in applying for registration and his belief that they are true Upon the filing thereof the applicant shall be permitted to subscribe to his oath or affirmation by making his mark except that if the applicant's inability to sign his name is not due to some apparent physical infirmity he shall first also be required to make and file with the registrar or clerk an affidavit of his inability to sign his name Every affidavit required because of an applicant's inability to sign his name shall be filed with the duplicate registration affidavit of the person whose registration it affects and shall be returned therewith to the office of the registration commission

(f) When the registration of an elector has been completed the registrar commissioner or clerk shall deliver to the registered elector a written or printed statement signed by such registrar commissioner or clerk setting forth the name and address of the elector giving the name of the city of the second class borough town or township and his ward and district if any the fact of registration designation of party enrollment the date thereof the serial number of his registration card and space wherein the elector shall affix his signature or mark

(g) Any person employed in the service of this Commonwealth or in the service of the Federal Government and required thereby to be absent from any city of the second class borough town or township wherein he resided when entering such employment his wife or her husband shall be registered as of the district wherein he or she shall have resided immediately prior to entering such service and be enrolled as a member of the political party he or she designates without declaring a residence by street and number All persons employed by this Commonwealth who register in this manner shall produce a certificate from the head of the department board commission or office under the seal of his office setting forth that said person or the husband or wife of said person is actually employed in the service of this Commonwealth and also setting forth the nature of such employment and the time when such person first entered such employment

All persons employed by the Federal Government who register in this manner shall produce a certificate from the head of the proper department or chief of the proper division or bureau under the seal of his office setting forth that said person or the husband or wife of said person is actually employed in the service of the United States and also setting forth the nature of such employ-



ment and the time when such person first entered such employment

The commission shall retain such certificates and shall cause to be noted on the registration card of each person so registered the fact that such person is an employe of this Commonwealth or of the Federal Government as the case may be

At least once every two years the commission shall verify the employment of all persons thus registered at either the office of the proper department board commission or office of the State Government or at the office of the department division or bureau of the Federal Government in whose employ such person is alleged to be. If any such person is found to be no longer an employe of this Commonwealth or of the Federal Government his registration card shall be removed from the district register until such time as said person appears at the office of the commission and declares the street or road and number if any of his residence in the city of the second class borough town or township

Section 10 Section eighteen point one of said act which was added thereto by the act approved the first day of August one thousand nine hundred forty-one (P. L. 664) is hereby re-enacted and amended to read as follows

Section 18.1 Manner of Registration by Persons in Military Service A person in military service may in addition to any other method herein provided also be registered in the following manner (a) He may make application to the commission for a registration card

(b) The registration card shall require the statement of and shall provide sufficient space for the following information (1) The surname of the applicant (2) His Christian name or names (3) His occupation if any on the date of entering military service (4) The street or road and number if any of his residence on the date of entering military service (5) If his residence was a portion only of a house the location or number of the room or rooms apartment flat or floor which he occupied (6) The date his residence began at the place at which he resided on the date of entering military service (7) His residence address when he last registered and the year of such registration (8) The sex of the applicant (9) The color of the applicant (10) The state or territory of the United States or the foreign country where he was born (11) The date when place where and the court by which naturalized and the number of the naturalization certificate (12) If not naturalized personally the name of father mother or husband through whom naturalized (13) Whether he is unable by reason of illiteracy to read the names on the ballot or voting machine labels (14) Whether he has a physical disability which will render him unable to see or mark the ballot or operate the voting machine or to enter the voting compartment or voting machine booth without assistance and if so his declaration of that fact and his statement of the exact nature of such disability (15) The designation of the political party of the elector for the purpose of voting at primaries (16) The affidavit of registration as herein-after prescribed which shall be signed by the elector attested by the signature of the superior officer of the applicant or the judge of any court of record of the United States or of any state or territory thereof and dated by such superior officer or judge (17) The height of the applicant in feet and inches (18) The color of his hair (19) The color of his eyes (20) The date of his birth Each registration by persons in military service shall also have a sufficient number of spaces thereon for the insertion by the commission but not by the applicant of the city of the second class borough town township ward and election district if any in which the applicant resided on the date of entering military service and to which he may from time to time remove after leaving military service together with his street address in each city of the second class borough town or township and the other data required to be given upon such removal (21) The date of each election and primary at which the applicant votes after registration the number and letter if any of the stub of the ballot issued to him or his number in the order of admission to the voting machines

and (22) The signature or initials of the election officer who enters the record of voting on the card

(c) In addition the foregoing registration card shall contain the following affidavit

#### Registration Affidavit

I hereby swear or affirm that I am a citizen of the United States that on the day of the next election I shall be at least twenty-one years of age and shall have resided in the Commonwealth of Pennsylvania for one year (or having previously been a qualified elector or a native born citizen of the Commonwealth and having removed and returned then six months) and in the election district two months that I am now in actual military service under a requisition of the President of the United States or by the authority of the Commonwealth of Pennsylvania that the military naval or air unit in which I am enrolled or commissioned is ..... with the rank of ..... now located at ..... that I am legally qualified to vote that I have read (or have had read to me) the foregoing statements made in connection with my registration and that they are true and correct

.....  
Signature of applicant for registration

Sworn to and subscribed before me this.....day of .....19....

.....  
Signature of superior officer or judge of any court of record of the United States or any state or territory thereof and statement of official position

(d) Upon written application by any person in military service to the registration commission having jurisdiction in the city of the second class borough town or township in which the applicant last resided on the date of entering military service a registration card in the form herein prescribed in duplicate shall be mailed postage prepaid to the applicant at the address given in such application. Such person shall thereupon supply the information required on the registration card in duplicate and shall take the affidavit thereto in duplicate in the presence of his superior officer or of any judge of a court of record of the United States or any state or territory thereof and shall mail the same in duplicate postage prepaid to the registration commission from which it was procured

(e) Registration in this manner by persons in military service may be made at any time. Provided however That if any registration card is received by any registration commission from any person in military service at any time when registration by personal appearance in the manner provided in section eighteen of this act could not be made under the provisions of section sixteen of this act such application shall be retained by the commission until the beginning of the next period during which such registration by personal appearance could be made and at such time the applicant if otherwise entitled shall be duly registered

(f) The status of any person in military service with respect to residence shall remain the same as it was when such person entered military service. Provided however That if at the time of entering military service any person shall not have resided in Pennsylvania or in a particular election district thereof for a sufficient time to have been entitled to be registered but by continued residence would have become so entitled he shall be entitled to be registered at such time as he would have been so entitled had he not entered military service and had continued to reside where he then resided

(g) Registration cards returned by persons in military service to any registration commission shall be examined by a member of the commission or any clerk or registrar at a time and place when personal registrations are being received and such member of the commission clerk or registrar shall announce in the hearing of all present the name of the person in military service who has thus offered to register and the address of his residence on the date of entering military service. The right of such person in military service to be registered



shall not be subject to challenge for any reason other than failure to have mailed the commission a properly completed registration card. If the commission finds the registration card not properly completed it shall reject it in the manner hereinafter provided.

Section 11 Sections nineteen and twenty of said act are hereby reenacted and amended to read as follows

Section 19 Who May Register Who May Vote Electors Need Register Only Once Exception Every person living in a city of the second class borough town or township who shall possess all the qualifications of an elector as provided in the Constitution and laws of this Commonwealth or who by continued residence in his election district will have obtained such qualifications before the next ensuing election shall be entitled to be registered as herein provided From and after the first day of [September] June one thousand nine hundred [thirty-seven] fifty-three no person shall be permitted to vote at any election or primary held in any city of the second class borough town or township unless he shall have been so registered except by order of a court of common pleas as hereinafter provided and no elector so registered shall be required to register again for any election or primary while he continues to reside at the same address unless his registration is cancelled by reason of his failure to vote during a period of two years as hereinafter provided

Section 20 Applicants to Register May Be Challenged Procedure Challenge Affidavit (a) Any person claiming the right to register may be challenged by a registrar or by any commissioner or by any clerk or by a qualified elector of the city of the second class borough town or township Any person so challenged shall answer the questions of the challenge affidavit as herein specified and after his answers have been recorded he shall subscribe to them by his signature or mark and swear to their truth

(b) The affidavits of all persons so registered shall be filed with the duplicate registration affidavits and shall be returned with them to the office of the registration commission

(c) The challenge affidavit shall be in form prescribed by the Secretary of the Commonwealth and shall contain spaces for the following information (1) Serial number (2) place and date of execution (3) full name of challenged applicant (4) whether he is married or single (5) if married where his family resides (6) if single where his parents reside (7) where applicant actually resided immediately before he took up his present residence (8) his residence for the four months immediately preceding date of execution (9) the name of his present employer (10) the city town borough and street and number of his place of business (11) the name of his last employer and the year in which he left his employ (12) the city town borough and street and number of said last employer's place of business (13) sex of the applicant (14) his color (15) the date of his birth and (16) such distinguishing marks peculiarities and further information for identification as the commission shall prescribe

(d) The challenged applicant shall produce at least one qualified elector of the election district as a witness who shall make affidavit of his residence in the election district. If such challenged applicant shall establish his right to be registered as required by this act he shall be permitted to be registered

(e) Any person making application to be enrolled as a member of a political party for the purpose of voting at primaries may be challenged by any qualified elector of the county. Any person so challenged shall be enrolled as a member of such party if he shall make and subscribe to an affidavit that at the last election at which he voted he voted for a majority of the candidates of such party all of the candidates of a party for presidential elector being counted as two candidates but if he is unable or unwilling to make such affidavit he shall be denied enrollment as a member of such party but he shall not be deemed to be guilty of any violation or attempted violation of any law by reason thereof

Section 12 Section twenty-one of said act is hereby reenacted to read as follows

Section 21 Naturalized Applicants Applicants Whose Fathers Mothers or Husbands Were Naturalized All per-

sons claiming the right to vote by reason of naturalization shall produce the proper naturalization papers or a certificate under the seal of the court in which his naturalization was effected before they shall be registered. Provided That any person claiming citizenship by reason of the naturalization of his father or mother during his minority may be registered either by the production of his fathers' or mother's original papers or a certified copy thereof or certificate of the court or by making affidavit as to the court in which and time when his father or mother was naturalized and that he the applicant was then less than twenty-one years of age and that he is unable to produce his father's or mother's papers or a certified copy thereof or certificate. And provided further That any woman claiming citizenship by reason of her marriage prior to September twenty-second one thousand nine hundred and twenty-two may be registered either (a) by the production of her husband's original naturalization papers or a certified copy thereof or certificate of the court in which the naturalization was effected or by making affidavit that her husband was naturalized prior to their marriage stating therein the time when and the court in which such naturalization took place and that she the applicant is unable to produce his original naturalization papers or a certified copy thereof or certificate or (b) by the production of evidence that her husband was a native born citizen of the United States. Each such affidavit shall be filed with the registration affidavit of the person whose registration it effects and shall be returned therewith to the office of the registration commission

Section 13 Section twenty-two of said act as amended by the act approved the first day of August one thousand nine hundred forty-one (P. L. 664) is hereby reenacted to read as follows

Section 22 Incomplete or Rejected Applications to Be Recorded The registrar commissioner or clerk shall record on registration cards the surname Christian name or names and street and number of residence of each person who applies for registration whether or not the application is accepted. Whenever the applicant is rejected after a portion of the record has been filed in the registration card or cards shall be marked "Applicant Rejected" and the registrar commissioner or clerk shall note thereon the reason for the rejection and shall sign his name thereto. The registrar commissioner or clerk shall forthwith personally notify the applicant if his application for registration is rejected. Provided however That if the registration card was received by mail from a person in military service notice of rejection shall be by mail. All such cards shall be returned to the commission and shall be preserved for a period of two years

Section 14 Section twenty-three of said act is hereby reenacted to read as follows

Section 23 Appeal of Rejected Applicants Any person whose application to be registered has been denied by a registrar commissioner or clerk may file a petition with the commission not later than the fifteenth day prior to an election or primary setting forth the ground of his complaint under oath and praying to be registered. The commission shall fix a time for a hearing thereof at its office not later than the tenth day prior to the election or primary. At the time so fixed the commission shall hear and dispose of the petition having first given at least forty-eight hours' notice of the hearing to the registrar commissioner or clerk who rejected the petitioner's application for registration. The commission if satisfied that the petitioner is entitled to be registered shall direct a registrar commissioner or clerk to register him in the usual manner and shall amend accordingly the records affected but any registrar clerk inspector of registration or qualified elector of the county may appear and show cause why the petitioner should not be registered

Section 15 Section twenty-four of said act as amended by the act approved the ninth day of June one thousand nine hundred thirty-nine (P. L. 278) is hereby reenacted and further amended to read as follows

Section 24 General Register The duplicate registration cards for all cities of the second class boroughs towns



and townships within the county shall be placed in exact alphabetical order and shall be indexed and shall be kept at the office of the commission in a place and in such manner as to be properly safeguarded. In any county where the registration cards of the cities of the second class boroughs towns and townships are of the same type as those used in the cities of the third class and in the opinion of the commission can be consolidated into one duplicate registration it shall be the duty of the commission to place the duplicate registration cards for all cities of the second class boroughs towns and townships and all cities of the third class in exact alphabetical order which shall be indexed and shall be kept at the office of the commission in a place and in such manner as to be properly safeguarded. These cards shall constitute the general register of the cities of the second class boroughs towns and townships or of all such cities of the third class cities of the second class boroughs towns and townships in the county as the case may be and shall not be removed from the office of the commission except upon order of a court of record of the county wherein such city of the third class city of the second class borough town or township is located.

Section 16 Section twenty-five of said act is hereby reenacted to read as follows

Section 25 District Registers The original registration cards shall be filed by election districts and within each election district in exact alphabetical order and indexed. The cards so filed for each election district shall constitute the district register for such district. The district register shall be kept at the office of the commission except as herein provided and shall be open to public inspection at all times subject to reasonable safeguards rules and regulations.

Section 17 Section twenty-six of said act as amended by the act approved the twentieth day of June one thousand nine hundred forty-seven (P. L. 752) is hereby reenacted and further amended to read as follows

Section 26 Removal Notices (a) The commission shall provide removal notices which it shall cause to be made available for the convenient use of electors who are registered in any city of the second class borough town township or city of the third class within the county. These notices shall be printed upon cards suitable for mailing addressed to the office of the registration commission and shall contain spaces wherein the elector shall write (1) the city of the second class borough town or township the street or road and number if any of his present residence and the specific location thereof including the number of the room or rooms apartment flat or floor if his residence is a portion only of a house (2) the city borough town or township the street or road and number if any of the address from which he was last registered (3) the date of his removal to his present residence and (4) space wherein the elector shall sign his name. The removal notice shall contain a statement that the elector may by filling out properly and signing a removal notice and returning it to the office of the commission secure the transfer of his registration to the election district in which he resides effective as to elections and primaries occurring at least two months after the date of his removal into the new district. Each removal notice shall contain a warning to the elector that the notice will not be accepted as an application for transfer of the elector's registration unless the signature thereon can be identified by the commission as the elector's signature in the general and district register for the city borough town or township in which he was last registered. Each removal notice to be effective must be received at the office of the commission at least fifty days prior to any primary [or] general or municipal election [held in even-numbered years and at least thirty-five days prior to any municipal election held in odd-numbered years] which warning shall also be contained on the removal notice.

(b) Any elector who removes his residence from one place to another within the same election district must notify the commission by filing a removal notice with the commission not later than thirty days next preceding the primary or election. Provided That any elector who

removes his residence from one place to another within the same election district and who has not yet filed a removal notice with the commission may be permitted to vote at the election or primary next following such removal if at the time of signing voter's certificate he files with the judge of election a signed removal notice properly filled out. All such removal notices shall be returned to the commission with the voting check list and the commission shall proceed to transfer the registration of such electors in accordance with the provisions of this act.

Section 18 Section twenty-seven of said act as amended by the act approved the twenty-first day of June one thousand nine hundred thirty-nine (P. L. 606) and subsection (a) of which was amended by the act approved the twentieth day of June one thousand nine hundred forty-seven (P. L. 752) is hereby reenacted and further amended to read as follows

Section 27 Transfer of Registration (a) Upon receipt not later than the fiftieth day next preceding any primary [or] general or municipal election [held in even-numbered years and at least thirty-five days prior to any municipal election held in odd-numbered years] of a signed removal notice properly filled out or a signed request containing the required information and setting forth a removal of residence to a location in any city of the second class borough town or township from any city of the third class within the county the commission if it has previously determined by resolution that the personal registration system for the cities of the second class boroughs towns and townships and the system for the city are so set up that registration cards of one system may be used for the other system within the county the commission shall cause the signature thereon to be compared with the signature on the registration card of the elector from whom the removal notice purports to come as filed in the general register and district registers of the election district of his previous residence in such city borough town or township and if the signature shall appear authentic shall enter the change of residence of his registration cards and if the removal shall have been made two months or more next preceding an election or primary shall transfer the registration card of the elector from the general register of the said city to the general register of the county and the registration card from the district register of the election district of his previous residence in said city to the district register of the election district of his new residence in the borough town or township. If such request for transfer shows a removal within the period of two months next preceding an election or primary the commission shall transfer the registration cards of the elector from the district registers of his previous residence but shall not include them in the district registers of his new residence until after the election or primary. In any such case the commission shall advise the elector promptly in writing of its action.

(b) If the commission shall doubt that the request for transfer is authentic it shall without transferring the registration of the elector promptly notify the elector that it will be necessary for him to apply in person at the office of the commission for the transfer of his registration.

(c) No elector who is unable to write his name shall be permitted to apply for transfer of registration by use of a written removal notice but each such elector must apply in person at the office of the commission or before a registrar at any registration place designated by the commission and establish his identity and state under oath or affirmation to which he shall affix his mark in the presence of a registrar a commissioner or clerk who shall affix his own signature thereto as a witness the information required of registered electors in a removal notice.

Section 19 Section twenty-eight of said act subsection (a) of which was last amended by the act approved the fifteenth day of May one thousand nine hundred forty-five (P. L. 466) is hereby reenacted to read as follows

Section 28 Change of Enrollment of Political Party Cancellation of Party Enrollment Persons Suffering Dis-



ability After Registration to Have Fact Recorded Cancellation

(a) At any time prior to the fiftieth day next preceding a primary or an election excepting the thirty days next following each election and the five days next following each primary any person who desires to change the enrollment of his political designation or who although registered has not hitherto enrolled as a member of a party may appear before a registrar commissioner or clerk and state in writing over his signature the political party in which he desires to be enrolled and the registrar commissioner or clerk shall cause the enrollment of the elector's political designation to be made or altered accordingly in the general and district registers Provided however That no registered elector shall be permitted to change his party enrollment between any primary and the following general or municipal election nor more than once between any November election and the following primary election In such cases the signature of the elector shall be verified by comparison with his signature on the general and district registers before the change of enrollment is made If any elector desiring to change his party enrollment is unable to sign his application he shall make his mark thereto in the presence of the registrar commissioner or clerk and shall produce such other evidence as may be necessary to establish his identity When an elector has applied for a change in the enrollment of his political designation as provided herein the registrar commissioner or clerk shall upon request stamp or mark the change so made on the elector's card attesting his registration Any person in military service who desires to change his party enrollment shall be permitted to do so by addressing to the commission a signed written application under oath taken and subscribed to before any commissioned officer of the military or naval forces either within or without the Commonwealth or before any officer of this or any other state or territory of the United States authorized to administer oaths The application shall be sent by the applicant by registered mail return receipt required and shall also contain a statement that such person is at the time of making the application absent from his residence in military service If upon examination the signature appears authentic and the application conforms to the provisions of this section the enrollment shall be changed in accordance with the application

(b) At any time not later than the tenth day of preceding any primary any qualified elector of the city of the second class borough town or township including any watcher may petition the commission to cancel the party enrollment of any registered elector of such city of the second class borough town or township who has previously enrolled as a member of a party for the purpose of voting at primary elections setting forth under oath that he believes that such elector is no longer a member of the party with which he had been enrolled and also setting forth that due notice of the time and place when said petition would be presented had been given to the person so registered at least twenty-four hours prior to presentation of the same by delivering a copy of the petition to him personally or by leaving it with an adult member of the family with which he resides If at the hearing of any such petition the elector against whom the petition is filed appears and swears or affirms that at the last general or municipal election at which he voted he voted for a majority of the candidates of the party with which he is enrolled at the time of said hearing all of the candidates of a party for presidential elector being counted as two candidates the petition shall be refused otherwise the party enrollment of such elector shall be forthwith cancelled

(c) Any elector who has since the time of registration suffered a physical disability which renders him unable to see or mark the ballot or operate the voting machine or to enter the voting compartment or voting machine booth without assistance shall at least ten days prior to the next succeeding primary or election personally make application under oath to the commission or a registrar or a clerk thereof to have such fact entered on his registration card together with the exact nature

of his physical disability which entry shall be made accordingly

(d) When the commission shall ascertain that any elector who has declared his need for assistance is no longer illiterate or no longer suffers from the physical disability stated by him or has voted without assistance it shall forthwith cancel on his registration card the entry relating to illiteracy or physical disability which authorized him to have assistance and shall forthwith notify such elector by mail of its action

Section 20 Section 29 of said act subsection (c) of which was amended by the act approved the ninth day of June one thousand nine hundred thirty-nine (P. L. 289) is hereby reenacted and amended to read as follows

Section 29 Reports of Deaths from Registrars of Vital Statistics Cancelling Registration Correction if Person is Falsely Reported Deceased Reports of Removals from Municipal Officers Departments and Bureaus Certain Public Utility Corporations and Real Estate Brokers and Rental Agents Notice

(a) The registrar of vital statistics of every city of the second class borough town and township shall report in writing at least weekly to the registration commission the death of residents of the city of the second class borough town or township except residents less than twenty years of age Said written report shall contain the full name of the decedent his last residence address the date of his birth if available and the date of his death The commission shall forthwith cancel the registration of each registered elector so reported

(b) Any person falsely reported deceased by any registrar of vital statistics may appear in person before a registrar commissioner or clerk at the office of the commission in such county and prove his identity and the commission thereupon shall correct its records accordingly

(c) All municipal officers departments bureaus and all public utility corporations furnishing electricity gas water or steam to householders in any city of the second class borough town or township shall report in writing from time time to the commission upon the request of the commission upon forms supplied by the commission all cases of discontinuance of their service to residences together with the names of the persons who contracted for such service and the addresses to which such persons have removed if known to them All real estate brokers and rental agents shall report in writing from time to time to the commission upon the request of the commission all cases of residence property managed by them which have been vacated by the tenants thereof together with the names of such tenants and the addresses to which they have removed if known to them The commission shall forthwith send to each such person who is found to be registered as an elector from the address given in any of the foregoing reports and to all the members of his family and household who are electors registered from the same address the notice provided for by section thirty of this act and shall proceed thereupon in accordance with the provisions of that section

Section 21 Section thirty of said act as last amended by the act approved the eighteenth day of May one thousand nine hundred forty-five (P. L. 650) and subsections (a) and (b) of which were last amended by the act approved the twentieth day of June one thousand nine hundred forty-seven (P. L. 752) is hereby reenacted and further amended to read as follows

Section 30 Check-up of Registers

(a) At any time prior to the fiftieth day next preceding [a general] an election or primary [held in even-numbered years and at least thirty-five days prior to any municipal election held in odd-numbered years] the commission may send by mail to any elector whose name appears in any district register a notice setting forth the elector's name and address as it shall appear in the register and requesting him in case of any error to present the notice on or before the tenth day next ensuing at the office of the commission and secure the correction of the error and warning the elector that any discrepancy between his actual name and address and his name and address as recorded in the original register will constitute ground for challenging his vote Such



notice shall contain on the outside a request of the postmaster to return it within five days if it cannot be delivered to the addressee at the address given thereon

(b) At any time prior to the fiftieth day preceding [a general] an election or primary [held in even-numbered years and at least thirty-five days prior to any municipal election held in odd-numbered years] the commission may cause a check-up to be made by postmen of the United States Post Office of any elector whose name appears in any district register

(c) At least once in each four years the commission may conduct a check-up of each registered elector in the cities of the second class boroughs towns and townships by either of the methods provided for in subsections (a) and (b) above

(d) Upon the return by the Post Office of any such notice which it has been unable to deliver at the given address because the addressee cannot be found there or upon report by the post office that any registered elector does not reside at the address given on his registration card the commission shall either (1) direct an authorized employe to visit in person the address of the elector and if he shall find that the elector does not reside at the address he shall leave at such address the notice prescribed by clause (e) of this section or (2) mail to such registered elector at the address given on his registration card the notice prescribed by clause (e) of this section Such notice when mailed shall be sent as first-class mail and shall contain on the outside a request to the postmaster to forward it if the addressee does not reside at the address given thereon

(e) The notice stipulated by clause (d) of this section shall require the registered elector to communicate with the commission on or before a date which the commission shall designate and which shall be not less than ten days and not more than thirty days from the service or mailing of the notice and in any case not later than the fifteenth day preceding the election or primary next ensuing and satisfy the commission of his qualifications as an elector At the expiration of the time specified in the notice the commission shall cancel the registration of each such person who has not communicated with the commission and proved his qualifications as an elector Provided That when any registered elector who has been mailed the notice prescribed by this clause shall communicate with the commission claiming the right to remain registered at the address to which the original notice was mailed the commission shall cause an investigation to be made of such claim and if not satisfied of the right of the elector to remain registered at such address shall cancel the registration of the elector Every elector whose registration is cancelled in accordance with the provisions of this section shall be required to register in the manner provided by this act in order to be eligible to vote at any ensuing election or primary

(f) The registration of any person in military service shall not be cancelled by reason of the failure of such person to reside at the address appearing upon the district register if such person did reside at such address on the date of entering military service

Section 22 Section thirty-one of said act as amended by the act approved the first day of August one thousand nine hundred forty-one (P. L. 654) is hereby reenacted and further amended to read as follows

#### Section 31 Canvass of Registered Electors

(a) The commission may at any time by individual commissioners or by inspectors of registration verify the registration in any election district in the cities of the second class boroughs towns or townships of the county by visiting each building from which an elector is registered and such other buildings as the commission may deem necessary and shall make a record of the name and address of each person registered who shall not be found to reside at the address from which he is registered or who for any other reason shall appear to be not qualified to vote in the election district from which he is registered and shall leave at the address of each such person the notice prescribed by clause (e) of section thirty of this act

(b) At the expiration of the time specified in the

notice the commission shall cancel the registration of each such person who has not communicated with the commission and proved his qualifications as an elector

(c) For the purpose of facilitating any such canvass the commission may when necessary appoint special inspectors of registration in number not exceeding double the number of election districts which the commission shall determine to canvass

(d) Such special inspectors shall have and may exercise the powers conferred by this act upon inspectors of registration They shall be qualified electors of the county and shall be appointed without reference to residence in election districts or to their political affiliations or beliefs

(e) The commission shall instruct each special inspector in his duties

Section 23 Section thirty-two of said act as last amended by the act approved the fifth day of March one thousand nine hundred forty-seven (P. L. 24) is hereby reenacted to read as follows

Section 32 Comparison and Correction of Registers Commencing fifty days prior to each [general] election and primary [and thirty-five (35) days prior to each municipal election] the commission shall compare and correct the general and district registers

Section 24 Section thirty-three of said act subsection (a) of which was amended by the act approved the twentieth day of June one thousand nine hundred forty-seven (P. L. 752) and subsection (b) of which was added by the act approved the nineteenth day of June one thousand nine hundred thirty-nine (P. L. 446) is hereby reenacted to read as follows

Section 33 Street Lists Posting (a) Commencing not later than the fiftieth day prior to each primary and [general] election [held in even-numbered years and at least thirty-five days prior to any municipal election held in odd-numbered years] the commission shall prepare for each election district a street list of the names and addresses of all registered electors as of that date resident in the district arranged by streets and house numbers

(b) The commission shall cause to be made a sufficient number of exact copies of each such list and as soon as possible shall distribute the same among the inspectors and special inspectors of registration and the officials concerned with the conduct of primaries and elections and among the parties political bodies candidates and organized bodies of citizens interested therein giving at least ten copies of each street list to the county committee of each political party or political body upon the written application of the chairman thereof and at least ten copies of each street list to the executive or governing board or committee of each organized body of citizens having as its purpose or among its purposes the investigation and prosecution of election frauds upon the written application of the presiding officer of such body of citizens and at least one copy of each street list with which his candidacy is concerned to each candidate upon his written request and keeping two complete sets of such street lists on file at the office of the commission convenient for public inspection during all the hours when the other records of the commission are open to public inspection as herein provided

Section 25 Section thirty-four of said act is hereby reenacted and amended to read as follows

Section 34 Petition to Strike Off Names At any time not later than the tenth day preceding any election or primary any qualified elector of the city of the second class borough town or township including any watcher and any registrar or inspector of registration may petition the commission to cancel the registration of any registered elector of such city of the second class borough town or township setting forth under oath supported by the affidavits of at least two adult persons sufficient grounds for such cancellation and also setting forth that due notice of the time and place when said petition would be presented had been given to the person so registered personally at least twenty-four hours prior to the presentation of the same or that he could not be found at the place given in the district register as his residence and that the person in charge thereof to



be mentioned by name in said petition had declared that he or she was well acquainted with the names of all persons residing at the address given as such residence and that the person so registered had never been or was no longer one of them or that no such person is residing at the address given whereupon the commission shall forthwith cancel the registration of such elector and amend accordingly the general and district registers and the other records effected unless the person so registered shall appear and show cause why the same should not be done

Section 26 Section thirty-five of said act is hereby reenacted to reads as follows

Section 35 Delivery of District Registers to Election Officers

(a) Not later than noon of the third day preceding an election or primary the commission shall have the district register accurately corrected to date for each election district and shall deliver the same to the election officers for use on election day in the manner in which the county election boards now are or hereafter may be required to deliver election materials Provided The registration commission shall not deliver the registration card for use at the polls on election day of any person who has removed from one election district to another within two months of any general municipal primary or special election The registration commission shall withdraw from the district registers the cards of all such persons before the registers are so delivered

(b) District registers when so delivered shall be contained in suitable binders so constructed and locked that the name address voting record and other data on each card may be visible and that entries may be made on each card but that the cards cannot be removed by the election officers Said binders shall have printed or written thereon the words "District Register of Voters" and the number of the district and ward if any Said binders shall be enclosed within a case or container and shall be locked and sealed by the commission before delivery

Section 27 Section thirty-six of said act subsection (h) of which was added by the act approved the first day of August one thousand nine hundred forty-one (P. L. 664) is hereby reenacted and amended to read as follows

Section 36 Persons Registered Are Entitled to Vote at General or Municipal Elections if Identified by Signature Proviso Evidence of Registration Discrepancies Persons Registered and Enrolled May Vote at Primaries if Identified by Signatures Proviso Persons not Registered Are Not Entitled to Vote Challenging of Persons Registered Voter's Certificates Voting Check List Elections and Primaries County Et Cetera of Names Checked as Having Voted Sealing of Registers and Voting Check Lists Return of Voting Check List and Registers

(a) Any person whose name is in the district register of any election district in any city of the second class borough town or township and who upon applying to vote shall have signed his name and address to a voter's certificate in the form hereinafter provided for as a means of identification and whose signature thereon shall have been compared by the election officers in the presence and view of the watchers with the signature of the applicant as recorded in the district register and shall have been deemed authentic by said election officers shall be entitled to vote in such district at any general municipal or special election unless it be shown to the satisfaction of the election officers that he has become disqualified by removal from the district since registration or that he has violated any law of this Commonwealth prohibiting bribery at elections Provided That if the signature on the voter's certificate as compared with the signature as recorded in the district register shall not be deemed authentic by any of the election officers such elector shall not be denied the right to vote for that reason but shall be considered challenged as to identity and required to make the affidavit and produce the evidence as provided in subsection (e) of this section

(b) No elector shall be required to sign a voter's certificate as a means of identification if he shall have been unable to sign his name when registered or if having

been able to sign his name when registered he subsequently shall have lost his sight or lost the hand with which he was accustomed to sign his name or shall have been otherwise rendered by disease or accident unable to sign his name when he applies to vote but each elector shall establish his identity to the satisfaction of the election officers and in such case a voter's certificate shall be prepared for him by one of the election officers upon which the facts as to such disability shall be noted and attested by the signature of such election officer

(c) No person who applies to vote shall be permitted by any election officer or clerk or other person to see the signature recorded as his in the district register until after he shall have signed his name to the voter's certificate

(d) Any person who is registered and also enrolled as a member of a political party and who upon applying to vote shall have established his identity by signing his name and address or otherwise as herein required at elections and is otherwise qualified may vote as a member of said party at any primary succeeding such registration without being subject to any challenge regarding his party membership No elector registered and enrolled as a member of any one particular party shall be allowed to receive or vote the ballot of any other political party at any primary election and any qualified elector registered although not enrolled as aforesaid shall be permitted to vote a nonpartisan ballot according to any law providing for same at any primary election

(e) No one except a qualified elector who is in actual military or naval service under a requisition of the President of the United States or by the authority of this Commonwealth shall be entitled to vote at any election or primary without being personally registered as an elector in the election district in which he offers to vote except by order of the court of common pleas as herein provided regarding appealed cases Any person although personally registered may be challenged by any qualified elector watcher overseer or election officer at any election or primary as to his identity as to his continued residence in the election district or as to any alleged violation of the laws of this Commonwealth prohibiting bribery at elections and if challenged as to identity or residence he shall produce at least one qualified elector of the election district as a witness who shall make affidavit of his identity or continued residence in the election district and if challenged as to bribery he shall be required to swear or affirm that the matter of the challenge is untrue before his vote shall be received

(f) The county election board shall cause to be printed for each election district in the city of the second class borough town or township a suitable number of Voter's Certificates which shall be in form approved by the Secretary of the Commonwealth substantially as follows

#### Voter's Certificate

(Primary) (Election) .....19

I hereby certify that I am qualified to vote at this (primary) (election)

Signature .....

Address .....

.....Pennsylvania

Approved .....

Number of stub or ballot issued (or number of admission to voting machines) .....(and party at primary) .....

The voter's certificate shall be so prepared as to be capable of being inserted by the election officers in a suitable file or binder to be furnished by the county election board After a voter's certificate has been presented by an elector and has been compared with his signature in the district register and approved or in the case of an elector who is unable to write the notations hereinabove required have been made thereon one of the



election officers who made the comparison shall sign his name or initials thereon and if the elector's signature is not readily legible shall print such elector's name over his signature. After the elector has been admitted to vote the number of the stub of the ballot issued to him or his number in the order of admission to the voting machines and at primaries a letter or abbreviation designating the party in whose primary he votes shall be entered on his voter's certificate and the same shall thereupon be inserted in the file or binder. One such file or binder shall be furnished for each election district for each primary and election and shall have printed or written thereon the words "Voting Check List" and the number of the district and ward if any and date of the primary or election. The voter's certificates so bound shall constitute the voting check list of the district. All voter's certificates prepared by persons applying to vote whose applications to vote are refused by the election officers shall be carefully preserved and returned to the commission with the voting check list.

(g) The district registers herein provided for shall constitute the ballot check list of the district. As each voter is found to be qualified and votes the election officer in charge of the district register shall write or stamp the date of the election or primary the number of the stub of the ballot issued to him or his number in the order of admission to the voting machines and at the primaries a letter or abbreviation designating the party in whose primary he votes and shall sign his name or initials in the proper space on the registration card of such voter contained in the district register. After the polls are closed the names of all electors on the district register marked or stamped as having voted shall be immediately counted and the result compared with the number of persons voting shown by the voting check list and numbered lists of voters and announced and the cause of any differences ascertained if possible before the ballot box or voting machine is opened. The district register and the voting check list shall be immediately locked and sealed and shall be returned to the custody of the registration commission by the judge of election immediately upon completion of the count and tabulation of the votes cast in the district.

(h) Persons in military service shall be entitled to vote if duly registered in a manner provided by this act. Persons in military service and by reason thereof absent from their places of residence on the day of any election shall be entitled to vote in such manner as may now or hereafter be provided by law unaffected by the provisions of this section in so far as they relate to the manner of voting.

Section 28 Section thirty-seven of said act is hereby reenacted to read as follows:

Section 37 Examination of District Registers Report of Indications of Fraud to District Attorney (a) Immediately following each election or primary the commission shall cause each district register to be examined.

(b) In the case of any elector whom the election officers shall have recorded as removed, deceased or challenged and prevented from voting the commission shall ascertain the facts and shall correct the general and district registers in accordance with the procedure outlined in sections 30 and 31 herein.

(c) The commission specifically shall compare the signature of each elector on each voter's certificate with his signature in the district register and shall report forthwith in writing to the district attorney any evidence or indication of probable fraud, personation or forgery which may appear to the commission by reason of any comparison of voter's certificates and registers hereby prescribed.

(d) Whenever the registration card of any registered elector shall have been entirely filled up so that the entries required to be made thereon by this act can no longer be made the commission shall have prepared and attached to such registration cards in each register a supplemental card. Each supplemental card shall be printed in a color different from the registration cards. It shall have the same serial number as the registration card followed by the letter "A" "B" et cetera according

to the number of supplemental cards attached to each registration card. Each supplemental card shall have space thereon for the entry of the surname of the registered elector, his Christian name or names, the street and number of his residence, the ward and election district in which he resides and to which he may from time to time remove together with his street address in given upon such removal, the date of each election and each such district and the other data required to be primary at which the elector votes and the signature or initials of the election officer who enters the record of voting on the card. Each supplemental card shall be attached to the registration card to which it relates by permanent fasteners in such a manner that the contents of the registration card may be examined and the entries required by this act may be made on the supplemental card. Whenever supplemental cards are attached to the registration card of any elector the registration card shall be stamped with the words "Supplemental cards attached" together with the date thereof.

Section 29 Section thirty-eight of said act as last amended by the act approved the seventh day of July one thousand nine hundred forty-seven (P. L. 1443) is hereby reenacted to read as follows:

Section 38 Cancellation of Registration Upon Failure to Vote During Two Calendar Years Request for Reinstatement Effect of Removal Notice Within three months after January first of each year except in such years as the commission shall conduct a check of electors in compliance with clause (c) of section thirty of this act the registration commission shall cause all of the district registers to be examined and in the case of each elector who has been registered for a period of at least two immediately preceding calendar years and who is not recorded as having voted at any election or primary during said period the commission shall send to such elector by mail at his address appearing upon his registration card a notice setting forth that the records of the commission indicate that he has not voted during the two immediately preceding calendar years and that his registration will be cancelled at the expiration of ten days from the date of mailing such notice unless he shall within that period file with the commission either personally or by mail a written request for reinstatement of his registration or a removal notice properly executed setting forth his place of residence and signed by him at the expiration of the time specified in the notice the commission shall cancel the registration of such elector unless he has filed with the commission a signed request for reinstatement of his registration as above provided or a removal notice. The cancellation of the registration of any such elector for failure to vote during the two immediately preceding calendar years shall not affect the right of any such elector to subsequently register by personal application to the commission or a commissioner or a registrar or a clerk in the manner provided by this act.

Such removal notice properly executed shall have the same effect as the request for reinstatement as above provided where failure to vote during two calendar years may cause cancellation of registration. Either a removal notice card or request for reinstatement card shall be permitted to be used interchangeably in such circumstances.

Section 30 Section thirty-nine of said act as amended by the act approved the ninth day of June one thousand nine hundred thirty-nine (P. L. 292) is hereby reenacted to read as follows:

Section 39 Cancellation Removal and Preservation of Registration Cards (a) Whenever the registration of an elector is cancelled for any cause the commission shall mark on the registration cards of the elector the word "cancelled" and the date and cause of cancellation and shall remove them from the general and district registers but each such card shall be kept for five years after which the commission may destroy it.

(b) All records which are not essential for maintaining the current status of any qualified elector may be destroyed by the commission after three years.



Section 31 Section forty of said act is hereby reenacted to read as follows

Section 40 Correction by Commission of Errors in Cancellation of registration Whenever the registration of an elector has been cancelled through error such elector may petition the commission for the reinstatement of his registration not later than the tenth day preceding any primary or election and after a hearing on said application if error on the part of the commission is proved the commission shall reinstate the registration of such elector

Section 32 Section forty-one of said act is hereby reenacted and amended to read as follows

Section 41 Appeals to Court Time of Hearing Notice Postponement Hearing Decision of Court Costs and Fees (a) Any person whose claim for registration has been denied by the commission or whose name although previously registered has been removed and not restored by the commission upon a petition filed for that purpose as herein provided or any qualified elector of any city of the second class borough town or township whose rights are impaired by any general order made by the commission not including refusals to remove names upon any petition of any kind aforesaid may file an appeal with the proper court of common pleas not later than the seventh day preceding any election or primary setting forth why he feels that an injustice has been done and praying for such order as will give him relief Thereupon any judge of the court shall fix a time and place for hearing the matter in dispute of which notice shall be served with a copy of said appeal by the appellant upon the counsel for the commission and upon any elector or his attorney who opposed the contention of the appellant before the commission at least forty-eight hours before such matter may be reviewed by the court Proof of notice or the waiver thereof must be filed therein

(b) Any judge of the court may enlarge the time of notice or postpone such hearing as may be reasonable with due regard for the time remaining before the succeeding election or primary At the time so fixed the court or any judge thereof assigned for the purpose shall hear all the witnesses and other evidence that may be offered unless the issue can be decided in some other manner by agreement of the parties concerned

(c) If after any such public hearing the court shall find that an injustice has been done it may reverse or alter the decision of the commission and modify any order made by it accordingly and if necessary issue its mandate to the election officers of any election district to permit the appellant to vote at any designated election or primary although his name may not have been entered in or restored to the district register of such district If the appellant shall not satisfy the court that an injustice has been done the decision of the commission shall be affirmed

(d) The court may compel the appellant or any opposing party other than the commission or in proper cases the county to pay all the witness fees and other legal costs of such appeal which may be taxed by the prothonotary in the usual manner Provided however That in all cases where the appeal is sustained by the court the costs advanced by the appellant shall be ordered refunded

Section 33 Section forty-two of said act is hereby reenacted to read as follows

Section 42 Production of Documents Et Cetera at Appeals At the written request of any person taking an appeal from any action or order of a commission as aforesaid the commission shall produce at the hearing thereof any petition register or other record in its custody relevant to the issue involved but the commission shall not be obligated to answer any appeal and shall not be obliged by subpoena or otherwise to appear at any such hearing unless it shall deem it expedient to do so

Section 34 Section forty-three of said act is hereby reenacted and amended to read as follows

Section 43 Subpoenas and Witness Fees (a) Any person filing any petition of any kind with the commission or opposing same shall have the privilege of having subpoenas issued by the Commission to compel the attend-

ance of witnesses upon condition that all witnesses so subpoenaed shall be paid [two dollars and fifty cents each per day as witness fees] the witness fees provided by law in the manner herein provided

(b) The commission on its own motion may subpoena witnesses including registrars each of whom shall also be entitled to daily witness fees at the rate aforesaid to be paid out of any money to be provided for the purpose to the commission by the county commissioners in the same manner as other necessary expenses of such commission are to be provided for

(c) All subpoenas shall be in substantially the same form and shall have the same force and effect as subpoenas now issued by a court of common pleas The commission shall have the benefit of the process of said courts if necessary to enforce any subpoena issued by such commission

(d) No subpoena shall be issued for the benefit of any person other than the commission until he shall have paid the commission a fee of twenty-five cents for issuing the same and deposited with said commission one day's witness fees for each witness to be summoned thereby whose names shall be given to the commission and entered by it in such subpoena and among the records of the commission No such subpoena shall be of any virtue to require the further attendance of any witness after the day mentioned therein unless the hearing be postponed or continued by the commission and unless before four o'clock postmeridian of said day the person for whose benefit it is issued shall have deposited with the commission an additional day's witness fees for each witness whose further attendance is desired As soon as convenient after any hearing is concluded (or postponed or continued) on any day the commission shall disburse the fees deposited with it by any person among those witnesses who have appeared in response to subpoena issued and shall return to the person who deposited the same any fees deposited for others who did not attend and shall also pay like fees to any summoned by the commission taking their receipts therefore so long as there are sufficient funds available for such payments Provided however That in all cases where the petition of the elector is sustained all costs advanced by him for witness fees and subpoenas shall be refunded to the elector so petitioning

(e) The commission shall pay over to the county treasurer all fees received for subpoenas The accounts of such commission respecting disbursements of witness fees out of appropriations made to such commission by the county commissioners shall be subject to audit from time to time by the county controller

Section 35 Section forty-four of said act is hereby reenacted to read as follows

Section 44 Crimes and Penalties (a) Any person who wilfully disobeys a lawful order of the commission or of a commissioner or refuses to obey its or his subpoenas duly issued and served under the provisions of this act shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine not exceeding five hundred dollars (\$500)

(b) Any wilful false statement made under oath by any person regarding any material matter or thing relating to any subject investigated heard or acted upon by any registrar commissioner clerk judge watcher inspector of registration court or commission by virtue of this act shall be perjury and any person upon conviction thereof shall be sentenced to pay a fine not exceeding five hundred dollars (\$500) and to undergo an imprisonment of not less than three (3) months nor more than two (2) years

(c) Any registrar commissioner or clerk who knowingly registers or permits to be registered a person not lawfully entitled to be registered or who without reasonable cause refuses to register a person entitled to be registered or knowingly assists in preventing such person from being registered shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine not exceeding one thousand dollars (\$1000) and to undergo an imprisonment of not less than three (3) months nor more than (5) years



(d) Any person who applies for registration or who notifies the commission of a change of his residence address knowing or having reason to know that he is not entitled to be registered or have his residence address changed or any person who declares as his residence a place or address which he knows is not his legal residence or who falsely personates another in an application for registration or who knowingly offers false naturalization papers to establish his claim to be registered shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine not exceeding one thousand dollars (\$1000) and to undergo an imprisonment of not less than three (3) months nor more than three (3) years

(e) Any registrar commissioner clerk or assistant or employe of a commission who inserts or intentionally permits to be inserted a name or other entries in any registration card without a proper application in person on the part of the person registered either at the office of the commission or before a registrar appointed by the commission at a place properly designated as provided herein or without requiring the proper evidence of the right of the applicant to be registered or who materially alters any registration card after the entries have been made except upon an order of the court of common pleas or of the commission shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine not exceeding one thousand dollars (\$1000) and to undergo an imprisonment of not less than three (3) months nor more than five (5) years

(f) Any election officer who knowingly refuses the vote of a duly registered and qualified elector or who knowingly accepts the vote of a person not registered in accordance with the provisions of this act (except that of a person in actual military or naval service or a person having an order of court as aforesaid) or who knowingly receives a vote from a person falsely claiming to be a registered voter shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine not exceeding one thousand dollars (\$1000) and to undergo an imprisonment of not less than three (3) months nor more than five (5) years

(g) Any commissioner registrar clerk inspector of registration or other officer assistant or employe or any person partnership or corporation upon whom a duty is laid by this act who shall wilfully delay neglect or refuse to perform such duty shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine not exceeding one thousand dollars (\$1000) and to undergo an imprisonment of not less than three (3) months nor more than two (2) years

(h) Any person who inserts or intentionally permits to be inserted any names or material entry in any registration card street list affidavit petition subpoena certificate report or other record authorized or required by this act to be made or prepared for any purpose herein mentioned except in accordance herewith or who materially alters or destroys an entry which has been duly made therein except as herein provided or who takes and removes any such book paper card or other record from the custody of any person having lawful charge thereof in order to prevent the same from being used or inspected or copies as herein provided shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine not exceeding one thousand dollars (\$1000) and to undergo an imprisonment of not less than three (3) months nor more than three (3) years

(i) Any person who neglects or refuses to furnish to any commissioner or to any inspector of registration any information which he is herein authorized to obtain or to exhibit any records papers or documents herein authorized to be inspected by him shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine not exceeding five hundred dollars (\$500) and to undergo an imprisonment of not less than three (3) months nor more than two (2) years

(j) Any constable policeman sheriff or other peace or police officer or deputy or subordinate thereof who shall fail upon demand of any commissioner or inspector of registration to render such aid and assistance to him he

shall demand in the maintenance of peace and in the making of arrests without warrant as herein provided or who shall wilfully hinder or delay or attempt to hinder or delay any commissioner or inspector of registration in the performance of any duty shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine not exceeding five hundred dollars (\$500) and to undergo an imprisonment of not less than three (3) months nor more than two (2) years

(k) Any person who intentionally interferes with hinders or delays any other person in the performance of any act or duty authorized or imposed herein shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine not exceeding five hundred dollars (\$500) and to undergo an imprisonment of not less than three (3) months nor more than two (2) years

(l) Any registrar commissioner clerk assistant or employe of a commission or any other person who knowingly and wilfully prevents a person from being registered or who by coercion threats of bodily injury or intimidation prevents or attempts to prevent any person from being registered or from changing his political enrollment in accordance with the provisions of this act shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine not exceeding one thousand dollars (\$1000) and to undergo an imprisonment of not less than three (3) months nor more than five (5) years

(m) Any registrar commissioner clerk assistant or employe of a commission or any other person who unlawfully destroys or attempts to destroy any card book paper affidavit or other record of the commission or who unlawfully removes or attempts to remove same from the office of the commission shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine not exceeding one thousand dollars (\$1000) and to undergo an imprisonment of not less than three (3) months nor more than five (5) years

(n) Any person who shall maliciously and without probable cause file a petition for the purpose of striking off the registration or party affiliation of any elector shall upon conviction thereof be subject to a penalty of ten dollars (\$10.00)

Section 36 Repealer The act approved the twenty-fifth day of May one thousand nine hundred thirty-seven (P. L. 814) entitled "An act to provide for the permanent personal registration of electors in cities of the second class as a condition of their right to vote at elections and primaries and their enrollment as members of political parties as a further condition of their right to vote at primaries prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors and prescribing the powers and duties of citizens parties political bodies registration commissions commissioners registrars inspectors of registration and other appointees of registration commissions county election boards election officers municipal officers departments and bureaus police officers courts judges prothonotaries sheriffs county commissioners peace officers county treasurers county controllers registrars of vital statistics certain public utility corporations real estate brokers rental agents and boards of school directors and imposing penalties" and its amendments are hereby repealed

Any unexpended balances of any appropriations heretofore made by the county commissioners for the purpose of carrying out any provision of said act or its amendments are hereby transferred to and made available for the commission created by the act amended hereby for the expenses of carrying out the provisions of that act

On the effective date of this act the terms of office of the existing registration commission or commissioners of each city of the second class shall terminate They shall deliver all books papers records furnishings and supplies pertaining to their office to the commission created by the act amended hereby

Section 37 This reenacting and amending act shall become effective on the first day of June one thousand nine hundred fifty-three



And said bill having been read at length the third time, and argeed to,

On the question,

Shall the bill pass finally?

Mr. WALKER. Mr. President, before the Senate is asked to vote on this bill, I would like to make a few comments on it.

Mr. President, as the Senate was advised yesterday in a discussion on this bill between the Senator from Lackawanna and myself, in Allegheny County there are two registration boards. One is operating just in the city of Pittsburgh and is in charge of the City Registration Commission, which is appointed by the Governor of the Commonwealth. The county of Allegheny has a separate Registration Commission, under the Borough and Township Registration Code, which registers all of the voters in the county of Allegheny who live outside the city.

Under the present setup, Mr. President, if a voter moves from one borough or township to another, all they have to do to reregister is to file a change of address card. In the city of Pittsburgh, if a voter moves from one ward to another in the city, the same situation exists. However, if a voter moves from the city out into the county, or from the county into the city, the voter is obliged to reregister because of the two setups.

Mr. President, in the handling of the City Registration Commission, all of the costs of operation are borne by the county of Allegheny. I would like to present to the Senate some information that might be of interest to them.

Mr. President, in the county, the County Registration Commission registered 510,890 voters. In the city, the City Registration Commission registered 358,079 voters. So, there is considerable more electorate in the county outside of the city than is contained within the confines of the municipal limits of the city of Pittsburgh. The Registration Bureau in the county operates on a budget of \$170,321. The City Registration Commission operates on a budget of \$204,613. It costs us more to register a fewer number of people in the city, with the City Registration Commission, than it does in the county with the setup under the Borough and Township Registration Code.

The number of employees, Mr. President, in the City Registration Commission is approximately fifty-three. The number of employees in the County Registration Commission is about thirty-five. Now, it has been the hope for some years that we would be able to consolidate these two Registration Commissions by bringing the city registration problem in under the Borough and Township Registration Code, so that by this consolidation we could save some money. We could operate more efficiently and, frankly, we could also conserve space in the county office buildings which are located in the city of Pittsburgh.

Mr. President, the controversy has always been on a consolidation of this type as to who would have the appointive power of the Registration Commission; whether it should be in the Office of the County Commissioners or in the Office of the Chief Executive of the Commonwealth. That issue, of course, Mr. President, always had a political tinge. It is the hope and the expectation of the Republican Party in Allegheny County that eventually they will be the Majority Party and, therefore, the political problem of who makes the appointment will have passed by the boards.

Mr. President, it is also the firm conviction of the Republican leaders in Allegheny County that the best indication of the right of a political party to be entrusted with public responsibility is to furnish good government whenever possible. We are convinced that the consolidation of these two registration commissions is a step toward better government. That is why we are encouraging it at this time.

Mr. President, I want to say, very frankly, to the gentlemen of the Senate that there is opposition to this bill. The opposition stems primarily from the political problem which is involved. It is one that every Member of the Senate can readily recognize because none of us were appointed to these jobs; we all had to run for election. You cannot have a political problem without running into the very thing that has created opposition to this bill.

Mr. President, I want to say to the Members of this Senate that even though in Allegheny County we are the Minority Party, we are convinced that this is good government and we would like to have this bill passed so that Allegheny County can enjoy the same consolidated registration setup which sixty-five of the other counties in Pennsylvania now enjoy.

And the question recurring,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

#### YEAS—28

Barr,	Holland,	McCusker,	Toole,
Camiel,	Kessler,	McGinnis,	Wade,
Chapman,	Lane,	McPherson, Jr.	Wagner,
Diehm,	Letzler,	Peelor,	Walker,
Freed,	Madigan,	Probert,	Watkins,
Haluska,	Mallery,	Ruth,	Weiner,
Harney,	McCreesh,	Stevenson,	Yosko,

#### NAYS—8

Blass,	Koprivier, Jr.	Miller,	Taylor,
Hare,	Mahany,	Pechan,	Watson,

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

### SECOND READING CALENDAR

#### BILL ON SECOND READING

Agreeably to order.

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 87, entitled:

An Act to reenact subsection A of section 1012 of the act approved the fifteenth day of May one thousand nine hundred thirty-three (P. L. 624) entitled as amended "An act relating to the business of banking and to the exercise of fiduciary powers by corporations providing for the organization of corporations with fiduciary powers and of banking corporations with or without fiduciary powers including the conversion of National banks into State banks and for the Licensing of private bankers and employees' mutual banking associations defining the rights powers duties liabilities and immunities of such corporations of existent corporations authorized to engage in a banking business with or without fiduciary powers of private



bankers and employes' mutual banking associations and of the officers directors trustees shareholders attorneys and other employes of all such corporations employes' mutual banking associations or private bankers or of affiliated corporations associations or persons restricting the exercise of banking powers by any other corporation association or person and of fiduciary powers by any other corporation conferring powers and imposing duties upon the courts prothonotaries recorders of deeds and certain State departments commissions and officers imposing penalties and repealing certain acts and parts of acts" by making further provisions concerning the powers and limitations on powers of banks and bank and trust companies

And said bill having been read at length the second time and agreed to, Ordered, To be transcribed for a third reading.

### BILL OVER IN ORDER

Mr. MAHANY. Mr. President, I ask unanimous consent that Senate Bill No. 91, on second reading, entitled:

An Act to further amend Section 5 of the act, approved the thirty-first day of May, one thousand nine hundred forty-five (P. L. 1198), entitled "An act providing for the conservation and improvement of land affected in connection with the mining of bituminous coal by the open pit mining method; regulating such mining and providing penalties," by further regulating backfilling and operation reports.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

### BILLS ON FIRST READING

Mr. MAHANY. Mr. President, I move that the Senate do now proceed to the first reading of all bills reported from committees for the first time at today's session.

Mr. HARE. Mr. President, I second the motion.

The motion was agreed to.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 14, entitled:

An Act to repeal the act approved the fifteenth day of July one thousand nine hundred thirty-five (P. L. 1006) entitled "An act authorizing the Department of Property and Supplies with the approval of the Governor to sell and convey three contiguous parcels of land."

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 35, entitled:

An Act to further amend Section 1 of the act, approved the twenty-fifth day of April, one thousand nine hundred twenty-nine (P. L. 723), entitled "An act regulating the investment of funds by administrative departments, boards, commissions, and officers of the State Government," by expanding the investment powers of State administrative departments, boards, commissions or officers.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 37, entitled:

An Act authorizing the Department of Property and Supplies to sell and convey a tract of land situate in the

Township of North Union Fayette County Pennsylvania with the approval of the Governor.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 41, entitled:

A Supplement to the act, approved the twenty-fifth day of June, one thousand nine hundred thirty-one (P. L. 1352), entitled "An act providing for joint action by the Commonwealth of Pennsylvania and the State of New Jersey in the administration, operation, and maintenance of bridges over the Delaware River, and for the construction of additional bridge facilities across said river; authorizing the Governor, for these purposes, to enter into an agreement with the State of New Jersey; creating a Delaware River Joint Toll Bridge Commission and specifying the powers and duties thereof, including the power to finance the construction of additional bridges by the issuance of revenue bonds to be redeemed from revenues derived from tolls collected at such bridges; transferring to said commission all powers now exercised by existing commission created to acquire toll bridges over the Delaware River; and making an appropriation," by authorizing the Governor to enter into a supplemental compact or agreement on behalf of the Commonwealth of Pennsylvania with the State of New Jersey amending and supplementing the compact or agreement entitled "Agreement between the Commonwealth of Pennsylvania and the State of New Jersey creating the Delaware River Joint Toll Bridge Commission as a body corporate and politic and defining its powers and duties," as heretofore amended and supplemented; enlarging the jurisdiction and powers of said commission with respect to the acquisition, construction, administration, operation and maintenance of port and terminal facilities, the financing thereof, and the fixing, charging and collecting of tolls and other charges for the use of said port and terminal facilities; authorizing the issuance of negotiable bonds and obligations of the commission providing for the designation of deputies to act for and in behalf of absent ex-officio members of said commission from Pennsylvania; authorizing the combining for financing purposes of any such port and terminal facilities with any bridge or bridges heretofore or hereafter constructed or acquired by said commission; and authorizing the Governor to apply, on behalf of the Commonwealth of Pennsylvania, to the Congress of the United States for its consent to such supplemental compact or agreement.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 85, entitled:

An Act to amend the act approved the twenty-first day of January, one thousand nine hundred fifty-two (Appropriation Acts page 87) entitled "An act to provide for the ordinary expenses of the Executive, Legislative and Judicial Departments of the Commonwealth, interest on the public debt, and the support of the public schools for two years beginning June first, one thousand nine hundred fifty-one, for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first, one thousand nine hundred fifty-one," by changing the conditions for expending appropriation for incidental expenses of the Senate.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 163, entitled:



An Act to further amend the last paragraph of section five hundred seven of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," by authorizing departments, boards and commissions to contract for utility services furnished by electric cooperative corporations.

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 297, entitled:

An Act to further amend the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," by making the Pennsylvania State Police and the Pennsylvania Board of Parole departmental administrative agencies in the Department of Justice; and prescribing their powers and duties.

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 327, entitled:

An Act to further amend the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers,

and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards, and commissions shall be determined," by making the Pennsylvania Historical and Museum Commission a departmental administrative commission in the Department of Public Instruction, and prescribing its powers and duties.

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 328, entitled:

An Act to further amend the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," by creating the Highway Planning Commission as an advisory commission in the Department of Highways.

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 329, entitled:

An Act abolishing the Department of Health and transferring its powers and duties to the Department of Health and Welfare.

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 330, entitled:

An Act to amend Section 2008 of the act approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto," by requiring repayment of tuition costs by State teachers college graduates who fail to comply with their agreement to teach in the public schools of this Commonwealth.

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.



Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 331, entitled:

A Joint Resolution proposing an amendment to the Constitution of the Commonwealth of Pennsylvania by providing for the abolition of the office of Secretary of Internal Affairs.

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 332, entitled:

An Act to further amend the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," by transferring powers and duties relating to weights and measures from the Department of Internal Affairs to the Department of Labor and Industry.

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 333, entitled:

An Act to reenact and further amend portions of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," by abolishing the boards of trustees of State teachers' colleges; creating an advisory board for each State teachers' college; defining their powers and the powers and duties of the Department of Public Instruction with respect to State teachers' colleges; and renaming the departmental administrative agencies in the Department of Public Instruction and the State advisory boards and commissions.

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 334, entitled:

An Act to further amend the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," by making the Milk Control Commission a departmental administrative commission in the Department of Agriculture and prescribing its powers and duties.

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 335, entitled:

An Act to amend the act, approved the eighteenth day of May, one thousand nine hundred forty-nine (P. L. 1440), entitled "An act concerning notaries public and amending, revising, consolidating and changing the law relating thereto," by providing for the appointment of notaries public by the Secretary of the Commonwealth.

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 336, entitled:

A Joint Resolution proposing an amendment to article four, section eight of the Constitution of the Commonwealth of Pennsylvania, by making changes in the appointment and tenure of the Superintendent of Public Instruction.

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 337, entitled:

An Act to further amend the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools amending, revising, consolidating and changing the laws relating thereto," by limiting the amount of reimbursement by the Commonwealth to school districts and vocational school districts; and requiring the Department of Public Instruction to administer the financial affairs of financially handicapped and distressed school districts in certain cases.

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 338, entitled:

An Act to amend Section 408 of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards; commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," by removing the Superintendent of Public Instruction from membership on the State Council of Education and further regulating appointment of members.

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 339, entitled:

An Act to amend Clause (c) of Section 3 of the act, approved the fifth day of August, one thousand nine hundred forty-one (P. L. 752), entitled "An act regulating and improving the civil service of certain departments and agencies of the Commonwealth; vesting in the State Civil Service Commission and a Personnel Director certain powers and duties; providing for classification of positions, adoption of compensation schedules and certification of payrolls; imposing duties upon certain officers and employes of the Commonwealth; authorizing service to other State departments or agencies and political subdivisions of the Commonwealth in matters relating to civil service; defining certain crimes and misdemeanors; imposing penalties; making certain appropriations, and repealing certain acts and parts thereof," by further defining the term "Service of the Commonwealth" to include certain offices and positions in the Department of Public Instruction.

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 340, entitled:

An Act to further amend Section 208 of the act approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative

departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," by clarifying the holding over after expiration of the term of office of persons appointed by the Governor and repealing inconsistent provisions.

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 341, entitled:

An Act to further amend the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," by establishing the Department of Health and Welfare; transferring to it the powers and duties of the Department of Health, Department of Welfare and Department of Public Assistance; providing for a Secretary of Health and Welfare; defining his powers and duties; and abolishing the Department of Health, the Department of Welfare and the Department of Public Assistance.

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

## ADJOURNMENT

Mr. MAHANY. Mr. President, I move that the Senate do now adjourn until Monday, March 30, 1953, at 4:00 o'clock p. m., Eastern Standard Time.

Mr. TAYLOR. Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 12:52 o'clock p.m., Eastern Standard Time, until Monday, March 30, 1953, at 4:00 o'clock p.m., Eastern Standard Time.



## HOUSE OF REPRESENTATIVES

TUESDAY, March 24, 1953.

The House met at 11:00 a. m.

The SPEAKER (Charles C. Smith) in the Chair.

## PRAYER

The Chaplain, Reverend William Hugh Fryer, offered the following prayer:

Almighty God, of Whose will all things are, and were created; Thou hast gathered our people into a great nation. Deepen the root of our life in everlasting righteousness. Make us equal to our high trusts; reverent in the use of freedom, just in the exercise of power, generous in the protection of weakness. To our legislators and counsellors give insight and faithfulness that our laws may clearly speak the right, and our judges purely interpret it. May wisdom and knowledge be the stability of our times; and our deepest trust be in Thee, the Lord of Nations, and the King of Kings. Amen.

## JOURNAL APPROVAL POSTPONED

The SPEAKER. Are there any corrections to the Journal of Monday, March 23, 1953?

Mr. HELM. Mr. Speaker, I move that the approval of the Journal for Monday, March 23 be postponed because the Journal is not in print.

The motion was agreed to.

DAUGHTER'S DIVISION OF ALLENTOWN  
WOMAN'S CLUB WELCOMED

The SPEAKER. We have with us today as guests, and welcome them to the Hall of the House the Daughters Division of the Allentown Woman's Club, under the supervision of their president, Mrs. Shula Zink and Mrs. Robert E. Moyer, Jr. and Mrs. LeRoy Trexler. They are the guests of the lady from Lehigh, Mrs. Markley, and the gentlemen from Lehigh, Messrs. VanSant and Stimmel

NINTH GRADE OF FAIRFIELD JOINT SCHOOL  
WELCOMED

The SPEAKER. The Chair also welcomes to the House a delegation of students of the ninth grade of the Fairfield Joint School District, Adams County, under the supervision of their principal, Mr. George Inskip and Prof. Donald Sheely. They are the guests of the gentleman from Adams, Mr. Worley.

## GREEN PARK UNION SCHOOL WELCOMED

The SPEAKER. We have also with us as guests today, and welcome them to the House, ninth grade students of Green Park Union School, Perry County, under the direction of Charles D. Eaton and Mrs. McMillen. They are the guests of the gentleman from Perry, Mr. Toomey.

The SPEAKER. The Chair would request the gentleman from Westmoreland, Mr. Lovett, to come to the rostrum so that he may preside over today's session as Speaker pro tempore.

## MR. LOVETT IN THE CHAIR.

Mr. ANDREWS. Mr. Speaker, I rise to file a petition with the Chair.

The SPEAKER pro tempore. The gentleman will send his petition to the desk.

Mr. ANDREWS. Mr. Speaker, I desire to state my petition verbally.

The SPEAKER pro tempore. What is the purport of the petition?

Mr. ANDREWS. Mr. Speaker, "For God's sake, let's be fair!"

The SPEAKER pro tempore. The Chair will assure the gentleman that the Chair will be fair.

## BILLS INTRODUCED AND REFERRED

By Mr. RAGOT.

HOUSE BILL No. 749.

An Act to further amend Section 14 of the act approved the eighth day of July, one thousand nine hundred forty-one (P. L. 298), entitled "An act authorizing the creation of, and providing for, and regulating the maintenance and operation of a county employees' retirement system in counties of the fourth class, imposing certain charges on counties, and fixing penalties," by providing for retirement allowances to contributors after twenty-five years of service, but prior to reaching super-annuation retirement age, whether such retirement be voluntary or involuntary, and fixing a minimum allowance in such cases.

Referred to the Committee on Municipal Corporations.

By Mr. WEIDNER (By request). HOUSE BILL No. 750.

An Act to further amend Sections 6 and 17 of the act, approved the twenty-first day of May, one thousand nine hundred thirty-one (P. L. 149) entitled, as amended "An act imposing a State tax, payable by those herein defined as distributors, on liquid fuels used or sold and delivered within the Commonwealth, which are practically, and commercially suitable for use in internal combustion engines for the generation of power; providing for the collection and lien of the tax, and the distribution and use of the proceeds thereof; requiring such distributors to secure permits, to file corporate surety bonds and reports, and to retain certain records; imposing duties on retail dealers, common carriers, county commissioners, and such distributors; providing for rewards; imposing certain costs on counties; conferring powers and imposing duties on certain State officers and departments; providing for refunds; imposing penalties; and making an appropriation," by increasing discounts, providing for payments to retail dealers, the coloring of certain liquid fuels, regulating the use thereof, imposing duties on aldermen, justices of the peace and magistrates and imposing penalties.

Referred to the Committee on Ways and Means.

By Mr. MILLS.

HOUSE BILL No. 751.

An Act to further amend Section 301 of the act approved the twenty-eighth day of May, one thousand nine hundred thirty-seven (P. L. 1053), entitled "An act relating to the regulation of public utilities; defining as public utilities certain corporations, companies, associations, and persons; providing for the regulation of public utilities, including, to a limited extent, municipalities engaging in public utility business, by prescribing, defining, and limiting their duties, powers, and liabilities, and regulating the exercise, surrender, or abandonment of their powers, privileges, and franchises; defining and regulating contract carriers by motor vehicle and brokers in order to regulate effectively common carriers by motor vehicles; conferring upon the Pennsylvania Public Utility Commission the power and duty of supervising and regulating persons, associations, companies, and corporations, including, to a limited extent, municipal corporations subject to this act, and administering the provisions of this act; authorizing the commission to fix temporary rates; placing the burden of proof on public utilities to sustain

their rates and certain other matters; authorizing a permissive or mandatory sliding scale method of regulating rates; providing for the supervision of financial and contractual relations between public utilities and affiliated interests, and supervision and regulation of accounts and securities or obligations issued, assumed or kept by persons, associations, companies, corporations, or municipal corporations subject to this act; conferring upon the commission power to vary, reform, or revise certain contracts; conferring upon the commission the exclusive power to regulate or order the construction, alteration, relocation, protection, or abolition of crossings or facilities of public utilities, and of such facilities by or over public highways, to appropriate property for the construction or improvement of such crossings, and to award or apportion resultant costs and damages; authorizing owners of such property to sue the Commonwealth for such damages; providing for ejectment proceedings in connection with the appropriation of property for crossings; conferring upon the commission power to control and regulate budgets of public utilities; imposing upon persons, associations, companies and corporations (except municipal corporations) subject to regulation, the cost of administering this act; prescribing and regulating practice and procedure before the commission and procedure for review by the courts of commission action; giving the court of common pleas of Dauphin County exclusive original jurisdiction over certain proceedings; prescribing penalties, fines, and imprisonment for violations of the provisions of this act and regulations and orders of the commission, and the procedure for enforcing such fines and penalties; and repealing legislation supplied and superseded by or inconsistent with this act," by prohibiting common carriers from charging passengers required to stand, more than one-half of the total fare.

Referred to Committee on Public Utilities.

By Mr. MILLS. HOUSE BILL No. 752.

An Act requiring electrically operated and lighted gates or electric signals at railroad crossings and providing penalties.

Referred to the Committee on Railroads and Railways.

By Mr. MILLS. HOUSE BILL No. 753.

An Act to amend subsection (a) of Section 305 of the act approved the twelfth day of April, one thousand nine hundred fifty-one (P. L. 90), entitled "An act relating to alcoholic liquors, alcohol and malt and brewed beverages; amending, revising, consolidating and changing the laws relating thereto; regulating and restricting the manufacture, purchase, sale, possession, consumption, importation, transportation, furnishing, holding in bond, holding in storage, traffic in and use of alcoholic liquors, alcohol and malt and brewed beverages and the persons engaged or employed therein; defining the powers and duties of the Pennsylvania Liquor Control Board; providing for the establishment and operation of State liquor stores, for the payment of certain license fees to the respective municipalities and townships, for the abatement of certain nuisances and, in certain cases, for search and seizure without warrant; prescribing penalties and forfeitures; providing for local option, and repealing existing laws," by requiring liquor to be sold in quart bottles.

Referred to the Committee on Liquor Control.

By Mr. MILLS. HOUSE BILL No. 754.

An Act to further amend the act, approved the twenty-eighth day of May, one thousand nine hundred thirty-seven (P. L. 1053), entitled "An act relating to the regulation of public utilities; defining as public utilities certain corporations, companies, associations, and persons; providing for the regulation of public utilities, including, to a limited extent, municipalities engaging in public utility business, by prescribing, defining, and limiting their

duties, powers, and liabilities, and regulating the exercise, surrender, or abandonment of their powers, privileges, and franchises; defining and regulating contract carriers by motor vehicle and brokers in order to regulate effectively common carriers by motor vehicle; conferring upon the Pennsylvania Public Utility Commission the power and duty of supervising and regulating persons, associations, companies, and corporations, including, to a limited extent, municipal corporations subject to this act, and administering the provisions of this act; authorizing the commission to fix temporary rates; placing the burden of proof on public utilities to sustain their rates and certain other matters; authorizing a permissive or mandatory sliding scale method of regulating rates; providing for the supervision of financial and contractual relations between public utilities and affiliated interests, and supervision and regulation of accounts and securities or obligations issued, assumed or kept by persons, associations, companies, corporations, or municipal corporations subject to this act; conferring upon the commission power to vary, reform, or revise certain contracts; conferring upon the commission the exclusive power to regulate or order the construction, alteration, relocation, protection, or abolition of crossing, of facilities of public utilities, and of such facilities by or over public highways, to appropriate property for the construction or improvement of such crossings, and to award or apportion resultant costs and damages; authorizing owners of such property to sue the Commonwealth for such damages; providing for ejectment proceedings in connection with the appropriation of property for crossings; conferring upon the commission power to control and regulate budgets of public utilities; imposing upon persons, associations, companies and corporations (except municipal corporations) subject to regulation, the cost of administering this act; prescribing and regulating practice and procedure before the commission and procedure for review by the courts of commission action; giving the court of common pleas of Dauphin County exclusive original jurisdiction over certain proceedings; prescribing penalties, fines, and imprisonment for violations of the provisions of this act and regulations and orders of the commission, and the procedure for enforcing such fines and penalties; and repealing legislation supplied and superseded by or inconsistent with this act," by requiring approval by referendum by the municipality affected as a condition precedent to discontinuance of service by common carriers.

Referred to the Committee on Public Utilities.

By Mr. MILLS. HOUSE BILL No. 755.

A Joint Resolution proposing an amendment to article eight, section one of the Constitution of the Commonwealth of Pennsylvania giving citizens eighteen years of age the right to vote.

Referred to the Committee on Elections and Apportionment.

By Mr. MILLS. HOUSE BILL No. 756.

An Act to further amend Section 201 of the act, approved the twenty-second day of May, one thousand nine hundred thirty-three (P. L. 853) entitled "An act relating to taxation; designating the subjects, property and persons subject to and exempt from taxation for all local purposes; providing for and regulating the assessment and valuation of persons, property and subject of taxation for county purposes, and for the use of those municipal and quasimunicipal corporations which levy their taxes on county assessments and valuations; amending, revising and consolidating the law relating thereto; and repealing existing laws," by making the real estate of public service companies subject to taxation, and providing certain exceptions.

Referred to the Committee on Municipal Corporations.



By Messrs. KAMYK and LEONARD.

HOUSE BILL No. 757.

An Act relating to the provision of child welfare services by institution districts providing for Commonwealth reimbursements to institution districts electing to accept, and complying with the provisions of this act for the administration of child welfare services by institution districts through child welfare boards or advisory committees designated or appointed by them, and by persons employed by them under a merit system imposing powers and duties on such institution districts and their child welfare boards and advisory committees the Department of Welfare and the Civil Service Commission and making an appropriation.

Referred to the Committee on Appropriations.

By Messrs. KAMYK and LEONARD.

HOUSE BILL No. 758.

An Act imposing a county tax on the gross receipts of public utilities providing for the collection and payment of such tax requiring certain reports providing for payment of part of tax to cities, boroughs, town, townships and school districts in certain proportions.

Referred to the Committee on Counties.

By Messrs. KAMYK and LEONARD.

HOUSE BILL No. 759.

An Act to further amend the act approved the thirty-first day of March, one thousand nine hundred thirty-seven (P. L. 160) entitled "An act creating a commission to be known as the Pennsylvania Public Utility Commission, defining in part the powers and duties of such commission; abolishing the Public Service Commission of the Commonwealth of Pennsylvania, terminating the terms of the members thereof, and transferring to the Pennsylvania Public Utility Commission the records, employees, property, and equipment of The Public Service Commission of the Commonwealth of Pennsylvania; authorizing the Pennsylvania Public Utility Commission to appear in and complete all pending proceedings, legal or otherwise, instituted before, by or against The Public Service Commission of the Commonwealth of Pennsylvania; providing that all certificates of public convenience, contracts, orders, and rules and regulations of the latter commission shall remain effective until repealed, changed, or modified by the Pennsylvania Public Utility Commission, and transferring and appropriating to the Pennsylvania Public Utility Commission any unexpended balance of any existing appropriation to The Public Service Commission of the Commonwealth of Pennsylvania," by providing that one member of the Pennsylvania Public Utility Commission shall be a representative of organized labor.

Referred to the Committee on Public Utilities.

By Messrs. BOLTON and KOLANKIEWICZ.

HOUSE BILL No. 760.

An Act relating to the issuance of liquor and malt or brewed beverage licenses to clubs and other organizations; regulating the purchase, possession and sale of liquor and malt or brewed beverages by subordinate corporate units of certain nationally organized bodies; restricting the issuance of licenses to clubs not included among said units; conferring powers and imposing duties on the Pennsylvania Liquor Control Board; and prescribing penalties.

Referred to the Committee on Liquor Control.

By Messrs. KAMYK and LEONARD.

HOUSE BILL No. 761.

An Act to add Section 438 to the act, approved the second day of June, one thousand nine hundred fifteen (P. L. 736) entitled as amended "An act defining the liability of an employer to pay damages for injuries received by an employe in the course of employment; establishing an elective schedule of compensation; providing procedure for the determination of liability and compensation thereunder; and prescribing penalties," by permitting claimants to appear with and be represented by an attorney at any hearing held by the board or its referee.

Referred to the Committee on Workmen's Compensation.

By Messrs. KAMYK and LEONARD.

HOUSE BILL No. 762.

An Act to amend subsection (a) of Section 1003 of the act, approved the twenty-eighth day of May, one thousand nine hundred thirty-seven (P. L. 1053) entitled "An act relating to the regulation of public utilities; defining as public utilities certain corporations, companies, associations, and persons; providing for the regulation of public utilities, including, to a limited extent, municipalities engaging in public utility business, by prescribing, defining, and limiting their duties, powers, and liabilities, and regulating the exercise, surrender, or abandonment of their powers, privileges, and franchises; defining and regulating contract carriers by motor vehicle and brokers in order to regulate effectively common carriers by motor vehicle; conferring upon the Pennsylvania Public Utility Commission the power and duty of supervising and regulating persons, associations, companies, and corporations, including, to a limited extent, municipal corporations subject to this act, and administering the provisions of this act; authorizing the commission to fix temporary rates; placing the burden of proof on public utilities to sustain their rates and certain other matters; authorizing a permissive or mandatory sliding scale method of regulating rates; providing for the supervision of financial and contractual relations between public utilities and affiliated interests, and supervision and regulation of accounts and securities or obligations issued, assumed or kept by persons, associations, companies, corporations, or municipal corporations subject to this act; conferring upon the commission power to vary, reform, or revise certain contracts; conferring upon the commission the exclusive power to regulate or order the construction, alteration, relocation, protection, or abolition of crossings of facilities of public utilities, and of such facilities by or over public highways, to appropriate property for the construction or improvement of such crossings, and to award or apportion resultant costs and damages; authorizing owners of such property to sue the Commonwealth for such damages; providing for ejectment proceedings in connection with the appropriation of property for crossings; conferring upon the commission the power to control and regulate budgets of public utilities; imposing upon persons, associations, companies and corporations (except municipal corporations) subject to regulation, the cost of administering this act; prescribing and regulating practice and procedure before the commission and procedure for review by the courts of commission action; giving the court of common pleas of Dauphin County exclusive original jurisdiction over certain proceedings; prescribing penalties, fines, and imprisonment for violations of the provisions of this act and regulations and orders of the commission, and the procedure for enforcing such fines and penalties; and repealing legislation supplied and superseded by or inconsistent with this act," by providing for hearings on proposed rate increases of common carriers in the place to be affected.

Referred to the Committee on Public Utilities.

By Mr. CLAPPER. HOUSE BILL No. 763.

An Act to further amend sections one thousand twenty-two, one thousand seventy-three, and one thousand seventy-seven of the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto," by increasing the term of office of the county, assistant county, district and assistant district superintendents.

Referred to Committee on Counties.

By Messrs. LEISEY and ASHTON. HOUSE BILL No. 764.

An Act making an appropriation to the Downingtown Industrial and Agricultural School, Downingtown, Pennsylvania, for the payment of the cost of completion of construction and equipment of the new Boys' Dormitory.

Referred to Committee on Appropriations.

By Mr. DOWN. HOUSE BILL No. 765.

An Act making an appropriation to the Trustees of the George Jr. Republic Association, Grove City, Pennsylvania, for construction of new buildings and repairs and improvements to existing buildings at the George Jr. Republic School in Mercer County, Pennsylvania.

Referred to Committee on Appropriations.

By Messrs. FILO and BOIES. HOUSE BILL No. 766.

An Act authorizing the Department of Highways, with the approval of the Pennsylvania Public Utilities Commission, to acquire a tract of land in Allegheny County, to be added to the Pennsylvania highways system, and making an appropriation therefor.

Referred to Committee on Appropriations.

By Messrs. THOMPSON, EWING, HAUDENSHIELD and COOPER. HOUSE BILL No. 767.

An Act making an appropriation to the Boys' Industrial Home of Western Pennsylvania located at Oakdale, Allegheny County, for new buildings and equipment and repairs to existing buildings.

Referred to Committee on Appropriations.

By Messrs. LOVETT and BOWER. HOUSE BILL No. 768.

An Act to amend the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganizing of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employees in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments boards and commissions shall be determined" by adding to the Department of Labor and Industry an Advisory

Council on Affairs of the Handicapped and providing for its organization powers and duties.

Referred to the Committee on Labor Relations.

By Messrs. SUCHER and SCOTT. HOUSE BILL No. 769.

An Act to add Section 141.1 to the act, approved the second day of May, one thousand nine hundred twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto," by authorizing county treasurers to appoint their own solicitors.

Referred to the Committee on Counties.

By Messrs. WILLIAM B. SMITH and STONE. HOUSE BILL No. 770.

An Act to further amend clause (b) of Section 4 of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-seven (P. L. 2051), entitled "An act relating to public assistance; providing for and regulating assistance to certain classes of persons designated and defined as dependent children, aged persons, blind persons and other persons requiring relief; providing for the administration of this act by the Department of Public Assistance and county boards of assistance hereby created for this purpose; authorizing the Department of Public Assistance to cooperate with, and to accept and disburse moneys received from, the United States Government for assistance to such persons; providing for the liquidation of the State Emergency Relief Board, Boards of Trustees of the Mothers' Assistance Fund, and Boards of Trustees of Pension Fund for the Blind; and repealing laws relating to mothers' assistance, pensions for the blind, old age assistance, and the State Emergency Relief Board," by prohibiting the encumbrance of real property used as a home for repayment of public assistance; cancelling such existing obligations and providing for reconveyance of real property so encumbered.

Referred to the Committee on Welfare.

By Messrs. WILLIAM B. SMITH and STONE. HOUSE BILL No. 771.

An Act regulating certain appointments by the Governor to boards, commissions and authorities having statewide jurisdiction by requiring certain political affiliations on the part of persons so appointed.

Referred to the Committee on State Government.

By Mrs. MARKLEY and Mr. SCOTT. HOUSE BILL No. 772.

An Act to further amend the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto," by changing the conditions under which education and training of handicapped children may be secured outside the public schools of the district, and the basis for Commonwealth reimbursements on account of courses for such children.

Referred to the Committee on Education.

By Mr. McCANN. HOUSE BILL No. 773.

An Act to amend the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the



riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof; owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by directing the issuance of special registration plates to war amputees and paralytics and exempting such persons from the payment of certain fees in connection with motor vehicles.

Referred to the Committee on Motor Vehicles.

By Messrs. FENRICH and MIHM. HOUSE BILL No. 774.

An Act to amend Article VIII of the act approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof; owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by requiring commercial motor vehicles to be equipped with defrosters.

Referred to the Committee on Motor Vehicles.

By Mr. WILBUR H. HAMILTON. HOUSE BILL No. 775.

An Act increasing the number of courts of common pleas in the County of Philadelphia; establishing therein a distinct and separate court of common pleas designated court of common pleas number eight; and providing for the election and appointment of judges thereof.

Referred to the Committee on Judiciary.

By Messrs. MOODY and LOPRESTI.

HOUSE BILL No. 776.

An Act limiting recovering to special damages in actions for defamation in certain cases.

Referred to the Committee on Judiciary.

By Mr. ROYER.

HOUSE BILL No. 777.

An Act authorizing the Department of Property and Supplies to sell and convey one acre and 102.93 perches,

more or less, of land in Ephrata Township, Lancaster County, Pennsylvania with the approval of the Governor.

Referred to the Committee on State Government.

By Messrs. MOODY and LOPRESTI.

HOUSE BILL No. 778.

An Act relating to the burden of proof in actions of defamation.

Referred to the Committee on Judiciary.

By Mr. WATERHOUSE.

HOUSE BILL No. 779.

An Act to further amend the act, approved the tenth day of August, one thousand nine hundred fifty-one (P. L. 1182), entitled "An act relating to and defining chiropractic and the right to practice chiropractic; requiring licensure; conferring powers and imposing duties upon the State Board of Chiropractic Examiners and the Department of Public Instruction; providing for the granting, suspension and revocation of licenses issued by the board; preserving the rights of existing licensees and giving them certain personal choice as to jurisdiction; conferring jurisdiction upon the Court of Common Pleas of Dauphin County; and prescribing penalties," by extending the period for application for limited examination and to transfer from the jurisdiction of the States Board of Medical Education and Licensure; providing for licensure of non-resident practitioners; providing for licensing of graduates of unincorporated schools of chiropractic; removing requirement to mail registration renewal applications.

Referred to the Committee on Professional Licensure.

By Messrs. WEIDNER and HELM.

HOUSE BILL No. 780.

An Act to amend Article V of the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto," by authorizing boards of school directors and boards of public education to pay the compensation of professional employees employed as exchange teachers.

Referred to the Committee on Education.

By Messrs. LOPRESTI and MOODY.

HOUSE BILL No. 781.

An Act providing that publication of reports of judicial and legislative proceedings and of governmental bodies, shall be privileged, subject to certain conditions; and extending the privileges to the publication of certain statements by public officials and requiring proof of abuse of the privilege in an action for defamation.

Referred to the Committee on Judiciary.

By Messrs. LOPRESTI and MOODY.

HOUSE BILL No. 782.

An Act concerning actions for libel, slander or other torts, barring certain actions; regulating the recovery of damages, and making uniform the law with reference thereto.

Referred to the Committee on Judiciary.

By Messrs. KORNICK and FLYNN.

HOUSE BILL No. 783.

An Act to amend section 1017.1 of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of

the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by requiring vehicles to stop when approaching a school bus engaged in loading and unloading school children.

Referred to the Committee on Motor Vehicles.

By Messrs. COOPER and HAUDENSHIELD.

HOUSE BILL No. 784.

An Act making an appropriation to the Trustees of the University of Pittsburgh for general maintenance and operation of the Western Psychiatric Institute and Clinic.

Referred to the Committee on Appropriations.

By Messrs. COOPER and HAUDENSHIELD.

HOUSE BILL No. 785.

An Act making an appropriation to the Trustees of the University of Pittsburgh for the general maintenance and operation of the University.

Referred to the Committee on Appropriations.

By Messrs. HAUDENSHIELD and COOPER.

HOUSE BILL No. 786.

An Act making an appropriation to the Trustees of the University of Pittsburgh for the School of Medicine.

Referred to the Committee on Appropriations.

By Mr. KUBACKI.

HOUSE BILL No. 787.

An Act to further amend the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto," by permitting certain districts to make their own enumeration for per capita tax purposes.

Referred to the Committee on Education.

By Mr. WEIDNER.

HOUSE BILL No. 788.

An Act making an appropriation to the Pennsylvania Historical and Museum Commission for the improvement and development of buildings and grounds at Daniel Boone Homestead, a famous historical shrine of especial interest to youth.

Referred to the Committee on Appropriations.

By Mr. WEIDNER.

HOUSE BILL No. 789.

An Act to add section 54.1 to the act, approved the second day of May, one thousand nine hundred twenty-nine (P. L. 1278), entitled "An act relating to counties

of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto," providing that bonds of county officers and employes shall protect against loss of money by robbery and burglary and requiring the county to pay the cost of such bonds.

Referred to the Committee on Counties.

By Mr. VARNER.

HOUSE BILL No. 790.

An Act to repeal section eight hundred twenty decimal point one of the act approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds."

Referred to the Committee on Motor Vehicles.

By Mr. SHOTWELL.

HOUSE BILL No. 791.

An Act to amend the act, approved the first day of June, one thousand nine hundred forty-five (P. L. 1340), entitled "An act relating to the financial responsibility of operators and owners of motor vehicles; and to make uniform the law with reference thereto; requiring owners and operators in certain cases to furnish proof of financial responsibility; providing for the suspension of operator's licenses and motor vehicle registration certificates in certain cases; regulating insurance policies which may be accepted as proof of financial responsibility; imposing duties upon the Secretary of Revenue, the State Treasurer and prothonotaries; and prescribing penalties," by further regulating the deposit and amount of security, providing for reciprocity, fixing penalties for certain unlawful acts.

Referred to the Committee on Motor Vehicles.

By Mr. AUKER.

HOUSE BILL No. 792.

An Act validating legal instruments executed by fiduciaries, without setting forth their authority.

Referred to the Committee on Judiciary.

By Mr. KOHL.

HOUSE BILL No. 793.

An Act to amend Section 904 of the act, approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1225), entitled "An act concerning game and other wild birds and wild animals; and amending, revising, consolidating, and changing the law relating thereto," by authorizing the sale of certain lands, parts thereof, buildings or other improvements and appurtenances, upon resolution of the Pennsylvania Game Commission.

Referred to the Committee on Game and Forestry.



By Messrs. VARNER and GEER. HOUSE BILL No. 794.

An Act to amend the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles, and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by providing for the registration, inspection, and certification of vehicles defined as "souped-up motor vehicles," restricting their operation, requiring certification and examination of operators thereof, providing penalties.

Referred to Committee on Motor Vehicles.

By Mr. BOWER. HOUSE BILL No. 795.

An Act to further amend the penalty clause of Section 903 of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds;" by imposing liability on owners or shippers where gross weight on certain vehicles is exceeded.

Referred to Committee on Motor Vehicles.

By Mr. DUNN. HOUSE BILL No. 796.

An Act to amend Section 916 of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-nine (P. L. 872) entitled "An act to consolidate, amend and revise the penal laws of the Commonwealth," by making it a crime to injure or break television towers, wires, cables, or to interfere with the electrical signals thereof and providing penalties.

Referred to the Committee on Law and Order.

By Mr. DUNN. HOUSE BILL No. 797.

An Act limiting in certain cases the right of appeal to

the court of common pleas from decisions of magistrates, aldermen and justices of the peace.

Referred to the Committee on Judiciary.

By Messrs. VARNER, WEIDNER and LOVETT.  
HOUSE BILL No. 798.

A Joint Resolution proposing an amendment to article two, section three of the Constitution of the Commonwealth of Pennsylvania by providing for four year terms for Representatives.

Referred to the Committee on State Government.

By Mr. DUNN. HOUSE BILL No. 799.

An Act to amend Section 530 of the act, approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1333), entitled "An act concerning elections, including general, municipal, special and primary elections, the nomination of candidates, primary and election expenses and election contests; creating and defining membership of county boards of elections; imposing duties upon the Secretary of the Commonwealth, courts, county boards of elections, county commissioners; imposing penalties for violation of the act, and codifying, revising and consolidating the laws relating thereto; and repealing certain acts and parts of acts relating to elections," by requiring display of the Flag of the United States at polling places on election days.

Referred to the Committee on Elections and Apportionment.

By Messrs. PETROSKY and SCOTT.  
HOUSE BILL No. 800.

An Act to amend the act, approved the first day of June, one thousand nine hundred thirty-seven (P. L. 1120), entitled "An act to promote the safety of employes and travelers upon railroads by compelling common carriers by railroad to man locomotive trains, and other self propelled engines or machines with competent employes; to provide the least number of men that may be employed on locomotive trains, and other self propelled engines or machines; to provide the qualifications of certain employes; and to provide a penalty for the violation thereof, and the enforcement thereof by the Public Utility Commission," by further regulating the size of locomotive crews.

Referred to the Committee on Railroads and Railways.

By Mr. BOWER. HOUSE BILL No. 801.

An Act to further amend subsection (3) of Section 11 of the act, approved the twenty-seventh day of June, one thousand nine hundred twenty-three (P. L. 858), entitled "An act establishing a State employes' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing State employes, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon the heads of departments in which State employes serve; excepting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties," by providing retirement rights for members furloughed pursuant to the Civil Service Act, after ten years of total service.

Referred to the Committee on State Government.

By Mr. BOWER. HOUSE BILL No. 802.

An Act to further amend subsection three of Section 11 of the act, approved the twenty-seventh day of June, one thousand nine hundred twenty-three (P. L. 858), entitled "An act establishing a State employes' retirement



system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing State employees, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the commonwealth of certain of said funds; imposing powers and duties upon the heads of departments in which State employees serve; excepting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties," by providing for a minimum retirement allowance after twenty-five years service and voluntary retirement.

Referred to the Committee on State Government.

By Messrs. SARRAF and KAMYK.

HOUSE BILL No. 803.

An Act providing for the protection of the public safety by prohibiting the sale, offering or exposing for sale at retail and the use of air rifles, defining air rifles, authorizing cities, boroughs and townships to issue permits for licensing, and to regulate target ranges, imposing duties on the Pennsylvania State Police, sheriffs, police officers, and constables and providing penalties.

Referred to the Committee on Law and Order.

By Messrs. BUCHANAN and WOOD.

HOUSE BILL No. 804.

An Act making an appropriation to the Pennsylvania Historical and Museum Commission, providing for distribution of equipment to certain historical societies; providing requirements for receipt of such materials and their return.

Referred to the Committee on Appropriations.

By Mr. KROMER.

HOUSE BILL No. 805.

An Act to further amend subsection (e) of Section 1002 of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by making it unnecessary to specify speed in information charging failure to drive in accordance with local conditions.

Referred to the Committee on Motor Vehicles.

By Mr. KROMER.

HOUSE BILL No. 806.

An Act authorizing the Department of Property and Supplies to sell and convey a tract of land situate in the Borough of Brookville, Jefferson County, Pennsylvania, with the approval of the Governor.

Referred to the Committee on State Government.

By Messrs. FERSTER and GOODLING.

HOUSE BILL No. 807.

An Act to further amend the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the law relating thereto," by clarifying the provisions for payments by the Commonwealth to school districts on account of rentals payable to municipality authorities and non-profit corporations.

Referred to the Committee on Education.

By Messrs. WESCOTT and WALL.

HOUSE BILL No. 808.

An Act making an appropriation to the Department of Agriculture for the control of stem rust of wheat, oats, barley and rye by the eradication of rust spreading barberry bushes and providing for payment thereof to counties making like expenditures of county funds.

Referred to the Committee on Appropriations.

By Messrs. LUTTY and OLSEN. HOUSE BILL No. 809.

An Act to protect the public health defining and providing for the licensing of bakeries and regulating the inspection maintenance and operation of bakeries and premises stores and shops connected therewith defining and regulating the manufacture sale and offering for sale of bakery products prohibiting the establishment of bakeries in basements prohibiting rebates discounts and special allowances conferring powers and imposing duties upon the Department of Agriculture creating a Commissioner of Bakeries and inspectors under him and providing penalties.

Referred to the Committee on Agriculture and Dairy Industries.

By Mr. VANSANT, Mrs. MARKLEY and

Mr. STIMMEL.

HOUSE BILL No. 810.

An Act to further amend clauses (1) and (3) of subsection (b) of Section 1002 of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by further regulating speed.

Referred to the Committee on Motor Vehicles.

By Mr. JOHNSON.

HOUSE BILL No. 811.

An Act to reenact the title and to reenact and further amend the act, approved the sixteenth day of May, one



thousand nine hundred thirty-five (P. L. 208), entitled, as amended, "An act to provide revenue for State purposes by imposing an excise tax, for a limited period of time, on the net incomes of certain corporations, joint-stock associations, and limited partnerships; providing for the assessment, collection, settlement and resettlement of taxes, and reviews and appeal therefrom; conferring powers, and imposing duties on certain persons, corporations, joint-stock associations, limited partnerships, State and county officers, boards and departments; making an appropriation; and providing penalties," by extending the provisions of the act for a further limited period of time.

Referred to the Committee on Ways and Means.

By Mr. KENT. HOUSE BILL No. 812.

An Act to reenact the title and to reenact and amend the act, approved the twenty-fourth day of August, one thousand nine hundred fifty-one (1951-52 P. L. 417), entitled "An act to provide revenue for State purposes by imposing a property tax, for a limited period of time, on the net incomes derived from sources within the Commonwealth of certain corporations, joint-stock associations, and limited partnerships; excluding certain income; providing for the assessment, collection, settlement and resettlement of taxes, and reviews and appeal therefrom; conferring powers and imposing duties on certain persons, corporations, joint-stock associations, limited partnerships, State and county officers, boards and departments; making an appropriation; and providing penalties," by extending the provisions of the act for a further limited period of time.

Referred to the Committee on Ways and Means.

By Mr. JOHNSON. HOUSE BILL No. 813.

An Act to further amend section twenty-one of the act, approved the first day of June, one thousand eight hundred eighty-nine (P. L. 420), entitled "A further supplement to an act entitled 'An act to provide revenue by taxation,' approved the seventh day of June, Anno Domini one thousand eight hundred and seventy-nine," by postponing the manufacturing exemption with regard to capital stock tax and the franchise tax on domestic and foreign corporations, joint-stock associations, limited partnerships and companies, for a further limited period of time.

Referred to the Committee on Ways and Means.

By Mr. JOHNSON. HOUSE BILL No. 814.

An Act to reenact and amend Section 24 of the act, approved the first day of June, one thousand eight hundred eighty-nine (P. L. 420), entitled "further supplement to an act entitled 'An act to provide revenue by taxation,' approved the seventh day of June, Anno Domini one thousand eight hundred and seventy-nine," by excluding foreign insurance companies from the State tax on gross premiums, premium deposits and assessments received from insurance business transacted within this Commonwealth, and by extending the effective period of the tax.

Referred to the Committee on Ways and Means.

By Mr. JOHNSON. HOUSE BILL No. 815.

An Act to reenact the title and reenact and further amend the act, approved the twenty-seventh day of December, one thousand nine hundred fifty-one (1951-52 P. L. 1742), entitled "An act to provide revenue by imposing a State tax relating to certain documents; prescribing and regulating the method and manner of evidencing the payment of such tax; conferring powers and imposing duties upon certain persons, partnerships, associations, and corporations, recorders of deeds, and the Department of Revenue; saving certain local taxes and

authorizing amendments, extensions and supplements to the ordinances and resolutions relating thereto; and providing penalties," by changing the definition of document and value, by increasing the compensation of agents and providing for the payment of premiums on bonds, by making further requirements in connection with affidavit of value, and extending the provisions of the act for a further limited period of time.

Referred to the Committee on Ways and Means.

By Mr. KENT. HOUSE BILL No. 816.

An Act to further amend section twenty-three of the act, approved the first day of June, one thousand eight hundred eighty-nine (P. L. 420), entitled "A further supplement to an act entitled 'An act to provide revenue by taxation,' approved the seventh day of June, Anno Domini one thousand eight hundred and seventy-nine," by increasing for a further limited period of time the rate of tax imposed upon the gross receipts of certain companies, limited partnerships, associations, joint-stock associations, copartnerships and persons.

Referred to the Committee on Ways and Means.

By Mr. KENT. HOUSE BILL No. 817.

An Act to amend section four of the act approved the fourteenth day of January, one thousand nine hundred fifty-two (P. L. 1965) entitled "An act imposing a permanent and a temporary State tax on fuels used within the Commonwealth in internal combustion engines for the generation of power to propel motor vehicles using the public highways; providing for the collection and lien of the tax and the distribution and use of the proceeds thereof; requiring dealer-users to secure licenses and to file bonds as a guarantee of payment of taxes, penalties, interest, fines uncollectible check fees and Attorney General's fees, to file reports and to compile and retain certain records; requiring registration of carriers for hire; imposing duties on such persons; requiring persons selling or delivering fuels to licensed dealer-users to furnish information; imposing certain costs on counties; conferring powers and imposing duties on State officers and departments; providing for refunds of taxes, penalties and interest illegally or erroneously collected from licenses; and providing penalties," by extending the provisions of the additional tax for a limited time.

Referred to the Committee on Ways and Means.

By Mr. KENT. HOUSE BILL No. 818.

An Act to further amend section four of the act, approved the twenty-first day of May, one thousand nine hundred thirty-one (P. L. 149) entitled, as amended, "An act imposing a State tax, payable by those herein defined as distributors, on liquid fuels used or sold and delivered within the Commonwealth, which are practically, and commercially suitable for use in internal combustion engines for the generation of power; providing for the collection and lien of the tax, and the distribution and use of the proceeds thereof; requiring such distributors to secure permits, to file corporate surety bonds and reports, and to retain certain records; imposing duties on retail dealers, common carriers, county commissioners, and such distributors; providing for rewards; imposing certain costs on counties; conferring powers and imposing duties on certain State officers and departments; providing for refunds; imposing penalties; and making an appropriation," by extending the provisions of the additional tax for a limited time.

Referred to the Committee on Ways and Means.

By Messrs. GOODLING and WESCOTT.  
HOUSE BILL No. 819.

An Act to further amend section seventeen of the act, approved the twenty-first day of May, one thousand nine



hundred thirty-one (P. L. 149), entitled, as amended, "An act imposing a State tax, payable by those herein defined as distributors, on liquid fuels used or sold and delivered within the Commonwealth, which are practically, and commercially suitable for use in internal combustion engines for the generation of power; providing for the collection and lien of the tax, and the distribution and use of the proceeds thereof; requiring such distributors to secure permits, to file corporate surety bonds and reports, and to retain certain records; imposing duties on retail dealers, common carriers, county commissioners, and such distributors; providing for rewards imposing certain costs on counties; conferring powers and imposing duties on certain State officers and departments; providing for refunds; imposing penalties; and making an appropriation," by extending for an additional period the right to partial reimbursement of taxes paid on liquid fuels consumed in the operation of certain tractors and machinery for agricultural purposes.

Referred to the Committee on Ways and Means.

By Mr. VAUGHAN.

HOUSE BILL No. 820.

An Act to amend Subsection (a) of Section 403 of the act, approved the twelfth day of April, one thousand nine hundred fifty-one (P. L. 90), entitled "An act relating to alcoholic liquors, alcohol and malt and brewed beverages; amending, revising, consolidating and changing the laws relating thereto; regulating and restricting the manufacture, purchase, sale, possession, consumption, importation, transportation, furnishing, holding in bond, holding in storage, traffic in and use of alcoholic liquors, alcohol and malt and brewed beverages and the persons engaged or employed therein; defining the powers and duties of the Pennsylvania Liquor Control Board; providing for the establishment and operation of State liquor stores, for the payment of certain license fees to the respective municipalities and townships, for the abatement of certain nuisances and, in certain cases for search and seizure without warrant; prescribing penalties and forfeitures; providing for local option and repealing existing laws," by further regulating the application for and issuance of hotel, restaurant and club liquor licenses.

Referred to the Committee on Liquor Control.

By Messrs. WOOD, WESCOTT and WHEELER.

HOUSE BILL No. 821.

An Act to amend section 1 of the act approved the sixteenth day of May, one thousand nine hundred forty-five (P. L. 594) entitled "An act providing for the disposition of fines, penalties and forfeitures collected in summary proceedings; and imposing penalties," by requiring magistrates, aldermen and justices of the peace to make monthly settlements with certain political subdivisions.

Referred to the Committee on Municipal Corporations.

By Messrs. WOOD, WESCOTT and WHEELER.

HOUSE BILL No. 822

An Act to amend sections 5 and 6 of the act, approved the twenty-third day of May, one thousand nine hundred forty-five (P. L. 903), entitled "An act authorizing cities of the third class to establish an optional retirement system for officers and employees independently of any pension system or systems existing in such cities," by increasing the amount of the contributions to be made by the officers and employees.

Referred to the Committee on Cities—Third Class.

By Messrs. WOOD, WESCOTT and WHEELER.

HOUSE BILL No. 823.

An Act to amend section 1 of the act, approved the twenty-second day of April, one thousand nine hundred

twenty-nine (P. L. 620) entitled "An act directing the recorder of deeds of each county of the Commonwealth to refuse for record all deeds or other transfers of real estate, or interest in real estate, unless a certificate is attached to said instruments giving the precise residence of the grantee or grantees named therein; and requiring a list thereof to be delivered to the proper board of revision of taxes or other officials charged with the assessment of real estate," by requiring the certificate of the grantees to contain their complete post office address.

Referred to the Committee on Judiciary.

## SENATE MESSAGE

### SENATE BILLS FOR CONCURRENCE

The Clerk of the Senate being introduced, presented for concurrence, bills numbered and entitled as follows:

#### SENATE BILL No. 53.

An Act to further amend clause (4) of subsection A of section 1001 of the act, approved the fifteenth day of May, one thousand nine hundred thirty-three (P. L. 624), entitled, as amended, "An act relating to the business of banking, and to the exercise of fiduciary powers by corporations; providing for the organization of corporations with fiduciary powers, and of banking corporations, with or without fiduciary powers, including the conversion of National banks into State banks, and for the licensing of private bankers, and employees' mutual banking associations; defining the rights, powers, duties, liabilities, and immunities of such corporations, of existent corporations authorized to engage in a banking business, with or without fiduciary powers, of private bankers and employees' mutual banking associations, and of the officers, directors, trustees, shareholders, attorneys, and other employees of all such corporations, employees' mutual banking associations or private bankers, or of affiliated corporations, associations, or persons; restricting the exercise of banking powers by any other corporation, association, or person, and of fiduciary powers by any other corporation; conferring powers and imposing duties upon the courts, prothonotaries, recorders of deeds, and certain State departments, commissions, and officers; imposing penalties; and repealing certain acts and parts of acts," by further regulating the making of installment loans.

Referred to the Committee on Banking and Building and Loan Associations.

#### SENATE BILL No. 252.

A Joint Resolution proposing an amendment to article two section four of the Constitution of the Commonwealth of Pennsylvania by providing for annual sessions of the General Assembly

Referred to the Committee on State Government.

#### SENATE BILL No. 262.

An Act to further amend subsection (f) of Section 211.1 of the act approved the seventeenth day of May one thousand nine hundred twenty-one (P. L. 789), entitled as amended "An act relating to insurance establishing an insurance department and amending revising and consolidating the law relating to the licensing qualification regulation examination suspension and dissolution of insurance companies Lloyds associations reciprocal and inter-insurance exchanges and certain societies and orders the examination and regulation of fire insurance rating bureaus and the licensing and regulation of insurance agents and brokers the service of legal process upon foreign insurance companies associations or exchanges providing penalties and repealing existing laws" by continuing the provisions of that section in effect for a further period

Referred to the Committee on Insurance.



## SENATE MESSAGE

### TIME OF NEXT MEETING

The Clerk of the Senate being introduced presented an extract from the Journal of the Senate, which was read as follows:

In the Senate, March 23, 1953.

Resolved, (if the House of Representatives concur), That when the Senate adjourns this week it reconvene on Monday, March 30, 1953 at four o'clock p. m., E. S. T., and when the House of Representatives adjourns this week it reconvene on Monday, March 30, 1953 at four-thirty o'clock p. m., E. S. T.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence,

On the question,

Will the House concur in the resolution of the Senate?

It was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

## REPORTS FROM COMMITTEES

Mr. BULLEN, from the Committee on Public Health and Sanitation reported as committed, House Bill No. 38, entitled:

An Act to further amend Section 12 of the act, approved the eleventh day of July, one thousand nine hundred seventeen (P. L. 758) entitled "An act for the protection of the public health by regulating the possession, control, dealing in, giving away, delivery, dispensing, administering, prescribing and use of certain drugs, and keeping records thereof; by regulating the use of drugs in the treatment of the drug habit; by providing for the revocation and suspension of licenses of physicians, dentists, veterinarians, pharmacists, druggists, and registered nurses for certain causes, and by providing for the enforcement of this act, and penalties," by changing the penalties for illegal sale, dispensing or giving away of drugs.

Mr. GLEASON from the Committee on Law and Order, reported as amended, House Bill No. 42, entitled:

An Act to further amend the act approved the thirteenth day of May, one thousand nine hundred twenty-five, (P. L. 644), entitled "An act relating to and regulating the solicitation of moneys and property for charitable, religious, benevolent, humane, and patriotic purposes," by exempting therefrom national service clubs raising funds for child welfare projects from the provisions of the act.

Mr. SPENCER from the Committee on Municipal Corporations, reported as committed, House Bill No. 141, entitled:

An Act to amend Section 1 of the act, approved the fifth day of August, one thousand nine hundred thirty-two (P. L. 45), entitled "An act empowering cities of the first and second classes to levy, assess and collect, or to provide for the levying, assessment and collection of, certain additional taxes for general revenue purposes; authorizing the establishment of bureaus, and the appointment and compensation of officers and employees to assess and collect such taxes; and permitting penalties to be imposed and enforced," by prohibiting the imposition of wage, income or occupation taxes on non-residents and abolishing such taxes heretofore imposed.

Mr. ROYER from the Committee on State Government, reported as committed, House Bill No. 312, entitled:

An Act to further amend the act, approved the ninth day of April, one thousand nine hundred twenty-nine

(P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employees in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments, boards and commissions shall be determined," by transferring the Brandywine Battlefield Park Commission to the Department of Forests and Waters, and making the commission a departmental administrative commission of the Department of Forests and Waters.

Mr. BOLTON from the Committee on Municipal Corporations, reported as committed, House Bill No. 384, entitled:

An Act to further amend the act, approved the twenty-fifth day of June, one thousand nine hundred forty-seven (P. L. 1145); entitled as amended "An act empowering cities of the second class, cities of the second class A, cities of the third class, boroughs, towns, townships of the first class, townships of the second class, school districts of the second class, school districts of the third class and school districts of the fourth class to levy, assess and collect or to provide for the levying, assessment and collection of certain additional taxes subject to maximum limitations for general revenue purposes; authorizing the establishment of bureaus and the appointment and compensation of officers and employees to assess and collect such taxes; and permitting penalties to be imposed and enforced; providing an appeal from the ordinance or resolution levying such taxes to the court of quarter sessions and to the Supreme Court and Superior Court," by further regulating the imposition of taxes under the provisions of said act, the limitations thereon, and the publication and filing of notices relative thereto.

Mr. WORLEY from the Committee on Public Health and Sanitation, reported as committed, House Bill No. 393, entitled:

An Act to further amend Section 20 of the act approved the seventh day of June, one thousand nine hundred fifteen (P. L. 900) entitled "An act to provide for the immediate registration of all births and deaths throughout the Commonwealth of Pennsylvania, by means of certificates of births and deaths, and burial or removal permits; requiring prompt returns to the Central Bureau of Vital Statistics, as required to be established by the State Department of Health; and, in order to secure prompt and faithful registration of births, marriages, deaths, and diseases, of practitioners of medicine and surgery, of midwives, nurses, and undertakers, and of all persons whose occupation is deemed to be of importance in obtaining complete registration of births, deaths, marriages, and diseases throughout the State, as provided in section ten of an act, entitled 'An act creating the Department of Health and defining its powers and duties,' approved the twenty-seventh day of April, nineteen hundred and five, and providing penalties for violations of this act," by increasing fees of local registrars of vital statistics.

Mr. LAFORE from the Committee on Motor Vehicles, reported as committed, House Bill No. 585, entitled:



An Act to further amend subsection (f) of section 813 of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act, conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by prohibiting the possession of certain certificates of inspection and approval.

Mr. BOMBERGER from the Committee on Motor Vehicles, reported as committed, House Bill No. 588, entitled:

An Act making an appropriation from the Motor License Fund to the State Employees' Retirement Board to meet the obligations of the Commonwealth to the State Employees' Retirement System with respect to State employees receiving compensation from the Motor License Fund.

Mr. ERB from the Committee on State Government, reported as committed, House Bill No. 596, entitled:

An Act making an appropriation to the Treasury Department, out of various funds, to pay replacement checks issued in lieu of outstanding checks when presented, and to adjust errors.

Mr. PRICE from the Committee on State Government, reported as committed, House Bill No. 603, entitled:

An Act to further amend section one thousand three hundred ten point one of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 343), entitled "An act relating to the finances of the State government; providing for the settlement, assessment, collection, and lien of taxes, bonus, and all other accounts due the Commonwealth, the collection and recovery of fees and other money or property due or belonging to the Commonwealth, or any agency thereof, including escheated property and the proceeds of its sale, the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth, and the settlement of claims against the Commonwealth, the resettlement of accounts and appeals to the courts, refunds of moneys erroneously paid to the Commonwealth, auditing the accounts of the Commonwealth and all agencies thereof, of all public officers collecting moneys payable to the Commonwealth, or any agency thereof, and all receipts of appropriations from the Commonwealth and imposing penalties; affecting every department, board, commission, and officer of the State government, every political subdivision of the State, and certain officers of such subdivisions, every person, association, and corporation required to pay, assess, or collect taxes, or to make returns or reports under the laws imposing taxes for State purposes, or to pay license fees or other moneys to the Commonwealth, or any agency thereof, every State depository and every debtor or creditor of the Commonwealth," by prescribing the method for the sale of escheated securities.

Mr. DUNN from the Committee on Motor Vehicles, reported as committed, House Bill No. 609, entitled:

An Act making an appropriation from the Motor License Fund to the Pennsylvania Public Safety Commission for the payment of the costs and expenses incurred in the work of the Commission.

Mr. TAYLOR from the Committee on Highways, reported as committed, House Bill No. 650, entitled:

An Act appropriating certain moneys in the Motor License Fund to Cities, Boroughs, Towns and Townships of the Commonwealth for certain purposes and for a limited time conferring powers and imposing duties on the officials of such political subdivisions and on the Department of Highways.

Mr. FROST from the Committee on State Government, reported as committed, House Bill No. 660, entitled:

An Act requiring that copies of bills introduced in the General Assembly be punctuated.

Mr. GEORGE E. JONES from the Committee on State Government, reported as committed, House Bill No. 662, entitled:

An Act to further amend Section 202, 419, and 2112 of the act, approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employees in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments, boards and commissions shall be determined," by changing the name of the State Board of Undertakers to the State Board of Funeral Directors.

Mr. ERB from the Committee on State Government, reported as committed, Senate Bill No. 7, entitled:

An Act to amend Section 3 of the act approved the eighteenth day of May one thousand nine hundred forty-nine (P. L. 1440), entitled "An act concerning notaries public and amending revising consolidating and changing the law relating thereto" by requiring notaries to be qualified electors

Mr. WATERHOUSE from the Committee on Highways, reported as committed, Senate Bill No. 60, entitled:

An Act to further amend the act, approved the twenty-second day of June, one thousand nine hundred thirty-one (P. L. 594), entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligation of the Commonwealth in the construction of certain structures located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act," by deleting a route in Lancaster County.



### PERMISSION GRANTED COMMITTEE TO MEET DURING SESSION

Mr. KLINE asked and obtained permission for the Committee on Insurance to meet during the session of the House.

### PERMISSION TO ADD ADDITIONAL SPONSORS

Mr. ZEIGLER asked and obtained unanimous consent to add additional sponsors to a bill to be introduced by him.

Mr. TOLL asked and obtained unanimous consent to add additional sponsors to a bill to be introduced by him.

Mr. TOLL asked and obtained unanimous consent to add additional sponsors to a resolution to be introduced by him.

Mr. TAYLOR asked and obtained unanimous consent to add additional sponsors to a bill to be introduced by him.

Mr. JIM asked and obtained unanimous consent to add additional sponsors to a bill to be introduced by him.

Mr. PARLANTE asked and obtained unanimous consent to add additional sponsors to a bill to be introduced by him.

### BILL ON FIRST READING

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 485, entitled:

An Act to further amend Section 1 of the act approved the second day of June one thousand nine hundred thirty-seven (P. L. 1184) entitled "An act authorizing cities of the first and second class and second class A and incorporated towns to make appropriations to organizations of ex-service men to aid in defraying the expenses of Memorial Day and Armistice Day" authorizing said political subdivisions to appropriate money to certain veterans organizations for expenses of Flag Day.

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

### BILLS ON SECOND READING

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 86, entitled:

An Act to amend the act, approved the second day of May, one thousand nine hundred forty-five (P. L. 382), entitled "An act providing for the incorporation as bodies corporate and politic of "Authorities" for municipalities, counties and townships; prescribing the rights, powers and duties of such Authorities heretofore or hereafter incorporated; authorizing such Authorities to acquire, construct, improve, maintain and operate projects, and to borrow money and issue bonds therefor; providing for the payment of such bonds and prescribing the rights of the holders thereof; conferring the right of eminent domain on such Authorities; authorizing such Authorities to enter into contracts with and to accept grants from the Federal Government or any agency thereof; and conferring exclusive jurisdiction on certain courts over rates," by requiring bonds of an Authority established by a school district to be offered for sale after solicitation or advertisement of bids.

The first section was read.

On the question,

Will the House agree to the section?

Mr. GOODLING offered the following amendments:

Amend Sec. 1 (Sec. 5), page 4, line 7, by inserting after the word "prices" the following: "not less than par."

Amend Sec. 1 (Sec. 5), page 4, lines 7, 8 and 9 by striking out the word "subject to the limitations" in line 7, all of line 8 and the word "district" in line 9.

Amend Sec. 1 (Sec. 5), page 4, lines 14, 15 and 16 by striking out all of lines 14 and 15 and the words "solicitation or advertisement stating" in line 16 and inserting in lieu thereof

The Authority shall sell its bonds to the highest responsible bidder after public notice by advertisement in at least one and not more than two newspapers of general circulation published in the county in which the Authority is located and in the legal journal, if any, designated by the rules of court for the publication of legal notices and advertisements.

If the notice is published in a daily newspaper or newspapers, it shall be published three times, at intervals of not less than three days. In the case of weekly newspapers and legal journals, it shall be published only twice, once a week, for two successive weeks. The first advertisement shall be published not less than fifteen days before the day fixed for the opening of bids. The Authority may also advertise in a financial journal wherever published, if it deems the same advantageous. All notices shall be set forth

They were agreed to.

The section was agreed to as amended.

The title was read.

On the question,

Will the House agree to the title?

Mr. GOODLING offered the following amendment:

Amend Title, page 2, lines 6 and 7 of Title, by striking out the words "established by a school district to be offered for sale after solicitation or" and inserting in lieu thereof "to be sold at not less than par, to the highest bidder after."

It was agreed to.

The title was agreed to as amended.

And said bill having been read at length the second time and agreed to as amended,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 261, entitled:

An Act to amend the act, approved the sixteenth day of May, one thousand nine hundred fifty-one (P. L. 300), entitled "An act authorizing counties of the second and fourth classes to establish fire training schools for the paid and volunteer firemen of municipalities within the county," by authorizing counties of the fifth class to establish fire training schools.

The first section was read.

On the question,

Will the House agree to the section?

Mr. McCULLOUGH offered the following amendments:

Amend Sec. 1 (Title), page 2, line 7, by inserting after the word "second" the following: "third."

Amend Sec. 1 (Title), page 2, line 7, by striking out the word "and."

Amend Sec. 1 (Title), page 2, line 7, by inserting after the word "fifth" the following: "sixth, seventh and eighth."

Amend Sec. 1, (Sec. 1), page 2, line 10, by inserting after the word "second" the following: "third."

Amend Sec. 1 (Sec. 1), page 2, line 11, by striking out the word "and."

Amend Sec. 1, (Sec. 1), page 2, line 11, by inserting after the word "fifth" the following: "sixth, seventh and eighth."

They were agreed to.

The section was agreed to as amended.

The title was read.

On the question,

Will the House agree to the title?

Mr. McCULLOUGH offered the following amendments:

Amend title, page 1, line 1 of title, by inserting after the word "amend" the following: "the title and."

Amend title, page 1, next to last line of title, by inserting after the word "the" where it appears the second time on said line "third."

Amend title, page 1, last line of title, by inserting after the word "fifth" the following "sixth, seventh and eighth classes."

Amend title, page 1, last line of title, by striking out the word "class."

They were agreed to.

The title was agreed to as amended.

And said bill having been read at length the second time and agreed to as amended,

Ordered, To be transcribed for third reading.

### BILLS ON SECOND READING

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 333, entitled

An Act to further amend the act approved the twenty-fourth day of May one thousand eight hundred and ninety-three (P. L. 129) entitled "An act to empower boroughs and cities to establish a police pension fund to take property in trust therefor and regulating and providing for the regulation of the same" by providing a method of paying service increments from the retirement fund in cities of the first class to members of the police force after retirement

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 334, entitled

An Act to further amend Section 1 of the act approved the twenty-fourth day of May one thousand eight hundred ninety-three (P. L. 129) entitled "An act to empower boroughs and cities to establish a police pension fund to take property in trust therefor and regulating and providing for the regulation of the same" by further prescribing for the management administration application and regulation of such fund in cities of the first class

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 335, entitled

An Act to amend the act approved the twenty-fourth day of May one thousand eight hundred ninety-three (P. L. 129) entitled "An act to empower boroughs and cities to establish a police pension fund to take property in trust therefor and regulating and providing for the regulation of the same" by providing for and regulating withdrawal of payments from the police pension funds in cities of the first class

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 461, entitled

An Act to amend section one thousand one hundred sixty-six of the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto," by further providing for sabbatical leaves of absence.

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

### RADNOR HIGH SCHOOL WELCOMED

The SPEAKER pro tempore. The Chair welcomes to the Hall of the House a delegation of one hundred twenty-five students from Radnor High School, Delaware County, under the supervision of their principal, Miss Mary Carter and Mr. Paul Teel. They are the guests of the gentlemen from Delaware, Messrs Bullen, Connelly and Lippincott.

### BILLS ON FINAL PASSAGE

#### BILL PASSED OVER

There being no objection

House Bill No. 120, Printer's No. 45

was passed over at the request of the SPEAKER pro tempore.

Agreeably to order,

The House proceeded to the consideration on final passage of House Bill No. 214, as follows:

An Act to further amend clause (a) of section one thousand one hundred fifty-four of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by providing for the payment of salaries of professional and temporary professional employees in cases of sickness or accidental injury

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Clause (a) of section one thousand one hundred fifty-four of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" as last amended by the act approved the twenty-fourth day of May one thousand nine hundred fifty-one (P. L. 368) is hereby further amended to read as follows

Section 1154 Payment of Salaries in Cases of Sickness Injury or Death

(a) In any school year whenever a professional or temporary professional employee is prevented by illness or accidental injury from following his or her occupation the school district shall pay to said employee for each day of absence the full salary to which the employee may be entitled as if said employee were actually engaged in the performance of duty for a period of five days Such leave shall be cumulative from year to year but shall not exceed twenty (20) days leave with full pay in any one year

In any case where as the result of absence because of accidental injury the school district is liable for any payments under the Workmen's Compensation Law to the professional or temporary professional employee the amount



to be paid to the employe shall be the difference between the amount payable by the school district under the Workmen's Compensation Law and the full salary to which the employe would be entitled if said employe were actually engaged in the performance of his or her duty for a period of five days cumulative from year to year but not to exceed twenty days leave in any one year

Whenever the boards of school directors of two or more school districts may establish any joint elementary public school high school or department or whenever two or more school districts shall merge or form a union school district the professional or temporary professional employes employed by the several boards of school directors establishing such joint school or department or merged or union school district shall be entitled to the sick leave accumulated in the individual school districts subsequently establishing such joint school or department or merged or union school district

The board of school directors shall require the employe to furnish a certificate from a physician or other practitioner certifying that said employe was unable to perform his or her duties during the period of absence for which compensation is required to be paid under this section

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

#### YEAS—206

Adam,	Gleason,	Markley,	Schuster.
Alexander,	Glick,	Mathews,	Schwartz,
Amarando,	Goodling,	Maxwell,	Scott,
Andrews,	Gramlich,	McCann,	Seyler,
Ashton,	Greenwood,	McCormack,	Shoemaker,
Auker,	Guss,	McCullough,	Shotwell,
Banker,	Gutendorf,	McDermitt,	Smith, W. B.,
Barkdoll,	Guthrie,	McGee,	Snider,
Baumunk,	Hall,	McInroy,	Spencer,
Bazin,	Hamilton, R. K.,	McWherter,	Stank,
Bear,	Hamilton, W. H.,	Metz,	Stevenson,
Blair,	Harris,	Mihm,	Stimmel,
Boles,	Haudenschild,	Mikula,	Stone,
Bolton,	Helm,	Miller,	Stoner,
Bomberger,	Hersch,	Mills,	Strausser,
Boory,	Hewitt,	Monroe,	Sucher,
Bower,	Hocker,	Moody,	Taylor,
Breisch,	Hoggard,	Moore,	Thomas,
Breth,	Ide,	Moran,	Thompson,
Brown,	Jenkins,	Moscrip,	Toll,
Buccin,	Jim,	Muldowney,	Tompkins,
Buchanan,	Johnson,	Munley,	Toomey,
Bullen,	Jones, Geo. E.,	Murray, J. J.,	VanSant,
Capano,	Jones, Gran'le E.,	Murray, P. G.,	Varallo,
Cianfrani,	Jones, Paul F.,	Musto,	Varnar,
Cioffi,	Jones, T. H. W.,	Naugle,	Vaughan,
Clapper,	Jump,	Needham,	Verona,
Cochran,	Kamyk,	Ogilvie,	Wall,
Comer,	Keller,	Olsen,	Wallace,
Connelly,	Kent,	Parlante,	Walsh,
Conner,	Kerlin,	Peiffy,	Wargo,
Cooper,	Kline,	Peta,	Waterhouse,
Coyle,	Kohl,	Petrosky,	Watkins,
Curwood,	Kolankiewicz,	Pettigrew,	Weldner,
Davis,	Kornick,	Pfaff,	Welsh,
Dougherty,	Kratz,	Phillips,	Wescott,
Down,	Kromer,	Polaski,	Whalley,
Downey,	Kubacki,	Polen,	Wheeler,
Dunn,	Lafore,	Poltenstein,	White,
Erb,	Lederer,	Price,	Whitenight,
Ewing,	Lelsey,	Quisenberry,	Willaredt,
Farabaugh,	Leonard,	Ragot,	Williams,
Fenrich,	Leven,	Readinger,	Wilt,
Ferster,	Light,	Reagan,	Wood,
Filo,	Limper,	Reldenbach,	Worley,
Flack,	Lippincott,	Richter,	Yeakel,
Fleischman,	Lopresti,	Rosen,	Yetzler,
Floyd,	Lovett,	Rovansck,	Young,
Flynn,	Lutty,	Royer,	Zeltz,
Frost,	Maguire,	Rubin,	Ziegler,
Geer,	Mahan,	Sarraf,	Smith, C. C.,
Gibson,		Schmidt,	Speaker

#### NAYS—1

DuBois

#### NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

The SPEAKER (Charles C. Smith) in the Chair.

The Speaker. The Chair thanks the gentleman from Westmoreland, Mr. Lovett, for presiding, and comments on the fact that he has lived up to his slogan, "Let's be fair."

#### BILL ON FINAL PASSAGE POSTPONED

Agreeably to order,

The bill having been called up from the postponed calendar by Mr. Ewing.

The House resumed the consideration on final passage of House Bill No. 112, as follows:

An Act to further amend Section 1 of the act approved the thirtieth day of March one thousand nine hundred fifteen (P. L. 34) entitled "An act to promote the health and efficiency of firemen in cities of the second class by providing for a two-platoon system for firemen in the department of public safety of such cities" by further regulating the hours of duty of firemen in cities of the second class

The General Assembly of the Commonwealth of Pennsylvania hereby enact as follows

Section 1 Section 1 of the act approved the thirtieth day of March one thousand nine hundred fifteen (P. L. 34) entitled "An act to promote the health and efficiency of firemen in cities of the second class by providing for a two-platoon system for firemen in the department of public safety of such cities" as last amended by the act approved the seventeenth day of August one thousand nine hundred fifty-one (P. L. 1285) is hereby further amended to read as follows

Section 1 Be it enacted &c That the head of the department of public safety or of the department having charge of or supervision over the fire department or bureau in each city of the first second and third class shall from and after the first day of January one thousand nine hundred twenty divide the officers and members of companies of the uniformed fire force in the employ of such cities or in the case of a volunteer fire department the firemen and drivers regularly employed and paid by the city excepting the chief engineer and assistant chiefs into two shifts bodies or platoons one to perform day service and the other to perform night service The hours of day service shall not exceed ten commencing at eight o'clock in the morning the hours of night service shall not exceed fourteen commencing at six o'clock in the afternoon In cases of riot serious conflagration or other such emergency the chief engineer of the bureau of fire or the assistant chief deputy or chief officer in charge at any fire shall have the power to assign all the members of the fire force to continuous duty or to continue any member thereof on duty if necessary No member of either of said shifts bodies or platoons shall be required to perform continuous day service or continuous night service for a longer consecutive period than two weeks nor be kept on duty continuously longer than ten hours in the day shifts body or platoon or fourteen hours in the night shift body or platoon excepting as may be necessary to equalize the hours of duty and service and also excepting in cases of riot serious conflagration or other such emergency as above provided Provided however That this act shall not apply to employes who are employed subject to call In any consecutive period of two weeks no member of either of said shifts bodies or platoons in any city of the

second class shall be kept on duty for a total period which shall average over [sixty] fifty-five hours in any one week of the consecutive period of two weeks

Section 2 The provisions of this act shall become effective thirty days after final enactment

On the question recurring,  
Shall the bill pass finally?

MOTION TO RECOMMIT

Mr. PAUL F. JONES. Mr. Speaker, at the outset of this particular measure we were given the information that involved here was no additional personnel required for the Fire Department for the City of Pittsburgh. Neither would it involve additional expense of money.

The proponents of the measure assured us that that was the case. Since this bill has been on the calendar there has been compiled by both sides certain technical information that I consider should be within the knowledge of this House so that all might intelligently vote on it.

The proponents say that the shift could be made—that there are approximately a thousand firemen in the City of Pittsburgh—and that their hours of work could be reduced five hours a week without impairing the efficiency of the Fire Department. Responsible city officials have informed us otherwise. They say that to put into effect the reduction of five hours a week for each firemen in the City of Pittsburgh approximately ninety new firemen will have to be employed, involving an expenditure of some additional \$270,000.

I believe as I said before the House is entitled to know just which of these two views is correct. For that reason and in order that we might get on both sides of the House the technical information that has been compiled by people who have studied this proposition, I move that this bill be recommitted to the Committee on Cities—Counties—First—Second and Second Class A for the purpose of further study.

Mr. EWING. Mr. Speaker, I rise to oppose this motion for recommitment.

On the question,  
Will the House agree to the motion?

The yeas and nays were required by Mr. ANDREWS and Mr. PAUL F. JONES.

A verification of the roll was requested by Messrs. SARRAF, READINGER and TOLL.

The roll was verified and was as follows:

YEAS—91

Adam,	Flynn,	McDermitt,	Schmidt,
Alexander,	Guss,	McGee,	Schwartz,
Amarando,	Hamilton, R. K.,	McWherter,	Seyler,
Andrews,	Harris,	Mihm,	Smith, W. B.,
Bazin,	Hersch,	Monroe,	Snider,
Boles,	Hoggard,	Muldowney,	Stank,
Boory,	Jenkins,	Munley,	Stone,
Breth,	Jim,	Murray, J. J.,	Taylor,
Bucchin,	Jones, Gran'le E.	Musto,	Thomas,
Capano,	Jones, Paul F.,	Needham,	Toll,
Cianfrani,	Kamysk,	Olsen,	Varallo,
Cloffi,	Kolankiewicz,	Parlante,	Verona,
Cochran,	Kornick,	Petrosky,	Wallace,
Comer,	Kubacki,	Pfaff,	Walsh,
Conner,	Lederer,	Polaski,	Wargo,
Coyle,	Leven,	Polen,	Welsh,
Curwood,	Limper,	Poltenstein,	Wheeler,
Dougherty,	Lopresti,	Readinger,	White,
Downey,	Lovett,	Reidenbach,	Whitenight,
Farabaugh,	Lutty,	Rosen,	Williams,
Fenrich,	Maguire,	Rovansek,	Yetzer,
Filo,	McCann,	Sarrafi,	Zeltz,
Floyd,	McCormack,		

NAYS—108

Ashton,	Gleason,	Lippincott,	Shotwell,
Auker,	Goodling,	Mahan,	Spencer,
Banker,	Gramlich,	Markley,	Stevenson,
Barkdoll,	Greenwood,	Mathews,	Stimmel,
Baumunk,	Gutendorf,	McCullough,	Stoner,
Bear,	Guthrie,	McInroy,	Strausser,
Bolton,	Hall,	Metz,	Sucher,
Bomberger,	Hamilton, W. H.,	Mikula,	Thompson,
Bower,	Haudenshield,	Miller,	Tompkins,
Brelschi,	Helm,	Moody,	Toomey,
Brown,	Hewitt,	Moore,	VanSant,
Buchanan,	Hocker,	Moscrip,	Varnar,
Bullen,	Ide,	Murray, P. G.,	Vaughan,
Clapper,	Johnson,	Naugle,	Wall,
Connelly,	Jones, Geo. E.,	Ogilvie,	Waterhouse,
Cooper,	Jones, T. H. W.,	Peifly,	Watkins,
Davis,	Jump,	Phillips,	Weldner,
Down,	Keller,	Price,	Wescott,
DuBois,	Kent,	Quisenberry,	Whalley,
Dunn,	Kerlin,	Ragot,	Willaredt,
Erb,	Kline,	Reagan,	Wilt,
Ewing,	Kohl,	Richter,	Wood,
Ferster,	Kratz,	Royer,	Worley,
Flack,	Kromer,	Rubin,	Yeakel,
Fleischman,	Lafore,	Schuster,	Young,
Frost,	Lelsey,	Scott,	Ziegler,
Gibson,	Light,	Shoemaker,	Smith, C. C., Speaker

NOT VOTING—8

Blair,	Glick,	Maxwell,	Moran,
Geer,	Leonard,	Mills,	Peta,
			Pettigrew,

So the question was determined in the negative and the motion was not agreed to.

On the question recurring?  
Shall the bill pass finally?

Mr. ANDREWS. Mr. Speaker, it is with pleasure that I note in this presence a number of Members that in recent days I have missed. It is a tribute to modern medical practice that this day should evidence this happy reunion.

I also welcome another development, a development in line with correct parliamentary practice. By superhuman effort at the profit of the telephone company the majority party now, Mr. Speaker, has at long last mustered a constitutional majority. There can no longer be any excuse that the progress of legislative action is delayed by reason of an obstreperous minority. You have of the basis of this bill, House Bill 112, elected for some reason to give an evidence of strength, and I welcome the debate. But I am opposed to the bill. It is wrong in theory. It is wrong in practice.

I had hoped, Mr. Speaker, that we would be able to dismiss the internecine political quarrels that might arise in Philadelphia when they hear here that they are sent back to Philadelphia for solution. It has been my fervent hope that the party that was so devoted to home rule, that has so persistently and so ably carried the home rule banner, that when a question of peculiar concern to Allegheny County or to Pittsburgh comes before this Assembly, when it was an issue that affected no other community, an issue that involved the finances of only one city, that since that city had a mayor and since that city had a council, we would elect to send a quarrel, if you please, back to that city.

We are telling Pittsburgh how many hours firemen work. If we wanted to be consistent we would tell Philadelphia and we would tell Scranton, and we would tell Harrisburg, and we would tell York, and we would tell Reading whom to hire, how long they would work; reach out and assume jurisdiction over their municipal affairs. I see no reason why we should not bring into this



Assembly, in view of the development today so far and the probable development when we come to a vote, why we should not bring into this Assembly a bill which will lay down the law so far as firemen are concerned for Harrisburg, and for York, and for Reading and for every third class city and for every borough.

If it is a labor bill, as far as Pittsburgh is concerned, it becomes a labor bill when the question arises so far as any other city is concerned.

Now, Mr. Speaker, I want to examine this labor bill business.

Reduce the hours of the firemen from sixty to fifty-five, and it is a labor bill even though it applies to one city. Reduce them from fifty-five to fifty and it is a labor bill even though it applies to one city. Reduce them from fifty to forty-five, it is a labor bill. Reduce them from forty-five to forty, it is a labor bill. I resent that sort of thing. I resent the lobby that brings into this Assembly bills that are not in any sense of concern to labor, and presumes to say to Members of this House, if you do not vote for this particular bill you are against labor.

I was voting for labor bills on the floor of this House when the men who are presuming to tell us what are and what are not labor bills were in their cradles. There must be some significance to the fact that their bill has been made a test of strength. Things like this do not just happen. I presume that as long as there are politically minded men we will play politics.

Now, Mr. Speaker, if we wanted to be fair with this bill, presuming that it is a fair bill, we would have written into it a clause which would say that the bill became operative under the next budget. The proponents of this bill know that the Pittsburgh budget has been sealed, and that only by declaring an emergency can the budget be opened. They know that this bill costs the city of Pittsburgh approximately three hundred thousand dollars and they know they do not have the money. They want to create a situation whereby any Member of this House, Democrat or Republican who does not vote for this bill is an enemy of labor.

If this is such a fine labor bill, it is not peculiar that it has been committed into the keeping of two of my very good friends who, however, have not been conspicuous in their advocacy of measures that vitally concern labor?

This bill is intended to embarrass and harass the Mayor of Pittsburgh, who happens to be a candidate for reelection. It is a bit of politics everybody knows. Had the bill carried an amendment saying that it will become operative when the next budget goes into effect I would have objected to the principle of the bill, but I think I would have supported it.

I want to say something to the Labor Lobby as far as I, personally, am concerned. Every day I get a little memorandum from the labor organization that "We are for this bill" and "We are against that bill," and on many, many occasions there is absolutely no reason why the bill they say they are for should be stamped as a labor bill. But, I want to say that as far as I, personally, am concerned, I shall reserve the right to determine what are and what are not labor bills, and I would be very much relieved if the particular Lobby concerned, since it apparently has captured the majority, would continue its missionary work in those circles. I shall wait with

great interest to see what will happen when some bill of vital interest to labor as a whole, a bill that concerns every working man in Pennsylvania comes up. I hope when that day arrives the little memorandum, "We favor this," and "We favor that" will operate with the efficiency it has operated today. If you have really been converted, if you have been taken into camp, if you are one hundred percent devoted to the cause of labor, all I can say is that you have taken a mighty poor vehicle through which to express your devotion.

I want to make a confession, Mr. Speaker. In a section of our caucus—and I hope no one will bring me to task for discussing caucus matters—the brethren who labor in the field of labor, who mail out the daily instruction card, have in a few instances been more potent than I. They have convinced some of the Members on this side of the House that this measure, politically inspired, is in fact a labor bill, and since some of our sheep, Mr. Speaker, have wandered from the fold, and since it will be impossible for me to muster a solid front in opposition to a bill which every dictate of political prudence in the long run would say should be defeated by home rulers—and you are home rulers, I have heard you say so, and you are honorable men, and you must believe what you say—but since Mr. Speaker, it will be impossible I repeat, for me to muster a solid front, since some of the goats have wandered from the fold, I want to say to the faithful sheep on this side of the House, if for reasons of political prudence, they believe that the little daily instruction if not obeyed will attach to them the sting of being anti-labor, I want to say to the sheep if they are so disposed, as far as I am concerned, they are under no obligation. They are under no obligation to me and under no obligation to the caucus to vote against this bill and are at liberty without fear of reproach of following the goats into the majority party fold.

Mr. EWING. Mr. Speaker, when this bill was introduced in the early part of the session, I had no idea, and I do not think my colleagues had any idea, that this bill was going to be so important to either party. Now it turns out this is the first squabble we have had since the start of the Session.

Of course if some of the Members want to call it a labor bill all right. I think it is a very good labor bill. After all, when a man works fifty-five hours a week, that is plenty of hours to work for anybody.

We had a meeting in Pittsburgh. They asked for a hearing. We met in the Council Chambers with the Fire Chief, the Chief Clerk of the Fire Department, the Mayor, some of the Democratic House Members and some of the Republican House Members. From what I got out of the meeting it is not going to cost the city of Pittsburgh one dime.

The schedule here was agreed to by, I think the gentleman's name is Moore, the Chief Clerk of the Fire Department. He agreed that this schedule would be workable on a fifty-five hour basis instead of a sixty hour basis. It will give them one more day off per week and no extra nights off.

In other words sixty-one percent of the fires happen from six o'clock in the evening to eight o'clock in the morning. So we are not reducing the manpower at night.

I talked to the Fire Chief about the situation and the Fire Chief used to be one of the men who came to Harris-



burg. He told me that he saw no reason why this bill could not work.

I am sorry that I have taken up so much time, and I ask the Members to vote for the passage of the bill, because I think it is good legislation for the city of Pittsburgh.

Mr. PAUL F. JONES. The City of Pittsburgh, like most municipalities throughout the country, faces colossal tax problems, problems that test both the energy and the intelligence of the responsible city officials who are charged with the responsibility of regulating and operating the government of the City of Pittsburgh.

There has been some implication drawn from the statements made by my colleague from Allegheny County that the firemen in the city of Pittsburgh are overworked. I want to disabuse your minds of any such idea, and I say to you that I am conscious of the fact that I represent a group that is composed of the majority of people who labor and are sympathetic to the cause of labor.

Reiterating the statement made by our leader, this is not the proper forum for a discussion of this matter. Within the past few weeks we have seen a demonstration of just this sort of thing that is attempted here. You have a group of people from all over the state, so-called experts, who have examined certain proposals of the operation of our State Government. They come up with changes that are desired and that are in their judgment supposed to save us money and reduce the cost of the operation of the state government. But when responsible people in positions charged with the responsibility of operating the state government, turned the spotlight of examination and investigation on those proposals, they found that they were unworkable.

We have a situation here involving a thousand firemen in the City of Pittsburgh. It is not contemplated that there is going to be any increase in wages, but you are going to take five hours a week off each of those firemen. Nothing will happen to their night shift.

I submit to you that fires do not pick their time; they can occur at night as well as day. I say to you that to take five hours away from a thousand firemen, just from a simple mathematical proposition, you either are going to impair the efficiency of the operation of that department or else you will have to put on men that can make up those five thousand additional hours a week.

I submit to you further that, yes, the thousand firemen of the city of Pittsburgh have a right to be heard here; they have a right to have their cause considered. But I say to you likewise the taxpayers, who in the final analysis have got to pay the bill, have some rights in this house, too. They should be considered.

When Big Steel grants a wage increase or a reduction of hours, that is passed on to the consumer who uses their product.

When the motormen on the street cars get an increase in pay or a reduction of hours, that is passed on to the street car rider in the form of an increase of his fare.

When the coal miner gets an increase in his wages and he works less hours a week, that is passed on to the user of coal.

I said, when I asked that this bill be recommitted, that this House is entitled to know whether or not if the City of Pittsburgh has to put on ninety additional men, it is going to cost us \$270,000, the taxpayers there, the property

owners who pay the bill. They are entitled to some rights here, too; they are entitled to be considered.

We have fought in Pittsburgh just like we are fighting all over this country. People are tax conscious. They are tax conscious in Washington; they are tax conscious in Pennsylvania; they are tax conscious in Pittsburgh.

Mr. Andrews brought out the fact that it only applies to the City of Pittsburgh. If the scope of this bill were broad enough that it would include your particular community and you were called before the bar of public opinion back in your own neighborhood to justify an increase on the taxpayer after your budget was closed last December, you would want to know the facts, too, before you voted.

It is a very, very simple proposition. In December the millage was set. Taxes were collected on the basis of that. Right now we are going to saddle the City of Pittsburgh and the taxpayers with \$270,000 of additional tax money. It has got to come from somewhere. We are telling them what they have to do, but no suggestion has been offered by anybody as to where we are going to get the money. If we had that, we would have the answer. Sure, not only give them fifty-five hours a week, but give them forty hours a week. They are entitled to it. Nobody will question that; nobody will seriously argue that. But I say to you as a matter of fact that for every fireman that is working in Pittsburgh, we have hundreds of applicants for that job.

Our morale in that Department is not low. Nobody is complaining about their hours, but I say to you in the same breath that the taxpayers are complaining. They are paying their load in federal taxes and state taxes, and they are faced with the gruesome possibility that before we adjourn, we are going to saddle more taxes on them.

To the credit of the men on this side of the House, there has not been a flood of bills offered to embarrass any of these local municipalities. I am not going to be a party to set a precedent that this sort of thing will present.

Using the admonition of the gentleman here, Mr. Lovett, "Now is the time to be fair." We have not heard too much of that this Session. But let us be fair about it.

If we say to the City of Pittsburgh, reduce these hours and let these one thousand firemen work five hours less a week, the very least we can do, Members, is to tell them where they will get the money. You have heard about the so-called Scranton decision. The budget is closed. It can only be opened by declaring an emergency; and if the money is not there, the taxpayers have to pay.

As between the interest of the one thousand firemen and the great number of taxpayers in the City of Pittsburgh, if we have to make a choice, the choice is easy. We can vote in the public interest. We can vote to give the taxpayers a break too, and I believe they are entitled to it.

Mr. EWING. This is the first time in my twenty years in the political field that I have heard about the minority party being worried about the taxpayers.

We have, and we have gone over this matter with the Fire Chief in the City of Pittsburgh as I explained before, and if he does not know how to run the fire department with the men that he has I do not see where Mr. Jones gets the idea that it is going to cost them two hundred and fifty thousand dollars. If the Chief Clerk and the Fire Chief say this bill will be workable without any men added to the force I cannot see where they can come up with the picture of two hundred and fifty thousand dollars. They did not show it to me in Pittsburgh. So I ask the Members of this House to vote for this bill.



Mr. ANDREWS. Mr. Speaker, I told the gentleman from Allegheny that I only intended to speak once, but that was on the supposition that he was going to confine his remarks to the bill before us.

I cannot ignore the sneer that we on this side have never been mindful of the taxpayers. I say to the gentleman from Allegheny that he is endeavoring to institute in Pittsburgh the very line of policies that have made it necessary for the Governor of this Commonwealth to tell the people of this state that he needed one hundred and sixty million dollars in new money.

It was not the members of the minority party that ran away with the two hundred million dollar margin of surplus. It was not the members of the minority party that inaugurated the career of spending that characterized the Duff administration. It is not the members of the minority party that created the condition that has you all worrying about how you are going to finance your government.

We await with interest your tax program, and I would counsel my friend from Allegheny not to rake up the dead ashes of the errors, the financial errors of the past two administrations that have led us to face the problems we now face.

Mr. FILO. Mr. Speaker, I would like to interrogate the sponsor Mr. Ewing.

The SPEAKER. Will the gentleman permit himself to be interrogated?

Mr. EWING. I shall, Mr. Speaker.

Mr. FILO. To the gentleman's knowledge does he know whether the firemen or the people who are in favor of this bill had contacted the mayor of the city of Pittsburgh prior to the closing of the budget in September or December, or whenever they close it?

Mr. EWING. I can not answer that question Mr. Speaker.

Mr. FILO. Can the gentleman tell me whether the firemen contacted the council of the City of Pittsburgh prior to the closing of the budget in September or December or whenever they close it for such legislation?

Mr. EWING. I can not answer that, Mr. Speaker.

Mr. FILO. I thank the gentleman.

I would like to interrogate anybody that can give me the information as I have asked of Mr. Ewing.

The SPEAKER. Does anyone wish to answer these questions?

The Chair recognizes the gentleman from Allegheny, Mr. Sarraf.

Mr. SARRAF. I was to the same committee meetings—forgive me maybe you wanted to ask a question . . .

The SPEAKER. For what purpose does the gentleman rise?

Mr. FILO. Since Dr. Sarraf of Pittsburgh has probably risen to answer my question I would like to put the question to him.

Does the gentleman know whether the firemen of the city of Pittsburgh asked the Mayor of the city of Pittsburgh for such legislation as we have here on the books today?

The SPEAKER. Will the gentleman from Allegheny Mr. Sarraf permit himself to be interrogated?

Mr. SARRAF. I shall, Mr. Speaker.

Mr. SARRAF. Prior to setting the budget for 1953 and only prior, this question was not brought before the

Mayor of the City of Pittsburgh, as was brought out definitely in the hearing in which the sponsors of the bills were present.

Mr. FILO. Can the gentleman tell me whether the firemen in the City of Pittsburgh submitted such measures to the Council of the City of Pittsburgh?

Mr. SARRAF. That question can be answered "no" in reference to the budget of 1953, and that also was brought out in the committee meetings.

Mr. FILO. I thank the gentleman, Mr. Speaker.

Mr. KAMYK. Mr. Speaker, since this legislation strikes home to the City of Pittsburgh where I come from, it has caused me very much mental disturbance and agony to my conscience because it strikes home, and I must state my reasons why I am going to oppose this bill.

The first reason is home rule. On this subject I shall not elaborate because it was taken care of by previous speakers.

However, there is another thing that disturbs me. It is simple mathematics that when one thousand men work five hours a week less thereby you lose five thousand man hours a week, and if the efficiency of the fire department should be hurt in any way, it is a good reason to oppose such legislation.

The fire department of the City of Pittsburgh has a reputation of being one of the best fire departments in the nation, and that is the way I want to keep it.

If this legislation, due to the fact that the budget cannot be reopened or cannot be discussed until in November or December for the year of 1954, and since the responsible people in the fire department, as the Chief and the Chief Clerk stated, would need ninety additional men to supplant the loss of those five thousand hours, and yet due to this legislation if the fire department was short-handed and even a single life was lost because of the hazard of the shortage, then I think that is a good reason for me to oppose the bill.

I am not against the idea of reducing hours for firemen, but I think it should be done with the cooperation of responsible people in the administration in the City of Pittsburgh. So even if my political head should be laid on the political block, I can not see my way through to vote for this bill because I am interested in the safety and the welfare of the citizens of Pittsburgh.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

A verification of the roll was requested by Messrs. MORAN, ALEXANDER and SEYLER.

The roll was verified and was as follows:

#### YEAS—138

Adam,	Gleason,	Mahan,	Scott,
Ashton,	Goodling,	Markley,	Shoemaker,
Auker,	Gramlich,	Mathews,	Shotwell,
Banker,	Greenwood,	McCann,	Smith, W. B.,
Barkdoll,	Gutendorf,	McCullough,	Spencer,
Baumunk,	Guthrie,	McDermitt,	Stank,
Bazin,	Hall,	McInroy,	Stevenson,
Bear,	Hamilton, W. H.,	Metz,	Stimmel,
Blair,	Haudenschild,	Mikula,	Stoner,
Bolton,	Helm,	Miller,	Strausser,
Bomberger,	Hersch,	Moody,	Sucher,
Bower,	Hewitt,	Moore,	Taylor,
Brelsich,	Hocker,	Moscip,	Thompson,
Breth,	Ide,	Muldowney,	Tompkins,
Brown,	Johnson,	Murray, P. G.,	Toomey,

Bucchin,	Jones, Geo E.,	Musto,	Varner,
Buchanan,	Jones, T. H. W.,	Naugle,	Vaughan,
Bullen,	Jump,	Needham,	Wall,
Cianfrani,	Keller,	Ogilvie,	Waterhouse,
Clapper,	Kent,	Parlante,	Watkins,
Connelly,	Kerlin,	Pelfy,	Weidner,
Cooper,	Kline,	Phillips,	Welsh,
Curwood,	Kohl,	Polaski,	Wescott,
Davis,	Kolankiewicz,	Poltenstein,	Whalley,
Down,	Kratz,	Price,	Willaredt,
DuBois,	Kromer,	Quisenberry,	Wilt,
Dunn,	Kubacki,	Ragot,	Wood,
Erb,	Lafore,	Reagan,	Worley,
Ewing,	Lederer,	Reldenbach,	Yeakel,
Ferster,	Leisey,	Richter,	Yetzer,
Flack,	Leven,	Rovanseck,	Young,
Fleischman,	Light,	Royer,	Ziegler,
Frost,	Lippincott,	Rubin,	Smith, C. C.,
Geer,	Lovett,	Schuster,	Speaker
Gibson,	Maguire,	VanSant,	

## NAYS—57

Alexander,	Floyd,	Lutty,	Sarraf,
Amarando,	Flynn,	McGee,	Schmidt,
Andrews,	Guss,	McWherter,	Seyler,
Boles,	Hamilton, R. K.,	Mihm,	Snider,
Boory,	Harris,	Monroe,	Stone,
Capano,	Hoggard,	Moran,	Thomas,
Cochran,	Jenkins,	Munley,	Varallo,
Comer,	Jim,	Murray, J. J.,	Verona,
Conner,	Jones, Gran'le E.	Olsen,	Walsh,
Coyle,	Jones, Paul F.,	Petrosky,	Wargo,
Dougherty,	Kamyk,	Pfaff,	Wheeler,
Farabaugh,	Kornick,	Polen,	White,
Fenrich,	Limper,	Readinger,	Whitenight,
Filo,	Lopresti,	Rosen,	Williams,
			Zeitz,

## NOT VOTING—12

Cioffi,	Leonard,	Mills,	Schwartz,
Downey,	Maxwell,	Peta,	Toil,
Glick,	McCormack,	Pettigrew,	Wallace,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

## REASONS FOR VOTE

Mr. WHITE offered the following reasons for his vote on House Bill No. 112:

Reason for casting a Negative vote.

House Bill 112 is filled with many ramifications both socially and politically. This is a bill which is a definite social advance when regarded in the light of reducing the hours of the work week for a particular group of people.

However, when regarded as an infringement upon the principle of Home Rule of a particular political entity, in this case Pittsburgh, the question smacks of partisan politics.

I find it difficult to vote against a bill which betters the condition of any working group. However, I cannot bring myself to the point where I am willing to sacrifice the principle of Home Rule for the selfish interest, no matter how deserving, of a relatively small group in but one city of this Commonwealth.

The question of lower hours for Firemen in the City of Pittsburgh rightfully belongs in the Council of Pittsburgh, the body which provides the funds to pay the salaries of these same firemen; and not in the General Assembly of the Commonwealth of Pennsylvania.

On this basis I must reluctantly vote against passage of House Bill 112.

## BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 99, as follows:

An Act to further amend Section 2 of the act approved the twenty-second day of July one thousand nine hundred thirteen (P. L. 912) entitled "An act providing for the payment of the costs incurred in the trial of convicts and prisoners escaping or attempting to escape from the several penitentiaries and reformatories of the Commonwealth of Pennsylvania by the respective counties from whose courts the said escaping convicts or prisoners have been committed and providing for the maintenance of such convicts under sentence for escape et cetera" by extending the provisions of such act to fix responsibility for the costs incurred in proceedings and appeals on habeas corpus coram nobis and other writs arising out of escapes or crimes and trials therefor

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 2 of the act approved the twenty-second day of July one thousand nine hundred thirteen (P. L. 912) entitled "An act providing for the payment of costs incurred in the trial of convicts and prisoners escaping or attempting to escape from the several penitentiaries and reformatories of the Commonwealth of Pennsylvania by the respective counties from whose courts the said escaping convicts or prisoners have been committed and providing for the maintenance of such convicts under sentence for escape et cetera" as last amended by the act approved the twenty-eighth day of February one thousand nine hundred thirty-three (P. L. 3) is hereby further amended to read as follows

Section 2 The cost of transporting escaped persons prisoners and convicts from the place of capture to the correctional institution penitentiary or reformatory after being sentenced for such escape or for the commission of any crime or offense following such escape and before apprehension the cost of maintenance while confined in the county jail awaiting trial as well as the costs of the trial for escape or breaking away of persons convicts and prisoners from the several penitentiaries correctional institutions and reformatories in the Commonwealth of Pennsylvania or the violation by said persons convicts and prisoners of any or all of the penal statutes relating to escape or of the trial for crime and offenses committed after such escape and before apprehension or of the trial for crimes and offenses committed on the grounds or within the buildings of the correctional institution penitentiary or reformatory as well as the costs incurred in any proceedings on writs of habeas corpus coram nobis or other petitions arising out of any escape or crime or the trials therefore or in any appeals of any such proceedings or trials shall in each instance be borne and paid by the respective counties of the Commonwealth from whose courts the said persons convicts and prisoners shall have been originally committed to the said penitentiaries correctional institutions or reformatories

The county liable for such costs as above provided shall upon bills rendered by the county paying such costs in the first instance pay to such county the amount of such costs

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. LOPRESTI. Mr. Speaker, I would like to interrogate the sponsor of the bill, Mr. Frost.

The SPEAKER. Will the gentleman from Center permit himself to be interrogated?

Mr. FROST. Mr. Speaker, in this interrogation, I desire



to yield to the gentleman from Cameron, Mr. Tompkins.

Mr. LOPESTI. Mr. Speaker, I would like to have a brief discussion of the purpose of the bill.

Mr. TOMPKINS. Mr. Speaker, this bill is designed to put back into the counties of origination the cost in connection with certain institutional circumstances in the state. For instance, we have in Centre County, Rockview Penitentiary; in Pittsburgh we have the Western Penitentiary; at Gratersford we have the Eastern Penitentiary, and there are other penal and confining institutions in the state of Pennsylvania where issues are desired to be raised in connection with their release from these institutions, or perhaps purposes of their confinement or other matters, relating to persons or prisoners confined in these institutions.

Heretofore the cost and the place of origination has always been in the county where the institution has been located. This has placed an undue burden upon those counties where the institution is located because the inmates there come from all the counties, or many counties, of the state.

This bill is designed in case John Doe presents a writ of habeas corpus to determine why he is in the Rockview Penitentiary, for instance, it will place the cost of any such proceedings back on the county from which he was sentenced instead of placing that cost on Centre County.

Mr. LOPESTI. This bill also applies to costs where a prisoner has escaped, is that correct?

Mr. TOMPKINS. That is correct, sir.

Mr. LOPESTI. Mr. Speaker, is my information correct that the county from which the prisoner is sentenced pays the state while that prisoner in is the state institution?

Mr. TOMPKINS. That is correct.

Mr. LOPESTI. Mr. Speaker, does the county have any jurisdiction over the prison, its management, or any control over the institution whatsoever?

Mr. TOMPKINS. Not to my knowledge, they do not.

Mr. LOPESTI. Mr. Speaker, could any of the responsibility for an escapee be placed upon the officials of the county that originally sentenced the man to that particular prison?

Mr. TOMPKINS. I would not think so.

Mr. LOPESTI. Mr. Speaker, yet this bill would attempt to place the costs in that connection upon the county, even though the county has no jurisdiction over them and no jurisdiction over the institution.

Mr. TOMPKINS. That is correct, sir.

Mr. LOPESTI. Would it not be proper in this particular instance to place the cost upon the Department or upon the institution wherein the prisoner was incarcerated rather than from where he escaped?

Mr. TOMPKINS. That question was raised and went a little further by stating, or suggesting that maybe the cost should be placed on the state which has the jurisdiction over those institutions and their management. However, the bill in Judiciary was placed in the hands of a sub-committee who made a very thorough study of that question. They came back with the recommendation that the bill stand in its present form rather than to follow that suggestion.

If the gentleman desires any further exploratory information along that line, I would yield to the gentleman

from Montgomery, Mr. Jones, who made a study of that very question.

Mr. LOPESTI. Mr. Speaker, yes, I would be interested in hearing Mr. Jones.

The SPEAKER. Does the gentleman desire to interrogate the gentleman from Montgomery?

Mr. LOPESTI. I do, Mr. Speaker.

The SPEAKER. Will the gentleman from Montgomery permit himself to be interrogated?

Mr. THOMAS H. W. JONES. I shall, Mr. Speaker.

Mr. LOPESTI. Mr. Speaker, I would like to know what reason there would be for not putting the costs upon the state where a man has escaped from a state institution wholly under the control of one of its departments.

Mr. THOMAS H. W. JONES. Mr. Speaker, actually this particular bill is an amendment to the law of 1913 which provided that the county from which a man was convicted would pay the costs in the event that man later escaped from prison. The home county of conviction has been the county which bore the costs ever since 1913.

All this bill does is to add to that basic statute the costs in proceedings for habeas corpus, coram nobis and similar writs which were left out of the original law. And the reason why that would have to be put into this law is that all costs are statutory.

At common law there were no costs allowed; and hence, if these costs on these collateral proceedings are to be permitted, they have to be expressly spelled out in the statute—hence this bill.

The law has remained this way since 1913, and we of the sub-committee saw no particular reason to change it. This was merely patching up a small hole in existing procedure. The question Mr. Lopresti is raising is, to my mind, a collateral question. We were just trying to patch up a hole in this bill. He is trying to change the entire picture. He is trying to remove the costs from the county—at least that is his suggestion as I understand it—and place them on the state.

I think furthermore, historically, costs in criminal proceedings have been borne by counties. The District Attorney is a county officer. The jury, in case a defendant is acquitted, places the costs on the county, and the whole thing is done on a county level. Hence, to follow out Mr. Lopresti's suggestion would be a break with traditions of criminal procedure.

Another reason which was crucial to us in the sub-committee for leaving things in their present pattern was the fact that if we place the costs, or if the costs were to be placed on the Commonwealth, it would mean an appropriation, something would have to be put on the budget, a brand new thing. In this year when the Commonwealth is scrambling so hard to get tax money, we did not feel that it was wise to change the whole system of criminal procedure by placing this on the state.

I might add that I took this matter up with the Attorney General's office, and they were of the same opinion.

Mr. LOPESTI. I thank the gentleman, Mr. Speaker.

Mr. LOPESTI. Mr. Speaker, I am objecting here to the patchwork being placed upon a law which, in my opinion, was wrong from its very inception.

I have no quarrel with placing the costs of trying a man, of convicting a man, upon the county where the man has committed a crime, even though I recognize the fact that a great many times that individual does not



even belong to the county and is not a resident but merely a transient.

Insofar as the original crime is concerned, I think the law is correct. However, I object to placing costs upon a county where a man escapes from an institution which is not in the control of that county, which that county has nothing to do with and yet the prisoner escapes. I believe in that particular instance the responsibility of keeping the man incarcerated or keeping him in jail is not upon the county but is upon the Commonwealth. I think this law originally was wrong and I object to making any additions to it to make it even worse.

I believe that we here in the House should rewrite the bill and we should provide that after a man has been sentenced and has been imprisoned in a state institution, the responsibility of the county ends at that point. And mark you further under the present law as it exists, if this man escapes from the county institution in Allegheny County and he goes to another county and commits a crime before he is apprehended, the costs of trying him for that crime is placed on the original county. That is what is in this law as it stands today.

I think the entire thing is bad. I think it should all be changed. I am objecting to putting another cancer upon a body that is already sick as in the form of this act.

Mr. SCHMIDT. Mr. Speaker, I have the same vague feeling about this bill that has been expressed by the gentleman from Cambria, Mr. Lopresti. Until the point where the man becomes a ward of the state I feel that it is the responsibility of the county from which he has been committed. Once committed into the custody of the Commonwealth of Pennsylvania, a state institution, he then becomes the ward of the state, and anything that arises out of his care, either by reason of recapturing him after escape, or his having perpetrated another crime while an escapee, I feel it is unjust to call upon the original county which committed him to stand the burden of the expense and cost of this escape of his. I therefore feel that I must vote against this bill.

Mr. THOMAS H. W. JONES. Mr. Speaker, as I listened to the last two gentlemen it has occurred to me that it is not essentially the county that pays, or the Commonwealth that pays. Actually it does not seem to me it makes a great deal of difference. Essentially it is the taxpayer who is paying for this in each case, and since the county where the man was convicted under the present law pays the charge regardless of where the prison is located, it seems to me that will approximate justice in each case. The criminals originating from each county—the county will bear that cost and ultimately the taxpayer will bear the cost, whether the Commonwealth foots the bill immediately or the county.

The second thing these two speakers have raised in my mind, they imply that it is the negligence of the Department of Welfare or whoever runs the institution for allowing prisoners to escape. Perhaps in some instances it is, if my memory is correct, the jailer who is negligent is actually guilty of a crime, but usually a man who is in jail and has spent a long time there can pick up many ways of getting out. I recall Willie Sutton. I do not think we can accuse our Commonwealth jailers of negligence. I think the present law is adequate, and if Mr. Lopresti wants to change it, he should make a thorough study of

costs in all criminal proceedings and not just in this particular line.

Mr. LOPRESTI. Just another short comment, Mr. Speaker. As between the officials of a county and the officials who have charge where this man escapes, I believe there should be more responsibility placed upon the institution than upon the County.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows.

A verification of the roll was requested by Messrs. LOPRESTI, TOLL and SEYLER.

The roll was verified and was as follows:

#### YEAS—109

Ashton,	Gibson,	Light,	Shotwell,
Auker,	Gleason,	Lobbincott,	Spencer,
Banker,	Goodling,	Mahan,	Stevenson,
Barkdoll,	Gramlich,	Markley,	Stimmel,
Baumunk,	Greenwood,	Mathews,	Stoner,
Bear,	Gutendorf,	McCullough,	Strausser,
Blair,	Guthrie,	McInroy,	Sucher,
Bolton,	Hall,	Metz,	Thompson,
Bomberger,	Hamilton, W. H.,	Mikula,	Tompkins,
Bower,	Haudenschild,	Miller,	Toomey,
Breisch,	Helm,	Moody,	VanSant,
Brown,	Hewitt,	Moore,	Varner,
Buchanan,	Hocker,	Moscrip,	Vaughan,
Bullen,	Ide,	Murray, P. G.,	Wall,
Clapper,	Johnson,	Naugle,	Waterhouse,
Connelly,	Jones, Geo. E.,	Ogilvie,	Watkins,
Cooper,	Jones, Paul F.,	Peiffy,	Weidner,
Down,	Jones, T. H. W.,	Phillips,	Wescott,
DuBois,	Jump,	Price,	Whalley,
Dunn,	Keller,	Quisenberry,	Willaredt,
Erb,	Kent,	Ragot,	Wilt,
Ewing,	Kerlin,	Reagan,	Wood,
Ferster,	Kline,	Richter,	Worley,
Flack,	Kohl,	Royer,	Yeakel,
Fleischman,	Kratz,	Rubin,	Young,
Frost,	Kromer,	Scott,	Ziegler,
Geer,	Lafore,	Shoemaker,	Smith, C. C.,
Lelsey,			Speaker

#### NAYS—73

Alexander,	Flynn,	McDermitt,	Sarraff,
Andrews,	Guss,	McGee,	Schmidt,
Bazin,	Hamilton, R. K.,	McWherter,	Schuster,
Boory,	Harris,	Monroe,	Schwartz,
Breth,	Hers h.	Moran,	Seyler,
Bucchin,	Jim,	Muldowney,	Smith, W. B.,
Capano,	Jones, Gran'te E.	Munley,	Snider,
Cioffi,	Kolankiewicz,	Musto,	Stank,
Cochran,	Kornick,	Needham,	Stone,
Comer,	Kubacki,	Petrosky,	Toll,
Conner,	Lederer,	Pfaff,	Walsh,
Coyle,	Leven,	Polaski,	Wargo,
Curwood,	Limper,	Polen,	Welsh,
Davis,	Lopresti,	Poltenstein,	Wheeler,
Downey,	Lovett,	Readinger,	White,
Farabaugh,	Lutty,	Reidenbach,	Whitenight,
Filo,	McCann,	Rosen,	Williams,
Floyd,	McCormack,	Rovansek,	Yetzer,
			Zeitz,

#### NOT VOTING—25

Adam,	Hoggard,	Mihm,	Pettigrew,
Amarando,	Jenkins,	Mills,	Taylor,
Boles,	Kamyk,	Murray, J. J.,	Thomas,
Clanfrani,	Leonard,	Olsen,	Varallo,
Dougherty,	Maguire,	Parlante,	Verona,
Fenrich,	Maxwell,	Peta,	Wallace,
Glick,			

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.



Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 347, entitled:

An Act to further amend Section 1402 of the act, approved the twenty-third day of June, one thousand nine hundred thirty-one (P. L. 932), entitled "An act relating to cities of the third class; and amending, revising, and consolidating the law relating thereto," by requiring sureties to also insure against loss of taxes in the hands of treasurers as a result of fire, burglary, larceny, theft, robbery, forgery or fraud.

On the question,

Will the House agree to the bill on third reading?

Mr. VAN SANT. Mr. Speaker, I ask unanimous consent to offer amendments at this time.

The SPEAKER. The amendments will be read by the Clerk for information.

The Clerk read the amendments as follows:

Amend Title, page 1, line 5 of Title, by striking out the word "sureties" and inserting in lieu thereof "city treasurers."

Amend Title, page 1, line 5 of Title, by striking out the word "insure" and inserting in lieu thereof "provide insurance."

Amend Title, page 1, line 6 of Title, by striking out the words "in the hands of treasurers."

Amend Sec. 1, (Sec. 1402), page 2, line 8 by inserting after the word "Bond" the following: "Insurance."

Amend Sec. 1, (Sec. 1402), page 2, line 10, by inserting after the word "surety" the following: "and furnish adequate insurance protection against any and all losses of said funds through fire, burglary, larceny, theft, robbery, forgery or fraud."

Amend Sec. 1 (Sec. 1402), page 2, line 15, by inserting after the word "shall" the following: "keep safe."

Amend Sec. 1 (Sec. 1402) page 2, lines 16 to 18 by striking out the words "The surety in addition" in line 16 and all of lines 17 and 18.

Amend Sec. 1 (Sec. 1402), page 3, lines 1 and 2 by striking out all of line 1 and the words "through fire, burglary, larceny theft, robbery, forgery or fraud" in line 2.

Amend Sec. 1 (Sec. 1402), page 3, line 11, by inserting after the word "give" the following: "in addition to insurance as aforesaid."

Amend Sec. 1 (Sec. 1402), page 3, line 14 by inserting after the word "bond" the following: "and insurance as aforesaid."

Amend Sec. 1 (Sec. 1402), page 3, line 15, by inserting a bracket before and after the word "given" and inserting immediately thereafter "provided."

Amend Sec. 1 (Sec. 1402), page 3, line 15, by inserting a bracket before and after the word "or."

Amend Sec. 1 (Sec. 1402), page 3, line 16, by inserting after the word "surety" the following: "and insurance."

Amend Sec. 1 (Sec. 1402), page 3, line 18, by inserting after the word "bond" the following "and insurance as aforesaid."

Amend Sec. 1, (Sec. 1402), page 3, line 19, by inserting after the word "bond" the following: "and insurance."

Amend Sec. 1 (Sec. 1402), page 3, line 19, by inserting a bracket before and after the word "such" and inserting immediately thereafter "the."

Amend Sec. 1, (Sec. 1402), page 4, line 1, by inserting after the word "bond" the following "or bonds and insurance."

Amend Sec. 1 (Sec. 1402), page 4, line 1, by inserting after the word "be" the following: "paid by the city or."

Amend Sec. 1 (Sec. 1402), page 4, line 1, by inserting after the word "interested" the following: "as the case may be."

Amend Sec. 1 (Sec. 1402), page 4, line 3, by inserting a bracket before and after the word "give" and inserting immediately thereafter "provide."

Amend Sec. 1 (Sec. 1402), page 4, line 3, by inserting after the word "bonds" the following: "and insurance."

Amend Sec. 1 (Sec. 1402), page 4, line 3, by inserting

a bracket before and after the word "aggregating" and inserting immediately thereafter "in."

Amend Sec. 1 (Sec. 1402), page 4, line 4, by inserting after the word "bonds" the following: "and insurance."

Amend Sec. 1 (Sec. 1402), page 4, line 4, by inserting a bracket before and after the word "given" and inserting immediately thereafter "provided."

The SPEAKER. Will the House give unanimous consent to the offering of amendments at this time? Is there objection? The Chair hears none.

On the question

Will the House agree to the amendments?

They were agreed to.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, that the bill as amended lie over for printing.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 406, as follows:

An Act To further amend Section 2004 of the act approved the twenty-third day of June one thousand nine hundred thirty-one (P. L. 932) entitled "An act relating to cities of the third class and amending revising and consolidating the law relating thereto" by changing the provisions for policemen's vacations

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 2004 of the act approved the twenty-third day of June one thousand nine hundred thirty-one (P. L. 932) entitled "An act relating to cities of the third class and amending revising and consolidating the law relating thereto" as reenacted revised and amended by the act approved the twenty-eighth day of June one thousand nine hundred fifty-one (P. L. 662) is hereby further amended to read as follows

Section 2004 Hours of Service Exceptions Vacations No city shall employ or require any police officer to remain on duty for more than eight hours in any twenty-four consecutive hours or more than fifty-six hours in any one week unless in emergency cases for the suppression of riots or tumults or the preservation of the public peace Provided That for the duration of any war in which the United States is engaged and six months thereafter the hours of service may exceed the number hereinbefore provided as the maximum number of hours or service and in such cases council shall provide for the payment of extra compensation for any hours of service in excess of maximum hours of service at the same rate as paid for regular service Nothing contained herein shall prevent any such city from requiring any such police officer to remain on duty or to work sixteen hours in any twenty-four consecutive hours not more than one day each week if required by a change in working hours or a change in shifts Cities shall permit every member of the police department to have at least twenty-four consecutive hours of rest in every calendar week except in emergency cases for the suppression of riots or tumults or the preservation of the public peace in times of war riot conflagration or public celebrations [and to have] members of the police department having less than fifteen (15) years service shall be given an annual vacation of not less than fourteen working days and members having fifteen or more years service shall be given an annual vacation the equivalent of twenty-one working days without diminution of the salary or compensation fixed by ordinance

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:



## YEAS—207

Adam,	Gibson,	Markley,	Schuster,
Alexander,	Gleason,	Mathews,	Schwartz,
Amarando,	Glick,	Maxwell,	Scott,
Andrews,	Goodling,	McCann,	Seyler,
Ashton,	Gramlich,	McCormack,	Shoemaker,
Auker,	Greenwood,	McCullough,	Shotwell,
Banker,	Guss,	McDermitt,	Smith, W. B.,
Barkdoll,	Gutendorf,	McGee,	Snider,
Baumunk,	Guthrie,	McInroy,	Spencer,
Bazin,	Hall,	McWherter,	Stank,
Bear,	Hamilton, R. K.,	Metz,	Stevenson,
Blair,	Hamilton, W. H.,	Mihm,	Stimmel,
Boles,	Harris,	Mikula,	Stone,
Bolton,	Haudenshield,	Miller,	Stoner,
Bomberger,	Helm,	Mills,	Strausser,
Boory,	Hersch,	Monroe,	Sucher,
Bower,	Hewitt,	Moody,	Taylor,
Breisch,	Hocker,	Moore,	Thomas,
Breth,	Hoggard,	Moran,	Thompson,
Brown,	Ide,	Moscrip,	Toll,
Bucchin,	Jenkins,	Muldowney,	Tompkins,
Buchanan,	Jim,	Munley,	Toomey,
Bullen,	Johnson,	Murray, J. J.,	VanSant,
Capano,	Jones, Geo. E.,	Murray, P. G.,	Varallo,
Cianfrani,	Jones, Gran'le E.	Musto,	Varner,
Cioffi,	Jones, Paul F.,	Naugle,	Vaughan,
Clapper,	Jones, T. H. W.,	Needham,	Verona,
Cochran,	Jump,	Ogilvie,	Wall,
Comer,	Kamyk,	Olsen,	Wallace,
Connelly,	Keller,	Parlante,	Walsh,
Conner,	Kent,	Peifly,	Wargo,
Cooper,	Kerlin,	Peta,	Waterhouse,
Coyle,	Kline,	Petrosky,	Watkins,
Curwood,	Kohl,	Pettigrew,	Weidner,
Davis,	Kolankiewicz,	Pfaff,	Welsh,
Dougherty,	Kornick,	Phillips,	Wescott,
Down,	Kratz,	Polaski,	Whalley,
Downey,	Kromer,	Polen,	Wheeler,
DuBois,	Kubacki,	Poltenstein,	White,
Dunn,	Lafore,	Price,	Whitenight,
Erb,	Lederer,	Quisenberry,	Willaredt,
Ewing,	Leisey,	Ragot,	Williams,
Farabaugh,	Leonard,	Readinger,	Wilt,
Fenrich,	Leven,	Reagan,	Wood,
Ferster,	Light,	Reidenbach,	Worley,
Filo,	Limper,	Richter,	Yeakel,
Flack,	Lippincott,	Rosen,	Yetzer,
Fleischman,	Lopresti,	Rovansek,	Young,
Floyd,	Lovett,	Royer,	Zeitz,
Flynn,	Lutty,	Rubin,	Ziegler,
Frost,	Maguire,	Sarraaf,	Smith, C. C.,
Geer,	Mahan,	Schmidt,	Speaker

## NAYS—0

## NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

## BILL PASSED OVER

There being no objection

Senate Bill No. 12, Printer's No. 21, was passed over at the request of the SPEAKER.

## SENATE MESSAGE

## COMMEMORATING THE FIFTIETH ANNIVERSARY OF HERSHEY, PENNSYLVANIA

The Clerk of the Senate being introduced presented an extract from the Journal of the Senate, which was read as follows:

In the Senate, March 16, 1953.

Milton Snavelly Hershey, a Pennsylvania born farm boy, in the year 1903, at the age of forty-six, after a successful career in the caramel business in Lancaster, re-

turned to Derry Township, Dauphin County, the home of his birth, and began preparations for the building of a chocolate factory and the founding of a town for the personnel to be employed there.

In the fifty years since that time the town, now called "Hershey," and known locally as "The Chocolate Town," and the factory for the making of chocolate candy and chocolate syrups, have established a world-wide reputation, and in addition to the purely business aspect and accomplishments attributed to the genius of Mr. Hershey, the Hershey community has become a great cultural and sports center, known and appreciated by hundreds of thousands of people.

Mr. Hershey, during his lifetime, established and endowed one of the great charitable projects of America, "Milton Hershey School," a free school for orphan boys, with a present population of over eleven hundred boys who live in cottages and farm homes.

During this year of 1953, Hershey and the various enterprises connected with the Hershey interests, under the management of P. A. Staples, president of Hershey Chocolate Corporation, and John B. Sollenberger, president of Hershey Estates, are celebrating a Fiftieth Anniversary.

In order to pay a deserved tribute to the life and character and success of the philanthropist, Milton Snavelly Hershey, and to congratulate and pay a tribute to the loyalty and industry and success of the people who live and work in Hershey, and the vicinity thereof, it is hereby

Resolved (if the House of Representatives concurs), That in deserved recognition of the life and accomplishments of Milton Snavelly Hershey, and in harmony with the celebration of the Fiftieth Anniversary Program in Hershey during this year of 1953, congratulations and best wishes for continued prosperity, success and happiness are hereby extended to the management and employees of the several Hershey enterprises, the teachers and pupils in Milton Hershey School, and the citizens of Hershey and vicinity; and it is further

Resolved, That certified copies of this resolution be transmitted to the Secretary of the Senate to Mr. P. A. Staples and Mr. John B. Sollenberger.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

On the question,

Will the House concur in the resolution of the Senate?

It was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

## RESOLUTION

## CONGRATULATIONS

Mr. FLACK. It has been brought to the attention of the members of the Luzerne County delegation that the Secretary of the House has passed twenty-five years of age. Furthermore, it is another milestone he has reached, and I ask to present the following resolution in honor of our Secretary's birthday.

Messrs. FLACK, JUMP, GUTENDORF, KOHL, MIKULA, CURWOOD, MUSTO and WALLACE offered a resolution which was read, considered and unanimously adopted as follows:

In the House of Representatives, March 24, 1953.

On March twenty-fourth in the year 1895 a tired clerk in the court house in Luzerne County, made a small notation among the vital statistics records. He recorded the birth of a baby boy, one Roan, William P., then yawned and closed the book.

On March twenty-fourth in the year 1953, two hundred eight tired members of the House of Representatives depended upon the services of that vital statistic for the orderly conduct of the business of the House.

Bill Roan seems to possess a great love for the House of Representatives, for he has spent many years serving



it above and beyond the call of duty. Perhaps his love is for his State and the people of it, and manifests itself in his devotion to duty here. He was a member of the House in the early 1930's and its Secretary in the 1939 session, the 1943 session and every session since then. The value of these services can be measured only in gratitude, and if that could be exchanged into dollars, Bill Roan would be the richest man in the world.

Bill Roan has found time during the interims between the sessions to become an active leader in veterans' affairs. He was a soldier during the first World War, and the record shows a corking good one.

In spite of his small collection of years, he has gathered a large collection of grandchildren, five in all, though he deems it just a good beginning, therefore be it

Resolved, That the members of the House of Representatives extend our heartiest congratulations to our Secretary on this anniversary of his birth, this anniversary which celebrates the one-quarter mark of his life-span, and tell him of our intention to again congratulate him on his birthday and as Secretary of the House of Representatives, when our resolution can refer to his great great grandchildren, and be it further

Resolved, That a copy of this resolution be forwarded to William P. Roan in the usual manner.

The SPEAKER. The Chair recognizes the Secretary of the House, Mr. Roan.

Mr. ROAN. Mr. Speaker, and Members of the House, I wish to thank the members of the Luzerne County delegation for presenting this birthday resolution and all the Members of the House for its unanimous adoption.

I notice in the preparation of this resolution it says I have five grandchildren. I have six, and when you get to be fifty-eight, you should have a birthday every five or six years. Thank you very much.

The SPEAKER. The resolution was drawn up yesterday, and a lot of things can happen in a day.

## RESOLUTIONS

Mr. WORLEY offered a resolution which was filed with the Clerk.

Mr. GEER offered a resolution which was filed with the Clerk.

Mr. STANK offered a resolution which was filed with the Clerk.

## PERMISSION TO ADD ADDITIONAL SPONSORS

Mr. WELSH asked and obtained unanimous consent to add additional sponsors to a resolution to be introduced by him.

## RESOLUTION

### CONGRATULATIONS

Messrs. WELSH, LEVEN, McGEE, WHITE, ZEITZ, HERSCH, POLTENSTEIN, ALEXANDER, BAZIN, TAYLOR and KOLANKIEWICZ offered a resolution which was read, considered and unanimously adopted as follows:

In the House of Representatives, March 17, 1953.

Whereas, March fifteenth is the ides of March for the Romans, the last day for filing income tax returns for Americans and another birthday for one of our colleagues as Herman Toll was born on March 15, 1907;

Herman Toll is the representative from the sixteenth district of Philadelphia, also a Philadelphia lawyer and currently a judicial candidate in that city.

He has been busily climbing the steps to fame and fortune with dame fortune giving abundant evidence that the world is just a bowl of cherries with lots of ice cream, cake and candy, and the strains of music of the Blue

Danube Waltz in the background. However that may be, the climbing is made just a little easier under the circumstances and the days and nights of effort must still be made. Therefore, be it

Resolved, That the House of Representatives hereby expresses its congratulations to Herman Toll and extends to him the felicitations of the day; and be it further

Resolved, That the Chief Clerk of this House send a copy of this resolution to Herman Toll.

The SPEAKER. The Chair recognizes the Philadelphia lawyer, the gentleman from Philadelphia, Mr. Toll.

Mr. TOLL. Mr. Speaker, I appreciate the courtesy shown by my colleagues from Philadelphia in presenting the resolution. However, you can imagine how I feel when I have a birthday on March 15th, and it is better to be overlooked than to be observed. On the other hand I also appreciate the fact that the Speaker sent me a beautiful birthday card with a gavel and that arrived on the 14th, but I certainly appreciate the sentiments of my colleague on the 22nd of March.

## PERMISSION TO INTERROGATE

Mr. ANDREWS asked and obtained unanimous consent to interrogate the Majority Leader, Mr. Johnson.

Mr. ANDREWS. Mr. Speaker, it has been reported to the Press that it is the intention of the majority to make a ten percent reduction across the board in appropriations. Obviously, we can not begin to think in terms of taxes until we know whether or not that is the policy of the majority. Will the Majority Leader, in order that we may clarify our thinking concerning tax needs, inform us as to whether it is the intention of the majority to make an across-the-board ten percent reduction in appropriations to the various departments and bureaus?

Mr. JOHNSON. Mr. Speaker, in answer to the interrogation, I would say that thought has been given to try to reduce the budget by everybody on the majority side and I am sure that goes for those on the minority side.

It is true that some talk was had as to a possible across-the-board cut. If you start with that major premise you will find that it just cannot be done for this reason: If you analyze the various budget items, you will find items in the budget that are shall we say, mandated?

For instance, there is about \$60 million in the budget to retire the Veterans Compensation bonds. You cannot cut that item ten percent. There are some \$10 or \$15 million in the budget for GSA which we must not cut in order to maintain the full faith and credit of the Commonwealth bonds.

There are perhaps \$75 million of other items which simply cannot be cut across the board ten percent. However, there are a number of things in the budget that presumably can be cut in some manner. That is up to the combined Chairmen of the two Appropriations Committees.

As I said before, they are holding hearings each week here in the various Departments, and they are trying to find out just what is in the budget and just what can be eliminated. We are economy-minded as I said before.

We hope to put through a program of "Great Britain" austerity, if you might call it that, to try not to have new taxes. It is quite a problem to try to eliminate \$157 million out of a present budget which has been pared \$65 million already by His Excellency the Governor before it was presented to the General Assembly.



It is a wonderful, noble thought to cut it ten percent, but you are found waiting by the wayside when you start to wield the knife. Certainly some cuts will be made. Therefore, as to the tax program and what taxes may be necessary, I might say for the information of the House that we hope to have on Monday morning on your desks the complete record of the Governor's Tax Survey Committee. I understand that it is about a 450-page document which analyzes the various taxes that might be available to this State. I understand that they have done a monumental job in studying the various taxes and give us a bird's eye view of the various avenues of taxation. I hope we will not have to use any of them.

As you know, yesterday, we introduced bills here that would reenact our present taxes. Far be it from me at this time to say that we will not need any additional tax until the budget has been analyzed and until we find out just how much money we actually need.

Mr. ANDREWS. Mr. Speaker, you know about the Chinese witness who was called to the stand. He talked for five minutes fluently, and the interpreter was asked, "What did the witness say?" The interpreter said, "He said 'No'".

A further question if the Majority Leader will permit. Is it the intention of the majority to offer an FEPC bill at this Session?

Mr. JOHNSON. "The gentleman's question was, "Do we intend to offer an FEPC bill," and the answer is "Yes."

Mr. ANDREWS. Would the Majority Leader be at liberty to inform the House as to the reasons for the delay on such a noble action?

Mr. JOHNSON. Yes, Mr. Speaker, I would say that I have the bill in my possession at the present time. I understand that various additional studies are being made as to certain items in the bill which have come to the attention of the administration, and as soon as they have completed their study as to amendments to the bill that I have, it will be presented. I do not know just when the study will be completed or the nature of the study, but that is the reason we are holding the bill that I have in my possession at the present time.

Mr. ANDREWS. And a further question: Can the Majority Leader tell us when, approximately, the next tax legislation in addition to the legislation that has already been introduced will be prepared for presentation to the House?

Mr. JOHNSON. My answer to that question is that I do not know whether any supplemental tax legislation will be prepared, but I am very pleased with the interest of the gentleman. The gentleman's interest in taxes is very, very comforting; and at the proper time when the tax programs hits the calendar, I hope the gentleman's interest will be keyed in an affirmative way.

Mr. ANDREWS. As for taxes, the Majority Leader, now having at his disposal a workable constitutional majority, will be expected to initiate and perhaps even to pass the tax program. Of course, we will have to look at it, but we are now surveying the rejuvenated ranks of the party and insisting that there now be the assumption of party responsibility and that you begin to function daily, and that we be given the opportunity to envision an early date of final adjournment. There are only a very few things, I am told by members of the majority, that need the attention of the House, that when we have disposed of the conglomeration that has been presented in the

form of the Chesterman Committee report, and when we have disposed of taxes, that that is all there is a necessity to be done, and that that should not take more than three weeks now that you have a constitutional majority—an obedient constitutional majority. I am sure with the aid of the gentleman from Allegheny, and the Labor Lobby, that perhaps you will be able to pass your tax program by a hundred percent.

### PERMISSION TO INTERROGATE

Mr. PETROSKY asked and obtained unanimous consent to interrogate the gentleman from Northumberland, Mr. Bower.

Mr. Speaker, I desire to obtain certain information, principally for the minority members of the joint-select Committee that was selected by the Senate and the House to make a study of the Chesterman Government Survey Committee, to conduct public hearings on same. The information I desire from Mr. Bower as sub-Chairman of the Committee is as to whether we contemplate any public hearings during this particular week?

Mr. BOWER. Mr. Speaker, in reply to the gentleman's question, the Chesterman Committee, or the Committee set up by the concurrent resolution has discontinued all hearings as a committee on the Chesterman Committee Report.

Mr. PETROSKY. Am I to understand, Mr. Speaker, there will be no further operation of the Chesterman Committee for public hearings?

Mr. BOWER. That is true.

Mr. PETROSKY. I thank the gentleman.

Mr. PETROSKY. I am not going to stand here at this late hour of the day in which this House is meeting and rabble-rouse, scream and yell because apparently there is a determination of the very item that the membership of this House recommended to this Select Committee to study.

May I refer to Senate Resolution, Serial No. 120. This resolution when passed by the membership of this House and by the membership of the other body, the Senate, stated that we were resolved, if the House of Representatives concur, that the President pro tempore of the Senate appoint a committee of fifteen members of the Senate and the Speaker of the House appoint a similar committee of the House to conduct public hearings on the various phases, findings and recommendations of the State Government's Survey Committee and report their findings to this session of the General Assembly.

Technically, Mr. Speaker, I cannot speak upon this particular problem. However I submit and I submit to the keeping of the majority who have declared that they will accept the responsibility to discharge the wants and the desires of the House as expressed in the Resolution upon which every Member in this House voted, the majority and the minority. I believe that as a committee we were charged with the obligation to follow through on a matter that was definitely outlined within the wording of the Resolution.

Technically can the committee dissolve? Can they curtail the public hearings? It is an issue for this House to decide and a responsibility of the majority, in the event that there is sabotage of the Chesterman Government's Survey Committee report by not moving into public hearings so that we can determine the value of that report



from the pros and cons. I say to you it is a decision for the entirety of this House rather than one that would be confined to the sessions of the committee itself.

### PERMISSION TO ADDRESS HOUSE

Mr. BOWER asked and obtained unanimous consent to address the House.

Mr. Speaker, in order to place on the record the position of the majority party as it pertains to the report of the Chesterman Committee, I wish to say that the committee under the concurrent resolution under which we acted will file a report at the completion of the orders given to this committee by the General Assembly, which were in fact this—that all legislation pertaining to carrying out the intent of this report be introduced into the General Assembly, and the Senate at the present time has before it twelve bills pertaining to this report, which in toto are the bills necessary to carry out this report.

I wish to further state that the Republican members of this Committee feel that the interest aroused by this report is such that the people of Pennsylvania should have the right to express their opinion to their respective Members as to their feeling on the various phases of this report, and we have made it available by our methods that every Member of this House regardless of party affiliation can so do.

### PERMISSION TO ADDRESS HOUSE

Mr. AUKER asked and obtained unanimous consent to address the House.

Mr. Speaker, I was very agreeably surprised, and I would say too, very happy and very glad in reading the Philadelphia Inquirer one day last week to notice a news item which I am about to read into the record:

Harrisburg, March 19—House Appropriation Committee Chairman Norman Wood (R., Lancaster) today began a one-man economy drive designated to save millions in the operation of the State Government.

Initiating a series of private interviews with cabinet members and other administration officials under Governor John S. Fine, the House leader served notice on department heads they must be prepared to make drastic cuts in their budget requests of the 1953-55 biennium.

### OUT TO MAKE SAVINGS

While Wood said he had no idea how much in economies could be effected by making drastic reductions, the Lancaster county legislator asserted "we hope to cut out everything we can."

His one-man economy drive came on the heels of a 30-member legislative committee abandoning public hearings on the "Little Hoover" committee recommendations which are designed to yield \$100,000,000 in Governmental economies by 1960. However, the "Little Hoover" group pointed out that only \$34,000,000 in economies could be made during the two-year fiscal period beginning June 1.

### SEEKS 157 MILLION MORE

In his budget message for the 1953-55 fiscal period, Fine said \$157,000,000 in new taxes would be necessary to balance his \$1,400,000,000 budget.

Today Wood called in aides of the Department of Property and Supplies and the Department of Mines and indicated he had been advised substantial savings would be made in the operation of the two agencies.

First of all, I congratulate the gentleman from Lancaster, Mr. Wood, on the stand he has taken on this very im-

portant matter of government spending and government economy, not only as an individual but as Chairman of the Appropriation Committee of this House.

Second, I want to say to my colleague, Mr. Wood, and to my other Republican colleagues, and to the Members of this House and the people of this state that what is described here in this article as a one-man economy drive is to my mind a misnomer, and I believe an unintentional one. I want to assure my colleague, Mr. Wood, that I am with him 100 percent and will stay with him right down the line on this economy drive. Yes, and would even assure him that even if he falls by the wayside, which I don't believe he will do, I will probably still be in there battling for economy with the proper amendments at the proper time.

I quote again from the article "We hope to cut out everything we can." I rather take issue with the word "hope." I say, if we can cut out everything that is absolutely non-essential, it should not be a case of "hope." It should be a case of MUST. I say with the utmost sincerity that we, the Members of this House owe it as a MUST, to the people of this great state—people, business, corporations—who are now so heavily tax ridden. We owe it in all justice, honestly and conscience.

I want to further assure the gentleman from Lancaster, my esteemed colleague Mr. Wood, that I know that there are others beside the Speaker among the Republican Members who feel just as strongly as I do and as I have expressed, for they have told me so. I know further from my own inquiry and my own study, and many of my fellow Republican colleagues know from their own inquiries and their own studies, that these economies can be made without materially affecting the operational activities of the various Departments, Bureaus and Commissions; and it will be done, if we as Members of this House, Representatives of the people, do our honest duty as legislators, and insist that it be done by proper Legislative appropriations.

I further quote from the same article "Today Wood called in aides of the Department of Property and Supplies and the Department of Mines and indicated he had been advised substantial savings would be made in the operation of the two agencies."

I further make reference to a newspaper article of the Philadelphia Inquirer of Saturday, March 21, in which it was recited that Dr. Haas, Secretary of Department of Education was alleged to have said that a cut of \$10 million could be made in the operational expenses of his Department for the next biennium.

That makes three big Departments in which fairly positive assurance and commitments have been made that substantial economy can and will be made, and I feel certain that if such economy can be affected in these three Departments, which of course would be reflected in proportional decreased appropriations for the operational activities of said Departments, then like economies and like decreased appropriations can and should and must be made correspondingly and in similar proportion for all other Departments and Bureaus and Commissions for the next biennium. We then can say and prove to the people of this state that this House means and meant business in cutting down and eliminating the extravagant costs of state government and give to the people of this state, releases in burdensome taxation.



I desire further at this point to reiterate to my esteemed colleague, Mr. Wood, and the other leaders of our Republican majority that they shall and will have my full support in this economy drive. I feel certain that they will have the further support from many, if not all, of my Republican colleagues. I shall await with interest to see the attitude of the minority block of this House, the Democratic party, on this issue.

Just one thing more—I noticed in one other newspaper article, mention of a proposal to postpone or eliminate the so-called "Two hundred dollar a year public school teachers' increase" enacted by the 1951 Legislature. The speaker wishes to put himself on record as being unalterably opposed to any such move or bill designed to do the same.

### PERMISSION TO ADDRESS HOUSE

Mr. ERB asked and obtained unanimous consent to address the House.

Mr. Speaker, you know the last two weeks we were very much concerned, members from our side of the House and the other side of the House were gone. This morning they came out in full bloom with 109 members on our side of the house and equally so on the other side of the House.

Mr. Speaker, I have lived three score years—in many instances to the fullest—yet realizing my capabilities and responsibilities—I should like to interrogate a soldier of the same years of service on his latest foray into the realm of horror and mystery.

While this House missed him fearfully and labored on without his watchful eye, we knew full well he'd return to us, chock full of the wonders of the atomic age and tell us of the certain destruction which lies in wait for all who take not the time to be prepared.

Will the gentleman from Cambria, Mr. Andrews be interrogated?

The SPEAKER. Will the gentleman permit himself to be interrogated?

Mr. ANDREWS. Mr. Speaker, is the gentleman a lawyer?

Mr. ERB. Just a locomotive engineer, Mr. Speaker.

Mr. ANDREWS. The gentleman may proceed.

Mr. ERB. Will the gentleman from Cambria, Mr. Andrews please tell us—is it true that you did go to Nevada City for the purpose of witnessing an atomic explosion?

Mr. ANDREWS. Mr. Speaker, that is not true. My primary interest in going to see an atomic explosion was to study Civil Defense. I knew that sooner or later because of its location something would happen to Altoona . . .

Mr. ERB. Another question, Mr. Speaker.

Mr. ANDREWS. Will the gentleman not interrupt. I knew that from the midst of the wreck and ruin that might be visited upon that city they would be incapable of extricating themselves. Therefore we would have to send from the great and glorious city of Johnstown a rescuing expedition, and I wanted to acquaint myself with how to go about pulling the gentlemen now on the floor from the midst of the ruins in a way most likely to save life and limb.

Mr. ERB. Did the gentleman from Cambria see the explosion?

Mr. ANDREWS. The gentleman from Cambria saw the

explosion. He looked it right in the eye, and the day right after he marched right into the midst of the radioactive dust that was there, defied the dust and came back here rejuvenated, in fine fettle, and I would match my three score years and ten and then some and engage him in a walking race any time he wants.

Mr. ERB. Did the gentleman from Cambria receive any inspiration from the explosion?

Mr. ANDREWS. Oh, exceedingly; I was inspired. I was inspired with my duty as a Vice Chairman of the State Council of Civil Defense of getting a program that would save men like the gentleman now on the floor when the time came. That was my mission.

Mr. ERB. Was there anything in the atomic explosion which reminded the gentleman from Cambria of his co-workers in the House here at Harrisburg?

Mr. ANDREWS. Well there was and there wasn't. You know I can best reply to the gentleman's interrogation by repeating just a little anecdote.

The congregation wanted to fire Brother Johnson as its preacher. Brother Johnson rose to his defense and he said "Brethren, why do you want to fire me? Don't I call upon the glory of the Lord, don't I argufy, don't I speechify."

The Chairman of the Committee said, "Yes Brother Johnson, you call on the glory of the Lord, you argufy, and you speechifies, but you never tell us whereas." That is the trouble with the gentleman over there, he does not tell us whereas.

Mr. ERB. Another question, Mr. Speaker. Did the gentleman from Cambria bring back any ideas or thoughts which might improve this Legislature and help in any way to speed up its work?

Mr. ANDREWS. An adequate appropriation for Civil Defense in order that the people of Pennsylvania may be acquainted with the dangers which an atomic explosion presents, may know that if you are within three-quarters of a mile of an atomic explosion you are a dead duck. You are gone. If you are a mile and a half away and you can get into a bit of a trench, a hole in the ground, or flat on the ground, you stand a 70-30 chance of surviving, provided you do not stay there more than twenty-five minutes

If you are two miles and a half away and you are in a car you open the windows of the car, lie down on the floor of the car and when the explosion is over, if you have a good car you will start the ignition and you will drive off, provided you do not stay there more than half an hour.

We also know that if they exploded an atomic bomb on the center of the Taylor Bridge that the Capitol Building would stand and people in it would be safe provided they evacuated within three hours. Those are the things I learned.

Mr. ERB. Mr. Speaker, I really do appreciate the gentleman from Cambria making such a fine explanation of his trip. I was waiting for it, I thought I would wait for the last minutes of this session today, but he did not respond. I think he gave a good resume of everything that went on. There are several other questions I would like to ask him, but it must be in private.

### PERMISSION TO ADD ADDITIONAL SPONSORS

Mr. RICHTER asked and obtained unanimous consent to add additional sponsors to a bill to be introduced by him.



### PERMISSION TO ADDRESS HOUSE

Mr. TOMPKINS asked and obtained unanimous consent to address the House.

The Fish Commisison has proposed and put into effect a reassignment of its Fish Wardens. The Commission points out in its official publication, "Pennsylvania Angler," March 1953, "that many miles of travel will be eliminated."

The Executive Director says that, "The Mileage \* \* \* under the new Fish Commission set up, has to do with streams stocked by the Fish Commission."

According to this formula, it is true that many miles of travel will be saved. For instance, in Cameron County there are 98 miles of streams stocked, but there are more than 250 miles of fishable streams from which legal catches can be obtained. The Same condition prevails in various degrees in all the other counties.

Inasmuch as the new plan of the Commission applies only to streams stocked by the Commission, then why should the warden be required, at his own expense, to patrol or enforce the law on any streams other than those stocked by the Commission.

The article in the Angler also speaks of travel economy. According to information from the officials of the Fish Commissiain, the actual total expenses for 1952 of the wardens of the North Central Division, comprising the counties of McKean, Potter, Tioga, Elk, Cameron, Clinton, Lycoming, Centre, and Clearfield, for their work on all fishable streams, and assistance in Game Law enforcement, was \$15,418.64.

The amount budgeted to these same wardens in this same division for the year 1953, on a greatly reduced mileage, according to the Commission formula, is \$15,200. Economy? We should start looking for Diogenes!

As to eliminating the jurisdiction of Fish Wardens from polluted waters or waters threatened with pollution—when the veneer is removed from the Commissiain's new set up, it will appear that a subtle attempt is being made to ease out of the service, a warden who 18 months ago had the courage to tackle this problem. A fitting reward for one who is still old-fashioned enough to think that laws are made to be enforced. Clever, some of these bureaucrats who call themselves sportsmen.

The article in the Angler also states, "should anyone desire to report a violation or any other act pertinent to the enforcement of public fishing in the state, all that is necessary under the new plan is to call the fish warden nearest to him and make the report."

According to my information, all the wardens had telephones for the service of the public before the new set up of the Commission. Just how stupid can bureaucracy become?

Hence, this bill to put into effect the Commissions formula and position.

### SENATE MESSAGES

The Clerk of the Senate being introduced, presented extracts from the Journal of the Senate:

Senate Bills for concurrence Nos. 76 and 233.

### ADJOURNMENT

Mr. McCANN. Mr. Speaker, I move that this House do now adjourn until Monday, March 30, 1953 at 4:30 p. m.

The motion was agreed to, and (at 2:54 p. m.) the House adjourned.

# Legislative Journal.

Session 1953.

140th of the General Assembly.

Vol. 33.

HARRISBURG, PA., MONDAY, MARCH 30, 1953.

No. 20.

## SENATE

MONDAY, March 30, 1953.

The Senate met at 4:00 o'clock p. m., Eastern Standard Time.

The PRESIDENT (Lieutenant-Governor Lloyd H. Wood) in the Chair.

### PRAYER

In the absence of the Chaplain, the gentleman from Berks, Mr. RUTH, offered the following prayer:

Our Father and our God, at the beginning of this Holy Week we have come here to carry out the work which Thou hast given us to do. We pray that the spirit of this week may live in our hearts, that we may realize what Thou hast done for us and that we may give to Thee, and to those whom we represent, the best that we have.

We thank Thee for the many blessings which Thou hast given to us as a people, those who have sacrificed in the past, who have laid the foundations upon which we are building still today. May we build rightly, so that for generations to come Thy name may have all the honor and the glory in a world without end, Amen.

### TRIBUTE TO JIM THORPE

The PRESIDENT. Will the Members of the Senate please remain standing for an additional minute as a tribute to Jim Thorpe, America's greatest athlete, who has recently passed away?

### JOURNAL APPROVED

The PRESIDENT. A quorum of the Senate being present, the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. MAHANY and Mr. HARE, further reading was dispensed with, and the Journal was approved.

### LEAVE OF ABSENCE

Mr. HARE asked and obtained leave of absence for Mr. CROWE, due to illness.

### STUDENTS FROM PENNSYLVANIA COLLEGE FOR WOMEN PRESENTED TO SENATE

Mr. WALKER. Mr. President, I appreciate the privilege of presenting to the President a group of young ladies from the Pennsylvania College for Women, from the city of Pittsburgh, who are here studying government in action. They are here under the direction of Doctor Keefe, and will be with the Legislature for the next two days.

Mr. President, the young ladies are seated to the left of the rostrum, and I would like to present them to the Chair at this time.

The PRESIDENT. Will the young ladies please rise in place and take a bow?

## NOMINATIONS BY THE GOVERNOR

### REFERRED TO COMMITTEE

The Secretary to the Governor being introduced, presented communications in writing from His Excellency, the Governor of the Commonwealth, which were read as follows, and referred to the Committee on Executive Nominations:

### MEMBERS OF BOARD OF TRUSTEES, SHIPPENSBURG STATE TEACHERS' COLLEGE

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, March 30, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as members of the Board of Trustees of Shippensburg State Teachers' College:

Earle H. Schaeffer, Camp Hill, Cumberland County, to serve until the third Tuesday of January 1959, and until his successor shall have been appointed and qualified. (Reappointment).

Mrs. Grace Sponseller, Shippensburg, Cumberland County, to serve until the third Tuesday of January 1959, and until her successor shall have been appointed and qualified. (Reappointment).

Carl Naugle, Shippensburg, Franklin County, to serve until the third Tuesday of January 1959, and until his successor shall have been appointed and qualified. (Reappointment).

Raymond G. Mowery, Quincy, Franklin County, to serve until the third Tuesday of January 1957, and until his successor shall have been appointed and qualified. (Reappointment).

John W. Lackhove, North Morris Street, Shippensburg, Franklin County, to serve until the third Tuesday of January 1955, and until his successor shall have been appointed and qualified, to fill a vacancy.

Rev. Simpson B. Daugherty, 45 South West Street, Carlisle, Cumberland County, to serve until the third Tuesday of January 1955, and until his successor shall have been appointed and qualified, to fill a vacancy.

JOHN S. FINE.

### MEMBER OF UNION COUNTY BOARD OF ASSISTANCE

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, March 30, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:



In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Mrs. Francis G. Faint (Republican), Stein's Lane, Lewisburg, Union County, for appointment as a member of the Union County Board of Assistance, to serve until December 31, 1955, and until her successor is duly appointed and qualified, vice Mrs. Esther G. Sauvain, Lewisburg, whose term expired.

JOHN S. FINE.

#### ALDERMAN

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, March 30, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate W. E. Andrews, 919 Liberty Street, Franklin, Venango County, for appointment as Alderman in and for the First Ward of the City of Franklin, Venango County, until the first Monday of January 1954, to fill a vacancy.

JOHN S. FINE.

#### MEMBER OF BOARD OF TRUSTEES, EASTERN STATE PENITENTIARY

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, March 30, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate George A. Williams, 1214 Wakeling Street, Philadelphia, for re-appointment as a member of the Board of Trustees of Eastern State Penitentiary, for the term of four years, and until his successor is qualified.

JOHN S. FINE.

#### NOMINATIONS BY THE GOVERNOR

##### NOTARIES PUBLIC

He also presented in writing from His Excellency, the Governor of the Commonwealth, nominations for appointment as Notaries Public.

##### CONSIDERATION OF NOTARIES PUBLIC

Mr. WATSON. Mr. President, I move that the Senate do now proceed to the consideration of nominations for appointment as Notaries Public, sent to the Senate, by His Excellency, the Governor of the Commonwealth, on March 30, 1953.

Mr. WATKINS. Mr. President, I second the motion. The motion was agreed to.

The nominations were read as follows:

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, March 30, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Notaries Public, for terms of four years to compute from the dates shown:

To compute from date of confirmation.

##### ADAMS COUNTY

Glen A. Timmons, Gettysburg.

##### ALLEGHENY COUNTY

Glen W. Emery, Pittsburgh, 627 S. Aiken Ave.

J. W. Holland, Carnegie.

Mrs. Evelyn Lawson Peters, Pittsburgh, 7603 Baxter St.

Manuel M. Rogoff, Leetsdale.  
Edwin L. Rowe, Wilkinsburg.  
W. B. Schnieders, Pittsburgh, 2802 W. Liberty Ave.  
Stewart Harry Shute, Upper St. Clair Twp., 209 Phillips Drive, Pittsburgh.

Paul N. Smith, Pittsburgh, 824 Brookline Blvd.  
Henry H. Steinmeyer, Pittsburgh, 718 E. Diamond St.  
Ross F. Walton, Jr., Pittsburgh, 201 E. Carson St.

##### ARMSTRONG COUNTY

Raymond Dinger, Kittanning.

##### BEAVER COUNTY

W. T. Henry, Midland.  
Miss Loretta L. Ross, Ambridge.  
J. F. Sullivan, Beaver Falls.  
Miss Beatrice M. Thompson, Aliquippa.

##### BEDFORD COUNTY

Albert H. Foor, Everett.  
John A. Morningstar, Liberty Twp., Saxton.  
Darrell D. Satterfield, Broad Top Twp., Hopewell.

##### BERKS COUNTY

Miss Jessie Cliff, Reading.

##### BUCKS COUNTY

Mrs. Katharine B. Biltz, Langhorne.  
Mrs. Pauline A. Capriotti, Bristol.  
Mrs. Harriet M. Hamm, Bristol.

##### BUTLER COUNTY

Miss Leona M. Voelker, Butler Twp., Butler.

##### CAMBRIA COUNTY

Harold Kaminsky, Johnstown.  
Mrs. Loretta Pawlowski, Johnstown.  
John L. Williams, Johnstown.

##### CARBON COUNTY

Miss Margaret I. Jubik, Lehighton.

##### CHESTER COUNTY

R. J. Wilson, West Chester.

##### CLINTON COUNTY

Miss Janet L. Bechdel, Lock Haven.

##### COLUMBIA COUNTY

Richard Bender, Scott Twp., Bloomsburg.  
Rohr B. Boone, Berwick.  
Mrs. Zora Bower, Berwick.  
J. Wesley Knorr, Bloomsburg.

##### CRAWFORD COUNTY

Mrs. Margaret E. Tinker, West Mead Twp., Meadville.

##### CUMBERLAND COUNTY

Frederick J. Templeton, Carlisle.

##### DAUPHIN COUNTY

Miss F. I. Gallagher, Harrisburg.  
Mrs. Evelyn L. Roth, Harrisburg.

##### DELAWARE COUNTY

Louis J. Kerezsi, Chester.  
Mrs. Jane H. Rudloff, Norwood.

##### ERIE COUNTY

Mrs. Ethel W. Gartner, North East.

##### FAYETTE COUNTY

Miss Bertha Cunningham, Connellsville.

## GREENE COUNTY

Andrew T. Urda, Cumberland Twp., Nemacolin.

## JEFFERSON COUNTY

Thomas Galbraith, Punxsutawney.

## LANCASTER COUNTY

Mrs. Thelma E. Snyder, Lancaster.

## LEBANON COUNTY

Mrs. Helen M. Hower, North Lebanon Twp., Lebanon.

## LEHIGH COUNTY

Mrs. Althea E. Grammes, Allentown.

## LUZERNE COUNTY

Mrs. Hedwig M. Brown, Ashley.  
Miss Mary Devaney, Wilkes-Barre.  
John A. Fogarty, West Hazleton.  
W. N. Thompson, Pittston.

## LYCOMING COUNTY

Grover C. English, Jr., Williamsport.  
Miss C. E. Lynch, Williamsport.  
Clifton C. Robbins, Williamsport.  
J. B. Packer Young, Williamsport.

## MIFFLIN COUNTY

Mrs. Helen F. Wilt, Lewistown.

## MONTGOMERY COUNTY

J. L. Larish, Danville.

## NORTHAMPTON COUNTY

Miss Evelyn E. Butz, Easton.

## PHILADELPHIA COUNTY

Henry Bischoff, 626 Magee Avenue (11).  
Peter J. Cavanaugh, 105 Spring Garden St. (23).  
Mario Cervone, 2823 W. Allegheny Ave. (32).  
Miss Helen M. Connor, 1600 Arch Street (1).  
Mrs. F. Adele Denston, 8046 Frankford Ave. (36).  
Laurence J. Di Stefano, Jr., 1420 Walnut Street (2).  
Miss Sally M. Farris, 324 South 16th Street (2).  
Mrs. Alicia S. Garber, 1207 Chestnut Street (7).  
Mrs. Lorraine B. Hicks, 714-18 Widener Bldg. (7).  
Mrs. Isabell R. Lamb, 2979 Frankford Ave. (34).  
Samuel Master, 1015 Chestnut Street (7).  
Miss Evelyn Monte, 4258 Griscom Street (24).  
Aiken Reichner, 32 W. Highland Ave. (18).  
Miss Margaret E. Sparks, 1211 Arch Street (7).

## SOMERSET COUNTY

Hiram H. Barron, Somerset.  
Robert L. Miller, Berlin.

## WARREN COUNTY

Miss Beverly June Hanna, Warren.

## WASHINGTON COUNTY

K. D. Irwin, Claysville.  
Mrs. Margaret Megella, Charleroi.  
Lloyd Piper, East Bethlehem Twp., Fredericktown.

## WESTMORELAND COUNTY

David A. Allison, Latrobe.  
F. J. Campbell, Scottdale.  
Edward S. Cline, Latrobe.  
Miss Nina L. D'Angelo, Greensburg.  
Lee C. Henderson, Hempfield Twp., Hunker.  
Mrs. Anna Jane McDowell, Latrobe.  
Mrs. H. G. Needham, Latrobe.

## YORK COUNTY

Mrs. Gladys Hokenbrough, York.  
William Y. Naill, Hanover.  
Miss A. Jane Schellhaas, York.  
C. H. Worker, Spring Garden Twp., York.

To compute from the dates set opposite their names

## ALLEGHENY COUNTY

Theodore R. Anderson, Pittsburgh, 1102 E. Carson St., (3), 3-31-53.  
Mrs. Letah M. Weaver, McKees Rocks, 3-31-53.

## PHILADELPHIA COUNTY

Mrs. Charlotte F. Shull, 45 Maplewood Ave., 3-31-53.

## WASHINGTON COUNTY

Mrs. Alexandria T. Elias, Washington, 3-31-53.

## COLUMBIA COUNTY

Mrs. Annie Ansbach, Berwick, 4-4-53.

## PHILADELPHIA COUNTY

Mrs. Inez Widamen Brown, 2533 W. Columbia Ave., 4-4-53.

## BLAIR COUNTY

William J. Beigle, Altoona, 4-5-53.

## CAMBRIA COUNTY

Amaniah L. Powell, Johnstown, 4-5-53.

## DELAWARE COUNTY

Miss Kathryn M. Kelly, Chester, 4-5-53.

## NORTHAMPTON COUNTY

Mrs. Rose K. Lakatos, Northampton, 4-5-53.

## PHILADELPHIA COUNTY

William P. Mason, 5318 Chestnut St. (39), 4-5-53.

## BLAIR COUNTY

Mrs. Margaret T. Wolf, Altoona, 4-7-53.

## LANCASTER COUNTY

Miss Esther Meyer, Manheim Twp., Lancaster, 4-7-53.

## WASHINGTON COUNTY

Miss Frances Ross, Washington, 4-7-53.

## LANCASTER COUNTY

Richard N. Lightner, Lancaster, 4-8-53.

## ALLEGHENY COUNTY

Miss Dorothy I. Caruso, Pittsburgh, 311 Ross St. (19), 4-10-53.  
Mrs. Elsie T. Paige, Pittsburgh, 2037 Centre Ave. (19), 4-11-53.

## PHILADELPHIA COUNTY

Robert Gold, 1015 Chestnut St., 4-11-53.

## ALLEGHENY COUNTY

Harold H. Day, Pittsburgh, 312 4th Ave. (22), 4-13-53.  
Duane S. Junker, McKeesport, 4-14-53.

## BEDFORD COUNTY

Miss Elizabeth Madore, Bedford, 4-16-53.

## LYCOMING COUNTY

Miss Wilma A. Worthington, Williamsport, 4-17-53.



## BLAIR COUNTY

Miss M. Dorothy Smith, Hollidaysburg, 4-18-53.  
Jay M. Stevens, Antis Twp., Tipton, 4-18-53.

## ALLEGHENY COUNTY

Orrin C. Harmon, Pittsburgh, 437 Grant St. (19), 4-21-53.

## CHESTER COUNTY

Donald G. Mason, Kennett Square, 4-21-53.  
Mrs. Ida N. Stoltzfus, Phoenixville, 4-21-53.

## LANCASTER COUNTY

Mrs. Pearl Kreider, Manheim, 4-21-53.  
Mrs. Edna C. Wiggins, Martic Twp., Pequea, 4-21-53.

## PHILADELPHIA COUNTY

Mrs. Ursula J. Coleman, 6635 McCallum St., 4-21-53.  
Mrs. Florence Mallowan, 7024 Sherwood Rd., 4-21-53.  
Miss Florence H. Shotwell, 245 S. 4th St., (3), 4-21-53.

## WESTMORELAND COUNTY

Smith McKee, Jr., New Kensington, 4-21-53.

## ALLEGHENY COUNTY

Floyd Bixler, Pittsburgh, 106 6th St. (22), 4-22-53.

## WARREN COUNTY

Joseph H. Goldstein, Warren, 4-22-53.

## ALLEGHENY COUNTY

Miss Florence E. Land, Pittsburgh, 312 4th Ave., (30), 4-23-53.

## BERKS COUNTY

Paul N. Loose, Reading, 4-23-53.  
Chester A. Mohn, Shillington, 4-23-53.

## GREENE COUNTY

George R. Kramer, Greensboro, 4-23-53.

## PHILADELPHIA COUNTY

George E. Hess, 2331 E. Boston Ave., 4-23-53.  
H. Russell Stewart, 6316 Germantown Ave., 4-23-53.  
Horace Zehner, Barker Bldg., 18 W. Cheltenham Ave. (44), 4-23-53.

## ALLEGHENY COUNTY

Joseph Kolas, West Homestead, Homestead, 4-25-53.  
Miss Helen M. Seel, Pittsburgh, 806 Frick Bldg., 4-25-53.  
Vernon W. Staley, Sewickley, 4-25-53.

## BEAVER COUNTY

Miss Almira M. Parks, Beaver, 4-25-53.

## BERKS COUNTY

Mrs. Edith B. Geddes, Reading, 4-25-53.

## CLEARFIELD COUNTY

J. W. Murphy, Curwensville, 4-25-53.

## COLUMBIA COUNTY

B. Reber Krum, Montour Twp., Bloomsburg, 4-25-53.

## DAUPHIN COUNTY

John H. Alricks, Harrisburg, 4-25-53.

## LEHIGH COUNTY

Miss Evelyn H. Lyte, Bethlehem, 4-25-53.

## MONTGOMERY COUNTY

Mrs. Mazie F. Megay, Norristown, 4-25-53.

## NORTHAMPTON COUNTY

Mrs. Leila Z. Hetrick, Easton, 4-25-53.

## PHILADELPHIA COUNTY

Miss Margaret T. Barron, 7207 Frankford Ave., 4-25-53.  
Miss A. C. Schmidt, 260 S. Broad St., 4-25-53.

## WESTMORELAND COUNTY

Miss Ottilie Walthour, Greensburg, 4-25-53.

## JOHN S. FINE.

A motion was made by Mr. WATSON and Mr. WATKINS,

That the Senate do advise and consent to said nominations.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

## YEAS—49

Bane,	Hare,	McCusker,	Stiefel,
Barr,	Harney,	McGinnis,	Taylor,
Berger,	Holland,	McMenamin,	Toole,
Blass,	Kephart,	McPherson, Jr.	Wade,
Camiel,	Kessler,	Miller,	Wagner,
Chapman,	Koprivier, Jr.	Pechan,	Walker,
Dent,	Lane,	Peelot,	Watkins,
Diehm,	Leader,	Probert,	Watson,
DiSilvestro,	Letzler,	Ruth,	Weiner,
Fleming,	Madigan,	Silvert,	Wolfe,
Freed,	Mahany,	Snowden,	Wood,
Haluska,	Mallery,	Stevenson,	Yosko,
	McCreesh,		

## NAYS—0

Two-thirds of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

## HOUSE MESSAGES

## HOUSE CONCURS IN SENATE CONCURRENT RESOLUTION, SERIAL No. 124

The Clerk of the House of Representatives being introduced, informed the Senate that the House has concurred in resolution from the Senate as follows:

## COMMEMORATING THE FIFTIETH ANNIVERSARY OF HERSHEY, PENNSYLVANIA

In the Senate, March 16, 1953.

Milton Snavely Hershey, a Pennsylvania born farm boy, in the year 1903, at the age of forty-six, after a successful career in the caramel business in Lancaster, returned to Derry Township, Dauphin County, the home of his birth, and began preparations for the building of a chocolate factory and the founding of a town for the personnel to be employed there.

In the fifty years since that time the town, now called "Hershey," and known locally as "The Chocolate Town," and the factory for the making of chocolate candy and chocolate syrups, have established a world-wide reputation, and in addition to the purely business aspects and accomplishments attributed to the genius of Mr. Hershey, the Hershey community has become a great cultural and sports center, known and appreciated by hundreds of thousands of people.

Mr. Hershey, during his lifetime, established and endowed one of the great charitable projects of America, "Milton Hershey School," a free school for orphan boys, with a present population of over eleven hundred boys who live in cottages and farm homes.

During this year of 1953, Hershey and the various enterprises connected with the Hershey interests, under the management of P. A. Staples, president of Hershey Chocolate Corporation, and John B. Sollenberger, president of Hershey Estates, are celebrating a Fiftieth Anniversary.

In order to pay a deserved tribute to the life and character and success of the philanthropist, Milton Snavelly Hershey, and to congratulate and pay a tribute to the loyalty and industry and success of the people who live and work in Hershey, and the vicinity thereof, it is hereby

Resolved (if the House of Representatives concurs), That in deserved recognition of the life and accomplishments of Milton Snavelly Hershey, and in harmony with the celebration of the Fiftieth Anniversary Program in Hershey during this year of 1953, congratulations and best wishes for continued prosperity, success and happiness are hereby extended to the management and employees of the several Hershey enterprises, the teachers and pupils in Milton Hershey School and the citizens of Hershey and vicinity; and it is further

Resolved, That certified copies of this resolution be transmitted by the Secretary of the Senate to Mr. P. A. Staples and to Mr. John B. Sollenberger.

#### HOUSE BILLS FOR CONCURRENCE

He also presented for concurrence bills of the House, as follows:

House Bill No. 99, entitled:

An Act to further amend Section 2 of the act approved the twenty-second day of July one thousand nine hundred thirteen (P. L. 912) entitled "An act providing for the payment of the costs incurred in the trial of convicts and prisoners escaping or attempting to escape from the several penitentiaries and reformatories of the Commonwealth of Pennsylvania by the respective counties from whose courts the said escaping convicts or prisoners have been committed and providing for the maintenance of such convicts under sentence for escape et cetera" by extending the provisions of such act to fix responsibility for the costs incurred in proceedings and appeals on habeas corpus coram nobis and other writs arising out of escapes or crimes and trials therefor

Which was committed to the Committee on Judiciary General.

House Bill No. 112, entitled:

An Act to further amend Section 1 of the act approved the thirtieth day of March one thousand nine hundred fifteen (P. L. 34) entitled "An act to promote the health and efficiency of firemen in cities of the second class by providing for a two-platoon system for firemen in the department of public safety of such cities" by further regulating the hours of duty of firemen in cities of the second class.

Which was committed to the Committee on Local Government.

House Bill No. 214, entitled:

An Act to further amend clause (a) of section one thousand one hundred fifty-four of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by providing for the payment of salaries of professional and temporary professional employees in cases of sickness or accidental injury

Which was committed to the Committee on Education.

House Bill No. 406, entitled:

An Act to further amend Section 2004 of the act approved the twenty-third day of June one thousand nine hundred thirty-one (P. L. 932) entitled "An act relating to cities of the third class and amending revising and consolidating the law relating thereto" by changing the provisions for policemen's vacations

Which was committed to the Committee on Local Government.

#### GENERAL COMMUNICATION

#### REPORT OF THE DELAWARE RIVER PORT AUTHORITY OF PENNSYLVANIA AND NEW JERSEY

The Chair cleared his table and laid before the Senate the following communication, which was read by the Clerk:

#### DELAWARE RIVER PORT AUTHORITY

Pennsylvania and New Jersey

ADMINISTRATION BUILDING

BRIDGE PLAZA

CAMDEN 2, NEW JERSEY

JOSEPH K. COSTELLO

Executive Director

March 24, 1953.

Honorable Charles Lathero  
Senate Librarian  
Commonwealth of Pennsylvania  
Harrisburg, Pennsylvania

Dear Mr. Lathero:

The Delaware River Port Authority respectfully presents its report for the year 1952 to you as Senate Librarian.

Under separate cover ten copies of this report has been mailed in your care.

Yours very truly,

(s) JOSEPH K. COSTELLO, Executive Director.

The PRESIDENT. The report will be noted in the Journal.

#### BILLS INTRODUCED AND REFERRED

Messrs. McPHERSON, JR. and MALLEY read in place and presented to the Chair Senate Bill No. 348, entitled:

An Act to amend Section 316 of the act, approved the fifth day of May, one thousand nine hundred thirty-three (P. L. 364), entitled "An act relating to business corporations; defining and providing for the organization, merger, consolidation, reorganization, winding up and dissolution of such corporations; conferring certain rights, powers, duties and immunities upon them and their officers and shareholders; proscribing the conditions on which such corporations may exercise their powers; providing for the inclusion of certain existing corporations of the second class within the provisions of this act; prescribing the terms and conditions upon which foreign business corporations may be admitted, or may continue to do business within the Commonwealth; conferring powers and imposing duties on the courts of common pleas, and certain State departments, commissions, and officers; authorizing certain State departments, boards, commissions, or officers to collect fees for services required to be rendered by this act; imposing penalties; and repealing certain acts and parts of acts relating to corporations;" by authorizing payment of allowances to dependents of directors, officers and employees after death or retirement, and validating certain acts.

Which was committed to the Committee on Corporations.



Mr. WADE read in his place and presented to the Chair Senate Bill No. 349, entitled:

An Act to further amend the act, approved the seventeenth day of July, one thousand nine hundred thirty-five (P. L. 1092), entitled "An act defining fraternal benefit societies and their status; authorizing such societies to create subordinate lodges and to pay benefits to members and their beneficiaries from funds collected, and regulating such benefits and collections providing for the organization and incorporation of such societies and for their supervision, regulation, and examination by the Insurance Commissioner, and for the admission of foreign societies designating tables of mortality as a basis for rates of contribution; requiring all societies to make annual and other reports; and appointing the Insurance Commissioner as attorney for service of process; providing penalties for any violations of the act; exempting such societies from taxation and certain other societies from its provisions; and requiring beneficial associations, other than fraternal benefit societies, to report to and be supervised by the Insurance Commissioner; and repealing existing laws," by further regulating contracts and funds of such societies.

Which was committed to the Committee on Insurance.

He also read in his place and presented to the Chair Senate Bill No. 350, entitled:

An Act to further amend Section 20 of the act, approved the second day of May, one thousand nine hundred twenty-five (P. L. 448) entitled "An act relating to fish and amending, revising, consolidating and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth," by authorizing fishing in streams not stocked with trout.

Which was committed to the Committee on Forests and Waters, Game and Fish.

Mr. McCUSKER read in his place and presented to the Chair Senate Bill No. 351, entitled:

An Act to further amend the act, approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1333), entitled "An act concerning elections, including general, municipal, special and primary elections, the nomination of candidates, primary and election expenses and election contests; creating and defining membership of county boards of elections; imposing duties upon the Secretary of the Commonwealth, courts, county boards of elections, county commissioners; imposing penalties for violation of the act, and codifying, revising and consolidating the laws relating thereto; and repealing certain acts and parts of acts relating to elections," by requiring delegates to National conventions to vote for the candidate who shall have received the highest number of votes cast in the State and removing the disqualification of candidates of political parties to be candidates of political bodies and of candidates of political bodies to be candidates of other political bodies.

Which was committed to the Committee on Elections.

Mr. BERGER read in his place and presented to the Chair Senate Bill No. 352, entitled:

An Act to further amend Section 1 of the act, approved the seventeenth day of May, one thousand nine hundred twenty-nine (P. L. 1798), entitled "An act providing a fixed charge, payable by the Commonwealth, on lands acquired by the State and the Federal Government for forest reserves, or for the purpose of preserving and perpetuating a portion of the original forests of Pennsylvania, and preserving and maintaining the same as public places and parks; and the distribution of the same for county, school, township, and road purposes in the counties, school

districts, and townships where such forests are located; and making an appropriation," by increasing the amounts of payments from the Commonwealth to counties.

Which was committed to the Committee on State Government.

Messrs. MALLERY and WADE read in place and presented to the Chair Senate Bill No. 353, entitled:

An Act to add Section 14.1 to the act, approved the twenty-seventh day of June, one thousand nine hundred twenty-three (P. L. 858), entitled "An act establishing a State employees' retirement system, and creating a retirement board for the administration thereof, establishing certain funds from contributions by the Commonwealth, and contributing State employees, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon the heads of departments in which State employees serve; excepting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties," by changing the provisions thereof as to contributors who are qualified for retirement but who die before retirement.

Which was committed to the Committee on State Government.

Mr. MALLERY read in his place and presented to the Chair Senate Bill No. 354, entitled:

An Act to add clause (15) to Section 14 of the act, approved the twenty-fourth day of April, one thousand nine hundred forty-seven (P. L. 89) entitled "An act relating to the form, execution, revocation, operation, and interpretation of wills; to nuncupative wills, to the appointment of testamentary guardians; to elections to take under or against wills and the procedure in reference thereto," by providing for a rule of construction with respect to cemetery lots owned by a testator or in which he has a right of interment.

Which was committed to the Committee on Judiciary General.

Mr. WOLFE read in his place and presented to the Chair Senate Bill No. 355, entitled:

An Act to amend section 13.1 of the act, approved the twenty-seventh day of June, one thousand nine hundred twenty-three (P. L. 858), entitled "An act establishing a State employees' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing State employees; defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon the heads of departments in which State employees serve; excepting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties," by extending provisions to additional groups.

Which was committed to the Committee on State Government.

Mr. FREED read in his place and presented to the Chair Senate Bill No. 356, entitled:

An Act to further amend subsection (b) of section 212 of the act, approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of

this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by changing the provisions relating to application for vehicle titles by agents.

Which was committed to the Committee on Highways.

#### THE HONORABLE HAROLD L. ERVIN PRESENTED TO SENATE

Mr. WATKINS. Mr. President, it gives me pleasure, and a great deal of it is certainly a great privilege, to have the honor today to introduce to you and my colleagues President-Judge Harold L. Ervin.

Mr. President, I need not say where our Common Pleas Court President-Judge will be a year from tomorrow.

The PRESIDENT. The Chair shares the pleasure of the Senator from Delaware in recognizing the presence of such a distinguished citizen as the President-Judge of the Court of Common Pleas of Delaware County. I am going to ask him to take a bow.

#### BILLS INTRODUCED AND REFERRED

Mr. BLASS read in his place and presented to the Chair Senate Bill No. 357, entitled:

An Act to amend section three hundred four of the act, approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1225), entitled "An act concerning game and other wild birds and wild animals; and amending, revising, consolidating, and changing the law relating thereto," by providing for additional complimentary hunting licenses.

Which was committed to the Committee on Forests and Waters, Game and Fish.

Messrs. WAGNER and WADE read in place and presented to the Chair Senate Bill No. 358, entitled:

An Act to further amend subsection 4 of section 14 of the act, approved the eighteenth day of July, one thousand nine hundred seventeen (P. L. 1043) entitled, "An act establishing a public school employees' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing employees, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon boards having the employment of public school employees; exempting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties," by providing further allowances upon superannuation retirement.

Which was committed to the Committee on State Government.

Messrs. STEVENSON and BERGER read in place and presented to the Chair Senate Bill No. 359, entitled:

An Act to further amend Section 1 of the act, approved the twenty-fifth day of June, one thousand nine hundred forty-seven (P. L. 971), entitled "An act relating to the annual salaries and compensation of certain county officers of counties of the eighth class," by increasing the annual salaries of county commissioners.

Which was committed to the Committee on Local Government.

Mr. BLASS read in his place and presented to the Chair Senate Bill No. 360, entitled:

An Act to further amend section two hundred forty of the act, approved the second day of May, one thousand nine hundred twenty-five (P. L. 448), entitled "An act relating to fish; and amending, revising, consolidating, and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth," by providing for additional complimentary fishing licenses.

Which was committed to the Committee on Forests and Waters, Game and Fish.

Mr. HARNEY (By request) read in his place and presented to the Chair Senate Bill No. 361, entitled:

An Act to amend the act, approved the twenty-fifth day of June, one thousand nine hundred forty-seven (P. L. 956), entitled "An act to ascertain and appoint the fees to be received by the clerks of the courts of oyer and terminer, and quarter sessions, of the Commonwealth in counties of the third, fourth, fifth, sixth, seventh and eighth classes," by increasing certain fees and creating new fees.

Which was committed to the Committee on State Government.

He also (By request) read in his place and presented to the Chair Senate Bill No. 362, entitled:

An Act to further amend Section 1 of the act, approved the sixth day of May, one thousand eight hundred seventy-four (P. L. 125), entitled "An act regulating State tax on certain county offices," by increasing the maximum amount of fees that prothonotaries and clerks of courts may retain.

Which was committed to the Committee on Local Government.

He also (By request) read in his place and presented to the Chair Senate Bill No. 363, entitled:

An Act to amend Section 1 of the act, approved the twenty-eighth day of June, one thousand nine hundred forty-seven (P. L. 983), entitled "An act to ascertain and appoint the fees to be received by the several prothonotaries of the courts of common pleas of the Commonwealth in counties of the third, fourth, fifth, sixth, seventh and eighth classes; to provide the time of paying the same; and to repeal all acts inconsistent herewith," by increasing certain filing fees and providing for additional fees.

Which was committed to the Committee on Local Government.

He also (By request) read in his place and presented to the Chair Senate Bill No. 364, entitled:

An Act to amend Section 1 of the act, approved the twenty-eighth day of June, one thousand nine hundred forty-seven (P. L. 983), entitled "An act to ascertain and



appoint the fees to be received by the several prothonotaries of the courts of common pleas of the Commonwealth in counties of the third, fourth, fifth, sixth, seventh and eighth classes; to provide the time of paying the same; and to repeal all acts inconsistent herewith," by increasing certain filing fees and providing for additional fees.

Which was committed to the Committee on Local Government.

He also (By request) read in his place and presented to the Chair Senate Bill No. 365, entitled:

An Act providing for filing in the prothonotary's office of letters of attorney, authorizing acts related to instruments or judgments filed therein and revocations thereof; the establishment of a letter of attorney docket, and certifying copies and their admissibility in evidence; and prescribing fees and penalties.

Which was committed to the Committee on Local Government.

He also (By request) read in his place and presented to the Chair Senate Bill No. 366, entitled:

An Act to further amend Section 10 of the act, approved the twelfth day of May, one thousand nine hundred twenty-five (P. L. 603), entitled "An act concerning conditional sales; and to make uniform the law relating thereto," by increasing the filing fee of conditional sales contracts in the prothonotary's office.

Which was committed to the Committee on Local Government.

He also (By request) read in his place and presented to the Chair Senate Bill No. 367, entitled:

An Act to further amend Section 9 of the act, approved the first day of June, one thousand nine hundred forty-five (P. L. 1358), entitled "An act relating to chattel mortgage on any chattel or chattels of any kind of description, including, but not limited to, livestock, poultry, farm machinery, farm equipment and crops, grown, growing or to be grown; describing the operation and effect of the lien of such mortgages; providing for the filing, indexing and docketing of such mortgages and related instruments in prothonotaries' offices; and prescribing prothonotaries' fees; providing for the filing in Pennsylvania of similar lien instruments originally filed or recorded in other states; regulating the assignment, release, satisfaction and extension of the lien of such mortgages; prescribing methods of foreclosure; defining defaults and violations; and fixing penalties," by increasing the filing fee for chattel mortgages in the prothonotary's office.

Which was committed to the Committee on Local Government.

#### REPORT FROM COMMITTEE ON EXECUTIVE NOMINATIONS

Mr. WATSON. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WATSON, from the Committee on Executive Nominations, reported with a favorable recommendation the following nominations, made by His Excellency, the Governor of the Commonwealth:

#### JUSTICES OF THE PEACE

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, February 23, 1953.  
To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Justices of the Peace, to serve until the first Monday of January 1954:

Woodrow W. Kirkwood, R. F. D. No. 5, Kittanning, Armstrong County, in and for the Township of Rayburn, Armstrong County, vice Charles W. Kirkwood, resigned.  
Mrs. Edith B. Shimp, Quentin, Lebanon County, in and for the Township of West Cornwall, Lebanon County, vice Lester J. Shimp, deceased.

Charles D. Eaton, Landisburg, Perry County, in and for the Borough of Landisburg, Perry County, to fill a vacancy.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, Pa., January 6, 1953.  
To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following:

#### MEMBER OF THE BOARD OF TRUSTEES OF KUTZTOWN STATE TEACHERS' COLLEGE

(Mrs.) Harriet G. Blank, Allentown, from September 22, 1952, until the third Tuesday of January, 1957, and until her successor shall have been appointed and qualified.

JOHN S. FINE.

#### SECRETARY OF FORESTS AND WATERS

Samuel S. Lewis, York, from January 16, 1952, until the third Tuesday of January 1955, and until his successor shall have been appointed and qualified.

JOHN S. FINE.

#### SECRETARY OF HIGHWAYS

Edward L. Schmidt, Mt. Lebanon, from March 3, 1952, until the third Tuesday of January 1955, and until his successor shall have been appointed and qualified.

JOHN S. FINE.

#### BILLS INTRODUCED AND REFERRED

Mr. LANE read in his place and presented to the Chair Senate Bill No. 368, entitled:

An Act to permit any person entitled to vote to absent himself from any service or employment in which he is then engaged or employed for a period of two hours in certain cases without deduction in salary or wages.

Which was committed to the Committee on Elections.

He also read in his place and presented to the Chair Senate Bill No. 369, entitled:

An Act to promote the safety of employes and travelers upon railroads, by requiring common carriers by railroad to furnish flag protection to all trains occupying the main track; imposing powers and duties on the Public Utility Commission and other agencies of the Commonwealth relative thereto, and providing penalties.

Which was committed to the Committee on Corporations.

He also read in his place and presented to the Chair Senate Bill No. 370, entitled:

An Act relating to common carriers; making certain acts relating to clearance unlawful; imposing certain duties and conferring powers upon the Public Utility Commission and the Attorney General and prescribing penalties for violations.

Which was committed to the Committee on Corporations.



## RECESS

Mr. WALKER. Mr. President, I move that the Senate do now take a recess for five minutes, to permit a meeting of the Judiciary General Committee.

Mr. HARE. Mr. President, I second the motion.

The motion was agreed to.

## AFTER RECESS

The PRESIDENT. The time of recess having elapsed the Senate will be in order.

HIGH SCHOOL STUDENTS FROM MERCER COUNTY  
PRESENTED TO SENATE

Mr. MAHANY. Mr. President, it is with pleasure that I introduce a group of young people from Mercer County to the Senate. They have been awarded an all-expense tour of our State and National Capitols by the various American Legion Posts of Mercer County. They have been awarded this trip because of their participation in the Oratorical Contest sponsored by the American Legion. Each student was a winner in his or her own high school. The final run off of the contest was given over Radio Station W.P.I.C., and the first and second place winners were determined at that time.

Mr. President, the subject used in the contest was some phase of the Constitution of the United States which would give emphasis to the attendant duties and obligations of a citizen to our government. Since this is a project of the American Legion Americanism Committee, and since the subject dealt with our government, it was decided to award the winners an opportunity to see our government in operation.

The members of the tour are as follows: Herbert Yanowitz, Delbert Wasser, Shirley Hynniman, Marilyn Osborne, Kent Christy and Miss Lillian Semple. They are on this tour under the direction of Mrs. Robert Murrell.

Mr. PRESIDENT, it is with pleasure that I now present this group to you and the Members of the Senate.

The PRESIDENT. The Chair welcomes the visitors from Mercer, and requests that they rise in place and identify themselves and take a bow.

## PERMISSION TO ADDRESS SENATE

Mr. MAHANY asked and obtained unanimous consent to address the Senate.

Mr. MAHANY. Mr. President, the bills which I am about to introduce are part of the Government Survey Committee recommendations. They are all being introduced by my colleague, Senator Dent, and myself, by request.

## BILLS INTRODUCED AND REFERRED

Messrs. MAHANY and DENT (By request) read in place and presented to the Chair Senate Bill No. 371, entitled:

An Act to amend clause (c) of Section 3 of the act, approved the fifth day of August, one thousand nine hundred forty-one (P. L. 752) entitled "An act regulating and improving the civil service of certain departments and agencies of the Commonwealth; vesting in the State Civil Service Commission and a Personnel Director certain powers and duties; providing for classification of positions, adoption of compensation schedules and certification of payrolls; imposing duties upon certain officers and employes of the Commonwealth; author-

izing service to other State departments or agencies and political subdivisions of the Commonwealth in matters relating to civil service; defining certain crimes and misdemeanors; imposing penalties; making certain appropriations, and repealing certain acts and parts thereof," by extending the provisions of said act to Anthracite Mine Inspectors and Bituminous Mine Inspectors.

Which was committed to the Committee on Rules.

They also (By request) read in place and presented to the Chair Senate Bill No. 372, entitled:

An Act abolishing the Anthracite Mine Inspectors' Examining Board and the Mine Inspectors' Examining Board for the Bituminous Coal Mines of Pennsylvania.

Which was committed to the Committee on Rules.

They also (By request) read in place and presented to the Chair Senate Bill No. 373, entitled:

An Act to amend Section 601 of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," by defining the powers and duties of the Budget Secretary; revising the method of preparing the budget; and prohibiting duplications.

Which was committed to the Committee on Rules.

They also (By request) read in place and presented to the Chair Senate Bill No. 374, entitled:

An Act creating a commission to study the feasibility and extent to which the functions of the local health units, county boards of assistance and county institutions districts should be combined; prescribing their powers and duties, and making an appropriation.

Which was committed to the Committee on Rules.

They also (By request) read in place and presented to the Chair Senate Bill No. 375, entitled:

An Act to further amend the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain



administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," by transferring powers and duties relating to professional and vocational licenses and solicitation registration from the Department of Public Instruction and the professional and vocational licensing boards to the Department of State; creating professional and vocational advisory boards in the Department of State; making the Pennsylvania State Board of Censors a departmental board in the Department of State; transferring powers and duties relating to airport regulation, licensing and inspection from the Pennsylvania Aeronautics Commission to the Department of State; and abolishing the several professional and vocational examining and licensing boards.

Which was committed to the Committee on Rules.

They also (By request) read in place and presented to the Chair Senate Bill No. 376, entitled:

An Act transferring powers and duties relating to local assessments and tax statistics from the Department of Internal Affairs to the State Tax Equalization Board; and imposing duties on local officers.

Which was committed to the Committee on Rules.

They also (By request) read in place and presented to the Chair Senate Bill No. 377, entitled:

An Act to amend the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto," by changing the State teachers' college districts; discontinuing seven State teachers' colleges; abolishing their boards of trustees; authorizing the use of the properties for other State purposes or the public sale thereof; and conferring powers and imposing duties on certain State officers and agencies.

Which was committed to the Committee on Rules.

They also (By request) read in place and presented to the Chair Senate Bill No. 378, entitled:

An Act discontinuing the Soldiers' and Sailors' Home at Erie, Pennsylvania; abolishing the board of trustees thereof; authorizing the use of the property for other State purposes or the sale thereof; and conferring powers and duties on certain State officers.

Which was committed to the Committee on Rules.

They also (By request) read in place and presented to the Chair Senate Bill No. 379, entitled:

An Act to further amend the act, approved the fifth day of December, one thousand nine hundred thirty-six (1937 P. L. 2897), entitled "An act establishing a system of unemployment compensation to be administered by the Department of Labor and Industry and its existing and newly created agencies with personnel (with certain exceptions) selected on a civil service basis; requiring employers to keep records and make reports; and certain employers to pay contributions based on payrolls to provide moneys for the payment of compensation to certain unemployed persons; providing procedure and administrative details for the determination, payment and collection of such contributions and the payment of such compensation; providing for cooperation with the Federal Government and its agencies; creating certain special funds in the custody of the State Treasurer; and prescribing penalties," by prescribing the method of payments from the Special Administration Fund.

Which was committed to the Committee on Rules.

They also (By request) read in place and presented to the Chair Senate Bill No. 380, entitled:

An Act to further amend the act, approved the fifth day of December, one thousand nine hundred thirty-six (1937, P. L. 2897), entitled "An act establishing a system of unemployment compensation to be administered by the Department of Labor and Industry and its existing and newly created agencies with personnel (with certain exceptions) selected on a civil service basis; requiring employers to keep records and make reports; and certain employers to pay contributions based on payrolls to provide moneys for the payment of compensation to certain unemployed persons; providing procedure and administrative details for the determination, payment and collection of such contributions and the payment of such compensation; providing for cooperation with the Federal Government and its agencies; creating certain special funds in the custody of the State Treasurer; and prescribing penalties," by requiring the Unemployment Compensation Board of Review to coordinate work of referees; and prohibiting hearings de novo on further appeals.

Which was committed to the Committee on Rules.

They also (By request) read in place and presented to the Chair Senate Bill No. 381, entitled:

An Act to further amend the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges, abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," by providing for the establishment in the Department of Labor and Industry of the Industrial Board as a departmental advisory board, and abolishing the Industrial Board as a departmental administrative Board.

Which was committed to the Committee on Rules.

They also (By request) read in place and presented to the Chair Senate Bill No. 382, entitled:

An Act to further amend the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges, abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for



the appointment of certain administrative officers, and of all deputies and other assistants and employees in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments, boards and commissions shall be determined," by merging the State Employees' Retirement Board and the Public School Employees' Retirement Board and establishing a joint board known as the State and Public School Employees' Retirement Board.

Which was committed to the Committee on Rules.

They also (By request) read in place and presented to the Chair Senate Bill No. 383, entitled:

An Act to further amend the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 1046), entitled as amended "An act appropriating the moneys in the Motor License Fund," by appropriating certain money in the Motor License Fund to the Department of Public Works for highway purposes.

Which was committed to the Committee on Rules.

They also (By request) read in place and presented to the Chair Senate Bill No. 384, entitled:

An Act to further amend the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges, abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employees in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments, boards and commissions shall be determined," by creating as a departmental administrative advisory board in the Department of State, the State Investment Council; and prescribing its powers, duties and personnel.

Which was committed to the Committee on Rules.

They also (By request) read in place and presented to the Chair Senate Bill No. 385, entitled:

An Act to further amend Sections 4 and 7 of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 1096) entitled "An act appropriating the moneys in the Motor License Fund," by making money in the Motor License Fund available to the Department of Justice for the use of the Pennsylvania State Police.

Which was committed to the Committee on Rules.

They also (By request) read in place and presented to the Chair Senate Bill No. 386, entitled:

An Act to amend the act, approved the seventh day of June, one thousand nine hundred twenty-three (P. L. 681), entitled "An act to enable an incorporated hospital association to acquire by lease or purchase any State owned hospital, specially devoted to the reception, care and treatment of injured persons, or of any State owned general medical and surgical hospital; and to provide

for the regulation and management thereof," by requiring the trustees of State medical and surgical hospitals to transfer their facilities to local incorporated hospital associations within a specified time; discontinuing operation and maintenance by the Commonwealth thereafter; and providing for the use of the properties for other State purposes, or for the sale thereof.

Which was committed to the Committee on Rules.

They also (By request) read in place and presented to the Chair Senate Bill No. 387, entitled:

An Act to amend the act approved the fifth day of August, one thousand nine hundred forty-one (P. L. 752), entitled "An act regulating and improving the civil service of certain departments and agencies of the Commonwealth; vesting in the State Civil Service Commission and a Personnel Director certain powers and duties; providing for classification of positions, adoption of compensation schedules and certification of payrolls; imposing duties upon certain officers and employees of the Commonwealth; authorizing service to other State departments or agencies and political subdivisions of the Commonwealth in matters relating to civil service; defining certain crimes and misdemeanors; imposing penalties; making certain appropriations, and repealing certain acts and parts thereof," by continuing the civil service status of employees administering the Public Assistance Law.

Which was committed to the Committee on Rules.

They also (By request) read in place and presented to the Chair Senate Bill No. 388, entitled:

An Act creating a commission to study grants made to State-aided medical and surgical hospitals for determining the most equitable methods of calculating such grants; prescribing its powers and duties; and making an appropriation.

Which was committed to the Committee on Rules.

They also (By request) read in place and presented to the Chair Senate Bill No. 389, entitled:

An Act to reenact and further amend portions of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employees in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments, boards and commissions shall be determined," by abolishing the boards of trustees of State institutions in the Department of Welfare; creating an advisory board for each such institution; defining their powers and the powers and duties of the Department of Health and Welfare with respect thereto; and renaming the departmental administrative agencies in the Department of Health and Welfare and the State advisory boards and commissions.

Which was committed to the Committee on Rules.



They also (By request) read in place and presented to the Chair Senate Bill No. 390, entitled:

An Act to further amend the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," by transferring the powers and duties relating to rehabilitation of injured workmen from the Department of Labor and Industry to the Department of Health and Welfare.

Which was committed to the Committee on Rules.

Mr. DIEHM read in his place and presented to the Chair Senate Bill No. 391, entitled:

An Act to further amend subsection (e) of section 608 of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905) entitled, "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by changing applicant and operators license requirements.

Which was committed to the Committee on Highways.

He also read in his place and presented to the Chair Senate Bill No. 392, entitled:

An Act to further amend subsection (a) of section 805 of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled, "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace

officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by changing the provisions relating to lighting equipment.

Which was committed to the Committee on Highways.

He also read in his place and presented to the Chair Senate Bill No. 393, entitled:

An Act to further amend subsection (a) of section 1019 of the act, approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles, imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by prohibiting vehicles to stop on the paved part of a highway and providing exceptions.

Which was committed to the Committee on Highways.

Mr. DENT read in his place and presented to the Chair Senate Bill No. 394, entitled:

An Act relating to prison guards for penal institutions; establishing a corps of prison guards and prescribing powers and duties of the Secretary of Welfare.

Which was committed to the Committee on Public Health and Welfare.

Messrs. DENT and LEADER read in place and presented to the Chair Senate Bill No. 395, entitled:

An Act permitting the entry upon the land; the taking of water from dams or ponds for fire fighting purposes; providing for compensation.

Which was committed to the Committee on Judiciary General.

## REPORTS FROM COMMITTEES

Mr. WALKER. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WALKER, from the Committee on Finance, reported as amended House Bill No. 111, entitled:

An Act to continue the imposition of the tax on gross premiums, premium deposits and assessments received from business transacted within this Commonwealth by foreign insurance companies, association and exchanges.



## BILL RE-REFERRED

Mr. DiSILVESTRO. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection. The Chair hears none.

Mr. DiSILVESTRO, from the Committee on Judiciary General, reported as committed Senate Bill No. 304, entitled:

An Act to further amend Section 3 of the act, approved the twenty-fifth day of April, one thousand nine hundred twenty-one (P. L. 276) entitled, as last amended, "An act requiring persons, partnerships, associations, or corporations advertising for or soliciting business as adjusters of claim within this Commonwealth for loss or damage arising out of policies of insurance, surety, or indemnity on property, persons, or insurable business interests within this Commonwealth, to be licensed by the Insurance Commissioner; requiring persons, partnerships, associations, or corporations acting as solicitors for said adjusters to be licensed by the Insurance Commissioner; regulating the issuance and revocation of such licenses; prescribing certain conditions for the transaction of such business, providing for the filing of bonds by public adjusters and public adjuster solicitors, and for recovery thereon by parties in interest; and providing penalties," by further regulating the licensing and conditions for transaction of such business.

Which was relreferred to the Committee on Insurance.

## SENATE RESOLUTION

## CONGRATULATIONS EXTENDED TO WILLIAM J. FERGUSON, HEAD COACH, ST. JOSEPH'S COLLEGE

Mr. McCUSKER offered the following resolution which was twice read, considered and agreed to:

In the Senate, March 30, 1953.

The path to basketball coaching fame is usually strewn with the heads of predecessor coaches, placed there by the irate alumni. However, a notable exception is William J. Ferguson, the venerated coach of the St. Joseph Hawks. Coach Ferguson began his coaching career at Roman Catholic High School in Philadelphia in 1920, immediately upon graduation from the University of Pennsylvania.

The steady procession of Roman Catholic High School basketball stars to St. Joseph's College, coupled with their high praise for Coach Ferguson, made him the logical choice to succeed Tommy Temple as basketball coach at St. Joseph's. Billy, as he is affectionately called by his many friends, has never let his reputation tarnish. In his twenty-five years as head coach, he has compiled the enviable record of three hundred seventeen games won and two hundred eight lost. His teams are well known for their hard play and clean sportsmanship, a fitting tribute to their fine coach.

He has the rare ability to get the most from his players. His success is in his ability to build his system around his team, thereby meshing his own genius with that of his players into a winning basketball team; now therefore be it

Resolved, That the Senate of Pennsylvania extend to Coach Ferguson, its heartiest congratulations on this his twenty-fifth year as head coach at St. Joseph's College, and its sincere wishes for many more happy and successful years.

## PERMISSION TO ADDRESS SENATE

Mr. MALLERY asked and obtained unanimous consent to address the Senate.

Mr. MALLERY. Mr. President, the people of Blair County and adjoining counties, and the members of the

press throughout the Commonwealth, suffered irreparable loss in the death of Daniel Neff Slep, president and publisher of the Altoona Mirror, who died last Wednesday.

Mr. President, I therefore, offer the following resolution.

## SENATE RESOLUTION

## EULOGIZING DANIEL NEFF SLEP, FORMER PRESIDENT AND PUBLISHER OF ALTOONA MIRROR

Mr. MALLERY offered the following resolution which was twice read, considered and agreed to:

In the Senate, March 30, 1953.

Daniel Neff Slep, president and publisher of the Altoona Mirror, died on March 25, 1953, at Mercy Hospital, Altoona.

Mr. Slep was born on October 20, 1872, in Altoona where most of his life was spent. He succeeded his able father, Harry Slep, as president and publisher of the highly successful Altoona Mirror. His abilities carried the newspaper to its greatest height, building as he did upon the firm foundation laid by his father.

In such a realm of amazing adventure as turning out a newspaper, Dan Slep spent his best years. He found joy in his business endeavors, and wonder and beauty in the journalistic field. He possessed outstanding ability and an equal amount of courage. He was absolutely straightforward and outspoken. He was friend of the great and lowly, and was one of the most beloved newspapermen.

Among those who were privileged to enjoy an intimate association with him in every field, he was a man of resolution and ability. He had a clearly marked individuality and was trusted and esteemed by everybody. His warm and friendly nature, his hopeful outlook on life and his open-mindedness contributed to his great success as a newspaper publisher.

Like all successful men, he was called upon to serve in many fields and he became Altoona's foremost churchman, philanthropist, banker and civic and welfare leader. He lived with zestful enthusiasm for every cause he supported, yet with unfailing devotion to God, his family and his friends.

The scope of his success was not confined to his home community of Altoona, but extended throughout our great Commonwealth and the Nation. He was one of the founders of the Pennsylvania Newspaper Publishers' Association, and served a term as president of this organization. He also was active in many national organizations which promote the best interests of the business and ethics of journalism.

We may take hope as we look ahead to an uncertain future, that one who lived, worked and succeeded, as did Dan Slep, never doubted the brightness of that future. He accepted death as he did everything in life, calmly and willingly, bringing an end to a career that is without parallel in Altoona.

While a man of strong convictions, he was never intolerant. He was a staunch follower of the precepts of truth, loyalty, integrity, faith and fair dealing, and every worthy enterprise found in him a strong supporter. He was a genial associate, sympathetic and understanding.

There was an inspiration, too, in his calm acceptance of what life had to offer. He was kindly and benevolent, yet he felt a responsibility for every action and exercised the best judgment in dealing with the problems at hand.

In well-merited recognition of Daniel Neff Slep's long and useful life, and in recognition of my personal friendship with this great man, therefore be it

Resolved, That the Members of the Senate of Pennsylvania offer our sincere condolences to his family in their hour of sorrow; and be it further

Resolved, That the Secretary of the Senate be instructed to forward a copy of this resolution to Mrs. Elda P. Slep, at her home in Altoona, Pennsylvania.



## SENATE CONCURRENT RESOLUTION

## TIME OF NEXT MEETING

Mr. McCUSKER offered the following resolution, which was twice read, considered and agreed to:

In the Senate, March 30, 1953.

Resolved (if the House of Representatives concur), That when the Senate adjourns this week it reconvene on Monday, April 6, 1953, at four o'clock p. m., E.S.T.; and when the House of Representatives adjourns this week it reconvene on Monday, April 6, 1953, at four-thirty o'clock p. m., E.S.T.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

## COMMUNICATION FROM THE GOVERNOR

The Secretary to the Governor being introduced, presented communication in writing from His Excellency, the Governor of the Commonwealth, which was read as follows:

## REPORT OF THE TAX STUDY COMMITTEE

Commonwealth of Pennsylvania,

Governor's Office, Harrisburg, March 30, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to transmit for your information the following:

1. Report of the Tax Study Committee, which I appointed to make a thorough study of the Commonwealth's tax problems and the kind of tax or taxes which could meet those needs after recommended economies have been effected.

2. Summary of the Tax Study Committee's report on State tax structure and tax problems.

3. Comment.

JOHN S. FINE.

The PRESIDENT. The Chair has been advised that copies of the Report of the Tax Study Committee has been placed on the desks of the Senators.

## CONSIDERATION OF EXECUTIVE NOMINATIONS

Mr. WATSON asked and obtained unanimous consent for immediate consideration of the nominations reported at today's Session.

## EXECUTIVE SESSION

A motion was made by Mr. WATSON and Mr. WATKINS,

That the Senate do now resolve itself into Executive Session, for the purpose of acting upon the nominations reported at today's session.

Which was agreed to.

The nominations were read as follows:

## JUSTICES OF THE PEACE

Commonwealth of Pennsylvania,

Governor's Office, Harrisburg, February 23, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Justices of the Peace, to serve until the first Monday of January 1954:

Woodrow W. Kirkwood, R. F. D. No. 5, Kittanning, Armstrong County, in and for the Township of Rayburn, Armstrong County, vice Charles W. Kirkwood, resigned.

Mrs. Edith B. Shimp, Quentin, Lebanon County, in and for the Township of West Cornwall, Lebanon County, vice Lester J. Shimp, deceased.

Charles D. Eaton, Landisburg, Perry County, in and for the Borough of Landisburg, Perry County, to fill a vacancy.

JOHN S. FINE.

Commonwealth of Pennsylvania,

Governor's Office, Harrisburg, Pa., January 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following:

## MEMBER OF THE BOARD OF TRUSTEES OF KUTZTOWN STATE TEACHERS' COLLEGE

(Mrs.) Harriet G. Blank, Allentown, from September 22, 1952 until the third Tuesday of January, 1957, and until her successor shall have been appointed and qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania,

Governor's Office, Harrisburg, Pa., January 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following:

## SECRETARY OF FORESTS AND WATERS

Samuel S. Lewis, York, from January 16, 1952, until the third Tuesday of January 1955, and until his successor shall have been appointed and qualified.

JOHN S. FINE.

Commonwealth of Pennsylvania,

Governor's Office, Harrisburg, Pa., January 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following:

## SECRETARY OF HIGHWAYS

Edward L. Schmidt, Mt. Lebanon, from March 3, 1952, until the third Tuesday of January 1955, and until his successor shall have been appointed and qualified.

JOHN S. FINE.

A motion was made by Mr. WATSON and Mr. WATKINS,

That the Senate do advise and consent to said nominations.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Bane,	Harney,	McCusker,	Stiefel,
Barr,	Holland,	McGinnis,	Taylor,
Berger,	Kephart,	McMenamin,	Toole,
Blass,	Kessler,	McPherson, Jr.	Wade,
Camel,	Lane,	Miller,	Wagner,
Chapman,	Koprivier, Jr.	Pechan,	Walker,
Dent,	Leader,	Peelor,	Watkins,
Diehm,	Letzler,	Probert,	Watson,
DISilvestro,	Madigan,	Ruth,	Weiner,
Fleming,	Mahany,	Silvert,	Wolfe,
Freed,	Mallery,	Snowden,	Wood,
Haluska,	McCreesh,	Stevenson,	Yosko,
Hare,			

NAYS—0

Two-thirds of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

#### EXECUTIVE SESSION RISES

Mr. WATSON. Mr. President, I move that the Executive Session do now rise.

Mr. WATKINS. Mr. President, I second the motion.

The motion was agreed to.

#### BILLS INTRODUCED AND REFERRED

Mr. KESSLER. Mr. President, I ask unanimous consent to introduce bills at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. KESSLER (By request) read in place and presented to the Chair Senate Bill No. 396, entitled:

An Act to further amend section 2 of the act, approved the twenty-sixth day of May, one thousand nine hundred twenty-one (P. L. 1172), entitled "A supplement to the act, approved the seventeenth day of May, one thousand nine hundred seventeen (P. L. 208), entitled 'An act to regulate the practice of pharmacy and sale of poisons and drugs, and providing penalties for the violation thereof; defining the words 'drug' and 'poison'; and providing for the appointment of a board which shall have in charge the enforcement of said law, and the power to make rules and regulations for the enforcement of said law; and providing for the purchase of samples of drugs for determining their quality, strength, and purity'; requiring permits to conduct pharmacies; providing for the revocation thereof; and prescribing penalties," by prohibiting the issuance of permits to conduct pharmacies in certain cases.

Which was committed to the Committee on Education.

He also (By request) read in his place and presented to the Chair Senate Bill No. 397, entitled:

An Act to further amend Section 1 of the act, approved the seventeenth day of May, one thousand nine hundred seventeen (P. L. 208) entitled "An act to regulate the practice of pharmacy and sale of poisons and drugs, and providing penalties for the violation thereof; defining the words "drug" and "poison"; and providing for the appointment of a board which shall have in charge the enforcement of said law, and the power to make rules and regulations for the enforcement of said law; and providing for the purchase of samples of drugs for determining their quality, strength, and purity," by further defining "prescription."

Which was committed to the Committee on Judiciary General.

#### CALENDAR

#### THIRD READING CALENDAR

#### BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 87, as follows:

An Act to reenact subsection A of section 1012 of the act approved the fifteenth day of May one thousand nine hundred thirty-three (P. L. 624) entitled as amended "An act relating to the business of banking and the exercise of fiduciary powers by corporations providing for the organization of corporations with fiduciary powers and of banking corporations with or without fiduciary powers including the conversion of

National banks into State banks and for the licensing of private bankers and employees' mutual banking associations defining the rights powers duties liabilities and immunities of such corporations of existent corporations authorized to engage in a banking business with or without fiduciary powers of private bankers and employees' mutual banking associations and of the officers directors trustees shareholders attorneys and other employees of all such corporations employees' mutual banking associations or private bankers or of affiliated corporations associations or persons restricting the exercise of banking powers by any other corporation association or person and of fiduciary powers by any other corporation conferring powers and imposing duties upon the courts prothonotaries recorders of deeds and certain State departments commissions and officers imposing penalties and repealing certain acts and parts of acts" by making further provision concerning the powers and limitations on powers of banks and bank and trust companies

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Subsection A of section 1012 of the act approved the fifteenth day of May one thousand nine hundred thirty-three (P. L. 624) entitled as amended "An act relating to the business of banking and to the exercise of fiduciary powers by corporations providing for the organization of corporations with fiduciary powers and of banking corporations with or without fiduciary powers including the conversion of National banks into State banks and for the licensing of private bankers and employees' mutual banking associations defining the rights powers duties liabilities and immunities of such corporations of existent corporations authorized to engage in a banking business with or without fiduciary powers of private bankers and employees mutual banking associations and of the officers directors trustees shareholders attorneys and other employees of all such corporations employees mutual banking associations or private bankers or of affiliated corporations associations or persons restricting the exercise of banking powers by any other corporation association or person and of fiduciary powers by any other corporation conferring powers and imposing duties upon the courts prothonotaries recorders of deeds and certain State departments commissions and officers imposing penalties and repealing certain acts and parts of acts" as last amended by the Acts approved the twentieth day of April one thousand nine hundred forty-nine (P. L. 626) and the twentieth day of May one thousand nine hundred forty-nine (P. L. 1520) is hereby reenacted to read as follows

Section 1012 Loans on and Investments in Bonds and Mortgages and Judgments of Record A A bank or a bank and trust company shall have the power to lend on the security of or invest in bonds secured by mortgages upon real property but it shall lend upon or invest in only such bonds and mortgages as (1) are first liens on unencumbered improved real property including improved farm land situated within the Commonwealth or within fifty miles of a boundary thereof and (2) do not exceed two-thirds of the actual value of such real property and (3) become due within ten years after the making of such loan or investment unless amortized over a period not exceeding twenty years after the making of such loan or investment in monthly quarterly semi-annual or annual payments sufficient in amount to pay all interest and effect full repayment of principal within such twenty-year period Provided however That a bank or a bank and trust company while having the entire investment in such a first lien on real property may subject to like conditions in respect to amortization invest in a second lien on the same real property which may be either a bond and mortgage or a judgment if the total amount invested in both liens does not at any time exceed two-thirds of the actual value of such real property Any building which is upon and is included in the valuation of such real property shall be insured against loss by fire to the benefit of such bank or bank and trust company by the borrower or mortgagor during the term of the bond



mortgage or judgment in a company which is authorized to do business in Pennsylvania and is approved by the bank or bank and trust company making the investment. It shall be lawful for a bank or bank and trust company to renew such policies at the expense of the borrower or mortgagor from year to year or for a longer or a shorter period not however exceeding the term of the obligation in case he shall fail to do so. All necessary charges and expenses paid by such bank or bank and trust company for such renewals shall be paid by such borrower or mortgagor. In case such borrower or mortgagor shall refuse upon demand to pay such charges and expenses they shall be added to the amount secured by the mortgage or judgment and shall together with interest from the date of the payment of such charges and expenses constitute a lien upon the property subject to the mortgage or judgment. All expenses of searches examinations certificates of title or appraisal of actual value and all expenses of drawing and recording of papers shall be paid by such mortgagor or borrower. The actual value of the real property shall be determined by two reputable persons especially familiar with real property values in the vicinity of the particular property to be appraised selected from or approved by the board of directors. They shall inspect the property and shall state in writing that the actual value of the real property inspected to the best of their judgment is as stated. Such report shall be filed and preserved among the records of the bank or bank and trust company. The provisions of this subsection shall not apply to loans on the security of bonds secured by mortgages upon real property situated within the Commonwealth or within fifty miles of a boundary thereof made or for which a written commitment to guarantee has been made in accordance with the provisions of the "Servicemen's Readjustment Act of 1944" its amendments and supplements and rules and regulations promulgated from time to time pursuant to the provisions of said act provided that such loans are guaranteed in an amount equal to at least twenty per centum thereof nor shall the provisions of this section apply to bonds secured by mortgages which are insured by or for which a commitment to insure has been made by the Federal Housing Administrator pursuant to the provisions of the National Housing Act of one thousand nine hundred and thirty-four approved the twenty-seventh day of June one thousand nine hundred and thirty-four its amendments and supplements nor shall the provisions of this subsection apply to loans on the security of bonds secured by mortgages upon real property situated within the Commonwealth for which a written commitment to insure the payment thereof has been made by the United States Department of Agriculture in accordance with the provisions of Title I of the Bankhead-Jones Farm Tenant Act of the twenty-second day of July one thousand nine hundred thirty-seven its amendments and supplements rules and regulations promulgated from time to time pursuant to the provisions of said act nor to public utility railroad or industrial bonds or other securities commonly known as investment securities although such bonds may be secured in whole or in part by a mortgage upon real property.

Section 2 This act shall become effective immediately upon its final enactment.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

#### YEAS—49

Bane,	Harney,	McCusker,	Stiefel,
Barr,	Holland,	McGinnis,	Taylor,
Berger,	Kephart,	McMenamin,	Toole,
Blass,	Kessler,	McPherson, Jr.	Wade,
Camel,	Koprivier, Jr.	Miller,	Wagner,
Chapman,	Lane,	Pechan,	Walker,

Dent,  
Diehm,  
DiSilvestro,  
Fleming,  
Freed,  
Haluska,  
Hare,

Leader,  
Letzler,  
Madigan,  
Mahany,  
Mallery,  
McCreesh,

Peelor,  
Probert,  
Ruth,  
Silvert,  
Snowden,  
Stevenson,

Watkins,  
Watson,  
Weiner,  
Wolfe,  
Wood,  
Yosko,

#### NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

### SECOND READING CALENDAR

#### BILL OVER IN ORDER

Mr. MAHANY. Mr. President, I ask unanimous consent that House Bill No. 14, on second reading, entitled:

An Act to repeal the act, approved the fifteenth day of July, one thousand nine hundred thirty-five (P. L. 1006), entitled "An act authorizing the Department of Property and Supplies, with the approval of the Governor, to sell and convey three contiguous parcels of land."

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

#### BILL ON SECOND READING

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 35, entitled:

An Act to further amend Section 1 of the act, approved the twenty-fifth day of April, one thousand nine hundred twenty-nine (P. L. 723), entitled "An act regulating the investment of funds by administrative departments, boards, commissions, and officers of the State Government," by expanding the investment powers of State administrative departments, boards, commissions or officers.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

#### BILLS OVER IN ORDER

Mr. MAHANY. Mr. President, I ask unanimous consent that House Bill No. 37, on second reading, entitled:

An Act authorizing the Department of Property and Supplies to sell and convey a tract of land situate in the Township of North Union Fayette County Pennsylvania with the approval of the Governor.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. MAHANY. Mr. President, I ask unanimous consent that Senate Bill No. 41, on second reading, entitled:

A Supplement to the act, approved the twenty-fifth day of June, one thousand nine hundred thirty-one (P. L. 1352), entitled "An act providing for joint action by the Commonwealth of Pennsylvania and the State of New Jersey in the administration, operation, and maintenance of bridges over the Delaware River, and for the construction of additional bridge facilities across said river: authorizing the Governor, for these purposes, to enter into an agreement with the State of New Jersey; creating a Delaware River Joint Toll Bridge Commission and specifying the powers and duties thereof, including the



power to finance the construction of additional bridges by the issuance of revenue bonds to be redeemed from revenues derived from tolls collected at such bridges; transferring to said commission all powers now exercised by existing commission created to acquire toll bridges over the Delaware River; and making an appropriation," by authorizing the Governor to enter into a supplemental compact or agreement on behalf of the Commonwealth of Pennsylvania with the State of New Jersey amending and supplementing the compact or agreement entitled "Agreement between the Commonwealth of Pennsylvania and the State of New Jersey creating the Delaware River Joint Toll Bridge Commission as a body corporate and politic and defining its powers and duties," as heretofore amended and supplemented; enlarging the jurisdiction and powers of said commission with respect to the acquisition, construction, administration, operation and maintenance of port and terminal facilities, the financing thereof, and the fixing, charging and collecting of tolls and other charges for the use of said port and terminal facilities; authorizing the issuance of negotiable bonds and obligations of the commission; providing for the designation of deputies to act for and in behalf of absent ex-officio members of said commission from Pennsylvania; authorizing the combining for financing purposes of any such port and terminal facilities with any bridge or bridges heretofore or hereafter constructed or acquired by said commission; and authorizing the Governor to apply, on behalf of the Commonwealth of Pennsylvania, to the Congress of the United States for its consent to such supplemental compact or agreement.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

#### BILL ON SECOND READING

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 85, entitled:

An Act to amend the act approved the twenty-first day of January, one thousand nine hundred fifty-two (Appropriation Acts page 87) entitled "An act to provide for the ordinary expenses of the Executive, Legislative and Judicial Department of the Commonwealth, interest on the public debt, and the support of the public schools for two years beginning June first, one thousand nine hundred fifty-one, and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first, one thousand nine hundred fifty-one," by changing the conditions for expending appropriation for incidental expenses of the Senate.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

#### BILL OVER IN ORDER

Mr. MAHANY. Mr. President, I ask unanimous consent that Senate Bill No. 91, on second reading, entitled:

An Act to further amend Section 5 of the act approved the thirty-first day of May one thousand nine hundred forty-five (P. L. 1198) entitled "An act providing for the conservation and improvement of land affected in connection with the mining of bituminous coal by the open pit mining method regulating such mining and providing penalties" by further regulating back-filling and operation reports

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

#### BILLS ON SECOND READING

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 163, entitled:

An Act to further amend the last paragraph of section five hundred seven of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers, and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employees in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments, boards and commissions shall be determined," by authorizing departments, boards and commissions to contract for utility services furnished by electric cooperative corporations.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 297, entitled:

An Act to further amend the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employees in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments, boards and commissions shall be determined," by making the Pennsylvania State Police and the Pennsylvania Board of Parole departmental administrative agencies in the Department of Justice; and prescribing their powers and duties.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

#### BILL ON SECOND READING AMENDED

Agreeably to order.



The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 327, entitled:

An Act to further amend the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards, and commissions shall be determined," by making the Pennsylvania Historical and Museum Commission a departmental administrative commission in the Department of Public Instruction, and prescribing its powers and duties.

The first section was read and agreed to.

The second section was read.

On the question,

Will the Senate agree to the section?

Mr. MAHANY offered the following amendments:

Amend Sec. 2, page 5, line 10, by inserting after the word "hereby" the following: "reenacted and"

Amend Sec. 2, (Sec. 202), page 6, line 4, by striking out the comma before the word "Deaf."

They were agreed to.

The section was agreed to as amended.

The third and fourth sections were read and agreed to.

The fifth section was read.

On the question,

Will the Senate agree to the section?

Mr. MAHANY offered the following amendment:

Amend Sec. 5, (Sec. 1314), page 13, line 4, by striking out the words "undertakings" and inserting in lieu thereof: "undertakings"

It was agreed to.

The section was agreed to as amended.

The sixth, seventh and eighth sections were read and agreed to.

The title was read

On the question,

Will the Senate agree to the title?

Mr. MAHANY offered the following amendment:

Amend Title, page 1, line 1 of Title, by inserting after the word "To" the following: "reenact and"

It was agreed to.

The title was agreed to as amended.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

## BILLS ON SECOND READING

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 328, entitled:

An Act to further amend the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," by creating the Highway Planning Commission as an advisory commission in the Department of Highways.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 329, entitled:

An Act abolishing the Department of Health and transferring its powers and duties to the Department of Health and Welfare.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 330, entitled:

An Act to amend Section 2008 of the act approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto," by requiring repayment of tuition costs by State teachers college graduates who fail to comply with their agreement to teach in the public schools of this Commonwealth.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 331, entitled:

A Joint Resolution proposing an amendment to the Constitution of the Commonwealth of Pennsylvania by providing for the abolition of the office of Secretary of Internal Affairs.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Mr. LANE. Mr. President, I desire to interrogate the Majority Floor Leader, Senator Mahany.

The PRESIDENT. Will the Majority Floor Leader, Mr. Mahany, permit himself to be interrogated?

Mr. MAHANY. I will Mr. President.

On the question,

Will the Senate agree to the bill on second reading?

Mr. LANE. Senator Mahany, this bill provides for a Constitutional amendment. Is that correct?

Mr. MAHANY. Yes, that is correct.

Mr. LANE. Well, then, why do we take the position that the Majority Party has decided not to have a Constitutional Convention?

Mr. MAHANY. I do not see how you could draw that inference.

Mr. LANE. We are passing this legislation on Second Reading, are we not?

Mr. MAHANY. Yes, but we have not voted on it yet. Wait until tomorrow and see what happens.

And the question recurring,

Will the Senate agree to the bill on second reading?

It was agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 332, entitled:

An Act to further amend the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," by transferring powers and duties relating to weights and measures from the Department of Internal Affairs to the Department of Labor and Industry.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 333, entitled:

An Act to reenact and further amend portions of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," by abolishing the board of trustees of State teachers' colleges; creating an advisory board for each State teachers' college; defining their powers and the powers and duties of the Department of Public Instruction with respect to State teachers' colleges; and renaming the departmental administrative agencies in the Department of Public Instruction and the State advisory boards and commissions.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

#### BILL RECOMMITTED

Mr. MAHANY. Mr. President, I move that Senate Bill No. 334, on second reading, entitled:

An Act to further amend the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," by making the Milk Control Commission a departmental administrative commission in the Department of Agriculture and prescribing its powers and duties.

be recommitted to the Committee on Rules, for the purpose of a public hearing.

Mr. HARE. Mr. President, I second the motion.

The motion was agreed to.

#### BILLS ON SECOND READING

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,



The Senate proceeded to the second reading and consideration of Senate Bill No. 335, entitled:

An Act to amend the act, approved the eighteenth day of May, one thousand nine hundred forty-nine (P. L. 1440), entitled "An act concerning notaries public and amending, revising, consolidating and changing the law relating thereto," by providing for the appointment of notaries public by the Secretary of the Commonwealth.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 336, entitled:

A Joint Resolution proposing an amendment to article four, section eight of the Constitution of the Commonwealth of Pennsylvania, by making changes in the appointment and tenure of the Superintendent of Public Instruction.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 337, entitled:

An Act to further amend the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools amending, revising, consolidating and changing the laws relating thereto," by limiting the amount of reimbursement by the Commonwealth to school districts and vocational school districts; and requiring the Department of Public Instruction to administer the financial affairs of financially handicapped and distressed school districts in certain cases.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 338, entitled:

An Act to amend Section 408 of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number

and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," by removing the Superintendent of Public Instruction from membership on the State Council of Education and further regulating appointment of members.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 339, entitled:

An Act to amend Clause (c) of Section 3 of the act, approved the fifth day of August, one thousand nine hundred forty-one (P. L. 752), entitled "An act regulating and improving the civil service of certain departments and agencies of the Commonwealth; vesting in the State Civil Service Commission and a Personnel Director certain powers and duties; providing for classification of positions, adoption of compensation schedules and certification of payrolls; imposing duties upon certain officers and employes of the Commonwealth; authorizing service to other State departments or agencies and political subdivisions of the Commonwealth in matters relating to civil service; defining certain crimes and misdemeanors; imposing penalties; making certain appropriations, and repealing certain acts and parts thereof," by further defining the term "Service of the Commonwealth" to include certain offices and positions in the Department of Public Instruction.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 340, entitled:

An Act to further amend Section 208 of the act approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," by clarifying the holding over after expiration of the term of office of persons appointed by the Governor and repealing inconsistent provisions.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order.



The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 341, entitled:

An Act to further amend the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," by establishing the Department of Health and Welfare; transferring to it the powers and duties of the Department of Health, Department of Welfare and Department of Public Assistance; providing for a Secretary of Health and Welfare; defining his powers and duties; and abolishing the Department of Health, the Department of Welfare and the Department of Public Assistance.

And said bill having been read at length the second time and agreed to,

Ordered, to be transcribed for a third reading.

#### RECONSIDERATION OF SENATE BILL No. 52

Mr. FLEMING. Mr. President, I move that the Senate do now reconsider the vote by which Senate Bill No. 52, entitled:

An Act to amend clause XV of section 1202 of the act approved the fourth day of May one thousand nine hundred twenty-seven (P. L. 519) entitled "An act concerning boroughs and revising amending and consolidating the law relating to boroughs" by further defining the powers of boroughs with regard to garbage rubbish sludge and other waste treatment and disposal acting separately or jointly with other political subdivisions

failed of passage on final passage, on March 23, 1953.

The PRESIDENT. How did the Senator vote?

Mr. FLEMING. Mr. President, I voted with the prevailing side.

Mr. HARE. Mr. President, I second the motion.

The PRESIDENT. How did the Senator vote?

Mr. HARE. Mr. President, I voted with the prevailing side.

On the question,

Will the Senate agree to the motion?

Mr. FLEMING. I ask for a roll call, Mr. President.

(During the calling of the roll, the following occurred:)

Mr. BERGER. Mr. President, I wish to be recorded as voting "aye."

The PRESIDENT. The gentleman from Potter will be so recorded.

Mr. McCREESH. Mr. President, I desire to change my vote from "no" to "aye."

The PRESIDENT. The gentleman from Philadelphia will be so recorded.

Mr. CAMIEL. Mr. President, I desire to change my vote from "no" to "aye."

The PRESIDENT. The gentleman from Philadelphia will be so recorded.

The yeas and nays were required by Mr. FLEMING, and were as follows, viz:

#### YEAS—34

Barr,	Harney,	McCusker,	Taylor,
Berger,	Holland,	McGinnis,	Wade,
Blass,	Kessler,	Miller,	Wagner,
Camiel,	Koprivier, Jr.	Pechan,	Walker,
Chapman,	Letzler,	Peelor,	Watkins,
Diehm,	Madigan,	Probert,	Welner,
Fleming,	Mahany,	Snowden,	Wolfe,
Freed,	Mallery,	Stevenson,	Wood,
Hare,	McCreesh,		

#### NAYS—7

Bane,	Haluska,	Leader,	Yosko,
Dent,	Lane,	Ruth,	

So the question was determined in the affirmative.

#### SENATE BILL No. 52 PLACED ON POSTPONED CALENDAR

Mr. FLEMING. Mr. President, I move that Senate Bill No. 52 be placed on the Final Passage Postponed Calendar.

Mr. HARE. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

Mr. DENT. Mr. President, I am not going to object or ask for a roll call on this motion. I just want to state that many times I am called out to various meetings during the session, and therefore, I am not always on the floor. However, I want it clearly understood that, as a matter of courtesy, I do not want this bill called up from the Postponed Calendar unless I am present, because I want to vote a very loud "no."

Mr. LANE. Mr. President, Senator Dent beat me to the gun. However, I want to make sure that this bill comes up on the floor when I am here, because I would like to debate it in detail.

And the question recurring,

Will the Senate agree to the motion?

(A voice vote having been taken, the question was determined in the affirmative.)

#### BILL INTRODUCED AND REFERRED

Mr. HOLLAND. Mr. President, I ask unanimous consent to introduce a bill at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. HOLLAND read in place and presented to the Chair Senate Bill No. 398, entitled:

An Act to further amend subsection A of section 4 of the act approved the second day of May, one thousand nine hundred forty-five (P. L. 382), entitled "An act providing for the incorporation as bodies corporate and politic of "Authorities" for municipalities, counties and townships; prescribing the rights, powers and duties of such Authorities heretofore or hereafter incorporated; authorizing such Authorities to acquire, construct, improve, maintain and operate projects, and to borrow money and issue bonds therefor; providing for the payment of such bonds, and prescribing the rights of the holders thereof; conferring the right of eminent domain on such Authorities; author-



izing such Authorities to enter into contracts with and to accept grants from the Federal Government or any agency thereof; and conferring exclusive jurisdiction on certain courts over rates," by enlarging the powers of authorities as to the acquisition of motor buses for public use.

Which was committed to the Committee on Local Government.

#### BILL ON FIRST READING

Mr. MAHANY. Mr. President, I move that the Senate do now proceed to the first reading of the bill reported from committee for the first time at today's session.

Mr. TAYLOR. Mr. President, I second the motion.

The motion was agreed to.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 111, entitled:

An Act to continue the imposition of the tax on gross premiums, premium deposits and assessments received from business transacted within this Commonwealth by foreign insurance companies, associations and exchanges.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

#### ANNOUNCEMENT BY MAJORITY FLOOR LEADER

Mr. MAHANY. Mr. President, I would like to announce at this time that the Public Hearing on Senate Bill No. 334, Printer's No. 51, will be held in the Republican Senate Caucus Room, in the Main Capitol Building, at 10:00 a. m., Wednesday, April 8, 1953.

#### ADJOURNMENT

Mr. MAHANY. Mr. President, I move that the Senate do now adjourn until Tuesday, March 31, 1953, at 10:00 o'clock a. m., Eastern Standard Time.

Mr. TAYLOR. Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 5:40 o'clock p. m., Eastern Standard Time, until Tuesday, March 31, 1953, at 10:00 o'clock a. m., Eastern Standard Time.

## HOUSE OF REPRESENTATIVES

MONDAY, March 30, 1953.

The House met at 4:30 p. m.

The SPEAKER (Charles C. Smith) in the Chair.

## PRAYER

The Chaplain, Reverend William Hugh Fryer, offered the following prayer:

We thank Thee, O God, for the endless renewing of life. Thou that art never weary of setting us free from the bonds wherewith we have bound ourselves, make us to walk in this new day without fear or any kind of bondage. Open our eyes to receive new light; open our ears to hear the voices that are calling to us to make the world new by the power of love. Fit us for the task that is ours, and endue us with the spirit of that heavenly kingdom which to come upon the earth where all shall be brothers and men shall be the people of God. Amen.

## JOURNALS APPROVED

The SPEAKER. Are there any corrections to the Journals of Monday and Tuesday, March 23 and 24, 1953? If not, and without objection, the Journals are approved.

## BILLS INTRODUCED AND REFERRED

By Mr. CIOFFI.

HOUSE BILL No. 824.

An Act to repeal clause (5) of subsection (b) of Section 415 of the act, approved the seventeenth day of May, one thousand nine hundred twenty-one (P. L. 682), entitled "An act relating to insurance; amending, revising, and consolidating the law providing for the incorporation of insurance companies, and the regulation, supervision, and protection of home and foreign insurance companies, Lloyds associations, reciprocal and inter-insurance exchanges, and fire insurance rating bureaus, and the regulation and supervision of insurance carried by such companies, associations, and exchanges, including insurance carried by the State Workmen's Insurance Fund; providing penalties; and repealing existing laws," by excluding from the definition of group life insurance certain trust funds established by employers.

Referred to the Committee on Insurance.

By Mr. BUCCHIN.

HOUSE BILL No. 825

An Act providing for the coverage of certain officers and employees of the state and local governments under the old-age and survivors insurance provisions of Title II of the Federal Social Security Act, as amended; making an appropriation; and repealing inconsistent acts.

Referred to the Committee on Appropriations.

By Messrs. McWHERTER and STONE.

HOUSE BILL No. 826.

An Act to further amend the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles; tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways,

peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties, imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by changing the penalties for certain violation of the act.

Referred to the Committee on Motor Vehicles.

By Mr. WHEELER.

HOUSE BILL No. 827.

An Act to amend Section 201 of the act, approved the twenty-eighth day of April, one thousand nine hundred thirty-seven (P. L. 417), entitled "An act relating to milk and the products thereof; creating a Milk Control Commission; establishing its jurisdiction, powers and duties; regulating the production, transportation, manufacturing, processing, storage, distribution, delivery and sale of milk and certain products thereof; providing for the licensing of milk dealers and the payments of fees therefor; requiring milk dealers to file bonds to secure payment for milk to producers and certain milk dealers; authorizing the holding of hearings and the issuance of subpoenas by the commission; conferring jurisdiction upon courts to punish contempts and to prohibit violations of this act and of rules, regulations and orders of the commission; authorizing the commission to adopt rules, and regulations and orders, and to enter into interstate and Federal compacts; requiring persons who weigh, measure, sample or test milk to procure permits or certificates, to take examinations, to pay fees therefor, to furnish certain notices, records and statements, and to use certain methods of weighing, measuring, sampling and testing; authorizing the commission to examine the business, papers and premises of milk dealers and producers, requiring the keeping of records and the filing of reports by milk dealers, and permitting, with limitations, the use of information obtained thereby; authorizing the commission to fix prices for milk and certain milk products subject to the approval of the Governor, and conferring certain powers upon the Governor with respect thereto; providing for appeals to the courts from decisions of the commission, and for the burden of proof upon such appeals; prescribing penalties, fines and imprisonment for violations of this act and rules, regulations and orders of the commission; defining perjury; defining remedies; repealing legislation supplied and superseded by this act, and saving rights, duties and proceedings thereunder; and making appropriations," by providing that one of the members of the Milk Control Commission shall be a representative of organized labor.

Referred to the Committee on Agriculture and Dairy Industries.

By Mr. THOMAS H. W. JONES. HOUSE BILL No. 828.

An Act to further amend the act, approved the fifth day of May, one thousand nine hundred thirty-three (P. L. 284), entitled as amended "An act imposing a State tax, payable by those herein defined as manufacturers and by others, on malt or brewed beverages used, sold, transported, or delivered within the Commonwealth; prescribing the method and manner of evidencing the payment and collection of such tax; conferring powers and imposing duties on the Department of Revenue, and those using or engaged in the sale, at retail or wholesale, or in the transportation of malt or brewed beverages taxable hereunder; and providing penalties," by requiring credits to the account of the manufacturer in the amount of any refund due him, which may be used in payment of the amount of any tax, bonus or other claim due to the Commonwealth by the manufacturer.

Referred to the Committee on Ways and Means.



By Mr. DUNN.

## HOUSE BILL No. 829.

An Act to further amend Section 1208 of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayor, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by increasing jurisdiction of aldermen and justices of the peace in civil actions for damages and authorizing service of process by constables in all cases.

Referred to the Committee on Motor Vehicles.

By Mr. DUNN.

## HOUSE BILL No. 830.

An Act to further amend Section 222 of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employees in certain departments, boards and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments, boards and commissions shall be determined," by further prescribing a minimum work week for State employes and providing for the payment of time and one-half for all overtime work.

Referred to the Committee on State Government.

By Messrs. KAMYK and FENRICH.

## HOUSE BILL No. 831.

An Act to further amend the act, approved the fifth day of December, one thousand nine hundred thirty-six (1937 Pamphlet Laws 2897), entitled "An act establishing a system of unemployment compensation to be administered by the Department of Labor and Industry and its existing and newly created agencies with personnel (with certain exceptions) selected on a civil service basis; requiring employers to keep records and make reports, and certain employers to pay contributions based on payrolls to provide moneys for the payment of compensation to certain unemployed persons; providing procedure and administrative details for the determination, payment and collection of such contributions and the payment of such compensation; providing for cooperation with the Federal Government and its agencies; creating certain special

funds in the custody of the State Treasurer; and prescribing penalties," by reducing eligibility requirements for benefits.

Referred to the Committee on Workmen's Compensation.

By Mrs. VARALLO, Mrs. COYLE and Mrs. MONROE.

## HOUSE BILL No. 832.

An Act to further amend the act, approved the twenty-fifth day of July, one thousand nine hundred thirteen (Pamphlet Laws 1024), entitled "An act to protect the public health and welfare, by regulating the employment of females in certain establishments, with respect to their hours of labor and the conditions of their employment; by establishing certain sanitary regulations in the establishments in which they work; by requiring certain abstracts and notices to be posted; by providing for the enforcement of this act by the Commissioner of Labor and Industry and others; by prescribing penalties for violations thereof; by defining the procedure in prosecutions; and by repealing all acts and parts of acts inconsistent with the provisions thereof," changing hours of labor and restrictions relative to age in certain employments, and extending provisions to include additional persons.

Referred to the Committee on Labor Relations.

By Messrs. ZIEGLER and OGILVIE. (By request)

## HOUSE BILL No. 833.

An Act to further amend the act, approved the twenty-third day of June, one thousand nine hundred thirty-one (Pamphlet Laws 932) entitled "An act relating to cities of the third class; and amending, revising, and consolidating the law relating thereto," by authorizing annual assessments in lieu of triennial assessment for cities of the third class.

Referred to the Committee on Cities—Third Class.

By Mr. BROWN.

## HOUSE BILL No. 834.

An Act to further amend the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "An Act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto," by providing for supervision over joint school systems when a district having a district superintendent is a party to the jointure, and for the election and salary of the district superintendent in such cases; and to reenact provisions for the minimum salary of associate superintendents in districts of the third class.

Referred to the Committee on Education.

By Messrs. JOHNSON and ANDREWS.

## HOUSE BILL No. 835.

An Act to repeal Section 1 of the act approved the first day of May, one thousand nine hundred thirteen (P. L. 155), entitled "An act regulating the letting of certain contracts for the erection, construction, and alteration of public buildings," as to State Authorities.

Referred to the Committee on State Government.

By Messrs. LEISEY and ASHTON.

## HOUSE BILL No. 836.

An Act making an appropriation to the Department of Property and Supplies for the renovation and remodeling of the former almshouse building at the Embreeville State Hospital for use as a part thereof.

Referred to the Committee on Appropriations.



By Mr. GLEASON.

HOUSE BILL No. 837.

An Act to amend Section 1361 of the act approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto," by prescribing the length of time for which contracts for transportation of pupils shall be made.

Referred to the Committee on Appropriations.

By Mr. GUTENDORF.

HOUSE BILL No. 838.

An Act to further amend the act approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employees in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments, boards and commissions shall be determined," by creating the State Board of Examiners of Radio and Television Service Technicians as a departmental administrative board in the Department of Public Instruction and prescribing its powers and duties.

Referred to the Committee on Professional Licensure.

By Mr. GUTENDORF.

HOUSE BILL No. 839.

An Act relating to the servicing of radio sets and television receiving sets, and electronic apparatus and combinations thereof used by the general public; providing for the licensing and registration of persons, firms and corporations engaged in such service, and for the revocation and suspension of such licenses and registrations subject to appeal and for their reinstatement; defining the powers and duties of the State Board of Examiners of Radio and Television Service Technicians and the Department of Public Instruction and providing penalties.

Referred to the Committee on Professional Licensure.

By Messrs. LUTTY and KAMYK.

HOUSE BILL No. 840.

An Act creating a board to be known as the Pennsylvania Fair Rate Board; defining in part the powers and duties of such board; abolishing the Pennsylvania Public Utility Commission of the Commonwealth of Pennsylvania; terminating the terms of the members thereof, and transferring to the Pennsylvania Fair Rate Board the records, employees, property and equipment of the Pennsylvania Public Utility Commission of the Commonwealth of Pennsylvania; authorizing the Pennsylvania Fair Rate Board to appear in and complete all pending proceedings, legal or otherwise, instituted before, by or against the Pennsylvania Public Utility Commission of the Commonwealth of Pennsylvania; providing that all certificates of public convenience, contracts, orders and rules and regulations of the latter commission shall remain effective until repealed, changed, or modified by the Pennsylvania Fair Rate Board; and transferring and appropriating to the Pennsylvania Fair Rate Board any unexpended balance of

any existing appropriation to the Pennsylvania Public Utility Commission of the Commonwealth of Pennsylvania.

Referred to the Committee on Public Utilities.

By Messrs. ZIEGLER, OGILVIE and STONER.

HOUSE BILL No. 841.

An Act to add clause (d) to Section 1709 of the act approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employees in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments, boards and commissions shall be determined," by authorizing the leasing of the State Farm Show Building and State Farm Show Arena for the purpose of public recreation and holding athletic events; and making an appropriation.

Referred to the Committee on Agriculture and Dairy Industries.

By Messrs. TOLL, LEVEN, WELSH and FLOYD.

HOUSE BILL No. 842.

An Act prohibiting discrimination in leases or rental agreement against occupancy by children; making unlawful refusal to enter into a lease or actual agreement because of occupancy by children; and providing penalties therefor.

Referred to the Committee on Judiciary.

By Messrs. TAYLOR and KENT. HOUSE BILL No. 843.

An Act relating to common carrier; making certain acts relating to clearance unlawful; imposing certain duties and conferring powers upon the Public Utility Commission and the Attorney General; and prescribing penalties for violations.

Referred to the Committee on Public Utilities.

By Messrs. PARLANTE, MAGUIRE and CIANFRANI.

HOUSE BILL No. 844.

An Act to add Section 109 to the act approved the second day of June, one thousand nine hundred fifteen (P. L. 736), entitled, as amended, "An act defining the liability of an employer to pay damages for injuries received by an employee in the course of employment; establishing an elective schedule of compensation; providing procedure for the determination of liability and compensation thereunder; and prescribing penalties," and last reenacted and amended by the act approved the twenty-first day of June, one thousand nine hundred thirty-nine (P. L. 520), so as to provide an additional remedy for injuries resulting from the negligence of employers or their agents.

Referred to the Committee on Workmen's Compensation.



By Messrs. ZIEGLER and OGILVIE.

HOUSE BILL No. 845.

An Act to add Section 1201.1 to the act approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by providing for traffic courts in cities of the third class.

Referred to the Committee on Motor Vehicles.

By Messrs. PAUL F. JONES and WILT.

HOUSE BILL No. 846.

An Act to further amend the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; confirming powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by prohibiting questions or statements regarding race or color in applications for learner's permit and on forms for renewal of operator's license.

Referred to the Committee on Motor Vehicles.

By Mr. FROST.

HOUSE BILL No. 847.

An Act making an appropriation to the Department of Property and Supplies for the payment of the Commonwealth's share in certain capital improvements to the water facilities of the Philipsburg State Hospital.

Referred to the Committee on Appropriations.

By Messrs. WOOD and REAGAN.

HOUSE BILL No. 848.

An Act to further amend subsection A of Section 3 of the act, approved the second day of May, one thousand nine hundred forty-five (P. L. 382), entitled "An act

providing for the incorporation as bodies corporate and politic of "Authorities" for municipalities, counties and townships; prescribing the rights, powers and duties of such Authorities heretofore or hereafter incorporated; authorizing such Authorities to acquire, construct, improve, maintain and operate projects, and to borrow money and issue bonds therefor; providing for the payment of such bonds, and prescribing the rights of the holders thereof; conferring the right of eminent domain on such Authorities; authorizing such Authorities to enter into contracts with and to accept grants from the Federal Government or any agency thereof; and conferring exclusive jurisdiction on certain courts over rates," by requiring school districts to secure the approval of the electorate prior to organizing school Authorities.

Referred to Committee on Education.

By Messrs. SCHUSTER and SCOTT.

HOUSE BILL No. 849.

An Act relating to the equipment of rail track motor cars used or furnished by common carriers by railroad for transporting employes and of obstructions, land marks, warning signals or grade crossings; providing for the extension of necessary time in which to equip said cars; and penalize those carriers who operate or furnish for operation such unequipped cars to their employes for transportation to or from their place or places of labor.

Referred to the Committee on Railroads and Railways.

By Mr. TOMPKINS.

HOUSE BILL No. 850.

An Act empowering a court in which is pending a suit to which the estate of a decedent is a party to make an order authorizing a compromise or settlement of such suit; and empowering the court in connection with such compromise or settlement to fix counsel fees and other expenses incident to such suit; and providing that the order of such court shall not be collaterally attacked in the Orphans Court having jurisdiction of the accounts of the personal representative of such decedent's estate; and requiring such personal representative to file a copy of such order in the office of the Register of Wills and to enter additional security in certain cases.

Referred to the Committee on Judiciary.

By Messrs. PETROSKY, McWHERTER and JIM.

HOUSE BILL No. 851.

An Act to further amend the first paragraph of Section 1 of the act approved the seventeenth day of June, one thousand nine hundred thirteen (P. L. 507), entitled "An act to provide revenue for State and county purposes, and, in cities coextensive with counties, for city and county purposes; imposing taxes upon certain classes of personal property; providing for the assessment and collection of the same; providing for the duties and compensation of prothonotaries and recorders in connection therewith; and modifying existing legislation which provided for raising revenue for State purposes," by changing the rate of tax.

Referred to the Committee on Counties.

By Mr. RAGOT.

HOUSE BILL No. 852.

An Act providing for the regulation of tourist cabins, guest cabins and motels by the Department of Health, requiring an annual permit, fixing the fees therefor and prescribing penalties.

Referred to the Committee on Public Health and Sanitation.

By Mr. WORLEY.

HOUSE BILL No. 853.

A Joint Resolution proposing an amendment to article eight, section one of the Constitution of the Commonwealth of Pennsylvania, giving citizens eighteen years of age and all citizens enlisted or drafted under provisions of the United States Universal Military Training and Service Act, regardless of age, the right to vote.

Referred to the Committee on Elections and Apportionment.

By Mr. ERB.

HOUSE BILL No. 854.

An Act to further amend the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by regulating the passing of vehicles at intersections; the use of highways by pedestrians and imposing penalties.

Referred to the Committee on Motor Vehicles.

By Messrs. McDERMIT and LOPRESTI.

HOUSE BILL No. 855.

An Act to encourage the location of new, and the expansion of existing, industries in the Commonwealth through the granting of State aid to municipality authorities for the construction of industrial plants; placing certain limitations and restrictions on such loans; and making an appropriation.

Referred to the Committee on State Government.

By Messrs. THOMAS H. W. JONES (by request)

and SEYLER.

HOUSE BILL No. 856.

An Act to fix the number of Representatives in the General Assembly of the State and to apportion the State into representative districts as provided by the Constitution.

Referred to the Committee on Elections and Apportionment.

By Mr. GEER.

HOUSE BILL No. 857.

An Act to further amend clause (b) of subsection E of Section 1 of the act, approved the twenty-fifth day of June, one thousand nine hundred forty-seven (P. L. 1145) entitled, as amended, "An act empowering cities of the second class, cities of the second class A, cities of the third class, boroughs, towns, townships of the first class, townships of the second class, school districts of the second class, school districts of the third class and school districts of the fourth class to levy, assess, and collect or to provide for the levying, assessment and collection of certain additional taxes subject to maximum limitations

for general revenue purposes; authorizing the establishment of bureaus and the appointment and compensation of officers and employees to assess and collect such taxes; and permitting penalties to be imposed and enforced; providing an appeal from the ordinance or resolution levying such taxes to the court of quarter sessions and to the Supreme Court and Superior Court," by prohibiting the collection of certain taxes.

Referred to the Committee on Municipal Corporations.

By Mr. GEER.

HOUSE BILL No. 858.

An Act to further amend subsection (a) of Section 1316 of the act, approved the fourth day of May, one thousand nine hundred twenty-seven (P. L. 519), entitled "An act concerning boroughs, and revising, amending, and consolidating the law relating to boroughs," by changing provisions relating to advertising for bids.

Referred to the Committee on Municipal Corporations.

By Mr. GEER.

HOUSE BILL No. 859.

An Act to further amend subsection (a) of Section 1802 of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-one (P. L. 1206), entitled "An act concerning townships of the first class; amending, revising, consolidating, and changing the law relating thereto," by changing the provisions relating to advertising for bids.

Referred to the Committee on Municipal Corporations.

By Mr. GEER.

HOUSE BILL No. 860.

An Act to further amend the first paragraph of Section 802 of the act, approved the first day of May, one thousand nine hundred thirty-three (P. L. 103) entitled "An act concerning townships of the second class; and amending, revising, consolidating, and changing the law relating thereto," by changing provisions relating to advertising for bids.

Referred to the Committee on Municipal Corporations.

By Mr. WORLEY.

HOUSE BILL No. 861.

An Act to reenact and amend Section 16 of the act, approved the eleventh day of May, one thousand nine hundred twenty-one (P. L. 522) entitled, as amended, "An act relating to dogs, and the protection of live stock, poultry, and game birds raised in captivity from damage by dogs; providing for the licensing of dogs by the Secretary of Agriculture; providing for the enumeration of dogs by assessors; regulating the keeping of dogs, and authorizing their destruction in certain cases; providing for the protection of licensed dogs, and for dogs temporarily imported for trial, show, and breeding purposes; prescribing certain privileges for hunting dogs and dogs owned or used by the Board of Game Commissioners; providing for the assessment of damages done to live stock, poultry, and game birds by dogs, and for live stock killed by, or dying from, rabies, and for the illegal killing of licensed dogs, and the payment of such damages by the Commonwealth; imposing powers and duties on certain State, county, city, borough, town, and township officers and employees, directing the payment of all moneys collected into the State Treasury; and providing penalties," by providing that twenty-five per centum of Dog Fund moneys shall be available for use by Pennsylvania Game Commission for stocking small game.

Referred to the Committee on Agriculture and Dairy Industries.



By Messrs. WELSH, HERSCH and TAYLOR.

HOUSE BILL No. 862.

An Act to amend Section 457 of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions and officers thereof, including the boards of trustees of State normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employees in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments, boards, and commissions shall be determined," by changing the qualification of members of the State Board of Private Trade Schools.

Referred to Committee on State Government.

By Mr. READINGER.

HOUSE BILL No. 863.

A Joint Resolution, proposing an amendment to section one, article nine of the Constitution of the Commonwealth of Pennsylvania, exempting income taxes from requirement of uniformity.

Referred to Committee on Ways and Means.

By Messrs. GEER and WILT. HOUSE BILL No. 864.

An Act to amend Section 403 of the act, approved the sixth day of April, one thousand nine hundred fifty-one (P. L. 69), entitled "An act relating to the rights, obligations and liabilities of landlord and tenant and of parties dealing with them and amending revising, changing and consolidating the law relating thereto," by clarifying provisions relating to exemption from execution of certain property by landlord for nonpayment of rent.

Referred to Committee on Judiciary.

By Messrs. TOMPKINS, READINGER, and SCHMIDT.

HOUSE BILL No. 865.

An Act relating to marriage and amending, revising, consolidating and changing the law relating thereto.

Referred to Committee on Judiciary.

By Messrs. WEIDNER and READINGER.

HOUSE BILL No. 866.

An Act to further amend section 6 of the act, approved the twenty-sixth day of June, one thousand nine hundred thirty-one (P. L. 1379), entitled "An act creating in counties of the third class a board for the assessment and revision of taxes; providing for the appointment of the members of such board by the county commissioners; providing for their salaries, payable by the county, abolishing existing boards; defining the powers and duties of such board; regulating the assessment of persons, property, and occupations for county, borough, town, township, school, and poor purposes; authorizing the appointment of subordinate assessors, a solicitor, engineers, and clerks; providing for their compensation, payable by such counties; abolishing the office of ward, borough, and township assessors, so far as the making of assessments

and valuations for taxation is concerned; and providing for the acceptance of this act by cities," by providing that the assessed valuation of property shall be based upon an established predetermined ratio of its actual value.

Referred to the Committee on Municipal Corporations.

By Messrs. EWING, RICHTER, WILT, STIMMEL, COOPER, THOMPSON, VAUGHAN, HAUDENSHIELD, MIHM, FENRICH, KAMYK, SCHMIDT, PAUL F. JONES and SARRAF.

HOUSE BILL No. 867.

An Act to amend the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto," by changing the basis of certain Commonwealth subsidies to school districts and vocational school districts; and redefining "standard reimbursement fraction."

Referred to the Committee on Education.

By Messrs. EWING, RICHTER, WILT, STIMMEL, VAUGHAN, COOPER, THOMPSON, HAUDENSHIELD, MIHM, FENRICH, KAMYK, SCHMIDT, PAUL F. JONES and SARRAF.

HOUSE BILL No. 868.

An Act to amend the act approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto," by further providing for reimbursement by the Commonwealth to school districts and vocational school districts.

Referred to the Committee on Education.

By Messrs. ROVANSEK, WILLIAMS, WALLACE and SCOTT.

HOUSE BILL No. 869.

An Act to further amend the act, approved the fifth day of December, one thousand nine hundred thirty-six (1937 P. L. 2897), entitled "An act establishing a system of unemployment compensation to be administered by the Department of Labor and Industry and its existing and newly created agencies with personnel (with certain exceptions) selected on a civil service basis; requiring employers to keep records and make reports, and certain employers to pay contributions based on payrolls to provide moneys for the payment of compensation to certain unemployed persons; providing procedure and administrative details for the determination, payment and collection of such contributions and the payment of such compensation; providing for cooperation with the Federal Government and its agencies; creating certain special funds in the custody of the State Treasurer; and prescribing penalties," by providing allowance for dependents.

Referred to the Committee on Workmen's Compensation.

By Mr. TOMPKINS.

HOUSE BILL No. 870.

An Act to amend Section 256 of the act, approved the second day of May, one thousand nine hundred twenty-five (P. L. 448), entitled "An act relating to fish; and amending, revising, consolidating, and changing the law relating to fish in the inland waters and boundary lakes and boundary rivers of the Commonwealth," by limiting the authority of fish wardens and enforcement officers.

Referred to the Committee on Fisheries.



By Mr. TOMPKINS.

HOUSE BILL No. 871.

An Act to further amend Section 2706 of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employees in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments, boards and commissions shall be determined," by limiting the powers of members of the Pennsylvania Fish Commission, fish wardens, and special fish wardens.

Referred to the Committee on Fisheries.

**RESOLUTIONS INTRODUCED AND REFERRED**

By Messrs. STANK and DOWNEY.

(Concurrent) RESOLUTION No. 39.

In the House of Representatives, March 24, 1953.

Whereas, the economic conditions of the anthracite region of Eastern Pennsylvania have progressively deteriorated to such an extent that imminent action is necessary to forestall a further and continued deterioration thereof; and

Whereas, The region aforesaid has experienced a departure of a large percentage of its citizenry induced by lack of employment facilities which do not augur well for a healthy, active business and industrial activity; and

Whereas, The serious economic conditions created by lack of business and employment opportunities has reached an alarming stage which requires the concerted efforts of borough, county and governmental agencies; and

Whereas, The far reaching consequences of this lamentable condition are state-wide; and

Whereas, the direct help, aid and assistance of the Commonwealth of Pennsylvania is mandatory to accomplish the rebirth of a sound economic foundation, which task cannot be accomplished through the efforts of any governmental sub-division or subdivisions of the Commonwealth; now therefore be it

Resolved (if the Senate concur) That the Joint State Government Commission is hereby directed to survey, investigate and consider the problems involved in regenerating and redeveloping the economic stability of the Anthracite Regions of Eastern Pennsylvania and to report its findings, conclusions and recommendations to the next regular session of the General Assembly.

Referred to the Committee on Rules.

By Messrs. GEER and WILT. RESOLUTION No. 40.

In the House of Representatives, March 24, 1953.

In the course of the past several years, there has been an increased use of the machinery enabling school districts to form union districts and to effect mergers.

The results of such action have not been uniformly successful, and some school districts have in fact been disappointed since bringing about a merger or establishing a union district; therefore be it

Resolved, That the Joint State Government Commission is hereby directed to study and investigate the merged and union school districts that have been brought into existence during recent years, with a view to assessing

the relative merits and demerits of such procedure in practice; and be it further

Resolved, That the commission shall report its findings to the General Assembly at its next regular session.

Referred to the Committee on Rules.

By Messrs. TOLL, POLTENSTEIN, FLOYD, ADAM and KUBACKI. RESOLUTION (Not Printed).

In the House of Representatives, March 23, 1953.

Whereas, March 19, 1953 was the 160th Anniversary of the death of Dr. George De Benneville, the Spiritual Founder of American Universalism; and

Whereas, This year is also, on July 25th, the 250th anniversary of his birth, and

Whereas, Dr. George De Benneville lived in Philadelphia where he practiced medicine for many years and where he preached the Universalist doctrine, and

Whereas, Dr. George De Benneville also lived in Oley Valley, Berks County, where he married and preached his faith throughout the Pennsylvania and surrounding regions, and

Whereas, the Universalist Church is represented in Philadelphia by the Church of Restoration in the 16th Legislative District and by the Church of the Messiah in the 13th Legislative District, and

Whereas, The Universalist Church is also represented by churches in the Berks County area as well as churches totaling 400 in number in the United States, and

Whereas, Dr. George De Benneville died on March 19, 1793, and was buried on his own burial ground which still stands at Green Lane and Old York Road in the City of Philadelphia, and

Whereas, The year 1953 is being devoted by the Universalist Churches of the country in memory of this great spiritual teacher of faith in the love of God and the essential divinity of His children; therefore be it

Resolved, That this House of Representatives extends its recognition to the observance of the memorial year by the Universalist Church in memory of the famous and leading Pennsylvanian, Dr. George De Benneville, and be it further

Resolved, That a certified copy of this Resolution be transmitted to the Universalist Church of America, 16 Beacon St., Boston, Mass., The Universalist Church of the Restoration, Stenton Ave. and Gorgas Lane, Philadelphia, Pa., and The Universalist Church of the Messiah, Broad and Montgomery Ave., Philadelphia, Pa.

Referred to the Committee on Rules.

By Mr. WORLEY. RESOLUTION (Not Printed).

In the House of Representatives, March 24, 1953.

Whereas, Ernest E. Jacobs, age eighty-two, one of Abbottstown's best known residents, died at his home on Thursday evening, March 19, 1953;

Ernest E. Jacobs was a teacher in the local schools for seventeen years and later, for a period of thirty years, was a rural mail carrier and in fact one of the original rural mail carriers in that vicinity.

He lived an exemplary Christian life, during which, for a period of sixty-five years he was devoted to and busily engaged in the activities of his church and its Sunday school; therefore be it

Resolved, That the House of Representatives hereby expresses its deep sympathy to the surviving members of the family of Ernest E. Jacobs and takes this occasion to pay passing tribute to the fine character of said Ernest E. Jacobs.

Referred to the Committee on Rules.

By Messrs. McCORMACK and MULDOWNY. RESOLUTION (Not Printed).

In the House of Representatives, March 24, 1953.

Whereas, On March 6, 1953, one of the most exciting basketball seasons for years was brought to an end in



Philadelphia with the game between Overbrook High School and West Philadelphia Catholic High School for Boys;

West Philadelphia Catholic went into the game with twenty-one wins and one loss and its superior playing qualities clinched the championship with a final score of 54-42;

This is the second year in which the youthful Coach Usilton brought his team the championship for West Philadelphia Catholic High School and William Lindsay of that team, and a senior of the school, set a new record at the Palestra for the city championship game by scoring thirty-two points; therefore be it

Resolved, That the House of Representatives hereby extends its congratulations to the basketball team of West Philadelphia Catholic High School for Boys upon its winning the championship for the second successive year. It also wishes to congratulate Coach Usilton and William Lindsay for their respective leadership and outstanding playing; and be it further

Resolved, That the Chief Clerk of this House send a copy of this resolution to Coach Usilton of West Philadelphia Catholic High School for Boys.

Referred to the Committee on Rules.

## SENATE MESSAGE

### SENATE BILLS FOR CONCURRENCE

The Clerk of the Senate being introduced, presented for concurrence, bills numbered and entitled as follows:

#### SENATE BILL No. 76.

A Joint Resolution proposing an amendment to section one, article fourteen of the Constitution of the Commonwealth of Pennsylvania, permitting county treasurers to hold successive terms.

Referred to the Committee on Counties.

#### SENATE BILL No. 233.

An Act to reenact and amend the title and the act approved the twenty-ninth day of April one thousand nine hundred thirty-seven (P. L. 487) entitled "An act to provide for the permanent personal registration of electors in boroughs towns and townships as a condition of their right to vote at elections and primaries and their enrollment as members of political parties as a further condition of their right to vote at primaries prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors requiring the county commissioners of the various counties to act as a registration commission therefor and prescribing the powers and duties of citizens parties political bodies registration commissions commissioners registrars inspectors of registration and other appointees of registration commissions county election boards election officers municipal officers departments and bureaus police officers courts judges prothonotaries sheriffs county commissioners peace officers county treasurers county controllers registrars of vital statistics certain public utility corporations real estate brokers rental agents and boards of school directors and imposing penalties" as previously amended by extending the provisions thereof to cities of the second class and making uniform certain provisions relating to time limitations affected by municipal and general elections.

Referred to the Committee on Elections and Apportionment.

## COMMUNICATION FROM GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, March 30, 1953.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to transmit for your information the following:

1. Report of the Tax Study Committee, which I appointed to make a thorough study of the Commonwealth's tax problems and the kind of tax or taxes which could meet those needs after recommended economies have been effected.

2. Summary of the Tax Study Committee's report on State tax structure and tax problems.

3. Comment.

JOHN S. FINE.

March 30, 1953.

In transmitting the report of the Governor's Tax Study Committee to the Legislature today, Governor Fine made the following statement:

"The Commonwealth is indebted to Dr. Alfred G. Buehler and his associates on the Tax Study Committee appointed by me last April for their painstaking work in studying the vast and complex tax system of the State and for making a most comprehensive and exhaustive report on their findings.

"The results of their study should be of great assistance to the General Assembly in arriving at solution of the Commonwealth's tax problems, not only as they affect us today but also for the future as well.

"I, of course, stand ready at any and all times to consult with the Senate and House on the subject of this tax study report. I will cooperate with the members of the Legislature to the utmost in helping to arrive at a solution of our tax problems.

"We must attack this problem boldly and constructively. I believe that with this excellent report before us, our path to solution is much easier."

### SUMMARY OF GOVERNOR'S TAX STUDY COMMITTEE'S REPORT ON STATE TAX STRUCTURE AND TAX PROBLEMS

Governor John S. Fine today transmitted to the Legislature and made available to the public the findings of the bipartisan committee he appointed last April to make a comprehensive analysis of the existing tax system in Pennsylvania; to appraise the tax problems confronting the Commonwealth and list the good and bad features of all taxes; and to provide information required by the General Assembly in deciding how to finance the conduct of State Government.

The results of the Tax Committee's exhaustive study under the chairmanship of Dr. Alfred G. Buehler of the University of Pennsylvania are contained in a voluminous report designed to chart a better-balanced, more adequate, and more equitable system of taxation for Pennsylvania.

The Committee discusses all forms of taxation, including levies in effect and prospective taxes still available for State use, but makes no recommendations as to what tax or taxes should be utilized as new sources of revenue.

The Committee was charged by the Governor with the duty of making factual studies of the application of taxes and approximate amounts of revenue that could be expected from such taxes, but was not asked to suggest any specific tax or taxes to meet current and future revenue needs.

As a result of its studies, the Committee does suggest that a Bureau of Research and Statistics be established in the Revenue Department, and that an annual report to the public giving tax facts be made hereafter.

The Committee's study is regarded as one of the most comprehensive and exhaustive tax surveys yet made in Pennsylvania or elsewhere.

The Committee found that the present Pennsylvania State and local tax systems are inequitable in a number of respects. It urged local governments to assume more responsibilities, saying that the more they assume the less will be the need to increase State taxes. The Committee urges that local expenditures be kept under rational control if local taxes and demands from localities



for State aid are not to become excessive, pointing out, "The more aid the State gives to the local communities, the more the State taxes must be increased to supply that aid."

It says, also, that:

"The present tax system is plainly inadequate to support the cumulating revenue demands with which it is confronted.

"Not only are very substantial new taxes necessary; these taxes must also be continuing, permanent revenues."

The Committee declared that most of the present tax problems confronting the Commonwealth today are due to the commitments made upon the State by previous Administrations for payment of a soldiers' bonus, mandated teachers' salaries, and other lesser commitments for which taxes were not provided.

"The various tax measures adopted by previous sessions of the General Assembly have increased the tax revenues of the Commonwealth," the Committee said, "but will not provide sufficient funds to cover the costs of public instruction and other State functions growing out of legislation adopted in previous sessions and the current requests for funds reflected in the Budget proposed by Governor Fine for the 1953-1955 biennium."

The Committee, in conformance with the duties charged to it by the Governor, did not make any recommendations as to appropriations to be made by the Legislature.

It did say, however, that General Fund revenues for the 1953-1955 biennium in all probability will lag behind proposed appropriations by an estimated 157.2 million dollars, unless appropriations contemplated are found to be further reducible. It pointed out that the general course has been for the Legislature to increase, rather than decrease, appropriations requested by the Governor.

And the Committee warned:

"By 1959-1961, if educational expenditures continue to increase according to the programs approved by previous sessions of the General Assembly, and if the sum total of other expenditures remains stationary, the revenues from all sources may fall short of prospective General Fund appropriations by approximately 457 million dollars.

"Public School Retirement costs will add a substantial amount of expenditures to the total educational requirements. The growing gap between revenues and appropriations will be even greater if costly spending programs now being advocated are adopted."

The Committee believes that Pennsylvania should reform its corporate tax system in order to base it upon net income instead of on capital stock, or as an alternative levy.

"Placing a primary emphasis upon net income as a basis of taxation would remove the cause of many disputes between the taxpayers and the tax officials over the uncertainties and complications involved in valuing capital assets," the Committee said.

"Pennsylvania would also be a more attractive State in which to engage in business. Its competitive position would be improved as compared with that of other states which do not depend upon a combination of heavy income and capital stock taxation."

The Committee says that corporate bonus charges for the privilege of incorporating in Pennsylvania, which amounted to 2.8 million dollars in 1952, could be abandoned as an encouragement to corporations to enter the State to engage in business.

The Committee also asserts that the corporate loans tax on indebtedness, which brought 1.6 million dollars in revenue in 1952, might also be abandoned.

As against these suggestions, the Committee pointed out that some manufacturing corporations in Pennsylvania, replying to a questionnaire sent them, said that 1952 corporate taxes were not adversely influencing decisions to modernize or expand facilities in the State, although others contended they did.

The Tax Study Committee reported that the Commonwealth's revenue problem is complicated by the necessity of competing with the Federal and local governments for revenue, and that federal taxes are especially numerous and heavy.

It revealed, too, that the available revenue sources open to the State are limited largely because of federal encroachments upon the available taxable fields.

The Committee concludes from its studies that some revenue sources are highly exploited in Pennsylvania, while a comparison of the tax system of leading states indicates the absence of a number of productive revenue sources in our State tax system.

It is pointed out that among the 48 states only six, including Pennsylvania, have neither a general personal income nor sales tax. There are now 29 states with general personal income taxes; 33 states with some variety of general sales taxation; and 21 states with both of these prolific revenue sources.

The Committee reported that in several states severance taxes provide substantial revenue, but that such a tax is not imposed in Pennsylvania.

Discussing some possible new State tax sources, together with the problems they present and without proposing that they should or should not be adopted, the Committee lists:

Restoration of the soft drink tax.

A tax on cigars, chewing and smoking tobacco, and snuff, which would raise approximately four million dollars a year.

A general State tax on amusements, at rates one-half the federal tax, would raise approximately ten million dollars a year, although presenting many complications because of local amusement taxes.

The Committee says a tax on parimutuel betting at race tracks is a fertile source of revenue.

In this connection, it says:

"The most fertile new source of revenue which the states have recently developed, aside from general income and sales taxes, is the tax on parimutuel betting at race tracks. New York obtained 33.8 million dollars from a parimutuel tax in the fiscal year 1952; New Jersey, 15.6 million dollars.

"It would require, perhaps, a year or more for race tracks and racing schedules to be placed in full operation in Pennsylvania, if they were legalized. A tax on parimutuel betting could raise 20 to 25 million dollars in revenue a year, after full-scale operations were attained."

A State per capita tax at a rate of \$5.00 on all persons of 21 years of age and older, would yield approximately 25 million dollars a year, if effectively enforced.

A meals tax of the Massachusetts variety, levying five per cent sales tax on meals costing \$1.00 or more. This form of taxation could yield an estimated 10 million dollars a year.

A tax on hotel room rentals exceeding \$2.00.

A tax on domestic and commercial users of electricity and gas, at a rate of 3.5 per cent, would supply an estimated 11.4 million dollars a year.

A tax on intrastate telephone and telegraph service at five per cent, to yield an annual estimated revenue of eight million dollars.

A tax on the net income of unincorporated businesses and professions, at one per cent, would yield approximately 20 million dollars a year.

Discussing the sales tax as a potential field of taxation, the Committee found that such levies imposed by 33 states in 1942 supplied more revenue in the aggregate than any other State tax, or more than two billion dollars.

The Committee's study of this form of levy brought findings that, contrary to general belief, families within the lower brackets up to \$3,000 incomes did not pay relatively more of their income than families in the group with incomes of \$10,000 and above provided food purchases were exempt.

However, the Committee said:

"The question of a general sales tax in Pennsylvania would involve the issue of State and local tax relations. There were 61 local governments on September 1, 1952, collecting business privilege and mercantile taxes.

"From the administrative standpoint, the superiority of State over local tax enforcement is readily apparent.

"If the Commonwealth should adopt some type of general sales tax, it probably would be necessary to require



the local governments to relinquish this revenue source.

"It is estimated that a two per cent tax on sales of tangible personal property, exempting food for home consumption and also exempting the specially taxed commodities, alcoholic beverages, cigarettes, and gasoline, would provide approximately 140 million dollars a year in revenue in Pennsylvania."

Discussing the personal income tax, the Committee finds that if the Commonwealth should adopt such a tax, the problem of coordinating State and local income taxes would arise. It suggests that if either an income tax or a general sales tax is imposed and should be earmarked for education, either or both taxes might be received more favorably by the public. However, the Committee feels that financing education or other general functions through the General Fund is better, since it facilitates over-all control of State expenditures.

However, imposition of a gross income tax of one per cent would raise \$135 millions annually, according to the Committee.

The Tax Study Committee holds that the continuing upward climb of State expenditures can be halted only if the citizens are willing to forego some of the public services they now demand, or transfer the financing of those services from the State to the Federal or local governments. These services, it says, are costing more, and it warns that tax increases have been inescapable in the financing of these public services.

"The plain fact is," said the Committee, "that the costs of government are rising, and taxes must also rise, until the upward trend in expenditures levels off."

The Committee foresees these possibilities of increased revenues to the State:

Taxing gifts in a manner similar to inheritance, approximately a million and a half dollars a year.

If a minimum credit of 50 per cent allowed by Congress against the entire federal estate tax for the payment of State death taxes, 30 million dollars annually.

If Congress granted a similar credit of 50 per cent against the federal gift tax for payment of estate gift tax, three million dollars a year.

If the gross receipts tax was extended to the sale of gas at a rate of 14 mills on gross receipts, the yield would be approximately 2.5 million dollars a year.

If a gross receipts tax of one per cent were levied against cooperative corporations, it would yield approximately 2.7 million dollars a year.

The Committee made a comprehensive study of the Commonwealth's debt charges and finds that a considerable part of the future tax revenues must be raised to finance the increasing debt-financed expenditures.

Pennsylvania State and local taxes are, in total, comparatively favorable with those of other leading states when they are measured on a per capita basis, and in relation to income payments and other significant measures of economic activity, according to the Committee. The Committee studied 15 leading states for 1951, and when total State and local taxes, with the addition of liquor store profits, were compared, Pennsylvania among those 15 states was 11th on a per capita basis, 13th in relation to income payments, and 12th in relation to a combination of income payments, value added in manufacturing, output of agriculture and mining, and retail sales.

During that same year—1951—Pennsylvania, it was found, derived most revenues from alcoholic beverages, cigarette taxes, general corporation, and inheritance taxes, and was low or 11th among the 15 states in collections from local property taxes.

With respect to the revenues obtained from alcoholic beverages, the Committee suggests there is no compelling reason for increasing either the liquor mark-up or the tax. It does assert, however, that revenue needs and considerations of equity require a mark-up on wines comparable with that on distilled spirits. It also points out that wine purchases in Pennsylvania are above the national average.

As to the malt beverage tax, the Committee has found that it is higher in Pennsylvania than in Maryland, New Jersey, and New York, but lower than in 20 other states, and says that a 50 per cent increase in the tax per barrel

would raise approximately ten million dollars a year in additional revenue, assuming that the demand for malt beverages would not decline.

It said, further, that a study of the alcoholic beverage licenses and fees with a view to revising them upward for the benefit of local governments, would appear to be in order.

As to cigarettes, the Committee finds that the demand for them is such that an increase in the rate from four to five cents a package in Pennsylvania would probably raise new annual revenues of ten million dollars. Such a rate advance, however, the Committee says, would increase the Pennsylvania tax differential over the lower rates generally prevailing in nearby states.

A State tax on investment income from interest, dividends, royalties, and net returns received from investments in Pennsylvania by non-residents at a rate of two per cent would have an estimated annual yield of 20 million dollars, according to the Committee. However, it adds that if such a tax should be imposed, the local taxes on intangible personal property should be repealed, and the local revenue loss should be offset by a share of the State tax on investment income.

In summarization of its findings, the Tax Study Committee asserts that, like all other states, Pennsylvania finds there are few major revenue sources which are still open.

"On the other hand," says the report, "the citizens are demanding more governmental services. It is up to the citizens to decide whether the State and local governments are to spend more money. If they approve programs of higher spending, they must also accept new taxes which hit their incomes, expenditures, and savings."

"The ever recurring pressure in Pennsylvania for new tax sources proves that the Commonwealth has failed to develop a revenue structure sufficiently diversified and flexible to provide steadily increasing funds."

"The time has come for the Commonwealth to take inventory of its present revenue resources, to appraise its future revenue requirements, and to lay securely the foundations of a revenue system which will meet its long-range, as well as its immediate, revenue requirements."

"Such a revenue system, with adjustments from time to time in the bases and rates of taxation, would provide ample funds over the years with the minimum interference with the effect of operation of the private enterprise economy and in the manner most equitable and convenient to the taxpayers."

Small or minor tax revisions in the State's tax structure are not going to accomplish what is necessary to be done, according to the Committee. It holds that, "Little nuisance taxes imposed on this or that object apparently will not suffice to provide the great new revenues needed to finance the public school program and other costly services."

The Committee has found that there is a definite and continuing need for the better coordination of local, State, and federal taxes in order to provide adequate independent revenues for all levels of government in the most equitable and practical manner.

## REPORT OF DELAWARE RIVER PORT AUTHORITY

The SPEAKER laid before the House the Report of the Delaware River Port Authority of Pennsylvania and New Jersey for the year 1952.

(For report see Appendix.)

## STUDENTS OF PENNSYLVANIA COLLEGE FOR WOMEN WELCOMED

The SPEAKER. The Chair welcomes to the Hall of the House a delegation of students from the Pennsylvania College for Women of Pittsburgh, under the supervision of their teacher, Dr. William Keefe, assistant professor of Political Science. They are the guests of the gentleman from Allegheny, Mr. Schmidt.



## VISITOR WELCOMED

The SPEAKER. We also have with us today, and the Chair welcomes him to the Hall of the House, the President Judge of the Delaware County Court of Common Pleas, the Honorable Harold L. Ervin.

## FORMER MEMBER WELCOMED

The SPEAKER. The Chair also welcomes to the House a former Member from Delaware County, Honorable William Milliken.

## BILLS ON FIRST READING

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 38, entitled:

An Act to further amend section 12 of the act approved the eleventh day of July one thousand nine hundred seventeen (P. L. 758) entitled "An act for the protection of the public health by regulating the possession control dealing in giving away delivery dispensing administering prescribing and use of certain drugs and keeping records thereof by regulating the use of drugs in the treatment of the drug habit by providing for the revocation and suspension of licenses of physicians dentists veterinarians pharmacists druggists and registered nurses for certain causes and by providing for the enforcement of this act and penalties" by changing the penalties for the illegal sale dispensing or giving away of drugs.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 42, entitled:

An Act to further amend the act approved the thirteenth day of May one thousand nine hundred twenty-five (P. L. 644) entitled "An act relating to and regulating the solicitation of moneys and property for charitable religious benevolent humane and patriotic purposes" by providing for payment of costs in addition to compensation of solicitors and exempting additional organizations and corporations and national service clubs raising funds for child welfare projects from the provisions of the act.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 141, entitled:

An Act to amend Section 1 of the act approved the fifth day of August one thousand nine hundred thirty-two (P. L. 45) entitled "An act empowering cities of the first and second classes to levy assess and collect or to provide for the levying assessment and collection of certain additional taxes for general revenue purposes authorizing the establishment of bureaus and the appointment and compensation of officers and employes to assess and collect such taxes and permitting penalties to be imposed and enforced" by prohibiting the imposition of wage income or occupation taxes on non-residents and abolishing such taxes heretofore imposed.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 312, entitled:

An Act to further amend the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the

conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" by transferring the Brandywine Battlefield Park Commission to the Department of Forests and Waters and making the commission a departmental administrative commission of the Department of Forests and Waters.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 384, entitled:

An Act to further amend the act approved the twenty-fifth day of June one thousand nine hundred forty-seven (P. L. 1145) entitled as amended "An act empowering cities of the second class cities of the second class A cities of the third class boroughs towns townships of the first class townships of the second class school districts of the second class school districts of the third class and school districts of the fourth class to levy assess and collect or to provide for the levying assessment and collection of certain additional taxes subject to maximum limitations for general revenue purposes authorizing the establishment of bureaus and the appointment and compensation of officers and employes to assess and collect such taxes and permitting penalties to be imposed and enforced providing an appeal from the ordinance or resolution levying such taxes to the court of quarter sessions and to the Supreme Court and Superior Court" by further regulating the imposition of taxes under the provisions of said act the limitations thereon and the publication and filing of notices relative thereto.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 393, entitled:

An Act to further amend Section 20 of the act approved the seventh day of June one thousand nine hundred fifteen (P. L. 900) entitled "An act to provide for the immediate registration of all births and deaths throughout the Commonwealth of Pennsylvania by means of certificates of births and deaths and burial or removal permits requiring prompt returns to the Central Bureau of Vital Statistics as required to be established by the State Department of Health and in order to secure prompt and faithful registration of births marriages deaths and diseases of practitioners of medicine and surgery of midwives nurses and undertakers and of all persons whose occupation is deemed to be of importance in obtaining complete registration of births deaths marriages and diseases throughout the State as provided in section ten of an act entitled 'An act creating the Department of Health and defining its powers and duties' approved the twenty-seventh day of April nineteen hundred and five and providing penalties for violations of this act" by increasing fees of local registrars of vital statistics.



And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 585, entitled:

An Act to further amend subsection (f) of section 813 of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by prohibiting the possession of certain certificates of inspection and approval.

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 588, entitled:

An Act making an appropriation from the Motor License Fund to the State Employees' Retirement Board to meet the obligations of the Commonwealth to the State Employees' Retirement System with respect to State employees receiving compensation from the Motor License Fund.

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 596, entitled:

An Act making an appropriation to the Treasury Department out of various funds to pay replacement checks issued in lieu of outstanding checks when presented and to adjust errors

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 603, entitled:

An Act to further amend section one thousand three hundred ten point one of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 343) entitled "An act relating to the finances of the State government providing for the settlement assessment collection and lien of taxes bonus and all other accounts due the Commonwealth the collection and recovery of fees and other money or property due or belonging to the Commonwealth or any agency thereof including escheated property and the proceeds of its sale the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth and the settlement of claims against the

Commonwealth the resettlement of accounts and appeals to the courts refunds of moneys erroneously paid to the Commonwealth auditing the accounts of the Commonwealth and all agencies thereof of all public officers collecting moneys payable to the Commonwealth or any agency thereof and all receipts of appropriations from the Commonwealth and imposing penalties affecting every department board commission and officer of the State government every political subdivision of the State and certain officers of such subdivisions every person association and corporation required to pay assess or collect taxes or to make returns or reports under the laws imposing taxes for State purposes or to pay license fees or other moneys to the Commonwealth or any agency thereof of every State depository and every debtor or creditor of the Commonwealth" by prescribing the method for the sale of escheated securities

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 609, entitled:

An Act making an appropriation from the Motor License Fund to the Pennsylvania Public Safety Commission for the payment of the costs and expenses incurred in the work of the Commission

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 650, entitled:

An Act appropriating certain moneys in the Motor License Fund to Cities Boroughs Towns and Townships of the Commonwealth for certain purposes and for a limited time conferring powers and imposing duties on the officials of such political subdivisions and on the Department of Highways

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 660, entitled:

An Act requiring that copies of bills introduced in the General Assembly be punctuated

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 662, entitled:

An Act to amend Sections 202 419 and 2112 of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the

manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" by changing the name of the State Board of Undertakers to the State Board of Funeral Directors

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 7, entitled:

An Act to amend Sections 3 and 4 of the act, approved the eighteenth day of May, one thousand nine hundred forty-nine (P. L. 1440) entitled "An act concerning notaries public and amending, revising, consolidating and changing the law relating thereto," by requiring notaries to be qualified electors.

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 60, entitled:

An Act to further amend the act, approved the twenty-second day of June, one thousand nine hundred thirty-one (P. L. 594), entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligation of the Commonwealth in the construction of certain structures located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act," by deleting a route in Lancaster County.

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

### WINNERS OF AMERICAN LEGION ORATORICAL CONTEST WELCOMED

The SPEAKER. The Chair welcomes to the Hall of the House, the winners of the American Legion Oratorical Contest of Mercer County, under the supervision of Miss Lillian Semple, Mrs. Robert Murrell and Mr. Francis Masson. They are the guests of the gentlemen from Mercer, Messrs. Young and Down.

### BILLS ON SECOND READING

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 485, entitled

An Act to further amend Section 1 of the act, approved the second day of June, one thousand nine hundred thirty-seven (P. L. 1184), entitled "An act authorizing cities of the first and second class and second class A and incorporated towns to make appropriations to organizations of ex-service men to aid in defraying the expenses of Memorial Day and Armistice Day," authorizing said political subdivisions to appropriate money to certain veterans organizations for expenses of Flag Day.

The first section was read.

On the question,

Will the House agree to the section?

Mr. FENRICH offered the following amendment:

Amend Sec. 1, page 2, line 1, by striking out "Section 1" and inserting in lieu thereof "The title."

Amend Sec. 1, page 2, line 6 by inserting after the word "Day" the following "is hereby amended to read as follows:

"An Act authorizing cities of the first and second class and second class A and incorporated towns to make appropriations to organizations of ex-service men to aid in defraying the expenses of Memorial Day, Flag Day and Armistice Day."

Section 2. Section 1 of said act

Amend Sec. 1, page 2, line 9, by inserting after the word "hereby" the following "reenacted and,"

They were agreed to.

The section was agreed to as amended.

The second section was read.

On the question,

Will the House agree to the section?

Mr. FENRICH offered the following amendment:

Amend Sec. 2, page 3, line 17, by striking out the number "2" and inserting in lieu thereof "3."

It was agreed to.

The section was agreed to as amended.

The title was read.

On the question,

Will the House agree to the title?

Mr. FENRICH offered the following amendments:

Amend the Title, page 1, line 1 of Title, by inserting after the word "To" the following "amend the title and reenact and."

Amend Title, page 1, line 6 from top of Title, by inserting after the word "by" the following "incorporating all past amendments; and."

They were agreed to.

The title was agreed to as amended.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for third reading.

### BILLS ON FINAL PASSAGE

#### BILL PASSED OVER

There being no objection

House Bill No. 120, Printer's No. 45  
was passed over at the request of the SPEAKER.

Agreeably to order

The House proceeded to the consideration on final passage of House Bill No. 347, as follows:

An Act to further amend Section 1402 of the act approved the twenty-third day of June one thousand nine hundred thirty-one (P. L. 932) entitled "An act relating to cities of the third class and amending revising and consolidating the law relating thereto" by requiring city treasurers to also provide insurance against loss of taxes as a result of fire burglary larceny theft robbery forgery or fraud

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 1402 of the act approved the twenty-third day of June one thousand nine hundred thirty-one (P. L. 932) entitled "An act relating to cities of the third class and amending revising and consolidating the law relating thereto" as last reenacted and amended by the act approved the twenty-eighth day of June one thousand nine hundred fifty-one (P. L. 662) is hereby further amended to read as follows

Section 1402 Bond Insurance Salary The city treasurer shall give lawful fidelity bond to the Commonwealth with a surety company authorized by law to act as surety and furnish adequate insurance protection against any and all losses of said funds through fire burglary larceny theft robbery forgery or fraud to be approved by the city council in such sums as it may by ordinance direct conditioned for the accounting for and paying over all moneys received by him in his capacity as city treasurer and the



safe-keeping and payment over of all public moneys entrusted to his care and that as tax collector of city county institution district and school taxes he shall keep safe account for and pay over all moneys received by him as taxes penalties and interest The city treasurer and his surety shall be discharged from further liability on any bond as tax collector as soon as all tax items contained in the duplicates delivered to him are either (1) collected and paid over or (2) certified to the city council for entry as liens in the office of the prothonotary or as claims in the tax claim bureau as the case may be or (3) returned to the county treasurer or city treasurer for sale or (4) in the case of taxes not levied upon real estate a record of those which remain uncollected is filed with the tax authority The city treasurer shall be required to give in addition to insurance as aforesaid but one bond which shall include his duties as city treasurer and collector of city county institution district and school taxes and shall cover the full term of his office Should any of the taxing districts be of the opinion at any time that the bond and insurance as aforesaid [given] provided by the city treasurer is not sufficient in amount [or] as to the surety and insurance thereon the said taxing district may petition the court of quarter sessions having jurisdiction in the city to have the city treasurer furnish additional bond and insurance as aforesaid Thereupon the city treasurer shall furnish such additional bond and insurance if any as the said court may prescribe The premium of [such] the bond or bonds and insurance shall be paid by the city or shared pro rata by the taxing districts interested as the case may be according to their respective tax interests The treasurer shall not in any event be required to [give] provide bond or bonds and insurance [aggregating] in an amount in excess of the taxes to be collected by him The bond or bonds and insurance [given] provided by the city treasurer shall or be for the use of the city and the taxing districts involved He shall as city treasurer receive a fixed annual salary to be provided by ordinance His compensation as tax collector for the city county institution district and school district shall be as provided for in the Local Tax Collection Law

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

#### YEAS—206

Adam,	Gibson,	Markley,
Alexander,	Gleason,	Mathews,
Amarando,	Glick,	Maxwell,
Andrews,	Goodling,	McCann,
Ashton,	Gramlich,	McCormack,
Auker,	Greenwood,	McCullough,
Banker,	Guss,	McDermitt,
Barkdoll,	Gutendorf,	McGee,
Baumunk,	Guthrie,	McInroy,
Bazin,	Hall,	McWhorter,
Bear,	Hamilton, R. K.,	Metz,
Blair,	Hamilton, W. H.,	Mihm,
Boies,	Harris,	Mikula,
Bolton,	Haudenschild,	Miller,
Bomberger,	Helm,	Mills,
Boory,	Hersch,	Monroe,
Bower,	Hewitt,	Moody,
Breisch,	Hocker,	Moore,
Breth,	Hoggard,	Moran,
Brown,	Ide,	Moscrip,
Bucchin,	Jenkins,	Muldowney,
Buchanan,	Jim,	Munley,
Bullen,	Johnson,	Murray, J. J.,
Capano,	Jones, Geo. E.,	Murray, P. G.,
Cianfrani,	Jones, Gran'le E.	Musto,
Cioffi,	Jones, Paul F.,	Naugle,
Clapper,	Jones, T. H. W.,	Needham,
Cochran,	Jump,	Ogilvie,
Comer,	Kamyk,	Olsen,
Connelly,	Keller,	Parlante,
Conner,	Kent,	Peiffy,
Cooper,	Kerlin,	Peta,
Coyle,	Kline,	Petrosky,
Curwood,	Kohl,	Pettigrew,
Davis,	Kolankiewicz,	Pfaff,

Dougherty,	Kornick,	Phillips,	Wescott,
Down,	Kratz,	Polaski,	Whalley,
Downey,	Kromer,	Polen,	Wheeler,
Dunn,	Kubacki,	Poltenstein,	White,
Erb,	Lafore,	Price,	Whitenight,
Ewing,	Lederer,	Quisenberry,	Willaredt,
Farabaugh,	Leisey,	Ragot,	Williams,
Fenrich,	Leonard,	Readinger,	Wilt,
Ferster,	Leven,	Reagan,	Wood,
Filo,	Light,	Reidenbach,	Worley,
Flack,	Limper,	Richter,	Yeakel,
Fleischman,	Lippincott,	Rosen,	Yetzer,
Floyd,	Lopresti,	Rovanssek,	Young,
Flynn,	Lovett,	Royer,	Zeit,
Frost,	Lutty,	Rubin,	Ziegler,
Geer,	Maguire,	Sarra,	Smith, O. C.,
	Mahan,	Schmidt,	Speaker

#### NAYS—1

DuBois,

#### NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

### BILLS ON THIRD READING

#### BILL PASSED OVER

There being no objection

House Bill No. 86, Printer's No. 51  
was passed over at the request of Mr. PETROSKY.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 261, as follows:

An Act to amend the title and the act approved the sixteenth day of May one thousand nine hundred fifty-one (P. L. 300) entitled "An act authorizing counties of the second and fourth classes to establish fire training schools for the paid and volunteer firemen of municipalities within the county" by authorizing counties of the third fifth sixth seventh and eighth classes to establish fire training schools

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The Title and Section 1 of the act approved the sixteenth day of May one thousand nine hundred fifty-one (P. L. 300) entitled "An act authorizing counties of the second and fourth classes to establish fire training schools for the paid and volunteer firemen of municipalities within the county" are hereby amended to read as follows

#### An Act

Authorizing counties of the second third [and] fourth fifth sixth seventh and eighth classes to establish fire training schools for the paid and volunteer firemen of municipalities within the county

Section 1 The county commissioners of all counties of the second third [and] fourth fifth sixth seventh and eighth classes are hereby authorized and empowered to establish equip and maintain fire training schools or centers for the purpose of giving instruction and practical training in the prevention control and fighting of fire to the members of paid fire departments and volunteer fire companies in any city borough town or township within such county

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

## YEAS—206

Adam,	Gibson,	Markley,	Schuster,
Alexander,	Gleason,	Mathews,	Schwartz,
Amarando,	Glick,	Maxwell,	Scott,
Andrews,	Goodling,	McCann,	Seyler,
Ashton,	Gramlich,	McCormack,	Shoemaker,
Auker,	Greenwood,	McCullough,	Shotwell,
Banker,	Guss,	McDermitt,	Smith, W. B.,
Barkdoll,	Gutendorf,	McGee,	Snider,
Baumunk,	Guthrie,	McInroy,	Spencer,
Bazin,	Hall,	McWherter,	Stank,
Bear,	Hamilton, R. K.,	Metz,	Stevenson,
Blair,	Hamilton, W. H.,	Mihm,	Stimmel,
Boles,	Harris,	Mikula,	Stone,
Bolton,	Haudenshield,	Miller,	Stoner,
Bomberger,	Helm,	Mills,	Strausser,
Boory,	Hersch,	Monroe,	Sucher,
Bower,	Hewitt,	Moody,	Taylor,
Breisch,	Hocker,	Moore,	Thomas,
Breth,	Hoggard,	Moran,	Thompson,
Brown,	Ide,	Moscrip,	Toll,
Buechin,	Jenkins,	Muldowney,	Tompkins,
Buchanan,	Jim,	Munley,	Toomey,
Bullen,	Johnson,	Murray, J. J.,	VanSant,
Capano,	Jones, Geo. E.,	Murray, P. G.,	Varallo,
Cianfrani,	Jones, Gran'le E.	Musto,	Varner,
Cioffi,	Jones, Paul F.,	Naugle,	Vaughan,
Clapper,	Jones, T. H. W.,	Needham,	Verona,
Cochran,	Jump,	Ogilvie,	Wall,
Comer,	Kamyk,	Olsen,	Wallace,
Connelly,	Keller,	Parlante,	Walsh,
Conner,	Kent,	Peiffly,	Wargo,
Cooper,	Kerlin,	Peta,	Waterhouse,
Coyle,	Kline,	Petrosky,	Watkins,
Curwood,	Kohl,	Pettigrew,	Weidner,
Davis,	Kolankiewicz,	Pfaff,	Welsh,
Dougherty,	Kornick,	Phillips,	Wescott,
Down,	Kratz,	Polaski,	Whalley,
Downey,	Kromer,	Polen,	Wheeler,
Dunn,	Kubacki,	Poltenstein,	White,
Erb,	Lafore,	Price,	Whitenight,
Ewing,	Lederer,	Quisenberry,	Willaredt,
Farabaugh,	Lelsey,	Ragot,	Williams,
Fenrich,	Leonard,	Readinger,	Wilt,
Ferster,	Leven,	Reagan,	Wood,
Filo,	Light,	Reidenbach,	Worley,
Flack,	Limper,	Richter,	
Fleischman,	Lippincott,		
Floyd,	Lopresti,		
Flynn,	Lovett,		
Frost,	Lutty,		
Geer,	Maguire,		
	Mahan,	Schmidt,	Speaker

## NAYS—1

## NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

## BILLS PASSED OVER

There being no objection

House Bill No. 333, Printer's No. 46

House Bill No. 334, Printer's No. 47 and

House Bill No. 335, Printer's No. 48

were passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 461, as follows:

An Act to amend section one thousand one hundred sixty-six of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by further providing for sabbatical leaves of absence

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section one thousand one hundred sixty-six of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" as last amended by the act approved the 27th day of December one thousand nine hundred fifty-one (P. L. 1791) is hereby further amended to read as follows

Section 1166 Persons Entitled (a) Any person employed in the public school system of this Commonwealth who has completed ten (10) years of satisfactory service as a professional employe or member of the supervisory instructional or administrative staff or in first class school districts as a member of the instructional staff as defined by the local board of education shall be entitled to a leave of absence for restoration of health study or travel or at the discretion of the board of school directors for other purposes At least five consecutive years of such service shall have been in the school district from which leave of absence is sought unless the board of school directors shall in its discretion allow a shorter time Such leave of absence shall be for a half or full school [year] term or for two half school [years] terms during a period of two years at the option of such person Thereafter one leave of absence shall be allowed after each seven years of service

A sabbatical leave granted to a regular employe shall also operate as a leave of absence without pay from all other school activities

And said bill having been read at length the third time, considered an agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

## YEAS—203

Adam,	Gleason,	Mathews,	Schwartz,
Alexander,	Glick,	Maxwell,	Scott,
Amarando,	Goodling,	McCann,	Seyler,
Andrews,	Gramlich,	McCormack,	Shoemaker,
Ashton,	Greenwood,	McCullough,	Shotwell,
Auker,	Guss,	McDermitt,	Smith, W. B.,
Banker,	Gutendorf,	McGee,	Snider,
Barkdoll,	Guthrie,	McInroy,	Spencer,
Baumunk,	Hall,	McWherter,	Stank,
Bazin,	Hamilton, R. K.,	Metz,	Stevenson,
Bear,	Hamilton, W. H.,	Mihm,	Stimmel,
Blair,	Harris,	Mikula,	Stone,
Boles,	Haudenshield,	Miller,	Stoner,
Bomberger,	Helm,	Mills,	Strausser,
Boory,	Hersch,	Monroe,	Sucher,
Bower,	Hewitt,	Moody,	Taylor,
Breisch,	Hocker,	Moore,	Thomas,
Breth,	Hoggard,	Moran,	Thompson,
Brown,	Ide,	Moscrip,	Toll,
Buechin,	Jenkins,	Muldowney,	Tompkins,
Buchanan,	Jim,	Munley,	Toomey,
Bullen,	Johnson,	Murray, J. J.,	VanSant,
Capano,	Jones, Geo. E.,	Murray, P. G.,	Varallo,
Cianfrani,	Jones, Gran'le E.	Musto,	Varner,
Cioffi,	Jones, Paul F.,	Needham,	Vaughan,
Clapper,	Jones, T. H. W.,	Ogilvie,	Verona,
Cochran,	Jump,	Olsen,	Wall,
Comer,	Kamyk,	Parlante,	Wallace,
Connelly,	Keller,	Peiffly,	Walsh,
Conner,	Kent,	Peta,	Wargo,
Cooper,	Kerlin,	Petrosky,	Waterhouse,
Coyle,	Kline,	Pettigrew,	Watkins,
Curwood,	Kohl,	Pfaff,	Weidner,
Davis,	Kolankiewicz,	Phillips,	Welsh,
Dougherty,	Kornick,	Polaski,	Wescott,
Down,	Kratz,	Polen,	Whalley,
Downey,	Kubacki,	Poltenstein,	Wheeler,
Dunn,	Lafore,	Price,	White,
Erb,	Lederer,	Quisenberry,	Whitenight,
Ewing,	Lelsey,	Ragot,	Willaredt,
Farabaugh,	Leonard,	Readinger,	Williams,
Fenrich,	Leven,	Reagan,	Wilt,
Ferster,	Light,	Reidenbach,	Wood,
Filo,	Limper,	Richter,	Worley,



Flack,	Lippincott,	Rosen,	Yeakel,
Fleischman,	Lopresti,	Rovanssek,	Yetzer,
Floyd,	Lovett,	Royer,	Young,
Flynn,	Lutty,	Rubin,	Zeitz,
Frost,	Maguire,	Sarraf,	Ziegler,
Geer,	Mahan,	Schmidt,	Smith, C. C.,
Gibson,	Markley,	Schuster,	Speaker

## NAYS—4

Bolton,	DuBois,	Kromer,	Naugle,
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## NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 12, as follows:

An Act relating to certain commercial transactions in or regarding personal property and contracts and other documents concerning them including sales commercial paper bank deposits and collections documentary letters of credit bulk transfers warehouse receipts bills of lading other documents of title investment securities and secured transactions including certain sales of accounts chattel paper and contract rights providing for public notice to third parties in certain circumstances regulating procedure evidence and damages in certain court actions involving such transactions contracts or documents and to make uniform the law with respect thereto

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The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

## Article 1

## General Provisions

## Part 1

## Short Title Construction Application and Subject Matter of the Act

Section 1-101 Short Title This Act shall be known and may be cited as Uniform Commercial Code

Section 1-102 Purposes Rules of Construction (1) This Act shall be liberally construed and applied to promote its underlying purposes and policies

(2) Underlying purposes and policies of this Act are

- (a) to simplify and modernize and develop greater precision and certainty in the rules of law governing commercial transactions
- (b) to preserve flexibility in commercial transactions and to encourage continued expansion of commercial practices and mechanisms through custom usage and agreement of the parties
- (c) to make uniform the law among the various jurisdictions

(3) In construing and applying this Act to effect its purposes the following rules shall apply

- (a) Definitions and formal requirements such as those determining what constitutes a negotiable instrument a bona fide purchaser a holder in due course or due negotiation of documents of title are not subject to variation by agreement
- (b) Except as otherwise provided by this Act the rights and duties of a third party may not be adversely varied by an agreement to which he is not a party or by which he is not otherwise bound
- (c) The general obligations prescribed by this Act such as good faith due diligence commercial reasonableness and reasonable care may not be disclaimed by agreement but the parties may by agreement determine the standards by which the performance

of such obligations is to be measured if such standards are not manifestly unreasonable

(d) Provisions of this Act which are qualified by the words "unless otherwise agreed" or words of similar import may be waived or modified by agreement and the absence of such words contains no negative implication

(e) Subject to the foregoing subsections and except as otherwise specifically provided in this Act the effect of provisions of this Act may be varied by agreement

(f) The Comments of the National Conference of Commissioners on Uniform State Laws and The American Law Institute may be consulted in the construction and application of this Act but if text and comment conflict text controls

(g) Prior drafts of text and comments may not be used to ascertain legislative intent

Section 1-103 Supplementary General Principles of Law Applicable Unless displaced by the particular provisions of this Act the principles of law and equity including the law merchant and the law relative to capacity to contract principal and agent estoppel fraud misrepresentation duress coercion mistake bankruptcy or other validating or invalidating cause shall supplement its provisions

Section 1-104 Construction Against Implicit Repeal This Act being a general act intended as a unified coverage of its subject matter no part of it shall be deemed to be impliedly repealed by subsequent legislation if such construction can reasonably be avoided

Section 1-105 Applicability of the Act Parties' Right to Choose Applicable Law (1) Article 1 applies to any contract or transaction to which any other Article of this Act applies

(2) The Articles on Sales (Article 2) Documentary Letters of Credit (Article 5) and Documents of Title (Article 7) apply whenever any contract or transaction within the terms of any one of the Articles is made or occurs after the effective date of this Act and the contract

(a) is made offered or accepted or the transaction occurs within this state or

(b) is to be performed or completed wholly or in part within this state or

(c) relates to or involves goods which are to be or are in fact delivered shipped or received within this state or

(d) involves a bill of lading warehouse receipt or other document of title which is to be or is in fact issued delivered sent or received within this state or

(e) is an application or agreement for a credit made sent or received within this state or involves a credit issued in this state or under which drafts are to be presented in this state or confirmation or advice of which is sent or received within this state or involves any negotiation within this state of a draft drawn under a credit

(3) The Articles on Commercial Paper (Article 3) and Bank Deposits and Collections (Article 4) apply whenever any contract or transaction within the terms of either of the Articles is made or occurs after the effective date of this Act and the contract

(a) is made offered or accepted or the transaction occurs within this state or

(b) is to be performed or completed wholly or in part within this state or

(c) involves commercial paper which is made drawn or transferred within this state

(4) The Article on Investment Securities (Article 8) applies whenever any contract or transaction within its terms is made or occurs after the effective date of this Act and the contract

(a) is made offered or accepted or the transaction occurs within this state or

(b) is to be performed or completed wholly or in part within this state or

(c) involves a security issued or transferred within this state



But the validity of a corporate security shall be governed by the law of the jurisdiction of incorporation

(5) The Articles on Bulk Transfers (Article 6) and Secured Transactions (Article 9) apply whenever any contract or transaction within their terms is made or occurs after the effective date of this Act and falls within the provisions of Section 6—102 or Sections 9—102 and 9—103

(6) Whenever a contract instrument document security or transaction bears a reasonable relationship to one or more states or nations in addition to this state the parties may agree that the law of any such other state or nation shall govern their rights and duties In the absence of an agreement which meets the requirements of this subsection this Act governs

Section 1—106 Remedies to be Liberally Administered

(1) The remedies provided by this Act shall be liberally administered to the end that the aggrieved party may be put in as good a position as if the other party had fully performed but neither consequential nor penal damages may be had except as specifically provided in this Act or by other rule of law

(2) Any right or obligation declared by this Act is enforceable by action unless the provision declaring it specifies a different and limited effect

Section 1—107 Waiver or Renunciation of Claim or Right after Breach Any claim or right arising out of an alleged breach can be discharged in whole or in part without consideration by a written waiver or renunciation signed by the aggrieved party

Section 1—108 Severability If any provision or clause of this Act or application thereof to any person or circumstance is held invalid such invalidity shall not affect other provisions or applications of the Act which can be given effect without the invalid provision or application and to this end the provisions of this Act are declared to be severable

Section 1—109 Section Captions Section captions are parts of this Act

## Part 2

### General Definitions and Principles of Interpretation

Section 1—201 General Definitions Subject to additional definitions contained in the subsequent Articles of this Act which are applicable to specific Articles or Parts thereof and unless the context otherwise requires in this Act

(1) "Action" in the sense of a judicial proceeding includes recoupment counterclaim set-off suit in equity and any other proceedings in which rights are determined

(2) "Aggrieved party" means a party entitled to resort to a remedy

(3) "Agreed" or "Agreement" means the bargain in fact as found in the language of the parties or in course of dealing or usage of trade or course of performance or by implication from other circumstances (Compare "Contract")

(4) "Bank" means any person engaged in the business of banking

(5) "Bearer" means the person in possession of an instrument document of title or security payable to bearer or indorsed in blank

(6) "Bill of lading" means a document evidencing the receipt of goods for shipment issued by a person engaged in the business of transporting or forwarding goods and includes an airbill "Airbill" means a document serving for air transportation as a bill of lading does for marine or rail transportation and includes an air consignment note or air waybill

(7) "Branch" includes a separately incorporated foreign branch of a bank

(8) "Burden of establishing" a fact means the burden of persuading the triers of fact that the existence of the fact is more probable than its non-existence

(9) "Buyer in ordinary course of business" means a person who buys goods in ordinary course from a person in the business of selling goods of that kind but does not include a pawnbroker or a person buying goods from

a farmer "Buying" may be for cash or on secured or unsecured credit and includes receiving goods securities or documents of title under a pre-existing contract for sale but does not include a transfer in bulk or as security for or in total or partial satisfaction of a money debt

(10) "Conspicuous" A term or clause is conspicuous when it is so written that a reasonable person against whom it is to operate ought to have noticed it A printed heading in capitals (as NON-NEGOTIABLE BILL OF LADING) is conspicuous Language in the body of a form is "conspicuous" if it is in larger or other contrasting type or color But in a telegram any stated term is "conspicuous" Whether a term or clause is "conspicuous" or not is for decision by the court

(11) "Contract" means the total obligation in law which results from the parties' agreement as affected by this Act and any other applicable rules of law (Compare "Agreement")

(12) "Creditor" means an unsecured creditor and includes any representative of creditors including an executor or administrator of an insolvent debtor's or assignor's estate

(13) "Defendant" includes a person in the position of defendant in a cross-action or counterclaim

(14) "Delivery" with respect to instruments documents of title chattel paper or securities means voluntary transfer of possession

(15) "Document of title" includes bill of lading dock warrant receipt warehouse receipt or order for the delivery of goods and also any other document which in the current course of business or financing is treated as adequately evidencing that the person in possession of it is entitled to receive hold and dispose of the document and the goods it covers To be a document of title a document must purport to be issued by or addressed to a bailee and purport to cover goods in the bailee's possession which are either identified or are fungible portions of an identified mass

(16) "Fault" means wrongful act omission or breach

(17) "Fungible" with respect to goods or securities means goods or securities of which any unit is by nature or usage of trade the equivalent of any other like unit Goods which are not fungible shall be deemed fungible for the purposes of this Act to the extent that under a particular agreement or document unlike units are treated as equivalents

(18) "Genuine" means free of forgery or counterfeiting

(19) "Good faith" means honesty in fact in the conduct or transaction concerned

(20) "Holder" means a person who is in possession of a document of title or an instrument or an investment security drawn issued or indorsed to him or to his order or bearer or in blank

(21) To "honor" is to pay or to accept and pay or where a credit so engages to purchase or discount a draft complying with the terms of the credit

(22) "Insolvency proceedings" includes any assignment for the benefit of creditors or other proceedings intended to liquidate or rehabilitate the estate of the person involved

(23) A person is "insolvent" who either has ceased to pay his debts in the ordinary course of business or cannot pay his debts as they become due or is insolvent within the meaning of the Federal Bankruptcy Law

(24) "Money" means a medium of exchange authorized or adopted by a domestic or foreign government as a part of its currency

(25) A person has "notice" of a fact when

(a) he has actual knowledge of it or

(b) he has received a notice or notification of it or

(c) from all the facts and circumstances known to him at the time in question he has reason to know that it exists

(26) A person "notifies" another by taking such steps as may be reasonably required to inform the other in ordinary course whether or not such other party actually comes to know it

(27) A person "receives" a notice or notification when

(a) It comes to his attention or



(b) it is duly delivered at the place of business through which the contract was made or at any other place held out by him as the place for receipt of such communications Notice or a notification received by an organization is effective for a particular transaction from the time when it is brought to the attention of the individual conducting that transaction and in any event from the time when it would have been brought to his attention if the organization had exercised due diligence

(28) "Organization" includes a corporation government or governmental subdivision or agency business trust estate trust partnership or association two or more persons having a joint or common interest or any other legal or commercial entity

(29) "Party" as distinct from "third party" means a person who has made a contract within this Act

(30) "Person" includes an individual or an organization

(31) "Presumption" or "presumed" means that the trier of fact must find the existence of the fact presumed unless and until evidence is introduced which would support a finding of its non-existence

(32) "Purchase" includes taking by sale discount mortgage pledge lien issue or re-issue gift or any other voluntary transaction creating an interest in property

(33) "Purchase" means a person who takes by purchase

(34) "Remedy" means any remedial right to which an aggrieved party is entitled with or without resort to a tribunal

(35) "Representative" includes an agent an officer of a corporation or association and a trustee executor or administrator of an estate or any other person empowered to act for another

(36) "Rights" includes remedies

(37) "Security interest" means an interest in property which secures payment or performance of an obligation The reservation by a seller or consignor of property notwithstanding identification of goods to a contract for sale or notwithstanding shipment or delivery is a "security interest" The term also includes the interest of a financing buyer of accounts chattel paper or contract rights

(38) "Send" in connection with any writing or notice means to deposit in the mail or deliver for transmission by any other usual means of communication with postage or cost of transmission provided for and properly addressed and in the case of an instrument to an address specified thereon or otherwise agreed or if there be none to any address reasonable under the circumstances The receipt of any writing or notice within the time at which it would have arrived if properly sent has the effect of a proper sending

(39) "Signed" includes any authentication

(40) "Surety" includes guarantor

(41) "Telegram" includes a message transmitted by radio teletype cable any mechanical method of transmission or the like

(42) "Term" means that portion of an agreement which relates to a particular matter

(43) "Unauthorized signature" means a signature made without actual implied or apparent authority and includes a forgery

(44) "Warehouse receipt" means a receipt issued by a person engaged in the business of storing goods for others

(45) "Written" or "writing" includes printing type-writing or other intentional reduction to tangible form

Section 1—202 Prima Facie Evidence by Third Party Documents A document in due form purporting to be a bill of lading policy or certificate of insurance official weigher's or inspector's certificate consular invoice or any other document authorized or required by the contract to be issued by a third party shall be prima facie evidence of its own authenticity and genuineness and of the facts stated in the document by the third party

Section 1—203 Obligation of Good Faith Every contract within this Act imposes an obligation of good faith in its performance or enforcement

Section 1 —204 Time Reasonable Time "Seasonably"

(1) Wherever this Act requires any action to be taken

within a reasonable time the agreement may fix any time which is not manifestly unreasonable

(2) What is a reasonable time for taking any action depends on the nature purpose and circumstances of such action

(3) An action is taken "seasonably" when it is taken at or within the time agreed or if no time is agreed at or within a reasonable time

Section 1—205 Course of Dealing and Usage of Trade

(1) A course of dealing is a sequence of previous conduct between the parties to a particular transaction which is in fact fairly to be regarded as establishing a common basis of understanding for interpreting their words and conduct

(2) A usage of trade is any practice or method of dealing currently recognized as established in a particular place or among those engaged in trade or in a particular vocation or trade Its existence and scope are questions of fact

(3) The parties to a contract are bound by any course of dealing between them and by any usage of trade of which both are or should be aware and parties engaged in a particular vocation or trade are bound by its usages

(4) Unless contrary to a mandatory rule of this Act

(a) A course of dealing or usage of trade gives particular meaning to and supplements or qualifies terms of the agreement

(b) The express terms of the agreement and any course of dealing or usage of trade shall be construed wherever reasonable as consistent with each other but when such construction is unreasonable express terms shall control both course of dealing and usage of trade and course of dealing shall control usage of trade

(5) The usage of trade in the place where any part of performance is to occur shall be used in interpreting the agreement as to that part of the performance

(6) A party intending to offer evidence of a usage of trade must give the other party such notice as will prevent surprise

Section 1—206 Right to Signed Receipt for Goods or Payment Where a person tenders payment goods or documents he may require a signed receipt as a condition of completing delivery

Section 1—207 Performance or Acceptance Under Reservation of Rights A party who with explicit reservation of rights performs or promises performance or assents to performance in a manner demanded or offered by the other party does not thereby prejudice the rights reserved Such words as "without prejudice" "under protest" or the like are sufficient

Section 1—208 Option to Accelerate at Will A term providing that one party may accelerate payment or performance or require collateral or additional collateral not on stated contingencies but "at will" or "when he deems himself insecure" or in words of similar import means that he has power to do so only in the good faith belief that the prospect of payment or performance is impaired but the burden of establishing lack of good faith is on the party against whom the power has been exercised

## Article 2

### Sales

#### Part 1

#### Short Title General Construction and Subject Matter

Section 2—101 Short Title This Article shall be known and may be cited as Uniform Commercial Code—Sales

Section 2—102 Certain Security and Other Transactions Excluded From This Article This article does not apply to any transaction which although in the form of an unconditional contract to sell or present sale is intended to operate only as a security transaction nor does this Article impair or repeal any statute regulating sales to consumers farmers or other specified classes of buyers

Section 2—103 Definitions and Index of Definitions (1) In this Article unless the context otherwise requires



- (a) "Buyer" means a person who buys or contracts to buy goods
- (b) "Good faith" in the case of a merchant includes observance of reasonable commercial standards
- (c) "Receipt" of goods means taking physical possession of them
- (d) "Seller" means a person who sells or contracts to sell goods

(2) Other definitions apply in to this Article or to specified Parts thereof and the sections in which they appear are

- "Banker's credit" Section 2—325
- "Between merchants" Section 2—104
- "Cancellation" Section 2—106(4)
- "Commercial unit" Section 2—105
- "Confirmed credit" Section 2—325
- "Conforming to contract" Section 2—106
- "Contract for sale" Section 2—106
- "Cover" Section 2—712
- "Entrusting" Section 2—403
- "Financing agency" Section 2—104
- "Future goods" Section 2—105
- "Goods" Section 2—105
- "Installment contract" Section 2—612
- "Letter of credit" Section 2—325
- "Lot" Section 2—105
- "Merchant" Section 2—104
- "Overseas" Section 2—323
- "Person in position of seller" Section 2—707
- "Present sale" Section 2—106
- "Sale" Section 2—106
- "Sale on approval" Section 2—326
- "Sale on return" Section 2—326
- "Termination" Section 2—106

(3) The following definitions in other Articles apply to this Article

- "Check" Section 3—104
- "Consignee" Section 7—102
- "Consignor" Section 7—102
- "Dishonor" Section 3—508
- "Draft" Section 3—104
- "Value" Section 7—102

(4) In addition Article 1 contains general definitions and principles of construction and interpretation applicable throughout this Article

Section 2—104 Definitions "Merchant" "Between Merchants" "Financing Agency" (1) "Merchant" means a person who deals in goods of the kind or otherwise by his occupation holds himself out as having knowledge or skill peculiar to the practices or goods involved in the transaction or to whom such knowledge or skill may be attributed by his employment of an agent or broker or other intermediary who by his occupation holds himself out as having such knowledge or skill

(2) "Financing agency" means a bank finance company or other person who in the ordinary course of business makes advances against goods or documents of title or who by arrangement with either the seller or the buyer intervenes in ordinary course to make or collect payment due or claimed under the contract for sale as by purchasing or paying the seller's draft or making advances against it or by merely taking it for collection whether or not documents of title accompany the draft "Financing agency" includes also a bank or other person who similarly intervenes between persons who are in the position of seller and buyer in respect to the goods (Section 2—707)

(3) "Between merchants" means in any transaction with respect to which both parties are chargeable with the knowledge or skill of merchants

Section 2—105 Definitions Transferability "Goods" "Future" Goods "Lot" "Commercial Unit" (1) "Goods" means all things (including specially manufactured goods) which are movable at the time of identification to the contract for sale other than the money in which the price is to be paid investment securities (Article 8) and things in action "Goods" also includes the unborn young of animals and growing crops and other identified things attached to realty and capable of severance without

material harm thereto as described in the section on goods to be served from realty (Section 2—107)

(2) Goods must be both existing and identified before any interest in them can pass Goods which are not both existing and identified are "future" goods A purported present sale of future goods or of any interest therein operates as a contract to sell

(3) There may be a sale of a part interest in existing identified goods

(4) An undivided share in an identified bulk of fungible goods is sufficiently identified to be sold although the quantity of the bulk is not determined Any agreed proportion of such a bulk or any quantity thereof agreed upon by number weight or other measure may to the extent of the seller's interest in the bulk be sold to the buyer who then becomes an owner in common

(5) "Lot" means a parcel or a single article which is the subject matter of a separate sale or delivery whether or not it is sufficient to perform the contract

(6) "Commercial unit" means such a unit of goods as by commercial usage is a single whole for purposes of sale and division of which materially impairs in character or value on the market or in use A Commercial unit may be a single article (as a machine) or a set of articles (as a suite of furniture or an assortment of sizes) or a quantity (as a bale gross or carload) or any other unit treated in use or in the relevant market as a single whole

Section 2—106 Definitions "Contract for Sale" "Sale" "Present Sale" "Conforming" to Contract "Termination" "Cancellation" (1) "Contract for sale" includes both a present sale of goods and a contract to sell goods at a future time A "sale" consists in the passing of title from the seller to the buyer for a price (Section 2—401) A "present sale" means a sale which is accomplished by the making of the contract

(2) Goods or conduct including any part of a performance are "conforming" or conform to the contract when they are in accordance with the obligations under the contract

(3) "Termination" occurs when either party pursuant to a power created by agreement or law puts an end to the contract otherwise than for its breach On "termination" all obligations which are still executory on both sides are discharged but any right based on prior breach or performance survives

(4) "Cancellation" occurs when either party puts an end to the contract for breach by the other and its effect is the same as that of "termination" except that the cancelling party also retains any remedy for breach of the whole contract or any unperformed balance

Section 2—107 Goods To Be Severed From Realty Recording (1) A contract for the sale of timber minerals or the like or a structure or its materials to be removed from realty is a contract for the sale of goods within this Article if they are to be severed by the seller but until severance a purported present sale thereof is ineffective

(2) A contract for the sale apart from the land of growing crops or other identified things attached to realty and capable of severance without material harm thereto but not described in subsection (1)

(a) is a contract for sale of goods within this Article whether the subject matter is to be severed by the buyer or by the seller even though it forms part of the realty at the time of contracting and subject to any third party rights provided by the law relating to realty records the parties can by identification work a constructive severance at the time of contracting and

(b) may be executed and recorded as a document transferring an interest in land and shall then constitute notice to third parties of the buyer's rights under the contract for sale

## Part 2

### Form Formation and Readjustment of Contract

Section 2—201 Formal Requirements Statute of Frauds (1) Except as otherwise provided in this section a contract



for the sale of goods for the price of \$500 or more is not enforceable by way of action or defense unless there is some writing sufficient to indicate that a contract for sale has been made between the parties and signed by the party against whom enforcement is sought or by his authorized agent or broker. A writing is not insufficient because it omits or incorrectly states a term agreed upon but the contract is not enforceable under this paragraph beyond the quantity of goods shown in such writing.

(2) Between merchants if within a reasonable time a writing in confirmation of the contract and sufficient against the sender is received and the party receiving it has reason to know its contents it satisfies the requirements of subsection (1) against such party unless written notice of objection to its contents is given within ten days after it is received.

(3) A contract which does not satisfy the requirements of subsection (1) but which is valid in other respects is enforceable

(a) if the goods are to be specially manufactured for the buyer and are not suitable for sale to others in the ordinary course of the seller's business and the seller before notice of repudiation is received and under circumstances which reasonably indicate that the goods are for the buyer has made either a substantial beginning of their manufacture or commitments for their procurement or

(b) if the party against whom enforcement is sought admits in his pleading or otherwise in court that a contract for sale was made or

(c) with respect to goods for which payment has been made and accepted or which have been received and accepted (Section 2—606)

Section 2—202 Final Written Expression Parol or Extrinsic Evidence Terms with respect to which the confirmatory memoranda of the parties agree or which are otherwise set forth in a writing intended by the parties as a final expression of their agreement with respect to such terms as are included therein may not be contradicted by evidence of any prior agreement or of a contemporaneous oral agreement but may be explained or supplemented

(a) by course of dealing or usage of trade (Section 1—205) or by course of performance (Section 2—208) and

(b) by evidence of consistent additional terms unless the court finds the writing to have been intended also as a complete and exclusive statement of the terms agreed upon

Section 2—203 Seals Inoperative The affixing of a seal to a writing evidencing a contract for sale or an offer to buy or sell goods does not constitute the writing a sealed instrument and the law with respect to sealed instruments does not apply to such a contract or offer

Section 2—204 Formation in General (1) A contract for sale of goods may be made in any manner sufficient to show agreement

(2) Conduct by both parties which recognizes the existence of a contract is sufficient to establish a contract for sale even though the moment of its making cannot be determined

(3) Even though one or more terms are left open a contract for sale does not fail for indefiniteness if the parties have intended to make a contract and there is a reasonably certain basis for giving an appropriate remedy

Section 2—205 Firm Offers An offer by a merchant to buy or sell goods in a signed writing which gives assurance that it will be held open needs no consideration to be irrevocable for a reasonable time or during a stated time but in no event for a time exceeding three months but such term on a form supplied by the offeree must be separately signed by the offeror

Section 2—206 Offer and Acceptance in Formation of Contract (1) Unless the contrary is unambiguously indicated by the language or circumstances

(a) an offer to make a contract shall be construed as inviting acceptance in any manner and by any medium reasonable in the circumstances

(b) an order or other offer to buy goods for prompt or

current shipment can be accepted either by such shipment or by a prompt promise thereof

(2) Unless the seller states the contrary a shipment sent in response to an order to which it does not conform is an acceptance and at the same time a breach. But a shipment of non-conforming goods offered as an accommodation to the buyer in substitution for the goods described in the order is not an acceptance

(3) The beginning of a requested performance can be a reasonable mode of acceptance but in such a case an offeror who is not notified of acceptance within a reasonable time may treat the offer as having lapsed before acceptance

Section 2—207 Additional Terms in Acceptance or Confirmation (1) A definite and seasonable expression of acceptance or a written confirmation which is sent within a reasonable time operates as an acceptance even though it states terms additional to or different from those offered or agreed upon

(2) The additional terms are to be construed as proposals for addition to the contract and between merchants become part of the contract unless they materially alter it or notification of objection to them has already been given or is given within a reasonable time

Section 2—208 Course of Performance or Practical Construction Where the contract for sale involves repeated occasions for performance by either party with knowledge of the nature of the performance and opportunity for objection to it by the other any course of performance accepted without objection shall be relevant to determine the meaning of the agreement or to show a waiver or modification of any term inconsistent with such course of performance

Section 2—209 Modification and Waiver (1) An agreement modifying a contract within this Article needs no consideration to be binding

(2) A signed agreement which excludes modification except by a signed writing cannot be otherwise modified but except as between merchants such a requirement on a form supplied by the merchant must be separately signed by the other party

(3) The requirements of the Statute of Frauds section of this Article (Section 2—201) must be satisfied if the contract as modified is within its provisions

(4) Although an attempt at modification does not satisfy the requirements of subsection (2) or (3) it can operate as a waiver

(5) Unless reliance on it has made retraction unjust a waiver which affects an executory portion of the contract may be retracted by receipt of reasonable notification that strict performance will be required of any term waived

Section 2—210 Delegation of Performance Assignment of Rights (1) A party may perform his duty through a delegate unless otherwise agreed or unless the other party has a substantial interest in having his original promisor perform or control the acts required by the contract. No delegation of performance relieves the party delegating from liability for any breach

(2) Unless otherwise agreed all rights of either seller or buyer can be assigned except where the assignment would materially change the performance of the other party. A right to damages for breach of the whole contract or a right arising out of the assignor's due performance of his entire obligation can be assigned despite agreement otherwise

(3) Unless the circumstances indicate the contrary a prohibition of assignment of "the contract" is to be construed as barring only the delegation to the assignee of the assignor's performance

(4) An assignment of "the contract" or of "all my rights under the contract" or an assignment in similar general terms is an assignment of rights and unless the circumstances indicate the contrary (as in an assignment for security) it is a delegation of performance of the duties of the assignor and its acceptance by the assignee constitutes a promise by him to perform those duties. This promise is enforceable by either the assignor or the other party to the original contract



(5) The other party may treat any assignment which delegates performance as impairing his expectation of performance and may without prejudice to his rights against the assignor demand assurances from the assignee (Section 2—609)

### Part 3

#### General Obligation and Construction of Contract

Section 2—301 General Obligations of Parties The obligation of the seller is to transfer and deliver and that of the buyer is to accept and pay in accordance with the contract

Section 2—302 Unconscionable Contract or Clause (1) If the court finds the contract or any clause of the contract to be unconscionable it may refuse to enforce the contract or may strike any unconscionable clauses and enforce the contract as if the stricken clause had never existed

(2) When it is claimed or appears to the court that the contract or any clause thereof may be unconscionable the court may afford the parties an opportunity to present evidence as to its commercial setting purpose and effect to aid the court in making the determination

Section 2—303 Allocation or Division of Risks Where this Article allocates a risk or a burden as between the parties "unless otherwise agreed" the agreement may not only shift the allocation but may also divide the risk or burden

Section 2—304 Price Payable in Money Goods Realty or Otherwise (1) The price can be made payable in money or otherwise If it is payable in whole or in part in goods each party is a seller of the goods which he is to transfer

(2) Even though all or part of the price is payable in an interest in realty the transfer of the goods and the seller's obligations with reference to them are subject to this Article but not the transfer of the interest in realty or the transferor's obligations in connection therewith

Section 2—305 Open Price Term (1) The parties if they so intend can conclude a contract for sale even though the price is not settled In such a case the price is a reasonable price at the time for delivery if

(a) nothing is said as to price or

(b) the price is left to be agreed by the parties and they fail to agree or

(c) the price is to be fixed in terms of some agreed market or other standard as set or recorded by a third person or agency and it is not so set or recorded

(2) A price to be fixed by the seller or by the buyer means a price for him to fix in good faith

(3) When a price left to be fixed otherwise than by agreement of the parties fails to be fixed through fault of one party the other may at his option treat the contract as cancelled or himself fix a reasonable price

(4) Where however the parties intend not to be bound unless the price be fixed or agreed and it is not fixed or agreed there is no contract In such a case the buyer must return any goods already received or if unable so to do must pay their reasonable value at the time of delivery and the seller must return any portion of the price paid on account

Section 2—306 Output Requirements and Exclusive Dealings (1) A term which measures the quantity by the output of the seller or the requirements of the buyer means such actual output or requirements as may occur in good faith except that no quantity unreasonably disproportionate to any stated estimate or in the absence of a stated estimate to any normal or otherwise comparable prior output or requirements may be tendered or demanded

(2) Where in connection with a contract for sale there is a lawful agreement for exclusive dealing by either the seller or the buyer in the kind of goods concerned good faith also imposes on each party an obligation of due diligence

Section 2—307 Delivery in Single Lot or Several Lots Unless otherwise agreed all goods called for by a contract for sale must be tendered in a single delivery and payment is due only on such tender but where the circumstances gives either party the right to make or demand delivery

in lots the price if it can be apportioned may be demanded for each lot

Section 2—308 Absence of Specified Place for Delivery Unless otherwise agreed

(a) the place for delivery of goods is the seller's place of business or if he has none his residence but

(b) in a contract for sale of identified goods which to the knowledge of the parties at the time of contracting are in some other place that place is the place for their delivery and

(c) documents of title may be delivered through customary banking channels

Section 2—309 Absence of Specific Time Provisions Notice of Termination (1) The time for shipment or delivery or any other action under a contract is not provided in this Article or agreed upon shall be a reasonable time

(2) Where the contract provides for successive performances but is indefinite in duration it is valid for a reasonable time but unless otherwise agreed may be terminated at any time by either party

(3) Termination of a contract require that reasonable notification be received by the other party and an agreement dispensing with notification is invalid if its operation would be unconscionable

Section 2—310 Open Time for Payment or Running of Credit Authority to Ship Under Reservation Unless otherwise agreed

(a) payment is due at the time and place at which the buyer is to receive the goods even though the place of shipment is the place of delivery and

(b) if the seller is authorized to send the goods he may ship them under reservation and may demand payment against tender of the documents of title but in the absence of such a term as C I F C O D or cash against documents the buyer may inspect the goods after their arrival before he pays and

(c) if delivery is otherwise authorized and made by way of documents of title payment is due at the time and place at which the buyer is to receive the documents regardless of where the goods are to be received and

(d) where the seller is required or authorized to ship the goods on credit the credit period runs from the time of shipment but post-dating the invoice or delaying its dispatch will correspondingly delay the starting of the credit period

Section 2—311 Options and Cooperation Respecting Performance (1) A contract for sale which is otherwise sufficiently definite (subsection (3) of Section 2—204) is not made invalid by the fact that the agreement leaves particulars of performance to be specified by one of the parties

(2) Unless otherwise agreed specifications relating to assortment of the goods are at the buyer's option and specifications or arrangements relating to shipment are at the seller's option

(3) Where the exercise of such an option will materially affect the other party's performance but is not seasonably exercised or where one party's cooperation is necessary to the agreed performance of the other but is not seasonably forthcoming the other party in addition to all other remedies

(a) is excused for any resulting delay in his own performance and

(b) may also either proceed to perform in any reasonable manner or await the time for his own performance and then treat the failure to exercise the option or to cooperate as a breach by failure to deliver or accept the goods

Section 2—312 Warranty of Title and Against Infringement (1) Unless otherwise agreed there is in a contract for sale a warranty by the seller that

(a) the title conveyed shall be good and its transfer rightful and

(b) the goods shall be delivered free from any security interest or other lien or encumbrance of which the buyer at the time of contracting has no knowledge and also free from any rightful claim



of any third person by way of infringement or otherwise unless the circumstances at the time of contracting place the risk of such claim upon the buyer

(2) Where the circumstances give the buyer reason to know that the person selling does not claim title in himself or that he is purporting to sell only such right or title as he or a third person may have no personal obligation is imposed by this section on the person selling unless otherwise agreed

Section 2—213 Express Warranties by Affirmation the seller are created as follows

Promise Description Sample (1) Express warranties by

(a) Any affirmation of fact or promise made by the seller to the buyer which relates to the goods and becomes a basis of the bargain creates an express warranty that the goods shall conform to the affirmation or promise

(b) Any description of the goods which is made a basis of the bargain creates an express warranty that the goods shall conform to the description

(c) Any sample or model which is made a basis of the bargain creates an express warranty that the whole of the goods shall conform to the sample or model

(2) It is not necessary to the creation of an express warranty that the seller use formal words such as "warranty" or "guarantee" or that he have a specific intention to make a warranty but an affirmation merely of the value of the goods or a statement purporting to be merely the seller's opinion or commendation of the goods does not create a warranty

Section 2—314 Implied Warranty Merchantability Usage of Trade (1) Unless excluded or modified (Section 2—316) a warranty that the goods shall be merchantable is applied in a contract for their sale if the seller is a merchant with respect to goods of that kind or though not a merchant states generally that they are guaranteed The serving for value of food or drink to be consumed either on the premises or elsewhere is a sale

(2) Goods to be merchantable must at least be such as (a) pass without objection in the trade under the contract description and

(b) are of fair average quality in the trade and within the description and

(c) are fit for the ordinary purposes for which such goods are used and

(d) run within the variations permitted by the agreement of even kind quality and quantity within each unit and among all units involved and

(e) are adequately contained packaged and labeled as the agreement may require and

(f) conform to the promises or affirmations of fact made on the container or label if any

(3) Unless excluded or modified (Section 2—316) other implied warranties may arise from course of dealing or usage of trade

Section 2—315 Implied Warranty Fitness for Particular Purpose Where the seller at the time of contracting has reason to know any particular purpose for which the goods are required and that the buyer is relying on the seller's skill or judgment to select or furnish suitable goods there is unless excluded or modified under the next section an implied warranty that the goods shall be fit for such purpose

Section 2—316 Exclusion or Modification of Warranties (1) If the agreement creates an express warranty words disclaiming it are inoperative

(2) Exclusion or modification of the implied warranty of merchantability or of fitness for a particular purpose must be in specific language and if the inclusion of such language creates an ambiguity in the contract as a whole it shall be resolved against the seller except that

(a) all implied warranties are excluded by expressions like "as is" "as they stand" "with all faults" or other language which in common understanding calls the buyer's attention to the exclusion of warranties and makes plain that there is no implied warranty and

(b) when the buyer has examined the goods or the sample or model as fully as he desired or has refused to examine the goods there is no implied warranty with regard to defects which an examination ought in the circumstances to have revealed to him and

(c) an implied warranty can also be excluded or modified by course of dealing or course of performance or usage of trade

(3) Remedies for breach of warranty can be limited in accordance with the provisions of this Article on liquidation or limitation of damages and on contractual modification of remedy (Sections 2—718 and

Section 2—317 Cumulation and Conflict of Warranties Express or Implied Warranties whether express or implied shall be construed as consistent with each other and as cumulative but if such construction is unreasonable the intention of the parties shall determine which warranty is dominant In ascertaining that intention the following rules apply

(a) Exact or technical specifications displace an inconsistent sample or model or general language of description

(b) A sample from an existing bulk displaces inconsistent general language of description

(c) Express warranties displace inconsistent implied warranties other than an implied warranty of fitness for a particular purpose

Section 2—318 Third party Beneficiaries of Warranties Express or Implied A seller's warranty whether express or implied extends to any natural person who is in the family or household of his buyer or who is a guest in his home if it is reasonable to expect that such person may use consume or be affected by the goods and who is injured in person by breach of the warranty A seller may not exclude or limit the operation of this section

Section 2—319 F O B and F A S Terms (1) Unless otherwise agreed the term F O B (which means "free on board") at a named place even though used only in connection with the stated price is a delivery term under which

(a) when the term is F O B the place of shipment the seller must at that place ship the goods in the manner provided in this Article (Sec 2—504) and bear the expense and risk of putting them into the possession of the carrier or

(b) when the term is F O B the place of destination the seller must at his own expense and risk transport the goods to that place and there tender delivery of them in the manner provided in this Article (Section 2—503)

(c) when under either (a) or (b) the term is also F O B vessel car or other vehicle the seller must in addition at his own expense and risk load the goods on board If the term is F O B vessel the buyer must name the vessel and in an appropriate case the seller must comply with the provisions of this Article on the form of bill of lading (Section 2—323)

(2) Unless otherwise agreed the term F A S vessel (which means "free alongside") at a named port even though used only in connection with the stated price is a delivery term under which the seller must

(a) at his own expense and risk deliver the goods alongside the vessel in the manner usual in that port and

(b) obtain and tender a receipt for the goods in exchange for which the carrier is under a duty to issue a bill of lading

(3) Unless otherwise agreed in any case falling within subsection (1) (a) or (c) or subsection (2) the buyer must seasonably give any needed instructions for making delivery including when the term is F A S or F O B the loading berth of the vessel and in an appropriate case its name and sailing date The seller may treat the failure of needed instructions as a failure of cooperation under this Article (Section 2—311) He may also at his option move the goods in any reasonable manner preparatory to delivery or shipment



(4) Under the term F O B vessel or F A S unless otherwise agreed the buyer must make payment against tender of the required documents and the seller may not tender nor the buyer demand delivery of the goods in substitution for the documents

Section 2—320 C I F and C & F Terms (1) The term C I F means that the price includes in a lump sum the cost of the goods and the insurance and freight to the named destination. The term C & F or C F means that the price so includes cost and freight to the named destination

(2) Unless otherwise agreed and even though used only in connection with the stated price and destination the term C I F destination or its equivalent requires the seller at his own expense and risk to

(a) put the goods into the possession of a carrier at the port for shipment and obtain a negotiable bill or bills of lading covering the entire transportation to the named destination and

(b) load the goods and obtain a receipt from the carrier (which may be contained in the bill of lading) showing that the freight has been paid or provided for and

(c) obtain a policy or certificate of insurance including any war risk insurance of a kind and on terms then current at the port of shipment in the usual amount in the currency of the contract shown to cover the same goods covered by the bill of lading and providing for payment of loss to the order of the buyer or for the account of whom it may concern but the seller may add to the price the amount of the premium for any such war risk insurance and

(d) prepare an invoice of the goods and procure any other documents required to effect shipment or to comply with the contract and

(e) forward and tender with commercial promptness all the documents in due form with any indorsement necessary to perfect the buyer's rights

(3) Unless otherwise agreed the term C & F or its equivalent has the same effect and imposes upon the seller the same obligations and risks as a C I F term except the obligation as to insurance

(4) Under the term C I F or C & F unless otherwise agreed the buyer must make payment against tender of the required documents and the seller may not tender nor the buyer demand delivery of the goods in substitution for the documents

Section 2—321 C I F or C & F "Net Landed Weights" "Payment on Arrival" Warranty of Condition on Arrival Under a contract containing a term C I F or C & F

(1) Where the price is based on or is to be adjusted according to "net landed weights" "delivered weights" "out turn" quantity or quality or the like unless otherwise agreed the seller must reasonably estimate the price. The payment due on tender of the documents called for by the contract is the amount so estimated but after final adjustment of the price a settlement must be made with commercial promptness

(2) An agreement described in subsection (1) or any warranty of quality or condition of the goods on arrival places upon the seller the risk of ordinary deterioration shrinkage and the like in transportation but has no effect on the place or time of identification to the contract for sale or delivery or on the passing of the risk of loss

(3) Unless otherwise agreed where the contract provides for payment on or after arrival of the goods the seller must before payment allow such preliminary inspection as is feasible but if the goods are lost delivery of the documents and payment are due when the goods should have arrived

Section 2—322 Delivery "Ex-Ship" (1) Unless otherwise agreed a term for delivery of goods "ex-ship" (which means from the carrying vessel) or in equivalent language is not restricted to a particular ship and requires delivery from a ship which has reached a place at the named port of destination where goods of the kind are usually discharged

(2) Under such a term unless otherwise agreed

(a) the seller must discharge all liens arising out of the carriage and furnish the buyer with direction which puts the carrier under a duty to deliver the goods and

(b) the risk of loss does not pass to the buyer until the goods leave the ship's tackle or are otherwise properly unloaded

Section 2—323 Form of Bill of Lading Required in Overseas Shipment "Overseas" (1) Where the contract contemplates overseas shipment and contains a term C I F or C & F or F O B vessel the seller unless otherwise agreed must obtain a negotiable bill of lading stating that the goods have been loaded on board or received for shipment

(2) Where in a case within subsection (1) a bill of lading has been issued in a set of parts unless otherwise agreed if the documents are not to be sent from abroad the buyer may demand tender of the full set otherwise only one part of the bill of lading need be tendered. Even if the agreement expressly requires a full set

(a) due tender of a single part is acceptable within the provisions of this Article on cure of improper delivery (subsection (1) of Section 2—508) and

(b) even though the full set is demanded if the documents are sent from abroad the person tendering a single part may nevertheless require payment against such parts as are then available if accompanied by an indemnity which the buyer in good faith deems adequate

(3) A shipment by water or by air or a contract contemplating such shipment is "overseas" insofar as by usage of trade or agreement it is subject to the commercial financing or shipping practices characteristic of international deep water commerce

Section 2—324 "To Arrive" Term Under a term "to arrive" or "no arrival no sale" or the like unless otherwise agreed

(a) the seller must properly ship conforming goods and if they arrive by any means he must tender them on arrival but he assumes no obligation that the goods will arrive unless he has caused the non-arrival and

(b) where without fault of the seller the goods are in part lost or have so deteriorated as no longer to conform to the contract or arrive after the contract time the buyer may proceed as if there had been casualty to unique goods (Section 2—613)

Section 2—325 "Letter of Credit" Term "Confirmed Credit" (1) Failure of the buyer seasonably to furnish an agreed letter of credit is a breach of the contract for sale

(2) After the furnishing of a proper letter of credit the seller may not without seasonably notifying the buyer require payment directly from him

(3) Unless otherwise agreed the term "letter of credit" or "banker's credit" in a contract for sale means an irrevocable credit issued by a financing agency of good repute and where the shipment is overseas of good international repute. The term "confirmed credit" means that the credit must also carry the direct obligation of such an agency which does business in the seller's financial market

Section 2—326 Sale on Approval and Sale or Return

(1) A "sale on approval" is a contract for sale under which the goods delivered notwithstanding such use by the buyer as is consistent with their testing or trying out are to remain the sellers' until acceptance by the buyer. A "sale or return" is a contract for sale under which the goods even though they conform to the contract or have been accepted by the buyer are subject to return at his option

(2) There is a contract for sale or return when goods are delivered to the buyer for resale and are charged at a fixed price but even though they conform to the contract are returnable against recredit or repayment of their price in full or less minor charges. Where the buyer has a place of business at which he deals in goods of the kind involved such words as "on consignment" or "on memorandum" or other words purporting to reserve title to the seller until payment or resale are insufficient as



against the buyer's creditors to keep the transaction from being a sale or return unless the seller complies with any applicable law requiring a consignor's interest or the like to be evidenced by a sign or establishes that the buyer is known to be primarily engaged in selling the goods of others or complies with the filing provisions of the Article on Secured Transactions (Article 9)

(3) Any "or return" term of a contract for sale is to be treated as a separate contract for sale within the statute of frauds section of this Article (Section 2—201) and as contradicting the sale aspect of the contract within the provisions of this Article on parol or extrinsic evidence (Section 2—202)

Section 2—327 Special Incidents of Sales on Approval and Sale or Return (1) Under a sale on approval unless otherwise agreed

(a) although the goods are identified to the contract the risk of loss and the title do not pass to the buyer until acceptance and

(b) use of the goods consistent with the purpose of trial is not acceptance but failure seasonably to notify the seller of election to return the goods is acceptance if the goods conform to the contract acceptance of any part is acceptance of the whole and

(c) after due notification of election to return the return is at the seller's risk and expense but a merchant buyer must follow any reasonable instructions

(2) Under a sale or return unless otherwise agreed

(a) the option to return extends to the whole or any commercial unit of the goods while in substantially their original condition but must be exercised seasonably and

(b) the return is at the buyer's risk and expense

Section 2—328 Sales by Auction (1) In a sale by auction if goods are put up in lots each lot is the subject of a separate sale

(2) A sale by auction is complete when the auctioneer so announces by the fall of the hammer or in other customary manner Where a bid is made while the hammer is falling in acceptance of a prior bid the auctioneer may in his discretion reopen the bidding or declare the goods sold under the bid on which the hammer was falling

(3) Such a sale is with reserve unless the goods are in explicit terms put up without reserve In an auction with reserve the auctioneer may withdraw the goods or the bidder may retract his bid until the auctioneer's announcement of completion but a bidder's retraction does not revive any previous bid In an auction without reserve the goods cannot be withdrawn nor a bid retracted

(4) If the auctioneer knowingly receive a bid on the seller's behalf or the seller makes or procures such a bid except at a forced sale or where notice has been given that liberty for such bids is reserved the buyer may at his option avoid the sale or take the goods at the price of the last prior good faith bid

#### Part 4

##### Title Creditors and Good Faith Purchasers

Section 2—401 Passing of Title Reservation for Security Limited Application of This Section Each provision of this Article with regard to the rights obligations and remedies of the seller the buyer purchasers or other third parties applies irrespective of title to the goods except where the provision refers to such title Insofar as situations are not covered by the other provisions of this Article and matters concerning title become material the following rules apply

(1) Title to goods cannot pass under a contract for sale prior to their identification to the contract (Section 2—501) Subject to this provision title to goods passes from the seller to the buyer in any manner and on any conditions explicitly agreed on by the parties except that

(a) any reservation by the seller of the title (property) in goods delivered or otherwise identified to

a contract for sale is limited in effect to reservation of a security interest and

(b) no agreement that a contract for sale is a "cash sale" alters the effects of identification or impairs the rights of good faith purchasers from the buyer

(2) Unless otherwise explicitly agreed title passes to the buyer at the time and place at which the seller completes his performance with reference to the physical delivery of the goods despite any reservation of a security interest and even though document of title is to be delivered at a different time or place and in particular despite any reservation of a security interest by the bill of lading

(a) if the contract requires or authorizes the seller to send the goods to the buyer but does not require him to deliver them at destination title passes to the buyer at the time and place of shipment but

(b) if the contract requires delivery at destination title passes on tender there

(3) Unless otherwise explicitly agreed where delivery is to be made without moving the goods

(a) if the seller is to deliver a document of title title passes at the time when and the place where he delivers such documents or

(b) if the goods are at the time of contracting already identified and no documents are to be delivered title passes at the time and place of contracting

(4) A rejection or other refusal by the buyer to receive or retain the goods whether or not justified or a justified revocation of acceptance revests title to the goods in the seller Such revesting occurs by operation of law and is not a "sale"

Section 2—402 Rights of Seller's Creditors Against Sold Goods (1) A creditor of the seller may treat a sale or an identification of goods to a contract for sale as void if as against him a retention of possession by the seller is fraudulent under any rule of law of the state where the goods are situated except that retention of possession in good faith and current course of trade by a merchant-seller for a commercially reasonable time after a sale or identification is not fraudulent

(2) Nothing in this Article shall be deemed to impair the rights of creditors of the sellers where identification to the contract and delivery are made not in current course of trade but in satisfaction of or as security for a pre-existing claim for money security or the like and are made under circumstances which apart from this Article would constitute the transaction a fraudulent transfer or avoidable preference

Section 2—403 Power to Transfer Good Faith Purchase of Goods "Entrusting" (1) A purchaser of goods acquires all title which his transferor has or has power to transfer except that a purchaser of a limited interest acquires rights only to the extent of the interest purchased A person with voidable title has power to transfer a good title to a good faith purchaser for value

(2) Any entrusting of possession of goods to a merchant who deals in goods of that kind gives him power to transfer all rights of the entruster to a buyer in ordinary course of business

(3) "Entrusting" includes any delivery and any acquiescence in retention of possession regardless of any condition expressed between the parties to the delivery or acquiescence and regardless of whether the procurement of the entrusting or the possessor's disposition of the goods have been such as to be larcenous under the criminal law

(4) The rights of other purchasers of goods and of lien creditors are governed by the Articles on Secured Transactions (Article 9) Bulk Transfers (Article 6) and Documents of Title (Article 7)

#### Part 5

##### Performance

Section 2—501 Insurable Interest in Goods Manner of Identification of Goods (1) The buyer obtains an insurable interest in goods by identification of existing goods as



goods to which the contract refers even though the goods so identified are nonconforming and he has an option to return or reject them Such identification can be made at any time and in any manner explicitly agreed to by the parties In the absence of explicit agreement identification occurs

- (a) when the contract is made if it is for the sale of goods already existing and identified
- (b) if the contract is for the sale of future goods other than those described in paragraph (c) when goods are shipped marked or otherwise designated by the seller as goods to which the contract refers
- (c) when the crops are planted or otherwise become growing crops or the young are conceived if the contract is for the sale of unborn young to be born within twelve months after contracting or for the sale of crops to be harvested within twelve months or the next normal harvest season after contracting whichever is longer

(2) The seller retains an insurable interest in goods so long as title to or any security interest in the goods remains in him and where the identification is by the seller alone he may until default or insolvency or notification to the buyer that the identification is final substitute other goods for those identified

Section 2—502 Buyer's Right to Goods on Seller's Insolvency (1) Subject to subsection (2) and even though the goods have not been shipped a buyer who has paid a part or all of the price of goods in which he has an insurable interest may on making and keeping good a tender of any unpaid portion of their price recover them from the seller if the seller becomes insolvent within ten days after receipt of the first installment on their price

(2) If the identification creating his insurable interest has been made by the buyer he acquires the right to recover the goods only if they conform to the contract for sale

Section 2—503 Manner of Seller's Tender of Delivery

(1) Tender of delivery requires that the seller put and hold conforming goods at the buyer's disposition and give the buyer any notification reasonably necessary to enable him to take delivery The manner time and place for tender are determined by the agreement and this Article and in particular

- (a) tender must be at a reasonable hour and if it is of goods they must be kept available for the period reasonably necessary to enable the buyer to take possession but
- (b) unless otherwise agreed the buyer must furnish facilities reasonably suited to the receipt of the goods

(2) Where the case is within the next section respecting shipment tender requires that the seller comply with its provisions

(3) Where the seller is required to deliver at a particular destination tender requires that he comply with subsection (1) and also in any appropriate case tender documents as described in subsections (4) and (5) of this section

(4) Where goods are in the possession of a bailee and are to be delivered without being moved tender requires that the seller either

- (a) tender a negotiable document of title covering such goods or
- (b) procure acknowledgment by the bailee of the buyer's right to possession of the goods

Tender to the buyer of a non-negotiable document of title or of other written direction to the bailee to deliver is sufficient tender unless the buyer seasonably objects and receipt by the bailee of notification of the buyer's rights fixes those rights as against the bailee and all third persons but risk of loss of the goods and of any failure by the bailee to obey the direction remains on the seller until the buyer has had a reasonable time to present it and a refusal by the bailee to obey it defeats the tender

(5) Where the contract requires the seller to deliver documents

- (a) he must tender all such documents in correct

form except as provided in this Article with respect to bills of lading in a set (subsection (2) of Section 2—323) and

- (b) tender through customary banking channels is sufficient and dishonor of a draft accompanying the documents constitutes non-acceptance or rejection

Section 2—504 Shipment by Seller Where the seller is required or authorized to send the goods to the buyer and the contract does not require him to deliver them at a particular destination then unless otherwise agreed he must

- (a) put the goods in the possession of a carrier and make such a contract for their transportation as may be reasonable having regard to the nature of the goods and other circumstances of the case and
- (b) obtain and promptly deliver or tender in due form any document necessary to enable the buyer to obtain possession of the goods or otherwise required by the agreement or by usage of trade and
- (c) promptly notify the buyer of the shipment Failure to notify the buyer under paragraph (c) or to make a proper contract under paragraph (a) is a ground for rejection only if material delay or loss ensues

Section 2—505 Seller's Shipment Under Reservation (1) Where the seller has identified goods to the contract by or before shipment

- (a) his procurement of a negotiable bill of lading to his own order or otherwise reserves in him a security interest in the goods but no more His procurement of it to the order of a financing agency or of the buyer indicates in addition only the seller's expectation of transferring that interest to the person named
- (b) a non-negotiable bill of lading to himself or his nominee reserves possession of the goods as security but except in a case of conditional delivery (subsection (2) of Section 2—507) a non-negotiable bill of lading naming the buyer as consignee reserves no security interest even though the seller retains possession of the bill of lading

(2) When shipment by the seller with reservation of a security interest is in violation of the contract for sale it constitutes an improper contract for transportation within the preceding section but impairs neither the rights given to the buyer by shipment and identification of the goods to the contract nor the seller's powers as a holder of a negotiable document

Section 2—506 Rights of Financing Agency (1) A financing agency by making payment or advances against a draft which relates to a shipment of goods acquires to that extent the shipper's rights in the goods and his right to have the draft honored by the buyer in addition to its own rights under the draft and any document of title securing it

(2) The right to reimbursement of a financing agency which has in good faith honored or purchased the draft under commitment to or authority from the buyer is not impaired by subsequent discovery of defects with reference to any relevant document

Section 2—507 Effect of Seller's Tender Delivery on Condition (1) Tender of delivery is a condition to the buyer's duty to accept the goods and unless otherwise agreed to his duty to pay for them Tender entitles the seller to acceptance of the goods and to payment according to the contract

(2) Where payment is due and demanded on the delivery to the buyer of goods or documents of title his right as against the seller to retain or dispose of them is conditional upon his making the payment due

Section 2—508 Cure by Seller of Improper Tender or Delivery Replacement (1) Where any tender or delivery by the seller is rejected because non-conforming and the time for performance has not yet expired the seller may seasonably notify the buyer of his intention to cure and may then within the contract time make a conforming delivery

- (2) Where the buyer rejects a non-conforming tender



which the seller had reasonable grounds to believe would be acceptable with or without money allowance the seller may if he seasonably notifies the buyer have a further reasonable time to substitute a conforming tender

Section 2—509 Risk of Loss in the Absence of Breach (1) Where the contract requires or authorizes the seller to ship the goods

- (a) if it does not require him to deliver at destination the risk of loss passes to the buyer when the goods are duly delivered to the carrier even though the shipment is under reservation but
- (b) if it does require him to deliver at destination the risk of loss passes to the buyer when the goods are there duly tendered

In neither case does risk of loss turn on the time of delivery of documents of title

(2) Where the case is not within subsection (1) and the goods are not held by a bailee to be delivered without being moved (subsection (4) of Section 2—503) the risk of loss passes to the buyer on his receipt of the goods if the seller is a merchant otherwise the risk passes to the buyer on tender of delivery

(3) The provisions of this section are subject to contrary agreement of the parties and to the provisions of this Article on sale on approval (Section 2—327)

Section 2—510 Effect of Breach on Risk of Loss (1) Where a tender or delivery of goods fails to conform to the contract the risk of their loss remains on the seller until cure or acceptance

(2) Where the buyer rightfully revokes acceptance he may to the extent of any deficiency in his effective insurance coverage treat the risk of loss as resting on the seller

(3) Where the buyer as to conforming goods already identified to the contract for sale repudiates or is otherwise in breach before risk of their loss has passed to him the seller may to the extent of any deficiency in his effective insurance coverage treat the risk of loss as resting on the buyer

Section 2—511 Tender of Payment by Buyer Payment by Check (1) Unless otherwise agreed tender of payment is a condition to the seller's duty to tender and complete any delivery

(2) Tender of payment is sufficient when made by any means or in any manner current in the ordinary course of business unless the seller demands payment in legal tender and gives any extension of time reasonably necessary to procure it

(3) Payment by check is conditional and is defeated as between the parties by dishonor of the check on due presentment

Section 2—512 Payment by Buyer Before Inspection (1) Where the contract requires payment before inspection non-conformity of the goods does not excuse the buyer from so making payment unless

- (a) the non-conformity appears without inspection or
- (b) despite tender of the required documents the circumstances would justify injunction against honor under the provisions of this Act (Section 5—111)

(2) Payment pursuant to subsection (1) does not constitute an acceptance of the goods or impair the buyer's right to inspect or any of his remedies

Section 2—513 Buyer's Right to Inspection of Goods (1) Unless otherwise agreed where the buyer has not previously examined the goods tendered or delivered or identified to the contract for sale he has a right subject to subsection (3) to inspect them at any reasonable place and time and in any reasonable manner When the seller is required or authorized to send the goods to the buyer the inspection may be after their arrival

(2) Expenses of inspection must be borne by the buyer but may be recovered from the seller if the goods do not conform and are rejected

(3) Unless otherwise agreed and subject to the provisions of this Article on C I F contracts (subsection (3) of Section 2—321) the buyer is not entitled to inspect the goods before payment of the price when the contract provides

- (a) for delivery "C O D" or on other like terms or

(b) for payment against documents of title except where such payment is due only after the goods are to become available for inspection

(4) A place or method of inspection fixed by the parties is presumed to be exclusive but unless otherwise expressly agreed it does not postpone identification or shift the place for delivery or for passing the risk of loss If compliance becomes impossible inspection shall be as provided in this section unless the place or method fixed was clearly intended as an indispensable condition failure of which avoids the contract

Section 2—514 When Documents Deliverable on Acceptance When on Payment Unless otherwise agreed documents against which a draft is drawn are to be delivered to the drawee on acceptance of the draft if it is payable more than three days after presentment otherwise only on payment

Section 2—515 Preserving Evidence of Goods in Dispute In furtherance of the adjustment of any claim or dispute

- (a) either party on reasonable notification to the other and for the purpose of ascertaining the facts and preserving evidence has the right to inspect test and sample the goods including such of them as may be in the possession or control of the other and
- (b) the parties may agree to a third party inspection or survey to determine the conformity or condition of the goods and may agree that the findings shall be binding upon them in any subsequent litigation or adjustment

## Part 6

### Breach Repudiation and Excuse

Section 2—601 Buyer's Rights on Improper Delivery Subject to the provisions of this Article on breach in installment contracts (Section 2—612) and unless otherwise agreed under the sections on contractual limitation of remedy (Section 2—718 and 2—719) if the goods or the tender of delivery fail in any respect to conform to the contract the buyer may

- (a) reject the whole or
- (b) accept the whole or
- (c) accept any commercial unit or units and reject the rest

Section 2—602 Manner and Effect of Rightful Rejection (1) Rejection of goods must be within a reasonable time after their delivery or tender It is ineffective unless the buyer reasonably notifies the seller

(2) Subject to the provisions of the two following sections on rejected goods (Sections 2—603 and 2—604)

- (a) after rejection any exercise of ownership by the buyer with respect to any commercial unit is wrongful as against the seller and
- (b) if the buyer has before rejection taken physical possession of goods in which he does not have a security interest under the provisions of this Article (subsection (3) of Section 2—711) he is under a duty after rejection to hold them with reasonable care at the seller's disposition for a time sufficient to permit the seller to remove them but
- (c) the buyer has no further obligations with regard to goods rightfully rejected

(3) The seller's rights with respect to goods wrongfully rejected are governed by the provisions of this Article on seller's remedies in general (Section 2—703)

Section 2—603 Merchant Buyer's Duties as to Rightfully Rejected Goods (1) Subject to any security interest in the buyer (subsection (3) of Section 2—711) when the seller has no agent or place of business at the market of rejection a merchant buyer is under a duty after rejection of goods in his possession or control to follow any reasonable instructions received from the seller with respect to the goods and in the absence of such instructions to make reasonable efforts to sell them for the seller's account if they are perishable or threaten to decline in value speedily Instructions are not reasonable if on demand indemnity for expenses is not forthcoming



(2) When the buyer sells goods under subsection (1) he is entitled to reimbursement from the seller or out of the proceeds for reasonable expenses of caring for and selling them and if the expenses include no selling commission then to such commission as is usual in the trade or if there is none to a reasonable sum not exceeding ten per cent on the gross proceeds

(3) In complying with this section the buyer is held only to good faith and good faith conduct hereunder is neither acceptance nor conversion nor the basis of an action for damages

Section 2—604 Buyer's Options as to Salvage of Rightfully Rejected Goods Subject to the provisions of the immediately preceding section on perishables if the seller gives no instructions within a reasonable time after notification of rejection the buyer may store the rejected goods for the seller's account or reship them to him or resell them for the seller's account with reimbursement as provided in the preceding section Such action is not acceptance or conversion

Section 2—605 Waiver of Buyer's Objections by Failure to Particularize (1) The buyer's failure to state in connection with rejection a particular defect which is ascertainable by reasonable inspection precludes him from relying on the unstated defect to justify rejection or to establish breach

(a) where the seller could have cured it if stated seasonably or

(b) between merchants when the seller has after rejection made a request in writing for a full and final written statement of all defects on which the buyer proposes to rely

(2) Payment against documents made without reservation of rights precludes recovery of the payment for defects apparent on the face of the documents

Section 2—606 What Constitutes Acceptance of Goods

(1) Acceptance of goods occurs when the buyer

(a) signifies his acceptance to the seller or

(b) fails to make an effective rejection (Subsection (1) of Section 2—602) but such acceptance does not occur until the buyer has had a reasonable opportunity to inspect them or

(c) does any act inconsistent with the seller's ownership but if such act is wrongful as against the seller it is an acceptance only if ratified by him

(2) Acceptance of a part of any commercial unit is acceptance of that entire unit

Section 2—607 Effect of Acceptance Notice of Breach

(1) The buyer must pay at the contract rate for any goods accepted

(2) Acceptance of goods by the buyer precludes rejection of the goods accepted and if made with knowledge of a non-conformity cannot be revoked because of it unless the acceptance was on the reasonable assumption that the non-conformity would be seasonably cured but acceptance does not of itself impair any other remedy provided by this Article for non-conformity

(3) When a non-conforming tender has been accepted the buyer must within a reasonable time after he discovers or should have discovered the breach notify the seller of breach or be barred from any remedy The burden is on the buyer to establish any breach with respect to the goods accepted

Section 2—608 Revocation of Acceptance in Whole or in Part (1) The buyer may revoke his acceptance of a lot or commercial unit whose non-conformity substantially impairs its value to him if he has accepted it

(a) on the reasonable assumption that its non-conformity would be cured and it has not been seasonably cured or

(b) without discovery of such non-conformity if his acceptance was reasonably induced either by the difficulty of discovery before acceptance or by the seller's assurances

(2) Revocation of acceptance must occur within a reasonable time after the buyer discovers or should have discovered the ground for it and before any substantial change in condition of the goods which is not caused by

their own defects It is not effective until the buyer notifies the seller of it

(3) A buyer who so revokes has the same rights and duties with regard to the goods involved as if he had rejected them

Section 2—609 Right to Adequate Assurance of Performance (1) A contract for sale imposes an obligation on each party that the other's expectation of receiving due performance will not be impaired When reasonable grounds for insecurity arise with respect to the performance of either party the other may in writing demand adequate assurance of due performance and until he receives such assurance may if commercially reasonable suspend any performance for which he has not already received the agreed return

(2) Between merchants the reasonableness of grounds for insecurity and the adequacy of any assurance offered shall be determined according to commercial standards

(3) Acceptance of any improper delivery or payment does not prejudice the aggrieved party's right to demand adequate assurance of future performance

(4) After receipt of a justified demand failure to provide within a reasonable time not exceeding thirty days such assurance of due performance as is adequate under the circumstances of the particular case is a repudiation of the contract

Section 2—610 Anticipatory Repudiation When either party repudiates the contract with respect to a performance the loss of which will substantially impair the value of the contract to the other the aggrieved party may

(a) resort to any remedy for breach (Sections 2—703 and 2—711) or

(b) await performance by the repudiating party or negotiate for retraction the repudiating party meanwhile being free to retract as provided and limited by the next section and

(c) in either case suspend his own performance

Section 2—611 Retraction of Repudiation (1) Until the repudiating party's next performance is due he can retract his repudiation unless the aggrieved party has since the repudiation cancelled or materially changed his position or otherwise indicated that he considers the repudiation final

(2) Retraction may be by any method which clearly indicates to the aggrieved party that the repudiating party intends to perform but must include any assurance justifiably demanded under the provisions of this Article (Section 2—609)

(3) Retraction reinstates the repudiating party's rights under the contract with due excuse and allowance to the aggrieved party for any delay occasioned by the repudiation

Section 2—612 "Installment Contract" Breach (1) An "installment contract" is one which requires or authorizes the delivery of goods in separate lots to be separately accepted and paid for even though the contract contains a clause "each delivery is a separate contract" or its equivalent

(2) The buyer may reject any installment which is non-conforming if the non-conformity substantially impairs the value of that installment and cannot be cured or if the non-conformity is a defect in the required documents but if the non-conformity does not fall within subsection (3) and the seller gives adequate assurance of its cure the buyer must accept that installment

(3) Whenever non-conformity or default with respect to one or more installments substantially impairs the value of the whole contract there is a breach of the whole But the aggrieved party reinstates the contract if he accepts a non-conforming installment without seasonably notifying of cancellation or if he brings an action with respect only to past installments or demands performance as to future installments

Section 2—613 Casualty to Unique Goods Where the contract relates to identified goods which are irreplaceable or are treated by the parties as unique for purpose of the contract and the goods suffer casualty without fault of either party before the risk of loss passes to the buyer



or in a proper case under a "to arrive" term (Section 2—324) then

- (a) if the loss is total the contract is avoided and
- (b) if the loss is partial or the goods have so deteriorated as no longer to conform to the contract the buyer may nevertheless demand inspection and his option either treat the contract as avoided or accept the goods with due allowance from the contract price for the deterioration or deficiency in quantity but without further right against the seller

Section 2—614 Substituted Performance (1) Where without fault of either party the agreed berthing loading or unloading facilities fail or an agreed type of carrier becomes unavailable or the agreed manner of delivery otherwise becomes commercially impracticable but a commercially reasonable substitute is available such substituted performance must be tendered and accepted

(2) If the agreed means or manner of payment fails because of domestic or foreign governmental regulation the seller may withhold or stop delivery unless the buyer provides a means or manner of payment which is commercially a substantial equivalent If delivery has already been taken payment by the means or in the manner provided by the regulation discharges the buyer's obligation unless the regulation is discriminatory oppressive or predatory

Section 2—615 Excuse by failure of Presupposed Conditions Except so far as a seller may have assumed a greater obligation and subject to the preceding section on substituted performance

- (a) delay in delivery or non-delivery in whole or in part by a seller who complies with paragraphs (b) and (c) is not a breach of his duty under a contract for sale if performance as agreed has been made impracticable by the occurrence of a contingency the non-occurrence of which was a basic assumption on which the contract was made or by compliance in good faith with any applicable foreign or domestic governmental regulation or order whether or not it later proves to be invalid

- (b) Where the causes mentioned in paragraph (a) affect only a part of the seller's capacity to perform he must allocate production and deliveries among his customers but may at his option include regular customers not then under contract He may so allocate in any manner which is fair and reasonable

- (c) The seller must notify the buyer seasonably that there will be delay or non-delivery and when allocation is required under paragraph (b) of the estimated quota thus made available for the buyer

Section 2—616 Procedure on Notice Claiming Excuse (1) Where the buyer receives notification of a material or indefinite delay or an allocation justified under the preceding section he may by written notification to the seller as to any delivery concerned and where the prospective deficiency substantially impairs the value of the whole contract under the provisions of this Article relating to breach of installment contracts (Section 2—612) then also as to the whole

- (a) terminate and thereby discharge any unexecuted portion of the contract or
- (b) modify the contract by agreeing to take his available quota in substitution

(2) If after receipt of such notification from the seller the buyer fails so to modify the contract within a reasonable time not exceeding thirty days the contract lapses with respect to any deliveries affected

(3) The provisions of this section may not be negated by agreement except insofar as the seller has assumed a greater obligation under the preceding section

#### Part 7

#### Remedies

Section 2—701 Remedies for Breach of Collateral Contracts Not Impaired Remedies for breach of any obligation or promise collateral or ancillary to a contract for sale are not impaired by the provisions of this Article

Section 2—702 Seller's Remedies on Discovery of

Buyer's Insolvency (1) Where the seller discovers the buyer to be insolvent he may

- (a) refuse delivery except for cash including payment for all goods theretofore delivered under the contract and stop delivery under this Article (Section 2—705) and
- (b) subject to the rights of a buyer in ordinary course or other good faith purchaser or lien creditor under this Article (Section 2—403) and within ten days after receipt reclaim any goods received by the buyer on credit but if misrepresentation of solvency has been made to the particular seller in writing within three months before delivery the ten days limitation does not apply

(2) Successful reclamation of goods excludes all other remedies with respect to them

Section 2—703 Seller's Remedies in General Where the buyer wrongfully rejects or revokes acceptance of goods or fail to make a payment due on or before delivery or repudiates with respect to a part or the whole then with respect to any goods directly affected and if the breach is of the whole contract (Section 2—612) then also with respect to the whole undelivered balance the aggrieved seller may

- (a) withhold delivery of such goods
- (b) stop delivery by any bailee as hereafter provided (Section 2—705)
- (c) proceed under the next section respecting goods still unidentified to the contract
- (d) resell and recover damages as hereafter provided (Section 2—706)
- (e) so far as any goods have not been resold recover damages for their non-acceptance (Section 2—708) or in a proper case their price (Section 2—709)
- (f) cancel

Section 2—704 Seller's Right to Identify Goods to the Contract Notwithstanding Breach An aggrieved seller under the preceding section may identify to the contract conforming goods not already identified if at the time he learned of the breach they are in his possession or control If the goods were then in process of procurement or manufacture he may complete the process and identify them to the contract unless in reasonable commercial judgement the completion will materially increase the damages

Section 2—705 Seller's Stoppage of Delivery in Transit or Otherwise (1) The seller may stop delivery of goods in the possession of a carrier or other bailee when he discovers the buyer to be insolvent (Section 2—702) and may stop delivery of carload truckload planeload or larger shipments of express or freight when the buyer wrongfully repudiates or fails to make a payment due before delivery or if for any other reason the seller has a right to withhold or reclaim the goods

(2) As against such buyer the seller may stop delivery until

- (a) receipt of the goods by the buyer or
  - (b) acknowledgment to the buyer by any bailee of the goods except a carrier that the bailee holds the goods for the buyer or
  - (c) such acknowledgment to the buyer by a carrier by reshipment or as warehouseman or
  - (d) negotiation to the buyer of any negotiable document of title covering the goods
- (3) (a) To stop delivery the seller must so notify as to enable bailee by reasonable diligence to prevent delivery of the goods
- (b) After such notification the bailee must hold and deliver the goods according to the directions of the seller but the seller is liable to the bailee for any ensuing charges or damages
- (c) If a negotiable document of title has been issued for goods the bailee is not obliged to obey a notification to stop until surrender of the document

Section 2—706 Seller's Resale Including Contract for Resale (1) Under the conditions stated in Section 2—703 on seller's remedies the seller may resell the goods concerned or the undelivered balance thereof Where the resale is made in good faith and in a commercially



reasonable manner the seller may recover the difference between the resale price and the contract price together with any incidental damages allowed under the provisions of this Article (Section 2—710) but less any expense saved in consequence of the buyer's breach

(2) Except as otherwise provided in subsection (3) or unless otherwise agreed resale may be at public or private sale including sale by way of one or more contracts to sell or identification to an existing contract of the seller. Sale may be as a unit or in parcels and at any time and place and on any terms but every aspect of the sale including the method manner time place and terms must be commercially reasonable. The resale must be reasonably identified as referring to the broken contract but it is not necessary that the goods be in existence or that any or all of them have been identified to the contract before the breach

(3) Where the resale is at private sale the seller must give the buyer reasonable notification of his intention to resell

(4) Where the resale is at public sale

(a) only identified goods can be sold except where there is a recognized market for a public sale of futures in goods of the kind and

(b) it must be made at a usual place or market for public sale if one is reasonably available and except in the case of goods which are perishable or threaten to decline in value speedily the seller must give the buyer reasonable notice of the time and place of the resale and

(c) if the goods are not to be within the view of those attending the sale the notification of sale must state the place where the goods are located and provide for their reasonable inspection by prospective bidders and

(d) the seller may buy

(5) A purchaser who buys in good faith at a resale takes the goods free of any rights of the original buyer even though the seller fails to comply with one or more of the requirements of this section

(6) The seller is not accountable to the buyer for any profit made on any resale. A person in the position of a seller (Section 2—707), or a buyer who has rightfully rejected or justifiably revoked acceptance must account for any excess over the amount of his security interest as hereinafter defined (subsection (3) of Section 2—711)

Section 2—707 "Person in the Position of a Seller" A buyer's agent or other consignor who has paid or become responsible for the price or anyone who otherwise holds as against the buyer or consignee a security interest in goods similar to that of a seller is a "person in the position of a seller" and may as provided in this Article withhold or stop delivery (Section 2—705) and resell (Section 2—706) and recover incidental damages (Section 2—710)

Section 2—708 Seller's Damages for Non-Acceptance The measure of damages for non-acceptance is the difference between the price current at the time and place for tender and the unpaid contract price together with any incidental damages provided in this Article (Section 2—710) but less any expense saved in consequence of the buyer's breach except that if the foregoing measure of damages is inadequate to put the seller in as good a position as performance would have done then the measure of damages is the profit (including reasonable overhead) which the seller would have made from full performance by the buyer

Section 2—709 Action for the Price (1) When the buyer fails to pay the price as it becomes due the seller may recover together with any incidental damages under the next section the price

(a) of goods accepted or of conforming goods lost or damaged after risk of their loss has passed to the buyer and

(b) of goods identified to the contract if the seller is unable after reasonable effort to resell them at a reasonable price or the circumstances reasonably indicate that such effort will be unavailing

(2) Where the seller sues for the price he must hold

for the buyer any goods which have been identified to the contract and are still in his control except that if resale becomes possible he may resell them at any time prior to the collection of the judgment. The net proceeds of any such resale must be credited to the buyer and payment of the judgment entitles him to any goods not resold

(3) After the buyer has wrongfully rejected or revoked acceptance of the goods or has failed to make a payment due or has repudiated (Section 2—610) a seller who is held not entitled to the price under this section shall nevertheless be awarded damages for non-acceptance under the preceding section

Section 2—710 Seller's Incidental Damages Incidental damages to an aggrieved seller include any commercially reasonable charges expenses or commissions incurred in stopping delivery in the transportation care and custody of goods after the buyer's breach in connection with return or resale of the goods or otherwise resulting from the breach

Section 2—711 Buyer's Remedies in General Buyer's Security Interest in Rejected Goods (1) Where the seller fails to make delivery or repudiates or the buyer rightfully rejects or justifiably revokes acceptance then with respect to any goods involved and with respect to the whole if the breach goes to the whole contract (Section 2—612) the buyer may cancel and whether or not he has done so may in addition to recovering so much of the price as has been paid

(a) "cover" and have damages under the next section as to all the goods affected whether or not they have been identified to the contract or

(b) recover damages for non-delivery as provided in this Article (Section 2—713)

(2) Where the seller fails to deliver or repudiates the buyer may also

(a) if the goods have been identified recover them as provided in the Article (Section 2—502) or

(b) in a proper case obtain specific performance or replevy the goods as provided in this Article (Section 2—716)

(3) On rightful rejection or justifiable revocation of acceptance a buyer who has paid all or part of the price has a security interest in goods in his possession or control for the amount paid plus any expenses reasonably incurred in their inspection receipt transportation care and custody and may on notifying the seller of his intention to do so hold such goods and resell them on like manner as an aggrieved seller (Section 2—706)

Section 2—712 "Cover" Buyer's Procurement of Substitute Goods (1) After a breach within the preceding section the buyer may "cover" by making in good faith and without unreasonable delay any reasonable purchase of or contract to purchase goods in substitution for those due from the seller

(2) The buyer may recover from the seller as damages the difference between the cost of cover and the contract price together with any incidental or consequential damages as hereinafter defined (Section 2—715) but less any expense saved in consequence of the seller's breach

(3) Failure of the buyer to effect cover within this section does not bar him from any other remedy

Section 2—713 Buyer's Damages for Non-Delivery (1) The measure of damages for non-delivery is the difference between the price current at the time the buyer learned of the breach and the contract price together with the incidental and consequential damages as provided in this Article (Section 2—715) but less any expense saved in consequence of the seller's breach

(2) Current price is to be determined as of the place for tender or in case of rejection after arrival or revocation of acceptance as of the place of arrival

Section 2—714 Buyer's Damages for Breach in Regard to Accepted Goods (1) Where the buyer has accepted goods and given notification (subsection (3) of Section 2—607) he may recover as damages for any non-conformity of tender the loss resulting in the ordinary course of events from the seller's breach as determined in any manner which is reasonable



(2) The measure of damages for breach of warranty is the difference at the time and place of acceptance between the value of the goods accepted and the value they would have had if they had been as warranted unless special circumstances show proximate damages of a different amount

(3) In a proper case any incidental and consequential damages under the next section may also be recovered

Section 2—715 Buyer's Incidental and Consequential Damages (1) Incidental damages resulting from the seller's breach include expenses reasonably incurred in inspection receipt transportation and care and custody of goods rightfully rejected and commercially reasonable charges expenses or commissions in connection with effecting cover and any damages from delay or otherwise resulting from the breach

(2) Consequential damages include

(a) any loss resulting from general or particular requirements and needs of which the seller at the time of contracting had been to know and which could not reasonably be prevented by cover or otherwise and

(b) injury to person or property proximately resulting from any breach of warranty

Section 2—716 Buyer's Right to Specific Performance or Replevin (1) Specific performance may be decreed where the goods are unique or in other proper circumstances

(2) The decree for specific performance may include such terms and conditions as to payment of the price damages or other relief as the court may deem just

(3) The buyer has a right of replevin for goods identified to the contract if after reasonable effort he is unable to effect cover for such goods or the circumstances reasonably indicate that such effort will be unavailing or if the goods have been shipped under reservation and satisfaction of the security interest in them has been made or tendered

Section 2—717 Deduction of Damages From Price The buyer on notifying the seller of his intention so to do may deduct all or any part of damages resulting from any breach from any part of the price still due

Section 2—718 Liquidation or Limitation of Damages Deposits (1) Damages for breach by either party may be liquidated in the agreement but only at an amount which is reasonable in the light of the anticipated or actual harm caused by the breach the difficulties of proof of loss and the inconvenience or non-feasibility of otherwise obtaining an adequate remedy A term fixing unreasonably large liquidated damages is void as a penalty

(2) A "deposit" or "down" or part payment of more than 20 per cent of the price or \$500 whichever is smaller to be forfeited on breach is so forfeited only to the extent that it is reasonable liquidation of damages Where a seller has received payment in goods the proceeds of their resale shall in the event of breach by the buyer be treated as a "down" payment for purposes of this subsection but if the seller has notice of the buyer's breach before reselling goods received in payment or as a deposit his resale is subject to the conditions laid down in this Article on resale by an aggrieved seller (Section 2—706)

Section 2—719 Contractual Modification or Limitation of Remedy (1) Subject to the provisions of subsections (2) and (3) of this section and of the preceding section on liquidation and limitation of damages

(a) the agreement may provide for remedies in addition to or in substitution for those provided in this Article and may limit or alter the measure of damages recoverable under this Article as by limiting the buyer's remedies to return of the goods and repayment of the price or to repair and replacement of non-conforming goods or parts and

(b) resort to a remedy as provided is optional unless the remedy is expressly agreed to be exclusive in which case it is the sole remedy

(2) Where circumstances cause an exclusive or limited remedy to fail of its essential purpose remedy may be had as provided in this Act

(3) Consequential damages may be limited or excluded unless the limitation or exclusion is unconscionable Limitation of consequential damages for injury to the person in the case of consumer goods in prima facie unconscionable but limitation of damages where the loss is commercial is not

Section 2—720 Effect of "Cancellation" or "Rescission" on Claims for Antecedent Breach Unless the contrary intention clearly appears expressions of "cancellation" or "rescission" of the contract or the like shall not be construed as a renunciation or discharge of any claim in damages for an antecedent breach

Section 2—721 Remedies for Fraud Remedies for material misrepresentation or fraud include all remedies available under this Article for nonfraudulent breach and neither rescission of the contract for sale nor rejection or return of the goods bars the other remedies

Section 2—722 When Can Sue Third Parties for Injury to Goods Where a third party so deals with goods which have been identified to a contract for sale as to cause actionable injury to a party to that contract

(a) after the goods have been accepted a right of action against the third party is exclusively in the buyer unless his acceptance has been revoked

(b) before acceptance or after revocation of the buyer's acceptance a right of action against the third party is in the party to the contract for sale who has either title to or a security interest or an insurable interest in the goods and if the goods have been destroyed or converted a right of action is also in the party who either bore the risk of loss under the contract for sale or has since the injury assumed that risk as against the other

(c) if at the time of the injury the party plaintiff did not bear the risk of loss as against the other party to the contract for sale and there is no arrangement between them for disposition of the recovery his suit or settlement is subject to his own interest as a fiduciary for the other party to the contract

(d) either party may with the consent of the other sue for the benefit of whom it may concern

Section 2—723 Proof of Market Price Time and Place (1) If an action based on anticipatory repudiation comes to trial before the time for performance with respect to some or all of the goods damages shall be determined according to the price of such goods prevailing at the time when the aggrieved party learned of the repudiation

(2) If evidence of a price prevailing at the times or places described in this Article is not readily available the price prevailing within any reasonable time before or after the time described or at any other place which in commercial judgment or under usage of trade would serve as a reasonable substitute for the one described may be used making any proper allowance for the cost of transporting the goods to or from such other place But a party intending to offer evidence of a price prevailing at a time or place other than the one described in this Article must so notify the other party as to prevent surprise

Section 2—724 Admissibility of Market Quotations Whenever the prevailing price or value of any goods regularly bought and sold in any established commodity market is in issue reports in official publications or trade journals or in newspapers or periodicals of general circulation published as the reports of such market shall be admissible in evidence The circumstances of the preparation of such a report may be shown to affect its weight but not its admissibility

Section 2—725 Statute of Limitations in Contracts for Sale (1) An action for breach of any contract for sale must be commenced within four years after the cause of action has accrued By the original agreement the parties may reduce the period of limitation to not less than one year but may not extend it

(2) A cause of action accrues when the breach occurs regardless of the aggrieved party's lack of knowledge of the breach A breach of warranty occurs when tendered delivery is made except that where a warranty explicitly



extends to future performance of the goods and discovery of the breach must await the time of such performance the cause of action accrues when the breach is or should have been discovered

(3) Where an action commenced within the time limited by subsection (1) is so terminated as to leave available a remedy by another action for the same breach such other action may be commenced after the expiration of the time limited and within six months after the termination of the first action unless the termination resulted from voluntary discontinuance or from dismissal for failure or neglect to prosecute

(4) This section does not alter the law on tolling of the statute of limitations nor does it apply to causes of action which have accrued before this Act become effective

### Article 3

#### Commercial Paper

##### Part 1

##### Short Title Form and Interpretation

Section 3—101 Short Title This Article shall be known and may be cited as Uniform Commercial Code—Commercial Paper

Section 3—102 Definitions and Index of Definitions (1) In this Article unless the context otherwise requires

- (a) "Issue" means the first delivery of an instrument to a holder or a remitter
- (b) An "order" is a direction to pay and must be more than an authorization or request. It must identify the person to pay with reasonable certainty. It may be addressed to one or more such persons jointly or in the alternative but not in succession.
- (c) A "promise" is an undertaking to pay and must be more than an acknowledgement of an obligation.
- (d) "Secondary party" means a drawer or endorser.
- (e) "Instrument" means a negotiable instrument.

(2) Other definitions applying to this Article and the sections in which they appear are

- "Acceptance" Section 3—410
- "Accommodation party" Section 3—415
- "Alteration" Section 3—407
- "Certificate of deposit" Section 3—104
- "Certification" Section 3—411
- "Check" Section 3—104
- "Definite time" Section 3—109
- "Dishonor" Section 3—507
- "Documentary Draft" Section 4—104
- "Draft" Section 3—104
- "Holder in due course" Section 3—302
- "Negotiation" Section 3—202
- "Note" Section 3—104
- "Notice of dishonor" Section 3—508
- "On demand" Section 3—108
- "Presentment" Section 3—504
- "Protest" Section 3—509
- "Signature" Section 3—401

(3) The following definitions in other Articles apply to this Article

- "Account" Section 4—104
- "Banking Day" Section 4—104
- "Clearing house" Section 4—104
- "Collecting bank" Section 4—105
- "Customer" Section 4—104
- "Depository Bank" Section 4—105
- "Documentary Draft" Section 4—104
- "Item" Section 4—104
- "Midnight deadline" Section 4—104
- "Payor bank" Section 4—105

(4) In addition Article 1 contains general definitions and principles of construction and interpretation applicable throughout this Article

Section 3—103 Limitations on Scope of Article (1) This Article does not apply to money documents of title or investment securities

(2) The provisions of this Article are subject to the provisions of the Article on Bank Deposits and Collec-

tions (Article 4) and Secured Transactions (Article 9)

Section 3—104 Form of Negotiable Instruments "Draft" "Check" "Certificate of Deposit" "Note" (1) Any writing to be a negotiable instrument within this Article must

- (a) be signed by the maker or drawer and
  - (b) contain an unconditional promise or order to pay a sum certain in money and no other promise, order, obligation or power given by the maker or drawer except as authorized by this Article and
  - (c) be payable on demand or at a definite time and
  - (d) be payable to order or to bearer
- (2) A writing which complies with the requirements of this section is
- (a) a "draft" ("bill of exchange") if it is an order
  - (b) a "check" if it is a draft drawn on a bank and payable on demand
  - (c) a "certificate of deposit" if it is an acknowledgment by a bank of receipt of money with an engagement to repay it
  - (d) a "note" if it is a promise other than a certificate of deposit

Section 3—105 When Promise or Order Unconditional (1) A promise or order otherwise unconditional is not made conditional by the fact that the instrument

- (a) is subject to implied or constructive conditions or
- (b) states its consideration whether performed or promised or the transaction which gave rise to the instrument or that the promise or order is made or the instrument matures in accordance with or "as per" such transaction or
- (c) refers to or states that it arises out of a separate agreement or
- (d) states that it is drawn under a letter of credit or
- (e) states that it is secured whether by mortgage, reservation of title or otherwise or
- (f) indicates a particular account to be debited or any other fund or source from which reimbursement is expected or
- (g) is limited to payment out of a particular fund or the proceeds of a particular source if the instrument is issued by a government or governmental agency or unit or
- (h) is limited to payment out of the entire assets of a partnership, unincorporated association, trust or estate by or on behalf of which the instrument is issued

(2) A promise or order is not unconditional if the instrument

- (a) states that it is subject to or governed by any other agreement or
- (b) states that it is to be paid only out of a particular fund or source except as provided in this section

Section 3—106 Sum Certain (1) The sum payable is a sum certain even though it is to be paid

- (a) with stated interest or by stated installments or
- (b) with stated different rates of interest before and after default or a specified date or
- (c) with a stated discount or addition if paid before or after the date fixed for payment or
- (d) with exchange or less exchange whether at a fixed rate or at the current rate or
- (e) with costs of collection or an attorney's fee or both upon default

(2) Nothing in this section shall validate any term which is otherwise illegal

Section 3—107 Money (1) An instrument is payable in money if the medium of exchange in which it is payable is money at the time the instrument is made. In instrument payable in "currency" or "current funds" is payable in money

(2) A promise or order to pay a Sum Stated in a foreign currency is for a sum certain in money and unless a different medium of payment is specified in the instrument may be satisfied by payment of that number of dollars which the stated foreign currency will purchase at the buying sight rate for that currency on the day on which the instrument is payable or if payable on demand on the day of demand. If such an instrument specifies a foreign

currency as the medium of payment the instrument is payable in that currency

Section 3—108 Payable on Demand Instruments payable on demand include those payable at sight or on presentation and those in which no time for payment is stated

Section 3—109 Definite Time (1) An instrument is payable at a definite time if by its terms it is payable

- (a) on or before a stated date or at a fixed period after a stated date or
- (b) at a fixed period after sight or
- (c) at a definite time subject to any acceleration or
- (d) at a definite time subject to extension at the option of the holder or to extension to a further definite time at the option of the maker or automatically upon or after a specified act or event

(2) An instrument which by its terms is otherwise payable only upon an act or event uncertain as to time of occurrence is not payable at a definite time even though the act or event has occurred

Section 3—110 Payable to Order (1) An instrument is payable to order when by its terms it is payable to the order or assigns of any person therein specified with reasonable certainty or to him or his order or when it is conspicuously designated on its face as "exchange" or the like and names a payee It may be payable to the order of

- (a) the maker or drawer or
- (b) the drawee or
- (c) a payee who is not maker drawer or drawee or
- (d) two or more payees together or in the alternative or
- (e) an estate trust or fund in which case it is payable to the order of the representative of such estate trust or fund or his successors or
- (f) an office or officer as such in which case it is payable to the order of the incumbent of the office or his successors or
- (g) a partnership or unincorporated association in which case it is payable to the partnership or association and may be indorsed or transferred by any person thereto authorized

(2) An instrument not payable to order is not made so payable by such words as "payable upon return of this instrument properly indorsed"

(3) An instrument made payable both to order and to bearer is payable to order unless the bearer words are handwritten or typewritten

Section 3—111 Payable to Bearer An instrument is payable to bearer when by its terms it is payable to

- (a) bearer or the order of bearer or
- (b) a specified person or bearer or
- (c) "cash" or the order of "cash" or any other indication which does not purport to designate a specific payee

Section 3—112 Terms and Omissions Not Affecting Negotiability (1) The negotiability of an instrument is not affected by

- (a) the omission of a statement of any consideration or of the place where the instrument is drawn or payable or
- (b) a statement that collateral has been given for the instrument or in case of default on the instrument the collateral may be sold or
- (c) a promise to give additional collateral on demand or
- (d) a term authorizing a confession of judgment on the instrument if it is not paid when due or
- (e) a term purporting to waive the benefit of any law intended for the advantage or protection of any obligor or
- (f) a term in a draft providing that the payee by indorsing or cashing it acknowledges full satisfaction of an obligation of the drawer

(2) Nothing in this section shall validate any term which is otherwise illegal

Section 3—113 Seal An instrument otherwise negotiable is within this Article even though it is under a seal

Section 3—114 Date Antedating Postdating (1) The

negotiability of an instrument is not affected by the fact that it is undated antedated or postdated

(2) Where an instrument is antedated or postdated the time when it is payable is determined by the stated date if the instrument is payable on demand or at a fixed period of after date

(3) Where the instrument or any signature thereon is dated the date is presumed to be correct

Section 3—115 Incomplete Instruments (1) When a paper whose contents at the time of signing show that it is intended to become an instrument is signed while still incomplete in any necessary respect it cannot be enforced until completed but when it is completed in accordance with authority given it is effective as completed

(2) If the completion is unauthorized the rules as to material alteration apply (Section 3—407) even though the paper was not delivered by the maker or drawer but the burden of establishing that any completion is unauthorized is on the party so asserting

Section 3—116 Instruments Payable to Two or More Persons An instrument payable to the order of two or more persons

- (a) if in the alternative is payable to any one of them and may be negotiated discharged or enforced by any of them who has possession of it
- (b) if not in the alternative is payable to all of them and may be negotiated discharged or enforced only by all of them

Section 3—117 Instruments Payable with Words of Description An instrument made payable to a named person with the addition of words describing him

- (a) as agent or officer of a specified person is payable to his principal but the agent or officer may act as if he were the holder
- (b) as any other fiduciary for a specified person or purpose is payable to the payee and may be negotiated discharged or enforced by him
- (c) in any other manner is payable to the payee unconditionally and the additional words are without effect on subsequent parties

Section 3—118 Ambiguous Terms and Rules of Construction The following rules apply to every instrument

- (a) Where there is doubt whether the instrument is a draft or a note the holder may treat it as either A draft drawn on the drawer is effective as a note
- (b) Handwritten terms control typewritten and printed terms and typewritten control printed
- (c) Words control figures except that if the words are ambiguous figures control
- (d) Unless otherwise specified a provision for interest means interest at the judgment rate at the place of payment from the date of the instrument or if it is undated from the date of issue
- (e) Unless the instrument otherwise specifies two or more persons who sign as maker acceptor or drawer or indorser and as a part of the same transaction are jointly and severally liable even though the instrument contains such words as "I promise to pay"
- (f) Notwithstanding any term of the instrument the holder may extend it only with the consent of the maker at the time of extension Unless otherwise specified consent to extension authorizes a single extension for not longer than the original period

Section 3—119 Other Writings Affecting Instrument (1) As between the obligor and his immediate obligee or any transferee the terms of an instrument may be modified or affected by any other written agreement executed as a part of the same transaction except that a holder in due course is not affected by any limitation of his rights arising out of the separate written agreement if he had no notice of the limitation when he took the instrument

(2) A separate agreement does not affect the negotiability of an instrument

Section 3—120 Instruments "Payable Through" Bank An instrument which states that it is "payable through" a bank or the like designates that bank as a collecting bank to make presentment but does not of itself authorize the bank to pay the instrument



Section 3—121 Instruments Payable at Bank A note or acceptance which states that it is payable at a bank is the equivalent of a draft drawn on the bank payable when it falls due out of any funds of the maker or acceptor in current account or otherwise available for such payment

Section 3—122 Accrual of Cause of Action (1) cause of action against a maker or an acceptor accrues

(a) in the case of a time instrument on the day after maturity

(b) in the case of a demand instrument upon its date or if no date is stated on the date of issue

(2) A cause of action against the obligor of a demand or time certificate of deposit accrues upon demand but demand on a time certificate may not be made until on or after the date of maturity

(3) A cause of action against a drawer of a draft or an indorser of any instrument accrues upon demand following dishonor of the instrument Notice of dishonor is a demand

(4) Unless an instrument provides otherwise interest runs at the rate provided by law for a judgment

(a) in the case of a maker of a demand not from the date of demand

(b) in all other cases from the date of accrual of the cause of action

### Part 2

#### Transfer and Negotiation

Section 3—201 Transfer Right to Indorsement (1) Transfer of an instrument vests in the transferee such rights as the transferor has therein except that a transferee who has himself been a party to any fraud or illegality affecting the instrument or who as a prior holder had notice of a defense or claim against it cannot improve his position by taking from a later holder in due course

(2) A transfer of a security interest in an instrument vests the foregoing rights in the transferee to the extent of the interest transferred

(3) Unless otherwise agreed any transfer for value of an instrument not then payable to bearer gives the transferee the specifically enforceable right to have the unqualified indorsement of the transferor Negotiation takes effect only when the indorsement is made and until that time there is no presumption that the transferee is the owner

Section 3—202 Negotiation (1) Negotiation is the transfer of an instrument in such form that the transferee becomes a holder If the instrument is payable to order it is negotiated by delivery with any necessary indorsement if payable to bearer it is negotiated by delivery

(2) An indorsement must be written by or on behalf of the holder and on the instrument or on a paper so firmly affixed thereto as to become a part thereof

(3) An indorsement is effective for negotiation only when it conveys the entire instrument or any unpaid residue If it purports to be of less it operates only as a partial assignment

(4) Words of assignment condition waiver guaranty limitation or disclaimer of liability and the like accompanying an indorsement do not affect its character as an indorsement

Section 3—203 Wrong or Misspelled Name Where an instrument is made payable to a person under a misspelled name or one other than his own he may indorse in that name or his own or both but signature in both names may be required by a person paying or giving value for the instrument

Section 3—204 Special Indorsement Blank Indorsement (1) A special indorsement specifies the person to whom or to whose order it makes the instrument payable Any instrument specifically indorsed becomes payable to the order of the special indorsee and may be further negotiated only by his indorsement

(2) An indorsement in blank specifies no particular indorsee and may consist of a mere signature An instrument payable to order and indorsed in blank becomes payable to bearer and may be negotiated by delivery alone until specially indorsed or indorsed for collection (Section 3—206)

Section 3—205 Conditional Indorsement Prohibiting Transfer Neither a conditional indorsement nor one purporting to prohibit further transfer of the instrument prevents its further transfer or negotiation and the transferee may enforce payment in disregard of the limitation but the indorsee and any other subsequent transferee except a collecting or payor bank takes the instrument or its proceeds subject to any rights of the indorser

Section 3—206 Indorsement "For Collection" "For Deposit" to Agent or in Trust When an indorsement whether blank or special states that it is "for collection" "for deposit" or otherwise for the benefit or account or use of the indorser or of another person

(a) the first taker under that indorsement must apply any value given by him for or on the security of the instrument in the manner and to the person or account directed by the indorsement

(b) to the extent that he does so he becomes a holder for value

(c) later holders for value are not affected by the direction contained in the indorsement unless they have reasonable grounds to believe that a fiduciary has negotiated the instrument in breach of duty (Subsection (2) (b) of Section 3—304)

Section 3—207 Negotiation Effective Although It May Be Rescinded (1) Negotiation is effective to transfer the instrument although the negotiation is

(a) made by an infant a corporation exceeding its powers or any other person without capacity or

(b) obtained by fraud duress or mistake of any kind or

(c) part of an illegal transaction or

(d) made in breach of duty

(2) Except as against a subsequent holder in due course such negotiation is subject to rescission the declaration of a constructive trust or any other remedy permitted by law

Section 3—208 Reacquisition Where an instrument is returned to or reacquired by a prior party he may cancel any indorsement which is not necessary to his title and reissue or further negotiate the instrument but any intervening party is discharged as against the reacquiring party and subsequent holders not in due course and if his indorsement has been cancelled is discharged as against subsequent holders in due course as well

### Part 3

#### Rights of a Holder

Section 3—301 Rights of a Holder The holder of an instrument whether or not he is the owner may transfer or negotiate it and except as otherwise provided in Section 3—603 on payment or satisfaction discharge it or enforce payment in his own name

Section 3—302 Holder in Due Course (1) A holder in due course is a holder who takes the instrument

(a) for value and

(b) in good faith including observance of the reasonable commercial standards of any business in which the holder may be engaged and

(c) without notice that it is overdue or has been dishonored or of any defense against or claim to it on the part of any person

(2) A payee may be a holder in due course

(3) A holder does not become a holder in due course of an instrument

(a) by purchase of its at judicial sale or by taking it under legal process or

(b) by acquiring it in taking over an estate or

(c) by purchasing it as part of a bulk transaction not in regular course of business of the transferor

(4) A purchaser of a limited interest can be a holder in due course only to the extent of the interest purchased

Section 3—303 Taking for Value A holder takes the instrument for value

(a) to the extent that the agreed consideration has been performed or that he acquires a security interest in or a lien on the instrument otherwise than by legal process or

(b) when he takes the instrument in payment of or



as security for an antecedent claim against any person whether or not the claim is due or

(c) when he gives a negotiable instrument for it or makes an irrevocable commitment to a third person

Section 3—304 Notice to Purchaser (1) The purchaser has notice of a claim or defense if

(a) the instrument is so incomplete bears such visible evidence of forgery or alteration or is otherwise so irregular as to call into question its validity terms or ownership or to create an ambiguity as to the party to pay or

(b) the purchaser has notice that the obligation of any party is voidable in whole or in part or that all parties have been discharged

(2) The purchaser has notice of a claim against the instrument when he has reasonable grounds to believe

(a) that the transfer to him is a preference voidable under the law of bankruptcy or insolvency

(b) that a fiduciary has negotiated the instrument in payment of or as security for his own debt or in any transaction for his own benefit or otherwise in breach of duty

(3) Except as provided with respect to conditional trust or collection indorsements in the course of bank collections (Sections 4—203 and 4—205) the purchaser also has notice of a claim against the instrument if it has previously been indorsed conditionally or in such manner as to prohibit further negotiation and such indorsement has not been cancelled

(4) The purchaser has notice that an instrument is overdue if he has reasonable grounds to believe

(a) that any part of the principal amount is overdue or that there is an uncured default in payment of another instrument of the same series or

(b) that acceleration of the instrument has been made or

(c) that he is taking a demand instrument after demand has been made or more than a reasonable length of time after its issue A reasonable time for a check drawn and payable within the states and territories of the United States and the District of Columbia is presumed to be thirty days

(5) Knowledge of the following facts does not of itself give the purchaser notice of a defense or claim

(a) that the instrument is antedated or postdated

(b) that it was issued or negotiated in return for an executory promise or accompanied by a separate agreement unless the purchaser has notice that a defense or claim has arisen from the terms thereof

(c) that any party has signed for accommodation

(d) that an incomplete instrument has been completed unless the purchaser has notice of any improper completion

(e) that any person negotiating the instrument is or was a fiduciary

(f) that there has been default in payment of interest on the instrument or in payment of any other instrument except one of the same series

(6) The filing or recording of a document does not of itself constitute notice within the provisions of this Article to a person who would otherwise be a holder in due course

(7) To be effective notice must be received at such time and in such manner as to give a reasonable opportunity to act on it

Section 3—305 Rights of a Holder in Due Course To the extent that a holder is a holder in due course he takes the instrument free from

(1) all claims to it on the part of any person and

(2) all defenses of any party to the instrument with whom the holder has not dealt except

(a) infancy to the extent that it is a defense to a simple contract and

(b) such other incapacity or duress or illegality of the transaction as renders the obligation of the party a nullity and

(c) such misrepresentation as has induced the party to sign the instrument with neither knowledge nor

reasonable opportunity to obtain knowledge of its character or its essential terms and

(d) discharge in insolvency proceedings and

(e) any other discharge of which the holder has notice when he takes the instrument

Section 3—306 Rights of One Not Holder in Due Course Unless he has the rights of a holder in due course any person takes the instrument subject to

(a) all valid claims to it on the part of any person and

(b) all defenses of any party which would be available in an action on a simple contract and

(c) the defenses of want or failure of consideration non-performance of any condition precedent non-delivery or delivery for a special purpose and

(d) the defense that he or a person through whom he holds the instrument acquired it by theft The claim of any third person to the instrument is not otherwise available as a defense to any party liable thereon unless the third person himself defends the action for such party

Section 3—307 Burden of Establishing Signatures Defenses and Due Course (1) Unless specifically denied in the pleadings each signature on an instrument is admitted When the effectiveness of a signature is put in issue

(a) the burden of establishing it is on the party claiming under the signature but

(b) the signature is presumed to be genuine or authorized except where the action is to enforce the obligation of a purported signer who has died or become incompetent before proof is required

(2) When signatures are admitted or established production of the instrument entitles a holder to recover on it unless the defendant establishes a defense

(3) After evidence of a defense has been introduced a person claiming the rights of a holder in due course has the burden of establishing that he or some person under whom he claims is in all respects a holder in due course

## Part 4

### Liability of Parties

Section 3—401 Signature (1) No person is liable on an instrument unless his signature appears thereon

(2) A signature is made by use of any name including any trade or assumed name upon an instrument or by any word or mark used in lieu of a written signature

Section 3—402 Signature in Ambiguous Capacity Unless the instrument clearly indicates that a signature is made in some other capacity it is an indorsement

Section 3—403 Signature by Authorized Representative

(1) A signature may be made by an agent or other representative and his authority to make it may be established as in other cases of representation No particular form of appointment is necessary to establish such authority

(2) An authorized representative who signs his own name to an instrument is also personally obligated unless the instrument names the person represented and shows that the signature is made in a representative capacity The name of an organization preceded or followed by the name and office of an authorized individual is a signature made in a representative capacity

Section 3—404 Unauthorized Signatures (1) Any unauthorized signature is wholly inoperative as that of the person whose name is signed unless he ratifies it or is precluded from denying it but it operates as the signature of the unauthorized signer in favor of any person who in good faith pays the instrument or takes it for value

(2) Any unauthorized signature may be ratified for all purposes of this Article Such ratification does not of itself affect any rights of the person ratifying against the actual signer

Section 3—405 Impostors Signature in Name of Payee (1) An indorsement by any person in the name of a named payee is effective if

(a) an impostor by use of the mails or otherwise has induced the maker or drawer to issue the instru-



ment to him or his confederate in the name of the payee or

(b) a person signing as or on behalf of a drawer intends the payee to have no interest in the instrument or

(c) an agent or employee of the drawer has supplied him with the name of the payee intending the latter to have no such interest

(2) Nothing in this section shall affect the criminal or civil liability of the person so indorsing

Section 3—406 Negligence Contributing to Alteration or Unauthorized Signature Any person who by his negligence substantially contributes to a material alteration of the instrument or to the making of an unauthorized signature is precluded from asserting the alteration or lack of authority against a holder in due course or against a drawee or other payor who pays the instrument in good faith and in accordance with the reasonable commercial standards of the drawee's or payor's business

Section 3—407 Alteration (1) Any alteration of an instrument is material which changes the contract of any party thereto in any respect including any such change in

(a) the number or relations of the parties or

(b) an incomplete instrument by completing it otherwise than as authorized or

(c) the writing as signed by adding to it or by removing any part of it

(2) As against any person other than a subsequent holder in due course

(a) alteration by the holder which is both fraudulent and material discharges any party whose contract is thereby changed unless that party assents or is precluded from asserting the defense

(b) no other alteration discharges any party and the instrument may be enforced according to its original tenor or as to incomplete instruments according to the authority given

(3) A subsequent holder in due course may in all cases enforce the instrument according to its original tenor and when an incomplete instrument has been completed he may enforce it as completed

Section 3—408 Consideration Want or failure of consideration is a defense as against any person not having the rights of a holder in due course (Section 3—305) except that no consideration is necessary for an instrument or obligation thereon given in payment of or as security for an antecedent obligation of any kind

Section 3—409 Draft Not an Assignment (1) A check or other draft does not of itself operate as an assignment of any funds in the hands of the drawee available for its payment and the drawee is not liable on the instrument until he accepts it

(2) Nothing in this section shall affect any liability in contract tort or otherwise arising from any letter of credit or other obligation or representation which is not an acceptance

Section 3—410 Definition and Operation of Acceptance

(1) Acceptance is the drawee's signed engagement to honor the draft as presented It must be written on the draft and may consist of his signature alone It becomes operative when completed by delivery or notification

(2) A draft may be accepted although it has not been signed by the drawer or is otherwise incomplete or is overdue or has been dishonored

(3) Where the draft is payable at a fixed period after sight and the acceptor fails to date his acceptance the holder may complete it by supplying date in good faith

Section 3—411 Certification of a Check (1) Certification of a check is acceptance Where a holder procures certification the drawer and all prior indorsers are discharged

(2) Unless otherwise agreed a bank has no obligation to certify a check

(3) A bank may certify a check before returning it for lack of proper indorsement If it does so the drawer is discharged

Section 3—412 Acceptance Varying Draft (1) Where the drawee's proffered acceptance in any manner varies the draft as presented the holder may refuse the accept-

ance and treat the draft as dishonored in which case the drawee is entitled to have his acceptance cancelled

(2) Where the holder assents to such an acceptance each drawer and indorser who does not affirmatively assent is discharged except where the variance is that payment shall be made only at a particular place

(3) The terms of the draft are not varied by an acceptance to pay at any bank in the continental United States

Section 3—413 Contract of Maker Drawer and Acceptor

(1) The maker or acceptor engages that he will pay the instrument according to its tenor at the time of his engagement

(2) The drawer engages that upon dishonor of the draft and any necessary notice of dishonor or protest he will pay the amount of the draft to the holder or to any indorser who takes it up The drawer may disclaim this liability by drawing without recourse

(3) By making drawing or accepting the party admits as against all subsequent parties including the drawee the existence of the payee and his then capacity to indorse

Section 3—414 Contract of Indorser Order of Liability

(1) Unless the indorsement otherwise specifies (as by such words as "without recourse") every indorser engages that upon dishonor and any necessary notice of dishonor and protest he will pay the instrument according to its tenor at the time of his indorsement to the holder or to any subsequent indorser who takes it up even though the indorser who takes it up was not obligated to do so

(2) Unless they otherwise agree indorsers are liable to one another in the order in which they indorse which is presumed to be the order in which their signatures appear on the instrument

Section 3—415 Contract of Accommodation Party (1) An accommodation party is one who signs the instrument in any capacity as surety for another party to it

(2) When the instrument has been taken for value before it is due the accommodation party is liable in the capacity in which he has signed even though the taker knows of the accommodation

(3) As against a holder in due course and without notice of the accommodation oral proof of the accommodation is not admissible to give the accommodation party the benefit of discharges dependent on his character as such In other cases the accommodation character may be shown by oral proof

(4) An indorsement which shows that it is not in the chain of title is notice of its accommodation character

(5) An accommodation party is not liable to the party accommodated and if he pays the instrument has a right of recourse on the instrument against such party

Section 3—416 Contract of Guarantor (1) "Payment guaranteed" or equivalent words added to a signature mean that the signer engages that if the instrument is not paid when due he will pay it according to its tenor without resort by the holder to any other party

(2) "Collection guaranteed" or equivalent words added to a signature mean that the signer engages that if the instrument is not paid when due he will pay it according to its tenor but only after the holder has reduced his claim against the maker or acceptor to judgment and execution has been returned unsatisfied or after the maker or acceptor has become insolvent or it is otherwise apparent that it is useless to proceed against him

(3) Words of guaranty which do not otherwise specify guarantee payment

(4) No words of guaranty added to the signature of a sole maker or acceptor affect his liability on the instrument Such words added to the signature of one of two or more makers or acceptors create a presumption that the signature is for the accommodation of the others

(5) When words of guaranty are used presentment notice of dishonor and protest are not necessary to charge the user

(6) Any guaranty written on the instrument is enforceable notwithstanding any statute of frauds

Section 3—417 Warranties on Presentment and Transfer

(1) Unless otherwise agreed any person who obtains pay-



ment or acceptance and any prior transferor warrants to a party who pays or accepts in good faith

- (a) that he has a good title to the instrument or is authorized to obtain payment or acceptance on behalf of one who has a good title and
- (b) that he has no knowledge of any effective direction to stop payment and
- (c) that the instrument has not been materially altered and that he has no knowledge that the signature of the maker or drawer is unauthorized except that such warranties are not given by a holder in due course who has taken a draft drawn on and accepted by a bank after such alteration or signature or by a holder in due course of a note. This exception applies even though a draft has been accepted "payable as originally drawn" or in equivalent terms
- (2) Unless otherwise agreed any party who transfers an instrument for consideration warrants to his transferee and if the transfer is by indorsement to any subsequent holder who takes the instrument in good faith that
  - (a) all signatures are genuine or authorized and
  - (b) the instrument has not been materially altered and
  - (c) the transfer is rightful and
  - (d) no defense of any party is good against him and
  - (e) he has no knowledge of any insolvency proceeding instituted with respect to the maker or acceptor or the drawer of an unaccepted instrument.
- (3) By transferring "without recourse" the transferor limits the obligation stated in subsection (2) (d) to a warranty that he has no knowledge of such a defense
- (4) A selling agent or broker who does not disclose the fact that he is acting only as such gives the warranties provided in this section but if he makes such disclosure warrants only his good faith and authority

Section 3—418 Finality of Payment or Acceptance Except for recovery of bank payments as provided in the Article on Bank Deposits and Collections (Article 4) and except for liability for breach of warranty on presentment under the preceding section payment or acceptance of any instrument is final in favor of a holder in due course

Section 3—419 Conversion of Instrument Innocent Representative (1) An instrument is converted when

- (a) a drawee to whom it is delivered for acceptance refuses to return it on demand or
  - (b) any person to whom it is delivered for payment refuses on demand either to pay or to return it or
  - (c) it is paid on a forged indorsement
- (2) In an action against a drawee under subsection (1) the measure of the drawee's liability is the face amount of the instrument. In any other action under subsection (1) the measure of liability is presumed to be the face amount of the instrument

(3) A representative including a depository or collecting bank who has in good faith and in accordance with the reasonable commercial standards applicable to the business of such representative dealt with an instrument or its proceeds on behalf of one who was not the true owner is not liable in conversion or otherwise to the true owner beyond the amount of any proceeds remaining in his hands

- (1) the measure of liability is presumed to be the face amount of the instrument
- (2) In an action against a drawee under subsection (1) the measure of the drawee's liability is the face amount of the instrument. In any other action under subsection (1) the measure of liability is presumed to be the face amount of the instrument

(3) A representative including a depository or collecting bank who has in good faith and in accordance with the reasonable commercial standards applicable to the business of such representative dealt with an instrument or its proceeds on behalf of one who was not the true owner is not liable in conversion or otherwise to the true owner beyond the amount of any proceeds remaining in his hands

#### Part 5

##### Presentment Notice of Dishonor and Protest

Section 3—501 When Presentment Notice of Dishonor and Protest Necessary (1) Unless excused (Section 3—511) presentment is necessary to charge secondary parties as follows

- (a) presentment for acceptance is necessary to charge the drawer and indorsers of a draft where the draft so provides or is payable elsewhere than at the residence or place of business of the drawee or its date of payment depends upon such presentment. The holder may at his option present for acceptance any other draft payable at a stated date
- (b) presentment for payment is necessary to charge any indorser

(c) in the case of any drawer acceptor of a draft made payable at a bank or the maker of a note payable at a bank presentment for payment is necessary but failure to make presentment discharges such drawer acceptor or maker only as stated in Section 3—502 (1) (b)

#### (2) Unless excused (Section 3—511)

- (a) Notice of any dishonor is necessary to charge any indorser
- (b) in the case of any drawer the acceptor of a draft made payable at a bank or the maker of a note payable at a bank notice of any dishonor is necessary but failure to give such notice discharges such drawer acceptor or maker only as stated in Section 3—502 (1) (b)
- (3) Unless excused (Section 3—511) protest of any dishonor is necessary to charge the drawer and indorsers of any draft which on its face appears to be drawn or payable outside of the states and territories of the United States and the District of Columbia. The holder may at his option make protest of any dishonor of any other instrument

(4) Notwithstanding any provision of this section neither presentment nor notice of dishonor nor protest is necessary to charge an indorser who has indorsed an instrument after maturity

Section 3—502 Unexcused Delay Discharge (1) Where without excuse any necessary presentment or notice of dishonor is delayed beyond the time when it is due

- (a) any indorser is discharged and
- (b) any drawer or the acceptor of a draft made payable at a bank or the maker of a note payable at a bank who because the drawee or payor bank becomes insolvent during the delay is deprived of funds maintained with the drawee or payor bank to cover the instrument may discharge his liability by written assignment to the holder of his rights against the drawee or payor bank in respect of such funds but such drawer acceptor or maker is not otherwise discharged

(2) Where without excuse a necessary protest is delayed beyond the time when it is due any drawer or indorser is discharged

Section 3—503 Time of Presentment (1) Unless a different time is expressed in the instrument the time for any presentment is determined as follows

- (a) where an instrument is payable at or a fixed period after a stated date any presentment for acceptance must be made on or before that date
- (b) where an instrument is payable after sight it must either be presented for acceptance or negotiated within a reasonable time after date or issue whichever is later
- (c) where an instrument shows the date on which it is payable presentment for payment is due on that date
- (d) where an instrument is accelerated presentment for payment is due within a reasonable time after the acceleration
- (e) with respect to the liability of any secondary party presentment for acceptance or payment of any other instrument is due within a reasonable time after such party become liable thereon

(2) A reasonable time for presentment is determined by the nature of the instrument any usage of banking or trade and the facts of the particular case. In the case of an uncertified check which is drawn and payable within the United States and which is not a draft drawn by a bank the following are presumed to be reasonable periods within which to present for payment or to initiate bank collection

- (a) With respect to the liability of the drawer thirty days after date or issue whichever is later and
- (b) with respect to the liability of an indorser seven days after his indorsement

(3) Where any presentment is due on a day which is not a full business day for either the person making presentment or the party to pay presentment is due on the



next following day which is a full business day for both parties

(4) Presentment to be sufficient must be made at a reasonable hour and if at a bank during its banking day

Section 3—504 How Presentment Made (1) Presentment is a demand for acceptance or payment made upon the maker acceptor or drawee by or on behalf of the holder

(2) Presentment may be made

(a) by mail or through a clearing house or

(b) at a place of payment specified in the instrument or if there be none at the place of business or residence of the party to pay even though he is absent or inaccessible

(3) It may be made

(a) to any one of two or more makers acceptors or drawees or

(b) to any person who has authority to make or refuse the acceptance or payment

(4) A draft accepted or a note made payable at a bank in the continental United States must be presented at such bank

(5) In the cases described in Section 4—210 presentment may be made in the manner and with the result stated in that section

Section 3—505 Rights of Party to Whom Presentment Is Made (1) The party to whom presentment is made may without dishonor require

(a) exhibition of the instrument and

(b) reasonable identification of the person making presentment and evidence of his authority to make it if made for another and

(c) that the instrument be produced for acceptance or payment at a place specified in it or if there be none at any place reasonable in the circumstances and

(d) a signed receipt on the instrument for any partial or full payment and its surrender upon full payment

(2) Failure to comply with any such requirement invalidates the presentment but the person presenting has a reasonable time in which to comply and the time for acceptance or payment runs from the time of compliance

Section 3—506 Time Allowed for Acceptance or Payment

(1) Acceptance may be deferred without dishonor until the close of the next business day following presentment or for such longer time as the holder may allow

(2) Except as a longer time is allowed in the case of documentary drafts drawn under a letter of credit and unless an earlier time is agreed to by the party to pay payment of an instrument may be deferred without dishonor pending reasonable examination to determine whether it is properly payable but payment must be made in any event before the close of business on the day of presentment

Section 3—507 Dishonor Holder's Right of Recourse Term Allowing Re-Presentment (1) An instrument is dishonored when

(a) a necessary or optional presentment is duly made and due acceptance or payment is refused or cannot be obtained within the prescribed time or in case of bank collections the instrument is seasonably returned by midnight deadline (Section 4—301) or

(b) presentment is excused and the instrument is not duly accepted or paid

(2) Subject to any necessary notice of dishonor and protest the holder has upon dishonor an immediate right of recourse against the drawers and indorsers

(3) Return of an instrument for lack of proper indorsement is not dishonor

(4) A term in a draft or an indorsement thereof allowing a stated time for re-presentment in the event of any dishonor of the draft by nonacceptance if a time draft or by nonpayment if a sight draft gives the holder as against any secondary party bound by the term an option to waive the dishonor without affecting the liability of the secondary party and he may present again up to the end of the stated time

Section 3—508 Notice of Dishonor (1) Notice of dishonor

may be given by or on behalf of the holder or any party who has himself received notice or any other party who can be compelled to pay the instrument An agent or bank in whose hands the instrument is dishonored may give notice to his principal or customer or to another agent or bank from which the instrument was received

(2) Any necessary notice is due from a bank before its midnight deadline and from any other person before midnight of the third business day after dishonor or receipt of notice dishonor

(3) Notice may be given in any reasonable manner It may be oral or written and in any terms which identify the instrument and state that it has been dishonored A misdescription which does not mislead the party notified does not vitiate the notice Sending the instrument bearing a stamp ticket or writing stating that acceptance or payment has been refused or sending a notice of debit with respect to the instrument is sufficient

(4) Written notice is given when sent although it is not received

(5) Notice to one partner is notice to each although the firm has been dissolved

(6) When any part is in insolvency proceedings instituted after the issue of the instrument notice may be given either to the party or to the representative of his estate

(7) When any party is dead or incompetent notice may be sent to his last known address or given to his personal representative

(8) Notice operates for the benefit of all parties who have rights on the instrument against the party notified

Section 3—509 Protest Noting for Protest (1) A protest is a certificate of dishonor made under the hand and seal of a United States consul or vice consul or a notary public or other person authorized to certify dishonor by the law of the place where dishonor occurs It may be made upon information satisfactory to such person

(2) The protest must identify the instrument and certify either that due presentment has been made or the reason why it is excused and that the instrument has been dishonored by nonacceptance or nonpayment

(3) The protest may also certify that notice of dishonor has been given to all parties or to specified parties

(4) Subject to subsection (5) any necessary protest is due by the time that notice of dishonor is due

(5) If before protest is due an instrument has been noted for protest by the officer to make protest the protest may be made at any time thereafter as of the date of the noting

Section 3—510 Evidence of Dishonor and Notice of Dishonor The following are admissible as evidence and create a presumption of dishonor and of any notice of dishonor therein shown

(a) a document regular in form as provided in the preceding section which purports to be a protest

(b) the purported stamp or writing of the drawee payor bank or presenting bank on the instrument or accompanying it stating that acceptance or payment has been refused for reasons consistent with dishonor

(c) any book or record of the drawee payor bank or any collecting bank kept in the usual course of business which shows dishonor even though there is no evidence of who made the entry

Section 3—511 Waived or Excused Presentment Protest or Notice of Dishonor or Delay Therein (1) Delay in presentment or notice of dishonor or protest is excused when the party is without knowledge that it is due or when the delay is otherwise caused by circumstances beyond his control and he exercises reasonable diligence after the cause of the delay ceases to operate

(2) Presentment or notice or protest as the case may be is entirely excused when

(a) the party to be charged has waived it expressly or by implication either before or after it is due or

(b) such party has himself dishonored the instrument or has countermanded payment or otherwise has no reason to expect or right to require that the instrument be accepted or paid or



- (c) by reasonable diligence the presentment or protest cannot be made or the notice given
- (3) Presentment is also entirely excused when
- (a) the maker acceptor or drawee of any instrument except a documentary draft is dead or in insolvency proceedings instituted after the issue of the instrument or
- (b) acceptance or payment is refused but not for want of proper presentment
- (4) Where a draft has been dishonored by nonacceptance a later presentment for payment and any notice of dishonor and protest for nonpayment are excused unless in the meantime the instrument has been accepted
- (5) A waiver of protest is also a waiver of presentment and of notice of dishonor even though protest is not required
- (6) Where any proceeding upon dishonor is excused the effect is the same as if it had been duly taken

#### Part 6

##### Discharge

Section 3—601 Discharge of Parties (1) The extent of the discharge of any party from liability on an instrument is governed by the sections on

- (a) payment or satisfaction (Section 3—603) or
- (b) tender of payment (Section 3—604) or
- (c) cancellation or renunciation (Section 3—605) or
- (d) impairment of right of recourse or of security (Section 3—606) or
- (e) reacquisition of the instrument by a prior party (Section 3—208) or
- (f) fraudulent and material alteration (Section 3—407) or
- (g) certification of a check (Section 3—411) or
- (h) acceptance varying a draft (Section 3—412) or
- (i) unexcused delay in presentment or notice of dishonor or protest (Section 3—502)
- (2) Any party is also discharged from his liability on an instrument to another party by any other act or agreement with such party which would discharge his simple contract for the payment of money

(3) The liability of all parties is discharged when any party who has himself no right of action or recourse on the instrument

- (a) reacquires the instrument in his own right or
- (b) is discharged under any provision of this Article except as otherwise provided with respect to discharge for impairment of recourse or of security (Section 3—606)

Section 3—602 Effect of Discharge Against Holder in Due Course No discharge of any party provided by this Article is effective against a subsequent holder in due course unless he has notice thereof when he takes the instrument

Section 3—603 Payment or Satisfaction (1) The liability of any party is discharged to the extent of his payment or satisfaction to the holder even though it is made with knowledge of a claim of another person to the instrument unless prior to such payment or satisfaction the person making the claim either supplies indemnity deemed adequate by the party seeking the discharge or enjoins payment or satisfaction by order of a court of competent jurisdiction in an action in which the adverse claimant and the holder are parties

(2) Payment or satisfaction may be made with the consent of the holder by any person including a stranger to the instrument Surrender of the instrument to such a person gives him the rights of a transferee (Section 3—201)

Section 3—604 Tender of Payment (1) Any party making tender of full payment to a holder when or after it is due is discharged to the extent of all subsequent liability for interest costs and attorney's fees

(2) The holder's refusal of such tender wholly discharges any party who has a right of recourse against the party making the tender

(3) Where the maker or acceptor of an instrument

payable otherwise than on demand is able and ready to pay at every place of payment specified in the instrument when it is due it is equivalent to tender

Section 3—605 Cancellation and Renunciation (1) The holder of an instrument may even without consideration discharge any party

- (a) by intentionally cancelling the instrument or the party's signature by destruction or mutilation or by striking out the party's signature or by writing "cancelled" or equivalent words across the instrument or against the signature or
- (b) by renouncing his rights by a signed writing or by surrender of the instrument to the party to be discharged

(2) Neither cancellation nor renunciation without surrender of the instrument affects the title thereto

Section 3—606 Impairment of Recourse or of Collateral (1) The holder discharges any party to the instrument to the extent that without such party's consent the holder

- (a) without express reservation of rights releases or agrees not to sue any person against whom the party has to the knowledge of the holder a right of recourse on the instrument or agrees to suspend the right to enforce against such person the instrument or collateral or

(b) otherwise discharges such person except that failure to give notice of dishonor to any such person does not discharge any party to whom notice is duly given or

(c) unjustifiably impairs any collateral for the instrument given by or on behalf of the party or any person against whom he has a right of recourse

(2) By express reservation of rights against a party with a right of recourse the holder preserves

- (a) all his rights against such party as of the time when the instrument was originally due and
- (b) the right of the party to pay the instrument as of that time and

(c) all rights of such party to recourse against others

(3) An express reservation of rights is not effective as such as against any party whom the holder does not use due diligence to notify within ten days after the reservation

#### Part 7

##### Collection of Documentary Drafts

Section 3—701 Handling of Documentary Drafts Duty to Send for Presentment and to Notify Customer A bank which takes a documentary draft for collection must present or send the draft and accompanying documents for presentment and upon learning that the draft has not been paid or accepted in due course must promptly notify its customer of such fact even though it may have discounted or bought the draft or extended credit available for withdrawal as of right

Section 3—702 Presentment of "On Arrival" Drafts When a draft or the relevant instructions require presentment "on arrival" "when goods arrive" or the like the collecting bank need not present until in its judgment a reasonable time for arrival of the goods has expired Refusal to pay or accept because the goods have not arrived is not dishonor the bank must notify its transferor of such refusal but need not present the draft again until it is instructed to do so or learns of the arrival of the goods

Section 3—703 Responsibility of Presenting Bank for Documents and Goods Report of Reasons for Dishonor Referee in Case of Need Unless otherwise instructed and except as provided in Article 5 a bank presenting a documentary draft

- (a) must deliver the documents to the drawee on payment or acceptance of the draft and

(b) upon dishonor either in the case of presentment for acceptance or presentment for payment may seek and follow instructions from any referee in case of need designated in the draft or if the presenting bank does not choose to utilize his services it must use diligence and good faith to ascertain the reason for dishonor must inform its transferor



of the dishonor and of the results of its effort to ascertain the reasons therefor and must request instructions

But the presenting bank is under no obligation with respect to goods represented by the documents except to follow any reasonable instructions seasonably received it has a right to reimbursement for any expense incurred in following instructions and to prepayment of or indemnity for such expenses

Section 3—704 Privilege of Presenting Bank to Deal With Goods Security Interest for Expenses (1) A presenting bank which following the dishonor of a documentary draft has seasonably requested instructions but does not receive them within a reasonable time may store sell or otherwise deal with the goods in any reasonable manner

(2) For its reasonable expenses incurred by action under subsection (1) the presenting bank has a lien upon the goods or their proceeds which may be foreclosed in the same manner as an unpaid seller's lien

## Part 8

### Miscellaneous

Section 3—801 Drafts in a Set (1) Where a draft is drawn in a set of parts each of which is numbered and expressed to be an order only if no other part has been honored the whole of the parts constitutes one draft but a taker of any part may become a holder in due course of the draft

(2) Any person who negotiates indorses or accepts a single part of a draft drawn in a set thereby becomes liable to any holder in due course of the part as if it were the whole set but as between different holders in due course to whom different parts have been negotiated the holder whose title first accrues has all rights to the draft and its proceeds

(3) As against the drawee the first presented part of a draft drawn in a set is the part entitled to payment or if a time draft to acceptance and payment Acceptance of any subsequently presented part renders the drawee liable thereon under subsection (2) With respect both to a holder and to the drawer payment of a subsequently presented part of a draft payable at sight has the same effect as payment of a check notwithstanding an effective stop order

(4) Except as otherwise provided in this section where any part of a draft in a set is discharged by payment or otherwise the whole draft is discharged

Section 3—802 Effect of Instrument on Obligation for Which It is Given (1) Unless otherwise agreed where an instrument is taken for an underlying obligation

(a) the obligation is pro tanto discharged if a bank is drawer maker or acceptor of the instrument and there is no recourse on the instrument against the underlying obligor and

(b) in any other case the obligation is suspended pro tanto until the instrument is due or if it is payable on demand until its presentment If the instrument is dishonored action may be maintained on either the instrument or the obligation discharge of the underlying obligor on the instrument also discharges him on the obligation

(2) The taking of an uncertified check in good faith does not if the check is presented within the time specified in Section 3—503 (2) so extend the time on the original obligation as to discharge a surety

(3) Where a check or similar payment instrument provides that it is in full satisfaction of an obligation the payee discharges the underlying obligation by obtaining payment of the instrument unless he establishes that the original obligor has taken unconscionable advantage in the circumstances

Section 3—803 Notice to Third Party In any action on an instrument a defendant may give seasonable written notice to any third person who is or may be liable on the instrument to the plaintiff or the defendant advising such person of his right to intervene and that he will be concluded by any decision rendered The person notified may then give similar notice to any other person who

may be liable over to him Any person so notified may intervene in the action but even if he does not intervene is concluded as to any issue of fact therein determined

Section 3—804 Lost Destroyed or Stolen Instruments The owner of an instrument which is lost whether by destruction theft or otherwise may maintain an action in his own name and recover from any party liable thereon upon due proof of his ownership the facts which prevent his production of the instrument and its terms The court may require security indemnifying the defendant against loss by reason of further claims on the instrument

Section 3—805 Instruments Not Payable to Order or to Bearer This Article applies to any instrument whose terms do not preclude transfer and which is otherwise negotiable within this Article but which is not payable to order or to bearer except that there can be no holder in due course of such an instrument

Section 3—806 Letter of Advice of International Sight Draft (1) A "letter of advice" is a drawer's communication to the drawee that a described draft has been drawn

(2) Unless otherwise agreed when a bank receives from another bank a letter of advice of an international sight draft the drawee bank may immediately debit the drawer's account and stop the running of interest pro tanto Such a debit and any resulting credit to any account covering outstanding drafts leaves in the drawer full power to stop payment or otherwise dispose of the amount and creates no trust or interest in favor of the holder

(3) Unless otherwise agreed and except where a draft is drawn under a credit issued by the drawee the drawee of an international sight draft owes the drawer no duty to pay an unadvised draft but if it does so and the draft is genuine may appropriately debit the drawer's account

## Article 4

### Bank Deposits and Collections

#### Part 1

### General Provisions and Definitions

Section 4—101 Short Title This Article shall be known and may be cited as Uniform Commercial Code—Bank deposits and Collections

Section 4—102 Applicability (1) To the extent that items within this Article are also within the scope of Article 3 they are subject to its provisions but in the event of conflict the provisions of this Article govern

(2) Notwithstanding Section 1—105 the liability of a bank for action taken by it in the course of collection is governed by the law of the place where the bank is located In the case of action taken by or at a branch or separate office of a bank its liability is governed by the law of the place where the branch or separate office is located

Section 4—103 Variation by Agreement Measure of Damages Certain Action Constituting Ordinary Care (1) The effect of the provisions of this Article may be varied by agreement except that no agreement can disclaim a bank's responsibility or limit the measure of damages for its own lack of good faith or failure to exercise ordinary care

(2) Notwithstanding the provisions of Section 1—102 (3) (b) Federal Reserve regulations and operating letters clearing house rules and the like have the effect of agreements under Subsection (1) whether or not specifically assented to by all parties interested in items handled

(3) Action or non-action approved by this Article or pursuant to Federal Reserve regulations or operating letters constitutes the exercise of ordinary care and in the absence of special instructions action or non-action consistent with clearing house rules and the like or with a general banking usage not disapproved by this Article prima facie constitutes the exercise of ordinary care

(4) The specification or approval of certain procedures by this Article does not constitute disapproval of other procedures which may be reasonable under the circumstances



(5) The measure of damages for failure to exercise ordinary care in handling an item is the amount of the item reduced by an amount which could not have been realized by the use of ordinary care and where there is bad faith it includes other damages if any suffered by the party as a proximate consequence

Section 4—104 Definitions and Index of Definitions (1) In this Article unless the context otherwise requires

- (a) "Account" means any account with a bank and includes a checking time interest or savings account
- (b) "Afternoon" means the period of a day between noon and midnight
- (c) "Banking day" means that part of any day on which a bank is open to the public for carrying on substantially all of its banking functions
- (d) "Clearing house" means any association of banks or other payors regularly clearing items
- (e) "Customer" means any person having an account with a bank or for whom a bank has agreed to collect items and includes a bank carrying an account with another bank
- (f) "Documentary draft" means any draft with accompanying documents securities or other papers to be delivered against honor of the draft
- (g) "Item" means any instrument for the payment of money even though it is not negotiable but does not include money
- (h) "Midnight deadline" with respect to a bank is midnight on its next banking day following the banking day on which it receives the relevant item or notice or from which the time for taking action commences to run whichever is later
- (i) "Properly payable" includes the availability of funds for payment at the time of decision to pay or dishonor
- (j) "Settle" means to pay in cash by clearing house settlement in a charge or credit or by remittance or otherwise as instructed A settlement may be either provisional or final
- (k) "Suspends payments" with respect to a bank means that it has been closed by order of the supervisory authorities that a public officer has been appointed to take it over or that it ceases or refuses to make payments in the ordinary course of business

(2) Other definitions applying to this Article and the sections in which they appear are

"Collecting bank"	Section 4—105
"Depository bank"	Section 4—105
"Intermediary bank"	Section 4—105
"Payor bank"	Section 4—105
"Presenting bank"	Section 4—105
"Remitting bank"	Section 4—105

(3) The following definitions in other Articles apply to this Article

"Acceptance"	Section 3—410
"Certification"	Section 3—104
"Certification"	Section 3—411
"Check"	Section 3—104
"Draft"	Section 3—104
"Holder in due course"	Section 3—302
"Notice of dishonor"	Section 3—508
"Presentment"	Section 3—504
"Protest"	Section 3—509
"Secondary party"	Section 3—102

(4) In addition Article 1 contains general definitions and principles of construction and interpretation applicable throughout this Article

Section 4—105 "Depository Bank" "Intermediary Bank" "Collecting Bank" "Payor Bank" "Presenting Bank" "Remitting Bank" In this Article unless the context otherwise requires

- (a) "Depository bank" means the first bank to which an item is transferred for collection even though it is also the payor bank
- (b) "Payor bank" means a bank by which an item is payable as drawn or accepted
- (c) "Intermediary bank" means any bank to which

an item is transferred in course of collection except the depository or payor bank

- (d) "Collecting bank" means any bank handling the item for collection except the payor bank
- (e) "Presenting bank" means any bank presenting an item except a payor bank
- (f) "Remitting bank" means any payor or intermediary bank remitting for an item

Section 4—106 Separate Office of a Bank A branch or separate office of a bank maintaining its own deposit ledgers is a separate bank for the purpose of computing the time within which and the place at or to which action may be taken or notices or orders shall be given under this Article

Section 4—107 Time of Receipt of Items (1) For the purpose of allowing time to process items prove balances and make the necessary entries on its books to determine its position for the day a bank may fix an afternoon hour of two P M or later as a cut-off hour for the handling of money and items and the making of entries on its books

(2) Any item or deposit of money received on any day after a cut-off hour so fixed or after the close of the banking day may be treated as being received at the opening of the next banking day

Section 4—108 Delays (1) Unless otherwise instructed a collecting bank in a good faith effort to secure payment may in the case of specific items and with or without the approval of any person involved waive modify or extend time limits imposed or permitted by this Act for a period not in excess of an additional banking day without discharge of secondary parties and without liability to its transferor or any prior party

(2) Delay by a collecting bank or payor bank beyond time limits prescribed or permitted by this Act or by instructions is excused if caused by interruption of communication facilities suspension of payments by another bank war emergency conditions or other circumstances beyond the control of the bank provided it exercises such diligence as the circumstances require

## Part 2

### Collection Of Items Depository And Collecting Banks

Section 4—201 When Item Taken for Collection Unless a contrary intent clearly appears a depository bank takes an item for collection regardless of the form of indorsement or lack of indorsement and even though credit for the item is subject to immediate withdrawal as of right

Section 4—202 Responsibility for Collection When Action Seasonable (1) A collecting bank must use ordinary care in

- (a) presenting an item or sending it for presentment and
- (b) sending notice of dishonor or non-payment or returning an item other than a documentary draft to the bank's transferor or directly to the depository bank under subsection (2) of Section 4—212 after learning that the item has not been paid or accepted as the case may be and
- (c) settling for an item when the bank receives final payment and
- (d) making or providing for any necessary protest and
- (e) notifying its transferor of any loss or delay in transit within a reasonable time after discovery thereof

(2) A collecting bank taking proper action before its midnight deadline following receipt of an item notice or payment acts seasonably taking proper action within a reasonably longer time may be seasonable but the bank has the burden of so establishing

(3) Subject to subsection (1) (a) a bank is not liable for the insolvency neglect misconduct mistake or default of another bank

Section 4—203 Effect of Instructions Only a bank's transferor can give instructions which affect the bank or constitute notice to it and a bank is not liable to prior parties for any action taken pursuant to such instructions or in accordance with any agreement with its transferor



Section 4—204 Methods of Sending and Presenting Sending Direct to Payor Bank (1) A collecting bank must send items by reasonably prompt method taking into consideration any relevant instructions the nature of the item the number of such items on hand and the cost of collection involved and the method generally used by it or others to present such items

(2) A collecting bank may send an item direct to a payor bank but unless otherwise instructed may not send it direct to any other payor

Section 4—205 Supplying Missing Indorsement No Notice From Prior Indorsement (1) A depository bank which has taken an item for collection may supply any indorsement of the customer which is necessary to title unless the item contains the words "payee's indorsement required" or the like In the absence of such a requirement a statement placed on the item by the depository bank to the effect that the item was deposited by a customer or credited to his account is effective as the customer's indorsement

(2) A collecting or payor bank is neither given notice nor otherwise affected by any condition in or trust imposed or agency declared by a prior indorsement of any person except the bank's immediate transferor

Section 4—206 Transfer Between Banks Any agreed method which identifies the transferor bank is sufficient for the item's further transfer to another bank

Section 4—207 Warranties of Customer and Collecting Bank on Transfer or Presentment of Items Time for Claims (1) A customer warrants to his depository bank and a customer and a collecting bank warrant to all subsequent intermediary banks and to the payor that

- (a) He has a good title to the item transferred or presented or is authorized to obtain payment or acceptance on behalf of one who has a good title and
- (b) the item has not been materially altered and
- (c) he has no knowledge that the signature of the maker or drawer is unauthorized and
- (d) he has no knowledge of any effective stop payment order

But the warranties of subparagraphs (b) and (c) are not given by a holder in due course who has taken an item accepted after such alteration or by a collecting bank taking from such holder even though a draft has been accepted "payable as originally drawn" or in equivalent terms

(2) Where a transferee other than the payer has given consideration against an item sent it for collection the transferor in addition to the warranties set forth in subsection (1) engages that upon dishonor and any necessary notice of dishonor and protest he will pay the amount of the item to the transferee or to any subsequent holder who takes it up and also warrants to such transferee or such holder that

- (a) all signatures are genuine or authorized and
- (b) the transfer is rightful and
- (c) no defense of any party is good against him and
- (d) he has no knowledge of any insolvency proceeding instituted with respect to the maker or acceptor or the drawer of an unaccepted item

But the transferee may cover damages from the transferor for breach of these warranties or of the engagement to honor only to the extent of the consideration received by the transferor plus any financing charges and expenses

(3) The warranties and the engagement to honor set forth in the two preceding subsections arise notwithstanding the absence of words of guaranty or warranty in the transfer or presentment and a collecting bank remains liable for their breach despite remittance to its transferor

(4) Unless a claim for breach of warranty under this section is made within a reasonable time after the person claiming learns of the breach the person liable is discharged to the extent of any loss caused by the delay in making claim

Section 4—208 When Bank Extending Credit for Item or Purchasing Draft or Time Instrument Has Security Interest (1) A bank has a security interest in an item and any accompanying documents or the proceeds of either

(a) in case of an item deposited in an account to

the extent to which credit given for the item has been withdrawn or applied

(b) in all other cases for which it has given credit available for withdrawal as of right to the extent of the credit given whether or not the credit is drawn upon and whether or not there is a right of charge-back

(2) When credit which has been given for several items received at one time or pursuant to a single agreement is withdrawn or applied in part the security interest remains upon all the items any accompanying documents or the proceeds of either until sufficient proceeds or subsequent deposits have been received to balance withdrawals or applications

(3) For the purpose of this section credits first given are first withdrawn

Section 4—209 When Bank Gives Value for Purposes of Holder in Due Course For purposes of determining its status as a holder in due course the bank has given value to the extent that it has a security interest in an item provided that the bank otherwise complies with the requirements of Section 3—302 on what constitutes a holder in due course

Section 4—210 Presentment by Notice of Item Not Payable by Through or at a Bank Liability of Secondary Parties (1) Unless otherwise instructed a collecting bank may present an item not payable by through or at a bank by sending to the party to accept or pay a written notice that the bank holds the item for acceptance or payment The notice must be sent in time to be received on or before the day when presentment is due and the bank must meet any requirement of the party to accept or pay under Section 3—505 by the close of the bank's next banking day after it knows of the requirement

(2) Where presentment is made by notice and neither honor nor request for compliance with a requirement under Section 3—505 is received by the close of business on the day after maturity or in the case of demand items by the close of business on the third banking day after notice was sent the presenting bank may treat the item as dishonored and charge any secondary party by sending him notice of the facts

Section 4—211 Media of Remittance Provisional and Final Settlement in Certain Cases (1) A collecting bank may take in settlement of an item

- (a) a check of the remitting bank or of another bank on any bank except the remitting bank or
- (b) a cashier's check or similar primary obligation of a remitting bank which is a member of or clears through a member of the same clearing house or group as the collecting bank or
- (c) appropriate authority to charge an account of the remitting bank or of another bank with the collecting bank or
- (d) if the item is drawn upon or payable by a person other than a bank a cashier's check certified check or other bank check or obligation and if before its deadline the collecting bank properly dishonors a remittance check or authorization to charge on itself or presents or forwards for collection a remittance instrument approved by this subsection of or on another bank the collecting bank is not liable to prior parties in the event of the dishonor of such check instrument or authorization

(2) A collecting bank becomes liable for an item as if it had actually received proceeds in money if

- (a) it receives for the item otherwise than as approved in subsection (1) (b) a cashier's check or similar primary obligation of or a check upon the payor or other remitting bank which it has authorized or which it fails to return present or forward for collection by its midnight deadline or
- (b) it receives for the item a final credit on the books of another bank which it accepts or has authorized

Section 4—212 Right of Charge-Back or Refund Direct Returns (1) A collecting bank which has made provisional settlement with its customer for an item and learns that it will not receive final payment in ordinary course by reason of dishonor suspension of payments by a bank or otherwise may revoke the settlement charge



back the amount of any credit given for the item to its customer's account or obtain refund from its customer whether or not it is able to return the item if by its midnight deadline or within a longer reasonable time after it learns the facts it returns the item or sends notification of the facts

(2) Within the time and manner prescribed by this section and Section 4—301 an intermediary or payor bank as the case may be may return an unpaid item directly to the depository bank and may send for collection a draft on the depository bank and obtain reimbursement. In such case if the depository bank has received provisional settlement for the item it must reimburse the bank drawing the draft and any provisional credits for the item between banks shall become and remain final

(3) A depository bank which is also the payor may charge-back the amount of an item to its customer's account or obtain refund in accordance with the section governing return of an item received by a payor bank for credit on its books (Section 4—301)

(4) The right to charge-back is not affected by

- (a) prior use of the credit given for the item or
- (b) failure by any bank to exercise ordinary care with respect to the item but any bank so failing remains liable

(5) A failure to charge-back or claim refund does not affect other rights of the bank against the customer or any other party

(6) If provisional credit has been given in dollars for an item payable in a foreign currency the dollar amount of any charge-back or refund shall be calculated on the basis of the rate of exchange prevailing on the day when the person entitled to the charge-back or refund learns that it will not receive payment in ordinary course

Section 4—213 Final Payment of Item by Payor Bank When Provisional Debits and Credits Become Final (1) Subject to the provisions governing priority as between items and notices stop-orders legal process and setoff (Section 4—303) an item is finally paid by a payor bank when it has paid the item in cash or has completed the process of posting the item to the indicated account of the drawer maker or other person to be charged therewith whichever happens first

(2) If provisional settlement for an item between the presenting and payor banks is made through a clearing house or by debits or credits in an account between them then to the extent that provisional debits or credits for the items are entered in accounts between the presenting and payor banks or between the presenting and successive prior collecting banks seriatim they become final upon final payment of the item by the payor bank. In all other cases debits and credits in accounts between banks accepted by collecting banks in provisional settlement for items become final when they may no longer be revoked under Section 4—212

(3) Subject to any right of the bank to apply the credit to an obligation of the customer or to any right of charge-back or recourse credit by the depository bank for any deposit in the account of a customer becomes final

- (a) at the opening of its second banking day following receipt of the deposit if the depository bank is the payor of the item
- (b) at the opening of its next banking day following receipt of the deposit if the deposit is money
- (c) when the depository bank has received final payment and a reasonable time to learn that fact has elapsed in any case where it has received a provisional settlement and
- (d) in all other cases when the depository bank has received final payment

Section 4—214 Insolvency and Preference (1) Any item in or coming into the possession of a payor or collecting bank which suspends payment and which item is not finally paid shall be returned by the receiver trustee or agent in charge of the closed bank to the presenting bank or the closed bank's customer

(2) If a payor bank finally pays an item and suspends payments without making a final settlement for the item with its customer or the presenting bank the owner of the item has a preferred claim against the payor bank

(3) If a collecting bank receives from subsequent par-

ties settlement for an item which settlement is or becomes final and suspends payments without making a final settlement for the item with its customer the owner of the item has a preferred claim against such collecting bank

### Part 3

#### Collection of Items Payor Banks

Section 4—301 Deferred Posting Recovery of Payment by Return of Items Time of Dishonor (1) Where an authorized settlement for a demand item (other than a documentary draft) received by a payor bank otherwise than for immediate payment over the counter has been made before midnight of the banking day of receipt the payor bank may revoke the settlement and recover any payment if before it has made final payment (subsection (1) of Section 4—213) and before its midnight deadline it

- (a) returns the item or
- (b) sends written notice of dishonor or nonpayment if the item is held for protest or is otherwise unavailable for return

(2) If an item is received by a payor bank for credit on its books it may return such item or send notice of dishonor and may revoke any credit given or recover the amount thereof withdrawn by its customer if it acts within the time limit and in the manner specified in the preceding subsection

(3) Unless previous notice of dishonor has been sent an item is dishonored at the time when for purposes of dishonor it is returned or notice sent in accordance with this section

(4) An item is returned

- (a) as to an item received through a clearing house when it is delivered to the presenting or last collecting bank or to the clearing house or is sent or delivered in accordance with its rules or
- (b) in all other cases when it is sent or delivered to the bank's customer or transferor or pursuant to his instructions

Section 4—302 Payor Bank's Liability for Late Return of Item Unless the customer of the depository bank has broken a presentment warranty (subsection (1) of Section 4—207) he may recover from the payor bank

- (a) the amount of a demand item other than a documentary draft received by a payor bank whether properly payable or not if the payor bank in any case where it is not also the depository bank retains the item beyond midnight of the banking day of receipt without settling for it or regardless of whether it is also the depository bank does not pay or return the item or send notice of dishonor until after its midnight deadline or
- (b) the amount of any other properly payable item presented to it if the payor bank within the time allowed for acceptance or payment of that item neither settles for it nor returns it and accompanying documents

Section 4—303 When Items Subject to Notice Stop-Order Legal Process or Set-Off Order in Which Items May Be Charged or Certified (1) Any notice stop-order or legal process received and any valid set-off exercised by a payor bank is entitled to priority over any item drawn on or payable by and received by the bank until after the bank has done any of the following

- (a) accepted or certified the item
- (b) paid the item in cash
- (c) settled for the item by separate remittance for the particular item
- (d) completed the process of posting the item to the indicated account of the drawer maker or other person to be charged therewith or otherwise has evidenced by examination of such indicated account and by action its decision to pay the item or
- (e) become liable for the item under Section 4—302 dealing with the payor bank's liability for late return of items

(2) Subject to the provisions of subsection (1) items may be accepted paid certified or charged to the indi-



cated account of its customer in any order convenient to the bank

#### Part 4

##### Relationship Between Payor Bank and Its Customer

Section 4—401 When Bank May Charge Customer's Account (1) As against its customer a bank may charge against his account any item which is otherwise properly payable from that account even though the charge creates an overdraft

(2) A bank which in good faith makes payment to a holder may charge the indicated account of its customer according to

- (a) the original tenor of his altered item or
- (b) the tenor of his completed item even though the bank knew it was incomplete when delivered

Section 4—402 Bank's Liability to Customer for Dishonor A payor bank is liable to its customer for wrongful dishonor of an item but where the dishonor occurs through mistake its liability is limited to the actual damages proved including damages for any arrest or prosecution of the customer

Section 4—403 Customer's Right to Stop Payment Burden of Proof of Loss (1) A customer may by order to his bank stop payment of any item payable for his account but the order must be received at such time and in such manner as to afford the bank a reasonable opportunity to act on it prior to any action by the bank with respect to the item described in Section 4—303

(2) An oral order is binding upon the bank only until the customer has had reasonable opportunity to send the bank a written confirmation if the bank requests such a confirmation A written order is effective for only six months unless renewed in writing

(3) The burden of establishing the fact and amount of loss resulting from the payment of an item contrary to a binding stop payment order is on the customer

Section 4—404 Bank Not Obligated to Pay Check More Than Six Months Old A bank is under no obligation to a customer having a checking account to pay a check other than a certified check which is presented more than six months after its date but it may charge its customer's account for a payment made thereafter in good faith

Section 4—405 Death or Incompetence of Customer (1) Death or incompetence of a customer does not revoke the bank's authority to accept pay or collect his items until the bank has knowledge of the fact of death or of an adjudication of incompetence and reasonable opportunity to act on it

(2) Even with knowledge a bank may for ten days after the date of death pay or certify checks drawn on or prior to that date unless ordered to stop payment by a person claiming an interest in the account

Section 4—406 Customer's Duty to Discover and Report Unauthorized Signature or Alteration (1) Where a bank sends to its customer a statement of account accompanied by items paid in good faith in support of the debit entries or holds such statement pursuant to a request or instructions of its customer or sends notice to him that such statement is ready for delivery

- (a) the customer must exercise reasonable care to examine the statement and items to discover his unauthorized signature or any alteration and must notify the bank promptly after discovery thereof he is liable to the bank for any loss suffered by it which results from his failure to do so and
- (b) except as provided in subsection (2) a customer who does not within ninety days discover and report his unauthorized signature or any material alteration on the face of any such item is precluded from asserting against the bank both such unauthorized signature or alteration and an unauthorized signature or alteration by the same person on items paid in good faith by the bank subsequent to the sending of the first item or notice to the customer and before receipt of notification from the customer of any such signature or alteration and
- (c) without regard to subsection (2) a customer who

does not within one year discover and report his unauthorized signature or any alteration on the face or back of the item or within three years any unauthorized indorsement is precluded from asserting against the bank such unauthorized signature or indorsement or such alteration

(2) Except as provided in subsection (1) (c) a customer who has not for good cause examined such statement and items may within thirty days after such cause ceases to operate demand recredit or repayment for the amounts paid on items materially altered or bearing his unauthorized signature

Section 4—407 Payor Bank's Right to Subrogation on Improper Payment If a payor bank has paid an item over the stop payment order of the drawer or maker or otherwise under circumstances giving a basis for objection by the drawer or maker to prevent unjust enrichment and only to the extent necessary to prevent loss to the bank by reason of its payment of the item the payor bank shall be subrogated to the rights

- (a) of any holder in due course on the item against the drawer or maker and
- (b) of the payee or any other holder of the item against the drawer or maker either on the item or under the transaction out of which the item arose and
- (c) of the drawer or maker against the payee or any other holder of the item with respect to the transaction out of which the item arose

#### Article 5

##### Documentary Letters of Credit

Section 5—101 Short Title This Article shall be known and may be cited as Uniform Commercial Code—Documentary Letters of Credit

Section 5—102 Scope (1) This Article deals with documentary credits and does not have relation to goods since the subject matter of a documentary credit transaction is documents

(2) When a person other than a bank issues or confirms a documentary credit or is authorized to honor drafts under such a credit the relevant provisions of this Article apply as if such person were a bank

(3) In construing this Article reference may be had to uniform customs among banks

Section 5—103 Definitions and Concepts (1) In this Article unless the context otherwise requires

- (a) A "credit" is a documentary credit and may be either irrevocable or revocable An irrevocable credit is a signed writing clearly stipulating that it is irrevocable by which a bank engages at the request of a customer to honor documentary drafts drawn by a named person under and complying with the terms of the credit A revocable credit is a signed writing by which a bank gives notice at the request of a customer that it is authorized to honor documentary drafts drawn by a named person under and complying with the terms of the credit
- (b) A "documentary draft" is one which is accompanied by a paper or papers A document includes any paper accompanying a draft
- (c) An "issuer" is a bank making an engagement or giving a notice as defined in subparagraph (a) of this Section
- (d) A "beneficiary" is a person who under the terms of a credit is entitled to draw under it
- (e) An "advising bank" is a bank which by authority of the issuer or of a prior advising bank gives notification of the issuance of a credit
- (f) A "confirming bank" is a bank which assumes a direct obligation under the credit in accordance with the terms of its confirmation
- (g) A "customer" is a buyer or other person who causes a bank to issue a credit
- (2) Other definitions applying to this Article and the



Sections in which they appear are

"Presenter" Section 5—112 (3)

(3) Definitions in other Articles applying to this Article and the sections in which they appear are

"Holder in Due Course" Section 3—302

"Accept" or "Acceptance" Section 3—410

(4) In addition Article 1 contains general definitions and principals of construction and interpretation applicable throughout this Article

Section 5—104 Form of Credit No particular form of phrasing is required for a credit and a credit may take the form of an authority to pay or to purchase

Section 5—105 Revocable Credit Irrevocable Credit A credit is revocable unless it clearly stipulates that it is irrevocable a credit so stipulating is an irrevocable credit

Section 5—106 Establishment and Cancellation of a Credit (1) No consideration is needed either to establish a credit or for an agreement modifying its terms

(2) Unless otherwise agreed

(a) A credit is established with relation to all parties when the beneficiary receives the letter of credit itself or authorized written advice of it and it is also established with relation to the customer as soon as the letter of credit is delivered to him A telegram may be a sufficient signed writing if it identifies its sender by an authorized authentication which may be in code The authorized naming of the issuer in an advice of credit is a sufficient signing

(b) An established irrevocable credit can be modified or cancelled only with the agreement of all parties as to whom it has been established

(c) Revocable credits may be modified or cancelled at any moment without notice to the customer or the beneficiary Any bank or branch authorized to honor or negotiate on behalf of the issuer is entitled to reimbursement for any draft duly honored or negotiated before receipt of notice of modification or cancellation

Section 5—107 Issuer's and Other's Responsibility (1) A documentary draft which meets the terms of the relevant irrevocable credit must be honored The issuer is not excused from honor of such a draft by reason of an additional general term that all documents must be satisfactory to the issuer but an issuer may require that specified documents must be satisfactory to it

(2) Unless otherwise agreed an issuing paying negotiating or accepting banks is entitled to immediate reimbursement of any payment duly made under the credit and to be put in effectively available funds not later than the day before maturity of any acceptance duly made under the credit

(3) Unless otherwise agreed the issuer's obligation to its customer includes observance of customary banking practices but does not include responsibility for any acts or omissions of the beneficiary or any other person

Section 5—108 Advice of Credit Error in Statement of Terms (1) Unless otherwise specified a bank by advising that another bank has issued a credit assumes obligation for the accuracy of its own statement only

(2) Even though an advising bank incorrectly states the terms of the credit its original terms control with respect to the issuer

(3) Unless otherwise specified the customer bears as against the issuer all risks of transmission and reasonable translation or interpretation of any message relating to a credit

Section 5—109 Presenter's Reservation of Lien or Claim Unless otherwise specified

(1) A person by presenting a documentary draft under a credit relinquishes upon its honor all claims to the documents and a person by transferring such draft or causing such presentment authorizes such relinquishment

(2) An express reservation of claim makes the draft not in accordance with the terms of the credit

Section 5—110 Documents Not Genuine or Effective (1) Neither an issuer nor an advising confirming negotiating or collecting bank makes any warranty or representation in connection with the documents except as to its own

good faith and in the case of a collecting bank except also as to its authority from the person for whom it acts

(2) Unless otherwise agreed a bank called upon to pay or accept under a credit is required to examine documents with care so as to ascertain that on their face they appear to conform to the terms of the credit but assumes no liability or responsibility for the genuineness falsification or effect of any document apparently regular on its face

Section 5—111 Excuse from Honor or Reimbursement Unless otherwise agreed

(1) A bank which has issued or confirmed a credit is not excused from honor or reimbursement by the fact that the goods or documents do not conform to the underlying contract for sale or to the warranties implied from dealing with documents but in the event of forgery or fraud in a required document a court of appropriate jurisdiction may enjoin the issuing or confirming bank from honoring or reimbursing unless such honor or reimbursement is demanded by a paying accepting or confirming bank which has acted in good faith in reliance on the document or by a negotiating bank or other endorsee of a draft which is a holder in due course and acts under a credit extending by its terms to a negotiating bank or endorsee

(2) Whether or not the issuing or confirming bank is notified of a forgery or fraud or an alleged forgery or fraud in a document apparently regular on its face such bank unless enjoined may nevertheless honor or reimburse and in turn it shall be entitled to recover reimbursement from the person obligated to reimburse it

Section 5—112 Time Allowed for Honor or Rejection Withholding Honor or Rejection by Consent "Presenter"

(1) A bank to which a documentary draft is presented under a credit may without dishonor of the draft or the credit

(a) withhold honor until the close of the third banking day following receipt of the documents and

(b) further withhold honor when the presenter has expressly or impliedly consented thereto

(2) Upon dishonor if the presenter is not in the same place the bank may unless otherwise instructed accomplish the return of the draft and documents by sending an advice to the presenter that it is holding the draft and documents at his disposal

(3) "Presenter" means any person presenting a draft for honor under a credit even though that person is a confirming bank or other correspondent which is acting under an issuer's authorization

Section 5—113 Indemnities A bank seeking to obtain (whether for itself or another) payment acceptance negotiation or reimbursement under a credit may give indemnities to induce such payment acceptance negotiation or reimbursement

Section 5—114 Availability of Credit in Portions Unless otherwise specified a credit may be used in portions at the discretion of the beneficiary

Section 5—115 Transfer and Assignment (1) The right to draw under a credit can be transferred or assigned only on the express authority of the issuer and provide that the credit is expressly designated as transferable or assignable

(2) The proceeds of a credit may be assigned and the issuer or any paying confirming or accepting bank may give effect to the assignment but unless otherwise agreed the issuer or any negotiating paying confirming or accepting bank may notwithstanding filing or notice of any assignment honor or negotiate a draft drawn by the beneficiary Subject to the provisions of this subsection (2) an assignment of proceeds creates a security interest to the extent provided in and subject to compliance with Article 9 on Secured Transactions

Section 5—116 Remedy for Improper Dishonor or Repudiation (1) If an issuing bank dishonors a complying draft under an irrevocable credit any holder to whom the credit extends by its terms may recover the face amount of the draft and has with respect to any documents the rights of a person in the position of a seller (Section 2—707)



(2) If an issuing bank repudiates an irrevocable credit the beneficiary has an immediate right of action and with respect to any documents may proceed like a seller after repudiation by the buyer (Sections 2—610 2—611 and 2—703 through 2—706)

(3) In no event shall recovery exceed the amount of the credit or the draft as the case may be

Section 5—117 Insolvency of Bank Holding Funds for Documentary Credit (1) Where an issuing advising or confirming bank or a bank which has for a customer procured issuance of a credit by another bank becomes insolvent before final payment under the credit the receipt or allocation by the bank of funds or collateral to secure or meet obligations under the credit shall have the following results

- (a) to the extent of any funds or collateral turned over to the bank after or before the insolvency as indemnity against or specifically for the purpose of payment of drafts drawn under the designated credit the drafts are entitled to payment in preference over depositors or other general creditors of the bank and
  - (b) on expiration of the credit or surrender of the beneficiary's rights under it unused any person who has given such funds or collateral is similarly entitled to return thereof and
  - (c) a charge to a general or current account with the bank if specifically consented to for the purpose of indemnity against or payment of drafts drawn under the designated credit falls under the same rules as if the funds had been drawn out in cash and then turned over with specified instructions
- (2) After honor or reimbursement under this section the customer or other person for whose account the insolvent bank has acted is entitled to receive the documents involved

#### Article 6

##### Bulk Transfers

Section 6—101 Short Title This Article shall be known and may be cited as Uniform Commercial Code—Bulk Transfers

Section 6—102 "Bulk Transfer" "Transfer" Transfers of Equipment Enterprises Subject to This Article Bulk Transfers Subject to This Article (1) A "bulk transfer" is any transfer in bulk and not in the ordinary course of the transferor's business of a major part of the materials supplies merchandise or other inventory (Section 9—109) of an enterprise subject to this Article

(2) A transfer of a substantial part of the equipment (Section 9—109) of such an enterprise is a bulk transfer if it is made in connection with a bulk transfer of inventory but not otherwise

(3) The enterprises subject to this Article are all those whose principal business is the sale of merchandise from stock including those who manufacture what they sell

(4) Except as limited by the following section all bulk transfers of goods located within this state are subject to this Article

Section 6—103 Transfers Excepted From This Article The following transfers are not subject to this Article

- (1) Those made to give security for the performance of an obligation
- (2) General assignments for the benefit of all the creditors of the transferor and subsequent transfers by the assignee thereunder
- (3) Transfers in settlement or realization of a lien or other security interest
- (4) Sales by executors administrators receivers trustees in bankruptcy of any public officer under judicial process
- (5) Sales made in the course of proceedings for the dissolution of a corporation and of which the creditors of the corporation or reorganization receive advance notice substantially equivalent to that provided in this Article
- (6) Transfers to a person maintaining a known place of business in this State who becomes bound to pay the

debts of the transferor in full and gives public notice of that fact and who is solvent after becoming so bound

(7) A transfer to a new business enterprise organized to take over and continue the business if public notice of the transaction is given and the new enterprise assumes the debts of the transferor and he receives nothing from the transaction except an interest in the new enterprise junior to the claims of creditors

(8) Transfers of property which is exempt from execution

Section 6—104 Schedule of Property List of Creditors

(1) Except as provided with respect to auction sales (Section 6—108) a bulk transfer subject to this Article is ineffective against any creditor of the transferor unless

- (a) the transferee requires the transferor to furnish a list of his existing creditors prepared as stated in this Section and
- (b) The parties prepare a schedule of the property transferred sufficient to identify it and
- (c) The transferee preserves the list and schedule for six months next following the transfer and permits inspection of either or both and copying therefrom at all reasonable hours by any creditor of the transferor or files the list and schedule in the office of the prothonotary in the county in which the property was located at the time of transfer

(2) The list of creditors must be signed and sworn to or affirmed by the transferor or his agent It must contain the names and business addresses of all creditors of the transferor with the amounts when known and also the names of all persons who are known to the transferor to assert claims against him even though such claims are disputed

(3) Responsibility for the completeness and accuracy of the list of creditors rests on the transferor and the transfer is not rendered ineffective by errors or omissions therein unless the transferee is shown to have had knowledge

Section 6—105 Notice to Creditors In addition to the requirements of the preceding Section any bulk transfer subject to this Article except one made by auction sale (Section 6—108) is ineffective against any creditor of the transferor unless at least ten days before the goods are moved or the transferee takes possession of them or the interest of the transferor passes to the transferee whichever happens first the transferee gives notice of the transfer in the manner hereafter provided (Section 6—107)

Section 6—106 Application of the Proceeds In addition to the requirements of the two preceding Sections

(1) Upon every bulk transfer subject to this Article for which new consideration becomes payable except those made by sale at auction it is the duty of the transferee to assure that such consideration is applied so far as necessary to pay those debts of the transferor which are either shown on the list furnished by the transferor (Section 6—104) or filed in writing in the place stated in the notice (Section 6—107) within thirty days after the mailing of such notice This duty of the transferee runs to all the holders of such debts and may be enforced by any of them for the benefit of all

(2) If any of said debts are in dispute the necessary sum may be withheld from distribution until the dispute is settled or adjudicated

(3) If the consideration payable is not enough to pay all of the said debts in full distribution shall be made pro rata

Section 6—107 The Notice (1) The notice to creditors (Section 6—105) shall state

- (a) that a bulk transfer is about to be made and
- (b) the names and business addresses of the transferor and transferee and all other business names and addresses used by the transferor within three years last past so far as known to the transferee and
- (c) whether or not all the debts of the transferor are to be paid in full as they fall due as a result of the transaction and if so the address to which creditors should send their bills



(2) If the debts of the transferor are not to be paid in full as they fall due or if the transferee is in doubt on that point then the notice shall state further

(a) the location and general description of the property to be transferred and the estimated total of the transferor's debts

(b) the address where the schedule of property and list of creditors (Section 6—104) may be inspected

(c) whether the transfer is to pay existing debts and if so the amount of such debts and to whom owing

(d) whether the transfer is for new consideration and if so the amount of such consideration and the time and place of payment and

(e) if for new consideration the time and place where creditors of the transferor are to file their claims

(3) The notice in any case shall be delivered personally or sent by registered mail to all the persons shown on the list of creditors furnished by the transferor (Section 6—104) and to all other persons who are known to the transferee to hold or assert claims against the transferor

Section 6—108 Auction Sales "Auctioneer" (1) A bulk transfer is subject to this Article even though it is by sale at auction but only in the manner and with the results stated in this section

(2) The transferor shall furnish a list of his creditors and assist in the preparation of a schedule of the property to be sold both prepared as before stated (Section 6—104)

(3) The person or persons other than the transferor who direct control or are responsible for the auction are collectively called the "auctioneer" The auctioneer shall

(a) receive and retain the list of creditors and prepare and retain the schedule of property for the period stated in this Article (Section 6—104)

(b) give notice of the auction personally or by registered mail at least ten days before it occurs to all persons shown on the list of creditors and to all other persons who are known to him or hold or assert claims against the transferor and

(c) assure that the net proceeds of the auction are applied as provided in this Article (Section 6—106)

(4) Failure of the auctioneer to perform any of these duties does not affect the validity of the sale or the title of the purchasers but it renders the auctioneer liable to the creditors of the transferor as a class for the sums owing to them from the transferor up to but not exceeding the net proceeds of the auction If the auctioneer consists of several persons their liability is joint and several

Section 6—109 What Creditors Protected Credit for Payment to Particular Creditors (1) The creditors of the transferor mentioned in this Article are those holding claims based on transactions or events occurring before the bulk transfer but creditors who become such after notice to creditors is given (Sections 6—105 and 6—107) are not entitled to notice

(2) Against the aggregate obligation imposed by the provisions of this Article concerning the application of the proceeds (Section 6—106 and subsection (3) (c) of 6—108) the transferee or auctioneer is entitled to credit for sums paid to particular creditors of the transferor not exceeding the sums believed in good faith at the time of the payment to be properly payable to such creditors

Section 6—110 Subsequent Transfers When the title of a transferee to property is subject to a defect by reason of his non-compliance with the requirements of this Article then

(1) a purchaser of any of such property from such transferee with knowledge or notice of such non-compliance takes subject to such defect but

(2) a purchaser for value without such knowledge or notice takes free of such defect

Section 6—111 Limitation of Actions No action under this Article shall be brought more than six months after the date on which the transferee took possession of the goods unless the transfer has been concealed If the transfer has been concealed actions may be brought within six months after its discovery

## Article 7

### Warehouse Receipts Bills of Lading and other Documents of Title

#### Part 1

#### General

Section 7—101 Short Title This Article shall be known and may be cited as Uniform Commercial Code—Documents of Title

Section 7—102 Definitions and Index of Definitions (1) In this Article unless the context otherwise requires

(a) "Bailee" means the person who by a warehouse receipt bill of lading or other document of title acknowledges possession of goods and contracts to deliver them

(b) "Consignee" means the person named in a bill to whom or to whose order the bill promises delivery

(c) "Consignor" means the person named in a bill as the person from whom the goods have been received for shipment

(d) "Delivery order" means a written order to deliver goods directed to a warehouseman carrier or other person who in the ordinary course of business issues warehouse receipts or bills of lading

(e) "Document" means document of title as defined in the general definitions in Article 1 (Section 1—201)

(f) "Issuer" means bailee except that in relation to an unaccepted delivery order it means the person who orders the possessor of goods to deliver Issuer includes any person for whom an agent or employee purports to act in issuing a document if the agent or employee has real or apparent authority to issue documents notwithstanding that the issuer received no goods or that the goods were misdescribed or that in any other respect the agent or employee violated his instructions

(g) A person gives "value" for a document of title if he takes the document

(i) in return for any consideration sufficient to support a simple contract including the extension of immediately available credit whether or not drawn upon and whether or not a charge back is provided for in the event of difficulties in collection or

(ii) as security for or in total or partial satisfaction of a pre-existing claim or

(iii) by taking delivery pursuant to a pre-existing contract for purchase

(h) "Warehouseman" is a person engaged in the business of storing goods for hire

(2) Other definitions applying to this Article or to specific Parts thereof and the sections in which they appear are

"Duly negotiate" Section 7—501

"Person entitled under the document" Section 7—403

(4)

(3) Definitions in other Articles applying to this Article and the sections in which they appear are

"Contract for sale" Section 2—106

"Goods" Section 2—105

"Overseas" Section 2—323

"Receipt" of goods Section 2—103

(4) In addition Article 1 contains general definitions and principles of construction and interpretation applicable throughout this Article

Section 7—103 Relation of Article to Treaty Statute Tariff Classification or Regulation To the extent that any treaty or statute of the United States regulatory statute of this State or tariff classification or regulation filed or issued pursuant thereto is applicable the provisions of this Article are subject thereto

Section 7—104 Negotiable and Non-Negotiable Warehouse Receipt Bill of Lading or Other Document of Title

(1) A Warehouse receipt bill of lading or other document of title is negotiable



- (a) if it provides for delivery to bearer or to the order of a named person or
- (b) where recognized in overseas trade if it runs to a named person or assigns
- (2) Any other document is non-negotiable

### Part 2

#### Warehouse Receipts Special Provisions

Section 7—201 Who May Issue a Warehouse Receipt A warehouse receipt may be issued by a warehouseman

Section 7—202 Form of Warehouse Receipt Essential Terms Optional Terms (1) A warehouse receipt need not be in any particular form

(2) Unless a warehouse receipt embodies within its written or printed terms each of the following the warehouseman is liable for any loss caused by the omission to a person injured thereby

- (a) the location of the warehouse where the goods are stored
- (b) the date of issue of the receipt
- (c) the consecutive number of the receipt
- (d) a statement whether the goods received will be delivered to the bearer to a specified person or to a specified person or his order
- (e) the rate of storage and handling charges
- (f) a description of the goods or of the packages containing them
- (g) the signature of the warehouseman which may be made by his authorized agent
- (h) if the receipt is issued for goods of which the warehouseman is owner either solely or jointly or in common with others the fact of such ownership and
- (i) a statement of the amount of advances made and of liabilities incurred for which the warehouseman claims a lien or security interest (Section 7—209) If the precise amount of such advances made or of such liabilities incurred is at the time of the issue of the receipt unknown to the warehouseman or to his agent who issues it a statement of the fact that advances have been made or liabilities incurred and the purpose thereof is sufficient

(3) A warehouseman may insert in his receipt any other terms which are not contrary to the provisions of this Act and do not impair his obligation of delivery (Section 7—403) or his duty of care (Section 7—204) Any contrary provisions shall be ineffective

Section 7—203 Liability for Non-Receipt or Misdescription A party to or purchaser for value in good faith of a document of title other than a bill of lading relying in either case upon the description therein of the goods may recover from the issuer damages caused by the non-receipt or misdescription of the goods except to the extent that the document conspicuously indicates that the issuer does not know whether any part or all of the goods in fact were received or conform to the description as where the description is in terms of marks or labels or kind quantity or condition or the receipt or description is qualified by "said to contain" or the like if such indication be true or the party or purchaser otherwise has notice

Section 7—204 Duty of Care Contractual Limitation of Warehouseman's Liability (1) A warehouseman is liable for any loss or injury to the goods caused by his failure to exercise such care in regard to them as a reasonably careful man would exercise under like circumstances but unless otherwise agreed he is not liable for any loss or injury to the goods which could not have been avoided by the exercise of such care Damages may be limited by a term in the warehouse receipt or storage agreement limiting the amount of liability in case of loss or damage and setting forth a specific liability per article or item or value per unit of weight beyond which the warehouseman shall not be liable Provided however That such liability may on written request of the bailor at the time of signing such storage agreement or within a reasonable time after receipt of the warehouse receipt

be increased on part or all of the goods thereunder in which event increased rates may be charged based on such increased valuation but that no such increase shall be permitted contrary to a lawful limitation of liability contained in the warehouseman's tariff if any No such limitation is effective with respect to the warehouseman's liability for conversion to his own use

(2) Reasonable provisions as to the time and manner of presenting claims and instituting actions based on the bailment may be included in the warehouse receipt or tariff

(3) This section does not repeal or change any existing law or rule of law which imposes a higher responsibility upon the warehouseman or invalidates contractual limitations which would be permissible under this Article

Section 7—205 Title Under Warehouse Receipt Defeated in Certain Cases Field Warehouse Receipt (1) a buyer in the ordinary course of business of fungible goods sold and delivered by a warehouseman who is also in the business of buying and selling such goods takes free of any claim under a warehouse receipt even though it has been duly negotiated

(2) Where goods are stored under a field warehousing or similar arrangement on premises which are part of the place of business of the depositor or which are within the depositor's premises or substantially contiguous thereto any security interest in such goods resting on the transfer of a warehouse receipt is subject to the Article on Secured Transactions (Article 9) and can be perfected only as provided in that Article (subsection (2) of Section 9—305)

Section 7—206 Termination of Storage at Warehouseman's Option (1) A warehouseman may on notifying the person on whose account the goods are held and any other person known to claim an interest in the goods require payment of any charges and removal of the goods from the warehouse at the termination of the period of storage fixed by the document or if no period is fixed within a stated period not less than thirty days after the notification If the goods are not removed before the date specified in the notification the warehouseman may sell them in accordance with the provisions of the section on enforcement of a warehouseman's lien (Section 7—210)

(2) If a warehouseman in good faith believes that the goods are about to deteriorate or decline in value to less than the amount of his lien within the time prescribed in subsection (1) for notification advertisement and sale the warehouseman may specify in the notification any reasonable shorter time for removal of the goods and in case the goods are not removed may sell them at public sale held not less than one week after a single advertisement or posting

(3) If as a result of a quality or condition of the goods of which the warehouseman had no notice at the time of deposit the goods are a hazard to other property or to the warehouse or to persons the warehouseman may sell the goods at public or private sale without advertisement on reasonable notification to all persons known to claim an interest in the goods If the warehouseman after a reasonable effort is unable to sell the goods he may dispose of them in any lawful manner and shall incur no liability by reason of such disposition

(4) The warehouseman must deliver the goods to any person entitled to them under this Article upon due demand made at any time prior to sale or other disposition under this section

(5) The warehouseman may satisfy his lien from the proceeds of any sale or disposition under this section but must hold the balance for delivery on the demand of any person to whom he would have been bound to deliver the goods

Section 7—207 Goods Must Be Kept Separate Fungible Goods (1) Unless the warehouse receipt otherwise provides a warehouseman must keep separate the goods covered by each receipt so as to permit at all times identification and delivery of those goods except that different lots of fungible goods may be commingled

(2) Fungible goods so commingled are owned in common by the persons entitled thereto and the warehouse-



man is severally liable to each owner for that owner's share. Where because of overissue a mass of fungible goods is insufficient to meet all the receipts which the warehouseman has issued against it the persons entitled include all holders to whom overissued receipts have been duly negotiated.

Section 7—208 Altered Warehouse Receipts. Where a blank in a negotiable warehouse receipt has been filled in without authority a purchaser for value and without notice of the want of authority may treat the insertion as authorized. Any other unauthorized alteration leaves the receipt enforceable against the issuer according to its original tenor.

Section 7—209 Lien of Warehouseman. (1) A warehouseman has a lien on any goods for charges subsequent to the date of issue of the warehouse receipt for storage or transportation (including demurrage and terminal charges) insurance labor or charges present or future in relation to goods covered by the document and for expenses necessary for preservation of the goods or reasonably incurred in their sale pursuant to this Article. But against a purchaser for value of a negotiable warehouse receipt a warehouseman's lien is limited to charges stated in the receipt or if no charges are stated then to a reasonable charge.

(2) The warehouseman may also reserve a security interest for a maximum amount specified on the receipt for charges other than those specified in subsection (1) such as for money advanced and interest.

(3) A warehouseman's lien for charges and expenses under subsection (1) is effective against the bailor or any person entitled to the goods unless the warehouseman had noticed that the bailor lacked authority to subject the goods to such charges and expenses but a security interest under subsection (2) if not effective against a person as to whom the document confers no right in the goods covered by it under Section 7—503 and any security interest reserved by the warehouseman is governed by the Article on Secured Transactions (Article 9).

(4) A warehouseman loses his lien on any goods which he unjustifiably refuses to deliver or which he surrenders.

Section 7—210 Enforcement of Warehouseman's Lien. (1) Except as provided in subsection (2) a warehouseman's lien may be enforced by public or private sale of the goods in bloc or in parcels at any time or place and on any terms which are commercially reasonable after notifying all persons known to claim an interest in the goods. Such notification must include a statement of the amount due the nature of the proposed sale and the time and place of any public sale. The fact that a better price could have been obtained by a sale at a different time or in a different method from that selected by the warehouseman is not of itself sufficient to establish that the sale was not made in a commercially reasonable manner. If the warehouseman either sells the goods in the usual manner in any recognized market therefor or if he sells at the price current in such market at the time of his sale or if he has otherwise sold in conformity with commercially reasonable practices among dealers in the type of goods sold he has sold in a commercially reasonable manner. A sale of more goods than apparently necessary to be offered to insure satisfaction of the obligation is not commercially reasonable except in cases covered by the preceding sentence.

(2) A warehouseman's lien on goods other than goods stored by a merchant in the course of his business may be enforced only as follows:

- (a) All persons known to claim an interest in the goods must be notified.
- (b) The notification must be delivered in person or sent by registered letter to the last known address of any person to be notified.
- (c) The notification must include an itemized statement of the claim a description of the goods subject to the lien a demand for payment within a specified time not less than ten days after receipt of the notification and a conspicuous statement that unless the claim is paid within that time the goods

will be advertised for sale and sold by auction at a specified time and place.

(d) The sale must conform to the terms of the notification.

(e) The sale must be held at the nearest suitable place to that where the goods are held or stored.

(f) After the expiration of the time given in the notification an advertisement of the sale must be published once a week for two weeks consecutively in a newspaper of general circulation where the sale is to be held. The advertisement must include a description of the goods the name of the person on whose account they are being held and the time and place of the sale. The sale must take place at least fifteen days after the first publication. If there is no newspaper of general circulation where the sale is to be held the advertisement must be posted at least ten days before the sale in not less than six conspicuous places in the neighborhood of the proposed sale.

(3) Before any sale pursuant to this section any person claiming a right in the goods may pay the amount necessary to satisfy the lien and the reasonable expenses incurred under this section. In that event the goods must not be sold but must be returned by the warehouseman subject to the terms of the receipt and this Article.

(4) The warehouseman is liable for loss resulting from failure to comply with the requirements for sale under this section and in case of willful violation is liable for conversion. The warehouseman may bid at any public sale pursuant to this section.

(5) A purchaser in good faith of goods sold to enforce a warehouseman's lien takes the goods free of any rights of persons against whom the lien was valid despite non-compliance by the warehouseman with the requirements of this section.

(6) The warehouseman may satisfy his lien from the proceeds of any sale pursuant to this section but must hold the balance if any for delivery on demand to any person to whom he would have been bound to deliver the goods.

(7) The rights provided by this section shall be in addition to all other rights allowed by law to a creditor against his debtor.

(8) Where a lien is on goods stored by a merchant in the course of his business the lien may be enforced in accordance with either subsection (1) or (2).

### Part 3

#### Bills of Lading Special Provisions

Section 7—301 Liability for Non-Receipt or Misdescription "Said to Contain" "Shipper's Load and Count" Improper Handling. (1) A consignee of a non-negotiable bill who has given value in good faith or a holder to whom a negotiable bill has been duly negotiated relying in either case upon the description therein of the goods may recover from the issuer damages caused by the non-receipt or misdescription of the goods except to the extent that the document indicates that the issuer does not know whether any part or all of goods in fact were received or conform to the description as where the description is in terms of marks or labels or kind quantity or condition or the receipt or description is qualified by "said to contain" "shipper's load and count" or the like if such indication be true.

(2) The issuer may by inserting in the bill the words "shipper's load and count" or other words of like purport indicate that the goods were loaded by the shipper and if such statement be true the issuer shall not be liable for damages caused by the improper loading.

(3) The shipper shall be deemed to have guaranteed to the issuer the accuracy at the time of shipment of the description marks labels number kind quantity condition and weight as furnished by him and the shipper shall indemnify the issuer against damage caused by inaccuracies in such particulars. The right of the issuer to such indemnity shall in no way limit his responsibility and



liability under the contract of carriage to any person other than the shipper

**Section 7—302 Through Bills of Lading and Similar Documents** (1) The issuer of a through bill of lading or other documents embodying an undertaking to be performed in part by persons acting as its agents or by connecting carriers is liable to anyone entitled to recover on the document for any breach by such other persons or by connecting carrier of its obligation under the document but to the extent that the bill covers an undertaking to be performed overseas or in territory not contiguous to the continental United States or an undertaking including matters other than transportation this liability may be varied by agreement of the parties

(2) Where goods covered by a through bill of lading or other document embodying an undertaking to be performed in part by persons other than the issuer are delivered to any such person such person is subject to the obligation of the bailee under the document This obligation is discharged by delivery of the goods to another such person pursuant to the document

(3) The issuer of such through bill of lading or other document shall be entitled to recover from the connecting carrier or such other person in possession of the goods when the breach of the obligation under the document occurred the amount it may be required to pay to anyone entitled to recover on the document therefor as may be evidenced by any receipt judgment or transcript thereof and the amount of any expense reasonably incurred by it in defending any action brought by anyone entitled to recover on the document therefor

**Section 7—303 Diversion Reconsignment Change of Instructions** (1) Unless the bill of lading otherwise provides the carrier may deliver the goods to a person or destination other than that stated in the bill or may otherwise dispose of the goods on instructions from

- (a) the holder of a negotiable bill or
- (b) the consignor on a non-negotiable bill or
- (c) the consignee on a non-negotiable bill in the absence of contrary instructions from the consignor if the goods have arrived at billed destination or if the consignee is in possession of the bill or
- (d) the consignee on a non-negotiable bill if he owns the goods or is entitled as against the consignor to dispose of them

(2) Unless a change of instruction is noted on a negotiable bill of lading a purchaser without notice of the change can hold the bailee according to the original terms

**Section 7—304 Bills of Lading in a Set** (1) Except where customary in overseas transportation a bill of lading must not be issued in a set of parts The issuer is liable for damages caused by violation of this subsection

(2) Where a bill of lading is lawfully drawn in a set of parts each of which is numbered and expressed to be valid only if the goods have not been delivered against any other part the whole of the parts constitute one bill

(3) Where a bill of lading is lawfully issued in a set of parts and different parts are negotiated to different persons the title of the holder to whom the first due negotiation is made prevails as to both the document and the goods even though any later holder may have received the goods from the carrier in good faith and discharged the carrier's obligation by surrender of his part

(4) Any person who negotiates or transfers a single part of a bill of lading drawn in a set is liable to holders of that part if it were the whole set

(5) The bailee is obliged to deliver in accordance with Part 4 of this Article against the first presented part of a bill of lading lawfully drawn in a set Such delivery discharges the bailee's obligation on the whole bill

**Section 7—305 Destination Bills** (1) Instead of issuing a bill of lading to the consignor at the place of shipment a carrier may at the request of the consignor procure the bill to be issued at destination or at any other place designated in the request

(2) Upon request of anyone entitled as against the carrier to control the goods while in transit and on surrender of any outstanding bill of lading or other receipt covering

such goods the issuer may procure a substitute bill to be issued at any place designated in the request

**Section 7—306 Altered Bills of Lading** An unauthorized alteration or filling in of a blank in a bill of lading leaves the bill enforceable according to its original tenor

**Section 7—307 Lien of Carrier** (1) A carrier has a lien on any goods for charges subsequent to the date of its receipt of the goods for storage or transportation (including demurrage and terminal charges) and for expenses necessary for preservation of the goods or incident to their transportation or reasonably incurred in their sale pursuant to this Article But against the purchaser for value of a negotiable bill of lading a carrier's lien is limited to charges stated in the bill or the applicable tariffs or if no charges are stated then to a reasonable charge

(2) A carrier's lien for charges and expenses under subsection (1) is effective against the consignor or any person entitled to the goods unless the carrier had notice that the consignor lacked authority to subject the goods to such charges and expenses

(3) A carrier loses his lien on any goods which he surrenders or which he unjustifiably refuses to deliver

**Section 7—308 Enforcement of Carrier's Lien** (1) A carrier's lien may be enforced by public or private sale of the goods in bloc or in parcels at any time or place and on any terms which are commercially reasonable after notifying all persons known to claim an interest in the goods Such notification must include a statement of the amount due the nature of the proposed sale and the time and place of any public sale The fact that a better price could have been obtained by a sale at a different time or in a different method from that selected by the carrier is not of itself sufficient to establish that the sale was not made in a commercially reasonable manner If the carrier either sells the goods in the usual manner in any recognized market therefor or if he sells at the price current in such market at the time of his sale or if he has otherwise sold in conformity with commercially reasonable practices among dealers in the type of goods sold he has sold in a commercially reasonable manner A sale of more goods than apparently necessary to be offered to ensure satisfaction of the obligation is not commercially reasonable except in cases covered by the preceding sentence

(2) Before any sale pursuant to this section any person claiming a right in the goods may pay the amount necessary to satisfy the lien and the reasonable expenses incurred under this section In that event the goods must not be sold but must be retained by the carrier subject to the terms of the bill and this Article

(3) The carrier is liable for loss resulting from failure to comply with the requirements for sale under this section and in case of willful violation is liable for conversion The carrier may bid at any public sale pursuant to this section

(4) A purchaser in good faith of goods sold to enforce a carrier's lien takes the goods free of any rights of persons against whom the lien was valid despite noncompliance by the carrier with the requirements of this section

(5) The carrier may satisfy his lien from the proceeds of any sale pursuant to this section but must hold the balance if any for delivery on demand to any person to whom he would have been bound to deliver the goods

(6) The rights provided by this section shall be in addition to all other rights allowed by law to a creditor against his debtor

**Section 7—309 Duty of Care Contractual Limitation of Carrier's Liability** (1) A carrier who issues a bill of lading whether negotiable or non-negotiable must exercise the degree of care in relation to the goods which a reasonably careful man would exercise under like circumstances but the damages may be limited by a provision that the carrier's liability shall not exceed a value stated in the document if the carrier's rates vary with value and the consignor by the carrier's tariff is afforded an opportunity to declare a higher value or a value as lawfully provided in the tariff or where no tariff is filed he is otherwise advised of such opportunity but no such limitation is effective with respect to the carrier's liability for conversion to its own use



(2) Reasonable provisions as to the time and manner of presenting claims and instituting actions based on the shipment may be included in a bill of lading or tariff

(3) This section does not repeal or change any existing law or rule of law which imposes a higher responsibility upon carriers or invalidates contractual limitations which would be permissible under this Article

#### Part 4

#### Warehouse Receipts and Bills of Lading General Obligations

Section 7—401 Irregularities in Issue of Receipt or Bill or Conduct of Issuer The obligations imposed by this Article on an issuer apply to a document of title regardless of the fact that

- (a) the document may not comply with the requirements of this Article or of any other law or regulation regarding its issue form or content or
- (b) the issuer may have violated laws regulating the conduct of his business or
- (c) the goods covered by the document were owned by the bailee at the time the document was issued or
- (d) if it is a warehouse receipt the person issuing does not come within the definition of warehouseman

Section 7—402 Duplicate Receipt or Bill Overissue Neither a duplicate nor any other document of title purporting to cover goods already represented by an outstanding document of the same issuer confers any right in the goods except as provided in the case of bills in a set overissue of documents for fungible goods and substitutes for lost stolen or destroyed documents But the issuer is liable for damages resulting from his overissue or failure to identify a duplicate document as such by conspicuous notation on its face

Section 7—403 Obligation of Warehouseman or Carrier to Deliver Excuse (1) The bailee must deliver the goods to a person entitled under the document who complies with subsection (2) unless and to the extent that the bailee establishes any of the following

- (a) delivery of the goods to a person whose receipt was rightful as against the claimant
- (b) damage to or loss or destruction of the goods for which the bailee is not liable
- (c) previous sale or other disposition of the goods in lawful enforcement of a lien or on warehouseman's lawful termination of storage
- (d) the exercise by a seller of his right to stop delivery pursuant to the provisions of the Article on Sales (Section 2—705)
- (e) a diversion reconsignment or other disposition pursuant to the provisions of this Article (Section 7—303) or tariff regulating such right
- (f) release satisfaction or any other fact affording a personal defense against the claimant

(2) A person claiming goods covered by a document of title must at the bailee's request satisfy the bailee's lien and unless the person claiming is one against whom the document confers no right under Section 7—503 (1) surrender for cancellation or notation of partial deliveries any outstanding negotiable document covering the goods

(3) A bailee who delivers goods covered by an outstanding negotiable document without cancelling the document or conspicuously noting partial deliveries thereon also becomes liable for delivery of goods called for by the document to any person to whom the document is duly negotiated unless the person to whom the goods were delivered is one against whom the document confers no right under Section 7—503 (1)

(4) "Person entitled under the document" means holder in the case of a negotiable document or the person to whom delivery is to be made by the terms of or pursuant to written instructions under a non-negotiable document

Section 7—404 No Liability for Good Faith Delivery Pursuant to Receipt or Bill A bailee who in good faith including observance of reasonable commercial standards has received goods and delivered them according to the

terms of the document of title is not liable although the person from whom he received the goods had no authority to dispose of them

#### Part 5

#### Warehouse Receipts and Bills of Lading Negotition and Transfer

Section 7—501 Form of Negotiation and Requirements of "Due Negotiations" (1) A negotiable document of title running to the order of a named person is negotiable by his indorsement and delivery After his inforcement in blank or to bearer any person can negotiate it by delivery alone

- (2) (a) A negotiable document of title is also negotiated by delivery alone when by its original terms it runs to bearer
- (b) when a document running to the order of a named person is delivered to him the effect is the same as if the document had been negotiated
- (3) Negotiation of a negotiable document of title after special indorsement requires indorsement by the special indorsee as well as delivery

(4) A negotiable document of title is "duly negotiated" when it is negotiated in the manner stated in this section to a holder who purchases it in good faith including observance of reasonable commercial standards and for value unless it is established that the negotiation is not in the current course of business or financing but a bailee may deliver the goods covered by the document of title to a person in possession of the document of title by the terms of which the goods are deliverable to his order or which has been negotiated to him in the manner provided in subsections (1) (2) or (3) of this section

(5) Indorsement of a non-negotiable document neither makes it negotiable nor adds to the transferee's rights

(6) The naming in a negotiable bill of a person to be notified of the arrival of the goods does not limit the negotiability of the bill nor constitute notice to a purchaser thereof of any interest of such person in the goods

Section 7—502 Rights Acquired by Due Negotiation (1) Subject to the following section and to the provisions of Section 7—205 on fungible goods and field warehouse receipts a holder to whom a negotiable document of title has been duly negotiated acquires thereby

- (a) title to the document
- (b) title to the goods
- (c) all rights accruing under the law of agency or estoppel and
- (d) the direct obligation of the bailee to hold or deliver the goods according to the terms of the document free of any defense or claims by him not apparent on its face

But a holder of a delivery order until it has been accepted by the bailee to whom it is addressed acquires rights only against the issuer of the delivery order

(2) Title and rights so acquired are not defeated by any stoppage of the goods represented by the document or by surrender of such goods by the bailee and are not impaired even though the negotiation or any prior negotiation constituted a breach of duty or even though any person has been deprived of possession of the document by misrepresentation fraud accident mistake duress loss theft or conversion or even though a previous sale or other transfer of the goods or document has been made to a third person

Section 7—503 Document of Title to Goods Defeated in Certain Cases A document of title confers no right in goods against a person who before issuance of the document had a legal interest in them and who neither delivered nor entrusted them to the person procuring the document with power of disposition or pursuant to a contract for sale nor acquiesced in his procurement of any document of title

(2) Title to goods based upon a delivery order is subject to the rights of anyone to whom a negotiable warehouse receipt or bill of lading covering such goods has been duly negotiated Title to goods based upon a bill of lading issued to a freight forwarder is subject to the



rights of anyone to whom a bill issued by the freight forwarder covering such goods has been duly negotiated but delivery by the carrier against surrender of its bill of lading in accordance with Part 4 of this Article discharges the carrier's obligation to deliver

Section 7—504 Rights Acquired in the Absence of Due Negotiation Effect of Diversion Seller's Stoppage of Delivery (1) A transferee of a document whether negotiable or non-negotiable to whom the document has been delivered but not duly negotiated acquires the title and rights which his transferor had or had actual authority to convey

(2) In the case of a non-negotiable document until but not after the bailee receives notification of the transfer the rights of the transferee may be defeated by those creditors of the transferor who could treat the sale as void under Section 2—402 or by a purchaser from the transferor under Section 2—403 or by good faith dealings of the bailee with the transferor

(3) A diversion or other change of shipping instructions by the consignor in a non-negotiable bill of lading which causes the bailee not to deliver to the consignee defeats the consignee's title to the goods if they have been delivered to a buyer in ordinary course of trade and in any event defeats the consignee's rights against the bailee

(4) Delivery pursuant to a non-negotiable document may be stopped by a seller under Section 2—705 and subject to the requirement of due notification there provided A bailee honoring the seller's instructions is entitled to be indemnified by the seller against any resulting loss or expense

Section 7—505 Indorser Not a Guarantor for Other Parties The indorsement of a document of title issued by a bailee does not make the indorser liable for any default by the bailee or by previous indorsers

Section 7—506 Delivery Without Indorsement Right to Compel Indorsement The transferee of a negotiable document of title has a specifically enforceable right to have his transferor supply any necessary indorsement but the transfer becomes a negotiation only as of the time the indorsement is supplied

Section 7—507 Warranties on Negotiation or Transfer of Receipt or Bill Where a person negotiates or transfers a document of title for value otherwise than as a mere intermediary under the next following section then unless otherwise agreed he warrants to his purchaser in addition to any warranty made in selling the goods

- (a) that the document is genuine and
- (b) that he has no knowledge of any fact which would impair its validity or worth and
- (c) that his negotiation or transfer is rightful and fully effective with respect to the title to the document and the goods it represents

Section 7—508 Warranties of Collecting Bank as to Documents A collecting bank or other intermediary known to be entrusted with documents on behalf of another or with collection of a draft or other claim against delivery of documents warrants by such delivery of the documents only its own good faith and authority This rule applies even though the intermediary has purchased or made advances against the claim or draft to be collected

Section 7—509 Receipt or Bill When Adequate Compliance With Commercial Contract The question whether a document is adequate to fulfill the obligations of a contract for sale or the conditions of a credit is governed by the Articles on Sales (Article 2) and on Documentary Letters of Credit (Article 5)

## Part 6

### Warehouse Receipts and Bills of Lading Miscellaneous Provisions

Section 7—601 Lost and Missing Documents (1) If a document has been lost stolen or destroyed a court may order delivery of the goods or issuance of a substitute document and the bailee may without liability to any person comply with such order If the document was negotiable the claimant must post security approved by

the court to indemnify any person who may suffer loss as a result of non-surrender of the document If the document was not negotiable such security may be required at the discretion of the court The court may also in its discretion order payment of the bailee's reasonable costs and counsel fees

(2) A bailee who without court order delivers goods to a person claiming under a missing negotiable document is liable to any person injured thereby and if the delivery is not in good faith becomes liable for conversion In the case of a bill of lading action by the carrier in good faith in accordance with the official classification and tariff is not conversion If the missing document was a negotiable warehouse receipt the claimant must post security with the warehouseman in an amount at least double the value of the goods at the time of posting to indemnify the warehouseman against any loss by reason of the delivery of the goods

Section 7—602 Attachment of Goods Covered by a Negotiable Document No lien attaches by virtue of any judicial process to goods in the possession of a bailee for which a negotiable document of title is outstanding unless the document be first surrendered to the bailee or its negotiation enjoined except where the document was originally issued upon delivery of the goods by a person who had no power to dispose of them The bailee shall not be compelled to deliver the goods pursuant to process until the document is surrendered to him or impounded by the court One who purchases the document for value without notice of the process or injunction takes free of the lien imposed by judicial process

Section 7—603 Conflicting Claims Interpleader If more than one person claims title or possession of the goods the bailee is excused from delivering until he has had a reasonable time to ascertain the validity of the adverse claims or to bring an action to compel all claimants to interplead either in defending an action for non-delivery of the goods or by original action whichever is appropriate

## Article 8

### Investment Securities

#### Part 1

#### Short Title and General Matters

Section 8—101 Short Title This Article shall be known and may be cited as Uniform Commercial Code—Investment Securities

Section 8—102 Definitions and Index of Definitions

(1) In this Article unless the context otherwise requires (a) A "security" is an instrument issued in bearer or registered form of a type commonly dealt in upon securities exchanges or markets or commonly recognized in any area in which it is issued or dealt in as a medium for investment if

(i) it is either one of a class or series or by its terms is divisible into a class or series of instruments and

(ii) it evidences a share participation or other interest in property or in an enterprise or evidences an obligation of the issuer

(b) A writing which is a security is governed by this Article and not by Uniform Commercial Code—Commercial Paper even though it also meets the requirements of that Article

(c) A security is in "registered form" when its terms specify a person entitled to the security or to the rights it evidences and specify that its transfer may be registered upon books maintained for that purpose by or on behalf of an issuer

(d) A security is in "bearer form" when it runs to bearer according to its terms and not by reason of any indorsement

(2) "Proper form" means regular on its face with regard to all formal matters

(3) A "subsequent purchaser" is a person who takes other than by original issue

(4) Other definitions applying to this Article or to specified Parts, thereof and the sections in which they appear are



"Bona fide purchaser" Section 8—302

"Guarantee of that signature" Section 8—402

"Issuer" Section 8—201

"Overissue" Section 8—104

"Value" Section 8—303

(5) In addition Article 1 contains general definitions and principles of construction and interpretation applicable throughout this Article

Section 8—103 Issuer's Lien A lien upon a security in favor of an issuer thereof is valid against a purchaser only if the right of the issuer to such lien is set forth conspicuously on the security

Section 8—104 Effect of Overissue "Overissue" (1) The provisions of this Article which validate a security or compel its issue or reissue do not apply to the extent that validation or issue results in overissue but

(a) if an identical security which does not constitute an overissue is available for purchase on the market the person entitled to issue or validation may compel the issuer to purchase and deliver such a security to him against surrender of the security which constitutes the overissue and

(b) if a security is not so available for purchase the purchaser may recover from the issuer the price he paid for it

(2) "Overissue" means the issue of securities in excess of the amount which the issuer has corporate power to issue

Section 8—105 Securities Negotiable Presumptions (1) Securities governed by this Article are negotiable instruments

(2) In any action on a security the rules relating to proof of signatures and to burden of proof after signatures are admitted or established shall be the same as in actions on commercial paper (Section 3—307)

## Part 2

### Issue—Issuer

Section 8—201 "Issuer" With respect to obligations on or defenses to a security "issuer" includes a person who

(a) places or authorizes the placing of his name on a security (otherwise than as authenticating trustee registrar transfer agent or the like) to evidence that it represents a share participation or other interest in his property or in an enterprise or to evidence his duty to perform the principal obligation represented by the security or

(b) otherwise undertakes to perform the principal obligation represented by the security or

(c) directly or indirectly creates fractional interests in rights of property which are evidenced by securities or

(d) becomes responsible for or in place of any other person described as an issuer in this section

Section 8—202 Issuer's Responsibility and Defenses Notice of Defect or Defense (1) Against a purchaser for value and without notice terms additional to those stated on a security may be made part of the security by reference to another instrument indenture or document or to a constitution statute rule or regulation only to the extent that such additional terms do not materially vary the stated terms

(2) (a) A security other than one issued by a government or governmental agency or unit even though issued with a defect going to its validity is valid in the hands of a purchaser for value and without notice of the particular defect unless the defect involves a violation of constitutional provisions in which case the security is valid in the hands of a subsequent purchaser for value and without notice of the defect

(b) The rule of subparagraph (a) applies to an issuer which is a government or governmental agency or unit only if either there has been substantial compliance with the legal requirements governing the issue or the issuer has received substantial consideration for the issue as a whole or for the particular security and a stated purpose of the issue

is one for which the issuer has power to borrow money or issue the security

(3) Except as otherwise provided in the case of certain unauthorized signatures on issue (Section 8—205) lack of genuineness of a security is a complete defense even against a purchaser for value and without notice

(4) All other defenses of the issuer including non-delivery and conditional delivery of the security are ineffective against a purchaser for value who has taken without notice of the particular defense

(5) With respect to notice of a defect or defense a purchaser is charged with notice of information set forth on the security itself but a reference on the security to another instrument indenture or document or to a constitution statute ordinance rule regulation order or the like does not of itself charge a purchaser for value with such notice even though the security expressly states that a person accepting it admits such notice

(6) Nothing in this section shall be construed to affect the right of a party to a "when as and if issued" or a "when distributed" contract to cancel the contract in the event of a material change in the character of the security which is the subject of the contract or in the plan or arrangement pursuant to which such security is to be issued or distributed

Section 8—203 Staleness as Notice of Defects or Irregularities in Issue (1) After an act or event which creates a right to immediate performance of the principal obligation evidenced by the security or which requires that the security be presented or surrendered for redemption or exchange a purchaser is charged with notice of any defect or irregularity in its issue

(a) If the act or event is one requiring the payment of moneys or the delivery of securities or both on presentation or surrender of the security and such funds or securities are available and he takes the security more than one year after the date set for payment or exchange and

(b) in any other case if he takes the security more than two years after the date set for surrender or presentation or the date on which such performance became due

(2) A call which has been revoked is not within subsection (1)

Section 8—204 Effect of Issuer's Restrictions on Transfer A restriction on transfer imposed by the issuer even though otherwise lawful is ineffective unless noted conspicuously on the security

Section 8—205 Effect of Unauthorized Signature on Issue An unauthorized signature placed on a security prior to or in the course of issue is ineffective except that if the signing has been done by a person entrusted by the issuer with the signing of the security or of similar securities or their immediate preparation for signing or by an employee entrusted with their responsible handling the signature is effective in favor of a purchaser for value and without notice of the lack of authority

Section 8—206 Completion or Alteration of Instrument (1) Where a security contains the signatures necessary to its issue or transfer but is incomplete in any other respect

(a) any person may complete it by filling in the blanks as authorized and

(b) even though the blanks are incorrectly filled in the security as completed is enforceable by a purchaser who took it for value and without notice of such incorrectness

(2) A complete security which has been improperly altered even though fraudulently remains enforceable but only according to its original terms

Section 8—207 Rights of Issuer With Respect to Registered Owners (1) Prior to due presentment for registration of transfer of a security in registered form the issuer or indenture trustee may treat the registered owner as the person exclusively entitled to vote to receive notifications and otherwise to exercise all the rights and powers of an owner

(2) Nothing in this Article shall be construed to af-



fect the liability of the registered owner of a security for calls assessments or the like

Section 8—208 Effect of Signature of Authenticating Trustee Registrar or Transfer Agent (1) A person placing his signature upon a security as authenticating trustee registrar transfer agent or the like warrants to a purchaser for value without notice of the particular defect that

- (a) the security is genuine and in proper form and
- (b) his own participation in the issue of the security is within his capacity and within the scope of the authorization received by him from the issuer and
- (c) the security is within the amount specified in such authorization

(2) Unless otherwise agreed a person by so placing his signature does not assume responsibility for the validity of the security in other respects

### Part 3

#### Purchase

Section 8—301 Rights Acquired by Purchaser Title Acquired by Bona Fide Purchaser (1) Upon delivery of a security the purchaser acquires the rights in the security which his transferor had or had actual authority to convey except that a purchaser who has himself been a party to any fraud or illegality affecting the instrument or who as a prior holder had notice of a claim against it cannot improve his position by taking from a later bona fide purchaser

(2) A bona fide purchaser in addition to acquiring the rights of a purchaser acquires also a perfect title to the security

(3) A purchaser of a limited interest acquires rights only to the extent of the interest purchased

Section 8—302 "Bona Fide Purchaser" A "bona fide purchaser" is a purchaser for value and without notice of any claims of ownership who takes delivery of a security in bearer form or of one in registered form issued to him or indorsed to him or in blank

Section 8—303 "Value" "Value" means

- (a) any consideration sufficient to support a simple contract including the extension of immediately available credit whether or not drawn upon and whether or not a charge-back is provided for in the event of difficulties in collection or
- (b) taking a security as collateral for or as total or partial satisfaction of a pre-existing claim or
- (c) taking delivery pursuant to a pre-existing contract to purchase

Section 8—304 Notice to Purchaser of Claims of Ownership (1) A purchaser (including a broker for seller or buyer) of a security is charged with notice of claims of ownership if

- (a) the security whether in bearer or registered form has been indorsed "for collection" or "for surrender" or for some other purpose not involving transfer or
- (b) he purchases the security within six months after he has received notification that it has been lost or stolen or
- (c) the security is in bearer form and has on it an unambiguous statement that it is the property of a person other than the transferor The mere writing of a name on a security is not such a statement

(2) The fact that the purchaser (including a broker for seller or buyer) has notice that the registered owner holds the security for a third person or that the security is registered in the name of a fiduciary does not create a duty of inquiry into the rightfulness of the transfer or constitute notice of claims of ownership If however the proceeds of the purchase are placed by the purchaser in the individual account of the fiduciary or are made payable in cash or to the fiduciary individually or the purchaser has reason to know that such proceeds are being used or that the transaction is for the individual benefit of the fiduciary the purchaser is charged with notice of claims of ownership

Section 8—305 Staleness as Notice of Claims of Ownership An act or event which creates a right to immediate performance of the principal obligation evidenced by the security or which requires that the security be presented or surrendered for redemption or exchange does not of itself constitute any notice of claims of ownership except in the case of a purchase

- (a) after one year from any date set for a required presentment or surrender for redemption or exchange or
- (b) if funds are available for payment after six months from any date set for payment of money against presentation or surrender of the security

Section 8—306 Warranties to Purchaser for Value (1) Unless otherwise agreed a person by transferring a security to a purchaser for value warrants only that

- (a) his transfer is effective and rightful and
- (b) the security is genuine and has not been materially altered and
- (c) he knows no fact which might impair the validity of the security

(2) Where a security is delivered by an intermediary known to be entrusted with delivery of the security on behalf of another or with collection of a draft or other claim against such delivery the intermediary by such delivery warrants only his own good faith and that he has authority from his principal even though he has purchased or made advances against the claim to be collected against the delivery A broker is not an intermediary within the meaning of this subsection in a transaction in which he has bought or sold the security for another

Section 8—307 Effect of Delivery Without Indorsement Right to Compel Indorsement Where a security in registered form has been delivered to a purchaser without a necessary indorsement he may become a bona fide purchaser only as of the time the indorsement is supplied but against the transfer the transfer is complete upon delivery and the purchaser has a specifically enforceable right to have any necessary indorsement supplied

Section 8—308 Indorsement How Made Special Indorsement Indorser Not a Guarantor Partial Assignment

(1) An indorsement of a security in registered form is made when the person specified by the terms of the instrument or by special indorsement to be entitled to the security signs on it or on a separate document an assignment or transfer of the security or a power to assign or transfer it or when the signature of such person is written without more upon the back of the security

(2) An indorsement may be in blank or special An indorsement in blank includes an indorsement to bearer A special indorsement specifies the person to whom the security is to be transferred A holder may convert a blank indorsement into a special indorsement

(3) Unless otherwise agreed the indorser by his indorsement assumes no obligation that the instrument will be honored by the issuer

(4) When an indorsement purports to be only of part of the security the transfer may be registered in accordance with the indorsement but delivery of a security so indorsed can not make the transferee a bona fide purchaser

Section 8—309 Effect of Indorsement Without Delivery An indorsement of a security whether special or in blank does not constitute a transfer and does not become effective until delivery of the security on which it appears or if the indorsement is on a separate document until delivery of both the document and the security

Section 8—310 Indorsement of Security in Bearer Form An indorsement of a security in bearer form may give notice of claims of ownership (Section 8—304) but does not otherwise affect any right to registration the holder may possess

Section 8—311 Effect of Unauthorized Indorsement Unless the owner has affirmed an unauthorized indorsement or is otherwise estopped from asserting its ineffectiveness

- (a) he may assert its ineffectiveness against the issuer or any purchaser other than a purchaser for



value and without notice of claims of ownership who has in good faith received a new security on registration of transfer of the security so indorsed and

- (b) an issuer who registers the transfer of a security so indorsed is subject to liability for improper registration (Section 8—404)

**Section 8—312 Effect of Guaranteeing Signature or Indorsement** (1) Any person guaranteeing a signature as being that of an indorser of a security warrants to any person taking or dealing with the security in reliance on the guaranteed signature that

- (a) the signature is not forged and
- (b) the signer is the holder or has authority to sign in the name of the holder and
- (c) the signer has legal capacity to sign

But the guarantor does not warrant the rightfulness of the particular transfer

(2) Any person may guarantee an indorsement of a security and by so doing warrants not only the signature but also the rightfulness of the particular transfer

(3) The guarantor of a signature or an indorsement shall be liable to any person including an issuer who registers a transfer in reliance on the guarantee for any loss resulting from breach of the warranties stated in this section but no issuer may require an indorsement guarantee as a condition to registration or transfer of a security

**Section 8—313 When Delivery to the Purchaser Occurs Purchaser's Broker as Holder** (1) Delivery to a purchaser occurs when

- (a) he or a person designated by him acquires possession of a security or
- (b) his broker acquires possession of a security specially indorsed to or issued in the name of the purchaser or
- (c) his broker sends him confirmation of the purchase and also by book entry otherwise identifies a specific security in the broker's possession as belonging to the purchaser or
- (d) with respect to an identified security to be delivered while still in the possession of a third person when that person acknowledges that he holds for the purchaser

(2) Except as specified in subparagraphs (b) and (c) subsection (1) the purchaser is not the holder of securities held for him by his broker despite a confirmation of purchase and a book entry and other indication that the security is part of a fungible bulk held for customers and despite the customer's acquisition of a proportionate property interest in the fungible bulk

**Section 8—314 Duty to Deliver When Completed** (1) Unless otherwise agreed where a sale of a security is made through an exchange or otherwise through brokers

- (a) the selling customer fulfills his duty to deliver when he places such a security in the possession of the selling broker or of a person designated by the broker or if requested causes an acknowledgment that it is held for the selling broker to be made to him and
- (b) the selling broker including a correspondent broker acting for a selling customer fulfills his duty to deliver by placing the security or the like security in the possession of the buying broker or a person designated by him or by effecting clearance of the sale in accordance with the rules of the exchange on which the transaction took place

(2) Except as otherwise provided in this section and unless otherwise agreed a transferor's duty to deliver a security under a contract of purchase is not fulfilled until he places the security in form to be further negotiated by the purchaser in the possession of the purchaser or sends it to him or to a person designated by him or at the purchaser's request causing an acknowledgment that it is held for the purchaser to be made to him

**Section 8—315 Action Against Purchaser Based Upon Wrongful Transfer** (1) Any person against whom the transfer of a security is wrongful for any reason including

his incapacity may against anyone except a bona fide purchaser reclaim possession of the security or obtain possession of any new security evidencing all or part of the same rights or have damages

(2) If the transfer is wrongful because of an unauthorized indorsement the owner may also reclaim or obtain possession of the security or new security even from a bona fide purchaser if the ineffectiveness of the purported indorsement can be asserted against him under the provisions of this Article on unauthorized indorsements (Section 8—311)

(3) The right to obtain or reclaim possession of a security may be specifically enforced and its transfer enjoined and the security impounded pending the litigation

**Section 8—316 Purchaser's Right to Requisites for Registration of Transfer on Books** (1) Unless otherwise agreed the transferor must on due demand supply his purchaser with any proof of his authority to transfer or with any other requisite which may be necessary to obtain registration of the transfer of the security but if the transfer is not for value a transferor need not do so unless the purchaser furnishes the necessary expenses Failure to comply with the demand gives the purchaser the right to reject or rescind the transfer

(2) Unless otherwise agreed the purchaser's demand for such requisites must be made within a reasonable time not exceeding three months from his receipt of the security

**Section 8—317 Attachment or Levy Upon Security** (1) No attachment or levy upon a security or any share or other interest evidenced thereby which is outstanding shall be valid until the security is actually seized by the officer making the attachment or levy but a security which has been surrendered to the issuer may be attached or levied upon at the source

(2) A creditor whose debtor is the owner of a security shall be entitled to such aid from courts of appropriate jurisdiction by injunction or otherwise in reaching such security or in satisfying the claim by means thereof as is allowed at law or in equity in regard to property which cannot readily be attached or levied upon by ordinary legal process

**Section 8—318 No Conversion by Good Faith Delivery** An agent or bailee who in good faith (including observance of reasonable commercial standards if he is in the business of buying selling or otherwise dealing with securities) has received securities and sold pledged or delivered them according to the instructions of his principal is not liable for conversion although the principal had no right to dispose of them

**Section 8—319 Statute of Frauds** A contract for the sale of securities is not enforceable by way of action or defense unless

- (a) there is some writing sufficient to indicate that a contract for sale has been made and signed by the party against whom enforcement is sought or by his authorized agent or broker or
- (b) there has been delivery of the security or payment has been made out only to the extent of such delivery or payment or
- (c) confirmation of the sale or purchase has been received by the party against whom enforcement is sought and he has failed to send written objection to its contents within ten days after it is received or
- (d) the party against whom enforcement is sought admits in his pleading or otherwise in court that in fact a contract for sale was made

## Part 4

### Registration

**Section 8—401 Duty of Issuer to Register Transfer** (1) Where a person presents a security to the issuer with the request to register transfer of the security the issuer must register the transfer as requested if



- (a) the security is fully indorsed for transfer in conformity with the following section and
- (b) the issuer has no knowledge of the unrightfulness of the transfer and no duty to inquire into its rightfulness (Section 8—403) and
- (c) proof is submitted of payment or waiver of any taxes applicable to the transfer or of consent to transfer

(2) Where the issuer has registered a transfer pursuant to this section he is not liable to any person suffering loss as a result of such registration

Section 8—402 Sufficiency of Indorsement (1) A security is fully indorsed for transfer when the indorsements on or with it are sufficient to make the person presenting it a holder of the security

(2) Unless the issuer has notice that the person signing the indorsement has no power to make the indorsement the issuer shall not require more evidence than the following to establish the necessary indorsement If the person whose indorsement is required (Subsection (1) Section 8—308) is at the time of signing

- (a) an adult not under guardianship an indorsement signed by him and a guarantee of that signature
- (b) an infant or an adult under guardianship an indorsement signed by his guardian a guarantee of that signature and proof that the person signing was such guardian at the date of signing
- (c) an individual who is dead and had not indorsed the security an indorsement signed by the executor or administrator of his estate a guarantee of that signature and proof that the person signing was such executor or administrator at the date of signing
- (d) a partnership an indorsement signed on behalf of that partnership by any partner or an authorized agent of the partnership a guarantee of that signature and proof that the person signing was such partner or was such an agent at the date of signing
- (e) a corporation an indorsement signed on behalf of the corporation by any of its officers a guarantee of that signature and proof that the person signing was such officer at the date of signing
- (f) an executor administrator trustee receiver or other fiduciary an indorsement signed by such fiduciary a guarantee of that signature and proof that the person signing was such fiduciary at the date of the signing
- (g) a person not covered by any of the foregoing papers appropriate to the case corresponding as nearly as may be to the foregoing

(3) "A guarantee of that signature" in each of the above cases means a guarantee signed by or on behalf of a person reasonably believed by the issuer to be responsible

Section 8—403 Duty to Inquire Into Rightfulness of Transfer (1) Where a security presented for registration is fully indorsed for transfer the issuer is under no duty to inquire into the rightfulness of the transfer unless he has notice of another claim to an interest in the security

(2) The fact that the issuer has notice that the registered owner holds the security for a third person or that the security is registered in the name of a fiduciary does not create a duty of inquiry into the rightfulness of the transfer If however the issuer has notice that the transfer is to the fiduciary in his individual capacity or that the proceeds of the purchase have been placed in the individual account of the fiduciary or are made payable in cash or to the fiduciary individually or otherwise has reason to know that such proceeds are being used or that the transaction is for the individual benefit of the fiduciary the issuer is under a duty to inquire into the rightfulness of the transfer

Section 8—404 Liability for Improper Registration When an issuer has registered a transfer of a security to a person not entitled to the security the issuer on demand must deliver a like security to the owner of the security unless

(a) the transfer was registered in conformity with Section 8—401 or

- (b) the security had been lost apparently destroyed or wrongfully taken and the owner failed to notify the issuer within a reasonable time after he knew or had reason to know of the loss apparent destruction or taking

Section 8—405 Lost Destroyed and Stolen Securities (1) Where the owner of a security claims that the security has been lost destroyed or wrongfully taken the issuer must issue a new security in place of the original security if the owner

- (a) so requests before the issuer has notice that the security has been acquired by a bona fide purchaser and
- (b) files with the issuer a sufficient indemnity bond and
- (c) satisfies any other reasonable requisites imposed by the issuer

(2) If after the issue of the new security a bona fide purchaser of the original security presents it for registration of transfer the issuer must register the transfer Thereupon the issuer may recover the new security from the person to whom it was issued or any person taking under him except a bona fide purchaser If it is apparent after reasonable investigation that the issuer will be unable to recover the new security he may recover from the original owner or the indemnitor for any loss sustained

Section 8—406 Duty of Authenticating Trustee Transfer Agent or Registrar (1) Where a person acts as authenticating trustee transfer agent registrar or other agent for an issuer in the registration of transfers of its securities or in the issue of new securities or in the cancellation of surrendered securities

- (a) he is under a duty to the issuer to exercise good faith and due diligence in performing his functions and
- (b) he has the same obligation to the holder or owner of the security as the issuer has in regard to those functions

(2) Notice to an authenticating trustee transfer agent registrar or other such agent is notice to the issuer with respect to the functions performed by the agent

#### Article 9

Secured Transactions Sales  
of Accounts Contract

Rights and Chattel Paper

#### Part 1

#### Short Title Applicability and Definitions

Section 9—101 Short Title This Article shall be known and may be cited as Uniform Commercial Code—Secured Transactions

Section 9—102 Policy and Scope of Article (1) Except as provided in Section 9—104 on the exclusion of certain security interests and other transactions this Article applies so far as concerns any personal property within the jurisdiction of this State

- (a) to any transaction (regardless of its form) which is intended to create a security interest in personal property including goods documents instruments paper accounts or contract rights and also
- (b) to any financing sale of accounts contract rights or chattel paper

(2) Among the transactions to which this Article applies are those in the form of pledge assignment chattel mortgage chattel trust trust deed factor's lien equipment trust conditional sale bailment-lease trust receipt other lien or title retention contract and a lease intended as security

Section 9—103 Accounts Contract Rights and Equipment Relating to Another State and Incoming Goods Already Subject to a Security Interest (1) If the office where the assignor of accounts or contract rights keeps his



records concerning them is in this state the validity and perfection of a security interest therein and the possibility and effect of proper filing is governed by this Article otherwise by the law (including the conflict of laws rules) of the state where such office is located

(2) If the chief place of business of a debtor is in this state the validity and perfection of a security interest and the possibility and effect of proper filing with regard to equipment of a type which is normally used in more than one jurisdiction (such as automotive equipment rolling stock airplanes road building equipment commercial harvesting equipment construction machinery and the like) is governed by this Article otherwise by the law of the state (including the conflict of laws rules) where such chief place of business is located

(3) If personal property is already subject to a security interest when it is brought into this state the validity of the security interest is to be determined by the law of the jurisdiction where the property was when the security interest attached unless the parties understood at that time that the property would be kept in this state and it was brought here within thirty days thereafter for purposes other than transportation through this state If the security interest was already perfected under the law of the jurisdiction where the property was kept before being brought into this state the security interest continues perfected here for four months and also thereafter if within the four month period it is perfected here The security interest may also be perfected here after the expiration of the four month period in such case perfection dates from the time of perfection in this state If the security interest was not perfected under the law of the jurisdiction where the property was kept before being brought into this state it may be perfected here in such case perfection dates from the time of perfection in this state

Section 9—104 Transactions Excluded From Article This Article does not apply

- (a) to a security interest subject to the Ship Mortgage Act 1920 or any other statute of the United States to the extent that such statute regulates the rights of parties to and third parties affected by transactions in particular types of property or
- (b) to a landlord's lien or a lien on real estate or
- (c) to a lien given by statute or other rule of law for services or materials except as provided in Section 9—310 on priority of such liens or
- (d) to an assignment or other transfer of a claim for wages salary or other compensation of an employee or
- (e) to an equipment trust covering railway rolling stock or
- (f) to a transfer of accounts as part of a sale of the business out of which they arose or a transfer of a contract right to an assignee who is also to do the performance under the contract

Section 9—105 Definitions and Index of Definitions (1) In this Article unless the context otherwise requires

- (a) "Account debtor" means the person who is indebted on an account chattel paper or contract right
- (b) "Chattel paper" means a security agreement or lease of a type which is in ordinary course of business transferred by delivery with appropriate indorsement or assignment When a transaction is evidenced both by chattel paper and by an instrument or a series of instruments the group of writings taken together constitutes chattel paper
- (c) "Collateral" means the property subject to a security interest and includes contract rights chattel paper or accounts which have been sold
- (d) "Debtor" means the person who owes payment or other performance of the obligation secured whether or not he owns or has rights in the collateral and includes the seller of accounts contract rights or chattel paper Where the debtor and the owner of the collateral are not the same person the term "debtor" unless the context of a particular section otherwise requires includes the owner of the

collateral as well as the person who owes the obligation secured

- (e) "Documents" means documents of title
- (f) "Goods" includes all things which are movable at the time the security interest attaches even though they are later affixed to realty but does not include money documents of title instruments accounts chattel paper contract rights and other things in action "Goods" also includes the unborn young of animals and growing crops
- (g) "Instrument" means a negotiable instrument (defined in Section 3—104) or a security (defined in Section 8—102) or any other writing not itself a security agreement or lease which evidences a right to the payment of money and is of a type which is in ordinary course of business transferred by delivery When a transaction is evidenced both by chattel paper and by an instrument or a series of instruments the group of writings taken together constitutes chattel paper
- (h) "Security agreement" means an agreement which creates or provides for a security interest
- (i) "Secured party" means a lender seller or other person in whose favor there is a security interest or to whom accounts contract rights or chattel paper have been sold When the holders of obligations issued under an indenture of trust equipment trust agreement or the like are represented by a trustee or other person the secured party is the trustee or other representative

(2) Other definitions applying to this Article and the sections in which they appear are

"Account"	Section 9—106
"Cash proceeds"	Section 9—306(3)
"Consumer goods"	Section 9—109(1)
"Contract right"	Section 9—106
"Equipment"	Section 9—109(2)
"Farm products"	Section 9—109(3)
"Inventory"	Section 9—109(4)
"Lien creditor"	Section 9—301(3)
"Proceeds"	Section 9—306(3)
"Purchase money security interest"	Section 9—107
"Value"	Section 9—108(1)

(3) The following definitions in other Articles apply to this Article

"Check"	Section 3—104
"Contract for sale"	Section 2—106
"Holder in due course"	Section 3—302
"Note"	Section 3—104
"Sale"	Section 2—106

(4) In addition Article 1 contains general definitions and principles of construction and interpretation applicable throughout this Article

Section 9—106 Definitions "Account" "Contract Right" "Account" "Contract Right" "Account" means a right to payment for goods sold or leased or for services rendered which is not evidenced by an instrument or chattel paper "Contract right" means any right to payment under a contract not yet earned by performance and not evidenced by an instrument or chattel paper A right to wages salary or other compensation of an employee or a right represented by a judgment is neither a "contract right" nor an "account"

Section 9—107 Definitions "Purchase Money Security Interest" A security interest is a "purchase money security interest" to the extent that it is

- (a) taken or retained by the seller of the collateral to secure all or part of its price or
- (b) taken by a person who by making advances or incurring an obligation gives value to enable the debtor to acquire rights in or the use of collateral if such value is in fact so used or
- (c) taken by a person who for the purpose of enabling the debtor to pay for or acquire rights in or the use of collateral makes advances or incurs an obligation not more than ten days before or after the debtor receives possession of the collateral even though



the value given is not in fact used to pay the price

Section 9—108 Definitions "Value" When After-Acquired Collateral Not Security for Antecedent Debt (1) A person gives "value" for rights in property if he acquires his rights

- (a) in return for any consideration sufficient to support a simple contract including the extension of immediately available credit whether or not drawn upon and whether or not a charge-back is provided for in the event of difficulties in collection or
- (b) as security for or in total or partial satisfaction of a pre-existing claim or
- (c) by taking delivery pursuant to a pre-existing contract for purchase

(2) Where a secured party makes an advance incurs an obligation or otherwise gives new value which is to be secured in whole or in part by after-acquired property his security interest in the after-acquired collateral shall be deemed to be taken for such new value and not as security for a pre-existing claim if the debtor acquires his rights in such collateral either in the ordinary course of his business or under a contract of purchase made within a reasonable time after the making of the security agreement and pursuant thereto

Section 9—109 Classification of Goods "Consumer Goods" "Equipment" "Farm Products" "Inventory" Goods are

(1) "consumer goods" if they are used or bought for use primarily for personal family or household purposes

(2) "equipment" if they are used or bought for use primarily in business (including farming or a profession) or by a debtor who is a non-profit organization or a governmental subdivision or agency or if the goods are not included in the definitions of inventory farm products or consumer goods

(3) "farm products" if they are crops or livestock used or produced in farming operations or if they are products of crops or livestock in their unmanufactured states (such as ginned cotton wool-clip maple syrup milk and eggs) and if they are in the possession of a debtor from whose raising fattening grazing or other farming operations they derive or in which they are used If goods are farm products they are neither equipment nor inventory

(4) "inventory" if they are held or are being prepared for sale or are to be furnished under a contract of service or if they are raw materials work in process or materials used or consumed in a business If goods are inventory they are neither farm products nor equipment

Section 9—110 Sufficiency of Description For the purposes of this Article any description is sufficient whether or not it is specific if it reasonably identifies the thing described

Section 9—111 Applicability of Bulk Transfer Laws The creation of a security interest is not a bulk transfer under Article 6 (Section 6—103)

Section 9—112 Where Collateral is Not Owned by Debtor When a secured party knows that collateral is owned by a person who is not the debtor the owner of the collateral shall have the same right as the debtor to receive statements under Section 9—208 to object to a secured party's proposal to retain the collateral in satisfaction of the indebtedness under Section 9—505 to obtain injunctive or other relief under Section 9—507 (1) and to recover losses caused to him under Section 9—208 (2) Such owner rather than the debtor is entitled to any surplus under Section 9—502 (2) or Section 9—504 (1)

## Part 2

### Validity of Security Agreement and Rights of Parties Thereto

Section 9—201 General Validity of Security Agreement Except as otherwise provided by this Act or by other rule of law or regulation a security agreement is effective according to its terms between the parties against purchasers of the collateral and against creditors Nothing in this Article validates any charge or practice illegal under any rule of law or regulation governing usury small loans retail installment sales or the like or extends

the application of any such rule of law or regulation to any transaction not otherwise subject thereto

Section 9—202 Title to Collateral Immaterial Each provision of this Article with regard to rights obligations and remedies applies whether title to collateral is in the secured party or in the debtor

Section 9—203 Enforceability of Security Interest Formal Requisites (1) A security interest is not enforceable against the debtor or third parties unless

- (a) the collateral is in the possession of the secured party or
- (b) the debtor has signed a security agreement which contains a description of the collateral and in addition when the security interest covers crops or oil gas or minerals to be extracted a description of the land concerned

(2) A transaction although subject to this Article must also comply with the act approved the twenty-eighth day of June one thousand nine hundred forty-seven (Pamphlet Laws 1110) known as the "Motor Vehicle Sales Finance Act" the act approved the eighth day of April one thousand nine hundred thirty-seven (Pamphlet Laws 262) known as "Consumer Discount Company Act" and the act approved the seventeenth day of June one thousand nine hundred fifteen (Pamphlet Laws 1012) entitled "An act regulating the business of loaning money in sums of three hundred (\$300) dollars or less either with or without security to individuals pressed by lack of funds to meet immediate necessities fixing the rates of interest and charges therefor requiring the licensing of lenders and prescribing penalties for the violation of this act" in so far as any such statute by its terms applies to the transaction

Section 9—204 When Security Interest Attaches After-Acquired Property Buyer's Enabling Advance Future Advances (1) A security interest cannot attach until an agreement is made that it attach and value is given and the debtor has rights in the collateral It attaches as soon as all of the events in the preceding sentence have taken place unless explicit agreement postponed the time of attaching

(2) For the purposes of this section the debtor has no rights

- (a) in crops until they are planted or otherwise become growing crops in the young of livestock until they are conceived
- (b) in fish until caught in oil gas or minerals until they are extracted in timber until it is cut
- (c) in a contract right until the contract has been made
- (d) in an account until it comes into existence

(3) Except as provided in subsection (4) a security agreement may provide that collateral whenever acquired shall secure any advances made or other value given at any time pursuant to the security agreement

(4) No security interest attaches under an after-acquired property clause

- (a) to crops which become such more than one year after the security agreement is executed except that a security interest in crops which is given in conjunction with a lease land purchase mortgage or contract may if so agreed attach to crops to be grown on the land concerned during the period of such real estate transaction
- (b) to consumer goods when given as additional security unless the debtor acquires rights in them within ten days after the secured party gives value

(5) A security agreement may provide that collateral under it shall secure future advances

(6) When a buyer makes an advance or otherwise gives new value for the purpose of enabling his seller to obtain or manufacture goods a security interest in favor of the buyer attaches to the goods by virtue of the contract for sale as soon as they have become identified to the contract

Section 9—205 Uses or Disposition of Collateral Without Accounting Permissible A security interest is not invalid or fraudulent against creditors by reason of liberty in the debtor to use or dispose of all or part of the



collateral (including returned or repossessed goods) or to collect or compromise accounts contract rights or chattel paper or to accept the return of goods or make depositions or to use or dispose of proceeds or by reason of the failure of the secured party to require the debtor to account for proceeds or replace collateral

Section 9—206 Agreement Not to Assert Defenses Against Assignee Modification of Sales Warranties by Security Agreement—(1) An agreement by a buyer of consumer goods as part of the contract for sales that he will not assert against an assignee any claim or defense arising out of the sale is not enforceable by any person. If such a buyer as part of one transaction signs both a negotiable instrument and a security agreement even a holder in due course of the negotiable instrument is subject to such claims or defenses if he seeks to enforce the security interest either by proceeding under the security agreement or by attaching or levying upon the goods in an action upon the instrument

(2) In all other cases an agreement by a buyer that he will not assert against an assignee any claim or defense which he may have against the seller is enforceable by an assignee who takes his assignment for value in good faith and without notice of a claim or defense except as to defenses of a type which may be asserted against a holder in due course of a negotiable instrument under the Article on Commercial Paper (Article 3) A buyer who as part of one transaction signs both a negotiable instrument and a security agreement makes such an agreement

(3) When a seller retains a purchase money security interest in goods the sale is governed by the Article on Sales (Article 2) and a security agreement cannot limit or modify warranties made in the original contract of sale

Section 9—107 Rights and Duties When Collateral is in Secured Party's Possession (1) A secured party must use reasonable care in the custody and preservation of collateral in his possession. In the case of an instrument or chattel paper reasonable care includes taking necessary steps to preserve rights against prior parties unless the debtor assumes to do so

(2) Unless otherwise agreed and subject to the provisions of Part 5 after default when collateral is in the secured party's possession

(a) reasonable expenses (including the cost of any insurance and payment of taxes or other charges) incurred in the custody and preservation of the collateral are chargeable to the debtor and are secured by the collateral

(b) the risk of accidental loss or damage is on the debtor to the extent of any deficiency in any insurance coverage

(c) the secured party may hold as additional security any increase or profits (except money) received from the collateral but money so received unless remitted to the debtor shall be applied in reduction of the secured obligation

(d) the secured party must keep the collateral identifiable but fungible collateral may be commingled

(e) the secured party may not make any use of the collateral except in the exercise of his duty of custody and preservation but may repledge it upon terms which do not impair the debtor's right to redeem it

(3) A secured party is liable for any loss caused by his failure to meet any obligation imposed by the preceding subsections but does not lose his security interest

Section 9—208 Request for Statement of Account or List of Collateral (1) A debtor may sign a statement indicating what he believes to be the aggregate amount of unpaid indebtedness as of a specified date and may send it to the secured party with a request that the statement be approved or corrected and returned to the debtor. When the security agreement or any other record kept by the secured party identifies the collateral a debtor may similarly request the secured party to approve or correct a list of the collateral

(2) The secured party must comply with such a request

within two weeks after receipt by sending a written correction or approval. If the secured party claims a security interest in all of a particular type of collateral owned by the debtor he may indicate that fact in his reply and need not approve or correct an itemized list of such collateral. If the secured party without reasonable excuse fails to comply he is liable for any loss caused to the debtor thereby and if the debtor has properly included in his request a good faith statement of the obligation or a list of the collateral or both the secured party may claim a security interest only as shown in the statement against persons misled by his failure to comply. If he no longer has an interest in the obligation or collateral at the time the request is received he must disclose the name and address of any successor in interest known to him and he is liable for any loss caused to the debtor as a result of failure to disclose. A successor in interest is not subject to this section until a request is received by him

(3) A debtor is entitled to such a statement once every six months without charge. The secured party may require payment of a charge not exceeding \$10 for each additional statement furnished

### Part 3

### Rights of Third Parties Perfected and

### Unperfected Security Interests

### Rules of Priority

Section 9—301 Persons Who Take Priority Over Unperfected Security Interests "Lien Creditor" (1) Except as otherwise provided in subsection (2) an unperfected security interest is subordinate to the rights of

(a) persons as to whom a perfected security interest is subordinate (subsection (2) of Section 9—303)

(b) a subsequent secured party who becomes such without knowledge of the earlier security interest and perfects his interest before the earlier security interest is perfected

(c) a lien creditor who becomes such without knowledge of the security interest and before it is perfected

(d) a transferee in bulk or other buyer not in ordinary course of business to the extent that he receives delivery of the collateral without knowledge of the security interest and before it is perfected

(2) If the secured party files with respect to a purchase-money security interest before or within ten days after he gives value he takes priority over the rights of a transferee in bulk or of a lien creditor which arise between the time the security interest attaches and the time of filing

(3) A "lien creditor" means a creditor who has acquired a lien on the property involved by attachment levy or the like and includes an assignee for benefit of creditors from the time of assignment and a trustee in bankruptcy from the date of the filing of the petition or a receiver in equity from the time of appointment. Unless all the creditors represented had knowledge of the security interest such a representative of creditors is a lien creditor without knowledge even though he personally has knowledge of the security interest. A creditor who secures the issuance of process which within a reasonable time results in attachment levy or the like is a lien creditor from the time of issuance of the process

Section 9—302 When Filing is Required to Perfect Security Interest Security Interests to Which Filing Provisions of this Article do Not Apply (1) A financing statement must be filed to perfect all security interests except those covered in subsection (2) and the following

(a) a security interest in collateral in possession of the secured party under Section 9—305

(b) a security interest in instruments or documents perfected without delivery under Section 9—304

(c) a purchase money security interest in farm equipment having a purchase price not in excess of \$2500 but filing is required if the equipment is part of the realty under Section 9—313 or a motor vehicle required to be licensed

(d) a purchase money security interest in consumer



goods but filing is required if the goods are part of the realty under Section 9—313 or a motor vehicle required to be licensed

(e) an assignment of accounts or contract rights which either is for the purpose of collection only or does not alone or in conjunction with other assignments to the same assignee transfer a significant part of the outstanding accounts or contract rights of the assignor

(f) if an assignee finances accounts chattel paper or contract rights in the ordinary course of his business a further assignment by him of any such collateral already assigned to him

(2) The filing provisions of this Article do not apply to the assignment of a perfected security interest or to a security interest

(a) in property subject to a statute of the United States which provides for national registration or filing of all security interests in such property or

(b) in property subject to a statute of this state which provides for central filing of or which requires indication on a certificate of title of such security interests in such property

Compliance with any such statute is equivalent to filing under this Article

Section 9—303 When Security Interest is Perfected Persons Who Take Priority Over Perfected Security Interest Perfection of Security Interest in Instruments and Documents (1) Except as provided in Section 9—103 with reference to property which is already subject to a perfected security interest when it is brought into this state a security interest is perfected

(a) if filing is required under Section 9—302 (1) at the time of filing except that if filing occurs before the security interest attaches the security interest is perfected when it attaches

(b) if no filing is required under Section 9—302 (1) at the time specified in Section 9—304 or 9—305 in cases falling under those sections and in all other cases at the time the security interest attaches

(c) in the cases covered by Section 9—302 (2) when as may be provided in the relevant statute the security interest is registered or filed or when the security interest is noted on the certificate of title

(2) A perfected security interest may be or become subordinate to the rights of the following persons

(a) a buyer in ordinary course or other buyer taking free of a security interest under Section 9—307

(b) a purchaser of chattel paper under Section 9—308

(c) a holder in due course of a negotiable instrument or a holder to whom a negotiable document has been duly negotiated or a bona fide purchaser of a security under Section 9—309

(d) a person having a lien for services or materials under Section 9—310

(e) a secured party with a previously perfected security interest

(3) Except as provided in Section 9—304 a security interest in documents or instruments (other than instruments which constitute part of chattel paper) can be perfected only by the secured party's taking possession of the collateral

Section 9—304 Temporarily Perfected Security Interest in Instruments or Documents Without Transfer of Possession (1) A security interest in instruments or documents (even though not in the possession of the secured party) is perfected against all creditors of the debtor and against all transferees other than those specified in Section 9—309 for twenty-one days from the time it attaches if the security interest arises by reason of an agreement signed by the debtor under which the secured party makes a new advance releases a perfected security interest or incurs a new obligation. It ceases to be a perfected security interest and becomes unperfected at the end of the twenty-one day period unless within that period the collateral has come into the possession of the secured party

(2) A secured party who has possession of instruments

or documents may turn over such collateral to the debtor and nevertheless continue to have a perfected security interest under this section for twenty-one days from the time of turning over

Section 9—305 When Possession by Secured Party Perfects Security Interest Without Filing Field Warehousing Filing Required (1) When goods instruments documents or chattel paper come into or are in the possession of a secured party as collateral his security interest in that collateral is perfected without filing from the time he takes possession and while the collateral remains in his possession. If the collateral is held by a bailee the time of perfection is when the bailee receives notification of the secured party's interest. When a security agreement contemplates possession by a secured party before default the security interest may attach as provided in Section 9—204 before such possession is obtained but unless perfected under Section 9—304 is perfected only from the time possession is obtained and without relation back

(2) When goods are stored under a field warehousing or similar arrangement on premises which are part of the place of business of the debtor or which are within the debtor's premises or substantially contiguous thereto a security interest in the goods can be perfected only by filing notwithstanding delivery of a warehouse receipt covering such goods and even though the storage premises are identified as being under independent control by sign presence of custodian and the like

Section 9—306 "Proceeds" Secured Party's Rights on Disposition of Collateral (1) When collateral is sold exchanged collected or otherwise disposed of by the debtor the security interest continues on any identifiable proceeds received by the debtor except as otherwise provided in subsection (2) the security interest also continues in the original collateral unless the debtor's action was authorized by the secured party in the security agreement or otherwise or unless it is otherwise provided in Sections 9—301 9—303 (2) 9—307 9—308 and 9—309. The security interest in proceeds is a perfected security interest if the interest in the original collateral was perfected but it ceases to be a perfected security interest and becomes unperfected ten days after receipt of the proceeds by the debtor unless

(a) the financing statement covering the original collateral also includes the proceeds received on disposition of such collateral or

(b) it is perfected before the expiration of the ten day period

(2) In insolvency proceedings a secured party with a perfected security interest has a right to the cash and bank accounts of the debtor equal to the amount of cash proceeds received by the debtor within ten days before the institution of such proceedings less the amount of such proceeds received by the debtor and paid over to the secured party during the ten day period but no other right to or lien on cash proceeds not subjected to his control before insolvency proceedings are instituted. Nothing in this subsection shall affect any right of set-off which might otherwise exist

(3) On sale or exchange of collateral or collection of accounts or chattel paper by the debtor "proceeds" are received and when the right to payment has been earned under a contract right the resulting account is a "proceed." "Cash proceeds" include checks and money received on disposition of collateral or on collection or transfer of non-cash proceeds but not notes time chattel paper accounts and goods received in exchange

(4) If the proceeds resulting from a sale or other disposition of inventory consists of chattel paper nothing in this section prevents a transfer thereof for new value in the ordinary course of business and the security interest or any other right of any transferee shall have priority over the security interest based on a claim to proceeds under subsection (1)

(5) If collateral which has been sold is returned to the debtor the following rules determine the priorities

(a) As between the debtor and a secured party to



whom the indebtedness originally secured by the collateral has not been paid the original security interest continues

(b) As between the debtor and an unpaid transferee of the chattel paper arising from the sale the transferee shall have a security interest in the property returned but such security interest must be perfected for protection against third parties

(c) The security interest of an unpaid transferee under (b) shall have priority over a security interest claimed under (a)

Section 9—307 Buyers of Goods (1) In the case of inventory and in the case of other goods as to which the secured party files a financing statement in which he claims a security interest in proceeds a buyer in ordinary course of business takes free of a security interest even though perfected and even though the buyers knows of the terms of the security agreement

(2) In the case of consumer goods and in the case of farm equipment having an original purchase price not in excess of \$2500 (other than goods or equipment which are part of the realty see Section 9—313) a buyer takes free of a security interest even though perfected if he buys without knowledge of the security interest for value and for his own personal family or household purposes or his own farming operations unless prior to the purchase the secured party has filed a financing statement covering such goods

Section 9—308 Security in Chattel Paper Without Transfer of Possession Filing with regard to chattel paper not transferred to the possession of the secured party perfects a security interest in such paper against all creditors of the debtor and all transferees except a purchaser for new value in the ordinary course of his business who takes possession of the paper and who does not have actual knowledge that the specific chattel paper is subject to a security interest

Section 9—309 Purchasers of Instruments and Documents Nothing in this Article except Section 9—206 (1) limits the rights of a holder in due course of a negotiable instrument (Section 3—302) or a holder to whom a negotiable document of title has been duly negotiated (Section 7—502) or a bona fide purchaser of a security (Section 8—301) and such holders or purchasers take priority over an earlier interest even though perfected Filing under this Article does not constitute notice of the security interest to such holders or purchasers

Section 9—310 Priority of Certain Liens Arising by Operation of Law When a person in the ordinary course of his business furnishes services or materials with respect to goods subject to a security interest a lien given by statute or rule of law for such materials or services takes priority over a perfected security interest unless the lien is statutory and the statute expressly provides otherwise

Section 9—311 Alienability of Debtor's Rights Judicial Process The debtor's right in collateral

(a) are alienable although the security agreement may make disposition without the secured party's consent a default and

(b) may be reached by attachment levy garnishment or other appropriate judicial process

Section 9—312 Conflicting Security Interests General Rules of Priority When conflicting perfected security interests attach to the same collateral such interests rank in the order of time of perfection with the following exceptions

(1) An interest which attaches after filing takes priority from the time of filing but in case of conflict this rule is subject to the rules stated in the following subsections

(2) A secured party who has a perfected security interest and who makes later advances to the debtor on the same collateral and under the same security agreement takes priority as to the later advances from the time when his security interest was originally perfected

(3) A secured party who has a perfected security interest and who acquires rights in after-acquired collateral under a term in the security agreement takes priority as

to such rights from the time when his security interest was originally perfected whether or not he makes advances on the after-acquired collateral except as otherwise provided in subsection (4)

(4) A purchase money security interest has priority over a conflicting interest in the same collateral which is claimed under an after-acquired property clause if the purchase money security interest is perfected at the time the debtor receives the collateral or within ten days thereafter and where the collateral is inventory if before the debtor receives it the purchase money party also notifies any secured party who has made a prior filing covering inventory of the type concerned Such notification must describe the inventory concerned state that the interest is a purchase money security interest and specify its amount If however the interest claimed under an after-acquired property clause is itself a purchase money security interest the rules stated in subsection (5) applies

(5) When there are conflicting purchase money security interests the interest of a seller or of a secured party whose advance was used at his direction to pay a seller takes priority if he has perfected his interest at the time the debtor receives the collateral or within ten days thereafter In any other case of conflicting purchase money security interest they rank equally

(6) When the collateral is crops the interest of a later secured party who in order to enable the debtor to produce them makes a new advance incurs a new obligation releases a perfected security interest or gives other new value during the production season or not more than three months before the crops are planted or otherwise become growing crops takes priority over the interest of an earlier secured party to the extent that the earlier interest secured obligations (such as rent interest or mortgage principal amortization) due more than six months before the crops are planted or otherwise become growing crops

(7) Section 9—313 on goods which are part of the realty Section 9—314 on goods which are affixed to other goods and Section 9—315 on goods which are commingled or processed state rules of priority which supplement the rules stated in this section

Section 9—313 Priority When Goods Are Part of Realty

(1) When under other rules of law goods are so affixed or related to the realty as to be a part thereof a security interest in such goods which attaches before they become part of the realty takes priority as to such goods over the claims of all persons who have an interest in the realty except

(a) a subsequent purchaser for value of any interest in the realty or

(b) a subsequent judgment creditor with a lien on the realty or

(c) a prior encumbrancer of the realty to the extent that he makes subsequent advances

provided that the purchaser or lien creditor becomes such or the prior encumbrancer makes such advances without knowledge of the security interest and before its perfection A purchaser of the realty at a foreclosure sale is a subsequent purchaser within this Section unless he was the prior encumbrancer

(2) When under subsection (1) a secured party has priority over the claims of all persons who have an interest in the realty he may on default subject to the provisions of Part 5 remove his collateral from the realty but he must reimburse any encumbrancer or owner of the realty who is not the debtor and who has not otherwise agreed for the cost of repair of any physical injury but not for any diminution in value of the realty caused by the absence of the goods removed or by any necessity for replacing them A person entitled to reimbursement may refuse permission to remove until the secured party gives adequate security for the performance of this obligation

Section 9—314 Priority When Goods Are Affixed to Other Goods (1) A security interest in goods which attaches before they are installed in or affixed to other



goods takes priority as to the goods installed or affixed (called in this section "accessions") over the claims of all persons to the whole except

- (a) a subsequent purchaser of the whole for value or
- (b) a subsequent judgment creditor with a lien on the whole or
- (c) a prior secured party with a security interest in the whole to the extent that he makes subsequent advances

provided that the purchaser or lien creditor becomes such or the prior secured party makes such advances without knowledge of the security interest in the accessions and before its perfection

(2) Where under subsection (1) a secured party has an interest in accessions which has priority over the claims of all persons to the whole he may on default subject to the provisions of Part 5 remove his collateral from the whole but he must reimburse a person with an interest in the whole who is not the debtor and who has not otherwise agreed for the cost of repair of any physical injury but not for any diminution in value of the whole caused by the absence of the goods removed or by any necessity for replacing them. A person entitled to reimbursement may refuse permission to remove until the secured party gives adequate security for the performance of this obligation

Section 9—315 Priority When Goods Are Commingled or Processed (1) If raw materials component parts or other goods which contribute to a product are manufactured processed or commingled so that their identity is lost a security interest in any of them continues on the product or resulting mass if the security agreement so provides or if the secured party has not acquiesced in the loss of identity. The security interest continues as a perfected security interest if the financing statement indicates that the interest covers the product or mass or even though the statement does not so indicate if the secured party did not acquiesce in the loss of identity

(2) When under subsection (1) more than one security interest attaches to the product or mass they rank equally according to the ratio that the cost of the goods to which each interest originally attached bears to the cost of the total product or mass

Section 9—316 Priority Subject to Subordination Nothing in this Article prevents subordination by agreement by any person entitled to priority

Section 9—317 Secured Party Not Obligated on Contract of Debtor A contract made by a debtor concerning collateral does not impose a personal obligation on the secured party merely because of his security interest or his authority given to the debtor to dispose of or use the collateral

Section 9—318 Defenses Against Assignee Modification of Contract After Notification of Assignment Term Prohibiting Assignment Ineffective Identification and Proof of Assignment (1) Unless an account debtor has made an enforceable agreement not to assert defenses or claims arising out of a sale as provided in Section 9—206 the rights of an assignee are subject to

- (a) all the terms of the contract between the account debtor and assignor and any defense or claim arising therefrom and
- (b) any other defense or claim of the account debtor against the assignor which accrues before the account debtor receives notification of the assignment or of the arrangement for assignment

(2) So far as the right to payment under an assigned contract right has not already become an account and notwithstanding notification of the assignment any modification or substitution for the contract made in good faith and in accordance with reasonable commercial standards is effective against an assignee unless the account debtor has otherwise agreed but the assignee acquires corresponding rights under the modified or substituted contract. The assignment may provide that such modification or substitution is a breach by the assignor

(3) When an assignee permits the assignor to collect accounts or leaves or puts the assignor in possession of chattel paper which does not specify a place of payment

other than the assignor's place of business an account debtor is authorized to pay the assignor until he receives notification that payment is to be made to the assignee

(4) A term prohibiting assignment of an account or contract right is ineffective. Before making payment an account debtor may however require an assignee to furnish reasonable proof of the making of the assignment. Until an assignee furnishes reasonable identification of the account or contract right assigned the account debtor may make payment to the assignor

#### Part 4

#### Filing

Section 9—401 Place of Filing Erroneous Filing Removal of Collateral (1) If filing is required by this Article (subsection (1) of Section 9—302) in order to perfect a security interest the place of filing is as follows

- (a) when the collateral is accounts other than those arising from the sale of farm products by a farmer chattel paper contract rights inventory or equipment other than equipment used in farming operations then in the office of the Secretary of Commonwealth and in addition if all of the debtor's places of business are in a single county in the office of the prothonotary of that county
- (b) when the collateral is consumer goods equipment used in farming operations farm products or accounts arising from the sale of farm products by a farmer then in the office of the prothonotary of the county of the debtor's residence or if the debtor is not a resident of this State then in the office of the prothonotary of the county where the goods are kept and in addition when the collateral is crops in the office of the prothonotary in the county where the land on which the crops are growing or to be grown is located
- (c) when the collateral is goods which are or are to be so affixed to realty as to be a part thereof then in the office where a mortgage on the realty concerned would be filed or recorded

(2) A filing which is made in good faith is an improper place or not in all of the places required by this section is nevertheless effective with regard to any collateral as to which the filing was proper and with regard to all collateral against any person who has knowledge of the filing of a financing statement which indicates that a security interest in all collateral wherever located was intended

(3) A filing which is made in the proper county in this state remains effective for one hundred and twenty days after the debtor's residence or place of business or the location of the collateral is changed to another county of this state but becomes ineffective thereafter unless a copy of the financing statement signed by the secured party is filed in the new county within said period

(4) When collateral is brought into this state from another jurisdiction the rules stated in Section 9—103 apply to determine when filing is necessary in this state

Section 9—402 Formal Requisites of Financing Statement (1) A financing statement is sufficient if it is signed by the debtor and the secured party gives an address of the secured party from which information concerning the security interest may be obtained gives a mailing address of the debtor and contains a statement indicating the types or describing the items of property covered. When the collateral is crops growing or to be grown or goods affixed or to be affixed to realty so as to be a part thereof the statement must also contain a description of the land or realty concerned. A copy of the security agreement is sufficient as a financing statement if it contains the above information and is signed by both parties. When the collateral is goods affixed or to be affixed to realty the collateral must be described by item and not by type

(2) A financing statement which otherwise complies with subsection (1) is sufficient although it is signed only by the secured party when it is filed to perfect a security interest in

- (a) collateral already subject to a security interest



in another jurisdiction when it is brought into this state Such a financing statement must state that the collateral was brought into this state under such circumstances

(b) proceeds under Section 9—306 (1) if the security interest in the original collateral was perfected Such a financing statement must describe the original collateral

(3) A form substantially as follows is sufficient to comply with subsection (1)

Name of debtor (or assignor) .....

Address .....

Name of secured party (or assignee) .....

Address .....

1 This financing statement covers the following types (or items) of property

(list)

2 (If collateral is crops) The above listed crops are growing or are to be grown on

(describe land)

3 (If collateral is goods affixed or to be affixed to realty) The above described goods are affixed or to be affixed to

(describe realty)

4 (If proceeds or products of collateral are claimed) The following (proceeds) (products) of the property are also covered

(list)

(Signature of Debtor or Assignor)

(Signature of Secured Party or Assignee)

Section 9—403 What Constitutes Filing Duration of Filing Effect of Lapsed Filing Duties of Filing Officer (1) Presentation for filing of a financing statement and tender of the filing fee or acceptance of the statement by the filing officer constitutes filing under this Article

(2) A filed financing statement which states the maturity date of the obligation secured is effective until that date and thereafter until it lapses under subsection (3) Any other filed financing statement is effective until it lapses under subsection (3) Upon such lapse or upon the filing of a statement of termination under Section 9—404 the security interest becomes unperfected with regard to rights which accrue thereafter

(3) At any time after the maturity date stated in a financing statement or at any time after five years from the date of filing a financing statement which states no maturity date a filing officer may notify a secured party at his address given in the statement that the effectiveness of the statement will lapse unless a continuation statement has been filed not later than sixty (60) days following the date of notification Any such continuation statement shall be signed by the secured party shall identify the original statement by file number and shall state that the original statement is still effective Upon timely filing of the continuation statement the effectiveness of the original statement shall be continued for five years At any time after five years from the date of filing a continuation statement the filing officer may again proceed under this subsection Unless a statute on disposition of public records provides otherwise the filing officer may remove a lapsed statement from the files and destroy it and the index

(4) A filing officer shall mark each statement with a consecutive file number and with the date and hour of filing and shall hold the statement for public inspection In addition the filing officer shall index the statements according to the names of the debtor and the secured party and shall note in the index the file number and the addresses of debtor and secured party given in the statement

(5) The filing fee for an original or a continuation statement shall be one dollar fifty cents (\$1.50)

Section 9—404 Statement of Termination of Financing

(1) Whenever there is no outstanding secured obligation

and no commitment to make advances incur obligations or otherwise give value the secured party must on written demand by the debtor send the debtor a signed statement to that effect If the secured party fails to send such a termination statement within ten days after proper demand therefor he shall be liable to the debtor for \$100 and in addition for any loss caused to the debtor by such failure

(2) On presentation to the filing officer of such a termination statement he must note it in the index Unless a statute on disposition of public records provides otherwise the filing officer shall remove the financing statement from the files and return the termination statement and the financing statement to the secured party

(3) The fee for filing such a termination statement shall be seventy-five cents (\$.75)

## Part 5

### Default

Section 9—501 Index of Rights on Default Procedure When Security Agreement Covers Both Real and Personal Property (1) When a debtor is in default under the security agreement a secured party may reduce his claim to judgment If the collateral is accounts chattel paper contract rights or instruments he may in addition proceed under Section 9—504 or under Section 9—502 for a time and thereafter under Section 9—504 If the collateral is documents he may in addition proceed under Section 9—504 either as to the documents or as to the goods covered thereby If the collateral is goods he may in addition do one or more of the following (except that he cannot accept the collateral in discharge of the obligation under Section 9—505 and also recover a deficiency under Section 9—504)

(a) foreclose the security interest by any available judicial procedure

(b) take possession of the collateral under Section 9—503

(c) prepare or process the collateral for disposition as provided in Section 9—504

(d) sell and recover a deficiency as provided in Section 9—504

(e) accept the collateral in discharge of the obligation as provided in Section 9—505

(2) After default a secured party in possession has the rights and duties provided in Section 9—207 and a debtor has

(a) a right of redemption as provided in Section 9—506 and

(b) a right as provided in Section 9—507 to require that the secured party realize on his collateral in accordance with this Article

(3) The enumeration of rights in subsections (1) and (2) does not purport to be exhaustive The rules stated in this Part which give rights to the debtor and impose duties on the secured party may be waived or varied only as provided in this Part

(4) If the security agreement covers both real and personal property the secured party may proceed under this Part as to the personal property or he may proceed under the law relating to foreclosure of real estate mortgages as to both the real and the personal property If the secured party proceeds under the real estate mortgage law the provisions of this Part do not apply

Section 9—502 Rights of Assignee When Assignor Defaults (1) When so agreed and in any event on default the secured party is entitled to notify an account debtor or the obligors on an instrument to make payment to him whether or not the assignor was theretofore making collections on the collateral and also to take control of any proceeds to which he is entitled under Section 9—306

(2) When the secured party is by agreement entitled to charge back uncollected instruments accounts chattel paper or contract rights or is otherwise entitled to full or limited recourse against the debtor a secured party who takes control of collections must proceed in a commercially reasonable manner to realize upon the collateral



and may deduct his reasonable expenses of realization from the collections. If so agreed the debtor is entitled to any surplus in the net amount realized or is liable for any deficiency or both if the agreement is silent and if the transaction between the debtor and the secured party is in fact a sale the debtor is not entitled to any surplus and is not liable for any deficiency but if it is in fact a loan he is entitled to any surplus and is liable for any deficiency.

**Section 9—503 Secured Party's Right to Take Possession After Default.** Unless otherwise agreed a secured party has no default the right to take possession of the collateral. In taking possession a secured party may proceed without judicial process if this can be done without breach of the peace. If the security agreement so provides the secured party may require the debtor to assemble the collateral and make it available to the secured party at a place reasonably convenient to both parties. Without removal a secured party may render equipment unusable and may dispose of collateral on the debtor's premises under Section 9—504. A debtor may request the secured party to remove collateral from the debtor's premises after a reasonable time for its disposition has passed. If the secured party fails to remove the collateral within a reasonable time after the receipt of such a request the debtor may remove and store it.

**Section 9—504 Secured Party's Right to Dispose of Collateral After Default.** Effect of Disposition. (1) A secured party after default may sell lease or otherwise dispose of any or all of the collateral in its then condition or following any commercially reasonable preparation or processing. Any sale of goods is subject to the Article on Sales (Article 2). The proceeds of disposition shall be applied in the order following to:

- (a) the reasonable expenses of retaking holding preparing for sale selling and the like to the extent the recovery thereof is not prohibited by law or agreement
- (b) the satisfaction of indebtedness secured by the security interest under which the disposition is made
- (c) the satisfaction of indebtedness secured by any subordinate security interest in the collateral if written notification of demand therefor is received before distribution of the proceeds is completed

If the security agreement secures an indebtedness the secured party must account to the debtor for any surplus and unless otherwise agreed the debtor is liable for any deficiency. But if the underlying transaction was a sale of accounts contract rights or chattel paper the debtor is entitled to any surplus or is liable for any deficiency only if the security agreement so provides.

(2) Disposition of the collateral may be public or private proceedings and may be made by way of one or more contracts. Sale or other disposition may be as a unit or in parcels and at any time and place and on any terms but every aspect of the disposition including the method manner time place and terms must be commercially reasonable. Unless collateral is perishable or threatens to decline speedily in value or is of a type customarily sold on a recognized market the second party must give to the debtor and to any other secured party who has a security interest in the collateral to be disposed of and who has filed a financing statement or is known to the secured party making the disposition reasonable notification of the time and place of any other intended disposition. Notification may be sent to addresses given in a financing statement if the secured party has no knowledge of different addresses. The secured party may buy at any public sale and if the collateral is of a type which is the subject of widely distributed standard price quotations he may buy at private sale.

(3) When collateral is disposed of by a secured party after default the disposition transfers to a purchaser for value all rights of the debtor discharges the security interest under which it is made and any security interest or lien subordinate thereto and the purchaser takes free

of all such rights and interests even though the secured party fails to comply with the requirements of this Part or of any judicial proceedings.

- (a) in the case of a judicial sale if the purchaser has no knowledge of any defects in the sale and if he does not buy in collusion with the secured party or other bidders or
- (b) in any other case if the purchaser acts in good faith.

**Section 9—505 Compulsory Disposition of Collateral.** Acceptance of the Collateral as Discharge of Obligation.

(1) In the case of a purchase money security interest in consumer goods if the debtor has paid sixty per cent of the cash price and has not signed after default a statement renouncing his rights a secured party who has taken possession of collateral must dispose of it under Section 9—504 and if he fails to do so within ninety days after he takes possession the debtor at his option may recover in conversion or under Section 9—507 (1) on secured party's liability.

(2) In any other case a secured party in possession may after default propose to retain the collateral in satisfaction of the obligation. Written notice of such proposal shall be given to the debtor and to any other secured party who has a security interest in the collateral and who has filed a financing statement or is known to the secured party in possession. If the debtor or other person entitled to receive notification objects within thirty days from receipt of the notification the secured party must dispose of the collateral under Section 9—504 but in the absence of such objection within said thirty days the secured party may hold the collateral or dispose of it free from the requirements of this Article.

**Section 9—506 Debtor's Right to Reclaim Collateral.** At any time before the secured party has disposed of collateral or entered into a contract for its disposition under Section 9—504 or before the obligation has been discharged under Section 9—505 (2) the debtor may reclaim the collateral by tendering payment of all sums due under the defaulted agreement as well as the expenses reasonably incurred by the secured party in retaking holding and preparing for disposition.

**Section 9—507 Secured Party's Liability for Failure to Comply With This Part.** (1) If it is established that the secured party is not proceeding in accordance with the provisions of this Part disposition may be ordered or restrained on appropriate terms and conditions. If the disposition has occurred the debtor or any person entitled to notification has a right to recover from the secured party and loss caused by a failure to comply with the provisions of this Part. If the collateral is consumer goods the debtor has a right to recover in any event an amount not less than the credit service charge or time price differential plus 10 per cent of the cash price or principal amount of the debt.

(2) The fact that a better price could have been obtained by a sale at a different time or in a different method from that selected by the secured party is not of itself sufficient to establish that the sale was not made in a commercially reasonable manner. If the secured party either sells the collateral in the usual manner in any recognized market therefor or if he sells at the price current in such market at the time of his sale or if he has otherwise sold in conformity with reasonable commercial practices among dealers in the type of property sold he has sold in a commercially reasonable manner. The principles stated in the two preceding sentences with respect to sales also apply as may be appropriate to other types of disposition. The term "commercially reasonable" includes among other things obtaining approval of the secured party's plan of disposition in a judicial proceeding or by a bona fide creditors' committee or representative of creditors.

#### Article 10

#### Effective Date and Repealer

**Section 10—101 Effective Date.** This Act shall become



effective at 12:01 a m on July first one thousand nine hundred fifty-four

Section 10—102 Specific Repealer The following acts and parts of acts and all amendments thereof are hereby repealed to the extent hereinafter specified

The act approved the twenty-seventh day of February one thousand seven hundred ninety-seven (3 Sm L 278) entitled "An Act to devise a particular form of promissory note not liable to any plea of defalcation or set-off" absolutely

Section 10 of the act approved the fifth day of April one thousand eight hundred forty-nine (P. L. 424) entitled "An act to vacate Long lane in the county of Philadelphia relative to Niles and Forbes streets in the city of Pittsburgh authorizing the town council of the borough of Muncy to borrow money in reference to Richmond district in the county of Philadelphia in reference to promissory notes and counterfeit endorsements to Clarion and Paint townships in Clarion county to public roads in the county of Mifflin authorizing the councils of the city of Lancaster to open an alley confirming the plan of survey of the eastern section of the Kensington district of the Northern Liberties and relating to certain streets therein relative to a road in Towamensing and Lower Towamensing townships Carbon county and supplementary to the act relating to roads in Middletown township Delaware county" absolutely

The act approved the fourteenth day of December one thousand eight hundred sixty-three (1864 P. L. 1127) entitled "An act relating to the liens of common carriers and others" in so far as it relates to warehousemen and carriers in respects specifically dealt with in this act

The act approved the first day of May one thousand eight hundred seventy-three (P. L. 87) entitled "An act to authorize the registry or transfer of certain bonds" absolutely

The act approved the twenty-eighth day of April one thousand eight hundred eighty-seven (P. L. 73) entitled "An act to authorize chattel mortgages in this Commonwealth upon iron ore pig-iron blooms steel and iron nails steel ingots and billets rolled or hammered steel in sheets bars or plates and all steel and iron castings of every description not in place" absolutely

The act approved the thirteenth day of May one thousand eight hundred eighty-nine (P. L. 197) entitled "An act to authorize mortgages in this Commonwealth upon the purchase money rentals or royalty reserved by the grantors or lessors in conveyances or leases of coal or other minerals in under or upon any land together with the right to mine and carry away the same during a term of years or perpetually as long as the coal and other minerals may last" absolutely

The act approved the sixteenth day of May one thousand nine hundred one (P. L. 194) entitled "An act relating to negotiable instruments" absolutely

The Act approved the eleventh day of March one thousand nine hundred nine (P. L. 19) entitled "An act relating to warehouse receipts" absolutely

The act approved the fifth day of May one thousand nine hundred eleven (P. L. 126) entitled "An act to make uniform the law of transfer of shares of stock in corporations" absolutely

The act approved the ninth day of June one thousand nine hundred eleven (P. L. 838) entitled "An act to make uniform the law of bills of lading and providing penalties for the violation thereof" absolutely

The act approved the nineteenth day of May one thousand nine hundred fifteen (P. L. 543) entitled "An act relating to the sale of goods" absolutely

The act approved the twenty-third day of May one thousand nine hundred nineteen (P. L. 262) entitled "An act relative to the sale in bulk of the whole or a large part of a stock of goods wares or merchandise of any kind or of fixtures or of goods wares or merchandise of any kind and fixtures not in the ordinary course of business providing certain requirements therefor and imposing certain duties upon the seller and buyer and auctioneers and agents making their violation a misde-

meanor" absolutely

The act approved the twelfth day of June one thousand nine hundred nineteen (P. L. 453) entitled "An act to relieve banks trust companies and bankers from liability to depositors because of the nonpayment through mistake or error and without malice of a check which should have been paid unless the depositor shall allege and prove actual damage by reason of such nonpayment, and limiting the liability in such event" absolutely

The act approved the seventh day of May one thousand nine hundred twenty-five (P. L. 557) entitled "An act to provide for the sale of property against which a common law lien may exist for repairs and material and the method of procedure thereon" in so far as the provisions thereof are inconsistent with the provisions of this act

The act approved the twelfth day of May one thousand nine hundred twenty-five (P. L. 603) entitled "An act concerning conditional sales and to make uniform the law relating thereto" absolutely

The act approved the twenty-ninth day of March one thousand nine hundred twenty-seven (P. L. 73) entitled "An act relating to the effect of the negotiation under certain conditions of security receipts and equipment trust certificates as therein defined" in so far as the provisions thereof are inconsistent with the provisions of this act

The act approved the seventh day of March one thousand nine hundred twenty-nine (P. L. 14) entitled "An act in furtherance of the policy of the Federal Government to aid in the development and fostering of a United States Merchant Marine authorizing the recording of certain chattel mortgages on vessels when in course of construction or otherwise; prescribing the effect of such recording with respect to creditors of the owners of such vessels and with respect to mortgages and purchasers or transferees of such vessels defining the priorities of such chattel mortgages in the proceeds realized from the sale of such vessels on any process issuing under the laws of this Commonwealth" absolutely

The act approval the twelfth day of June one thousand nine hundred thirty-one (P. L. 568) entitled "An act to expedite and simplify the collection and payment by banks of checks and other instruments for the payment of moneys" absolutely

Sections 911 and 912 of the act approved the fifteenth day of May one thousand nine hundred thirty-three (P. L. 624) entitled "An act relating to the business of banking and to the exercise of fiduciary powers by corporations providing for the organization of corporations with fiduciary powers and of banking corporations with or without fiduciary powers including the conversion of National banks into State banks and for the licensing of private bankers defining the rights powers duties liabilities and immunities of such corporations of existent corporations authorized to engage in a banking business with or without fiduciary powers of private bankers and of the officers directors trustees shareholders attorneys and other employees of all such corporations or private bankers or of affiliated corporations associations or persons restricting the exercise of banking powers by any other corporation association or person and of fiduciary powers by any other corporation conferring powers and imposing duties upon the courts prothonotaries recorders of deeds and certain State departments commissions and officers imposing penalties and repealing certain acts and parts of acts" as added by the act approved the twenty-ninth day of July one thousand nine hundred forty-one (P. L. 586) absolutely

The act approved the tenth day of July one thousand nine hundred forty-one (P. L. 307) entitled "An act with reference to trust receipts and pledges of personal property unaccompanied by possession in the pledgee and to make uniform the law with reference thereto" absolutely

The act approved the thirty-first day of July one thousand nine hundred forty-one (P. L. 606) entitled "An act relating to the sale transfer assignment and pledge of accounts receivable" absolutely



The act approved the first day of June one thousand nine hundred forty-five (P. L. 1358) entitled "An act relating to chattel mortgages on any chattel or chattels of any kind or description including but not limited to livestock poultry farm machinery farm equipment and crops grown growing or to be grown designating the operation and effect of the lien of such mortgages providing for the filing indexing and docketing of such mortgages and related instruments in prothonotaries' offices and prescribing prothonotaries' fees providing for the filing in Pennsylvania of similar lien instruments originally filed or recorded in other states regulating the assignment release satisfaction and extension of the lien of such mortgages prescribing methods of foreclosure defining defaults and violations and fixing penalties" absolutely

The act approved the tenth day of June one thousand nine hundred forty-seven (P. L. 529) entitled "An act concerning liens of factors on merchandise and on any proceeds arising from the sale of such merchandise and defining 'factor' as one that lends or advances money on the security of merchandise whether or not employed to sell such merchandise" absolutely

The act approved the twenty-eighth day of June one thousand nine hundred forty-seven (P. L. 1141) entitled "An act limiting and regulating liability of goods wares and merchandise purchased under bailment lease contracts for subsequent purchases and limiting the rights of bailors in certain cases" absolutely

Section 10—103 General Repealer Except as provided in the following section all acts and parts of acts inconsistent with this Act are hereby repealed

Section 10—104 Laws Not Repealed In respects not specifically dealt with herein the Article on Documents of Title (Article 7) does not repeal or modify any laws prescribing the form or contents of documents of title or the services or facilities to be afforded by bailees or otherwise regulating bailees' businesses but the fact that such laws are violated does not affect the status of a document of title which otherwise complies with the definition of a document of title (Section 1—201)

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

#### YEAS—207

Adam,	Gibson,	Markley,	Schuster,
Alexander,	Gleason,	Mathews,	Schwartz,
Amarando,	Glick,	Maxwell,	Scott,
Andrews,	Goodling,	McCann,	Seyler,
Ashton,	Gramlich,	McCormack,	Shoemaker,
Auker,	Greenwood,	McCullough,	Shotwell,
Banker,	Guss,	McDermitt,	Smith, W. B.,
Barkdoll,	Gutendorf,	McGee,	Snider,
Baumunk,	Guthrie,	McInroy,	Spencer,
Bazin,	Hall,	McWherter,	Stank,
Bear,	Hamilton, R. K.,	Metz,	Stevenson,
Blair,	Hamilton, W. H.,	Mihm,	Stimmel,
Boles,	Harris,	Mikula,	Stone,
Bolton,	Haudenshield,	Miller,	Stoner,
Bomberger,	Helm,	Mills,	Strausser,
Boory,	Hersch,	Monroe,	Sucher,
Bower,	Hewitt,	Moody,	Taylor,
Brelsich,	Hocker,	Moore,	Thomas,
Breth,	Hoggard,	Moran,	Thompson,
Brown,	Ide,	Moscrip,	Toll,
Bucchin,	Jenkins,	Muldowney,	Tompkins,
Buchanan,	Jim,	Munley,	Toomey,
Bullen,	Johnson,	Murray, J. J.,	VanSant,
Capano,	Jones, Geo. E.,	Murray, P. G.,	Varallo,
Cianfrani,	Jones, Gran'le E.	Musto,	Varnier,
Cioffi,	Jones, Paul F.,	Naugle,	Vaughan,
Clapper,	Jones, T. H. W.,	Needham,	Verona,
Cochran,	Jump,	Ogilvie,	Wall,
Comer,	Kamyk,	Olsen,	Wallace,
Connelly,	Keller,	Parlante,	Walsh,
Conner,	Kent,	Peiffy,	Wargo,
Cooper,	Kerlin,	Peta,	Waterhouse,

Coyle,  
Curwood,  
Davis,  
Dougherty,  
Down,  
Downey,  
DuBois,  
Dunn,  
Erb,  
Ewing,  
Farabaugh,  
Fenrich,  
Ferster,  
Filo,  
Flack,  
Fleischman,  
Floyd,  
Flynn,  
Frost,  
Geer,

Kline,  
Kohl,  
Kolankiewicz,  
Kornick,  
Kratz,  
Kromer,  
Kubacki,  
Lafore,  
Lederer,  
Lelsey,  
Leonard,  
Leven,  
Light,  
Limper,  
Lippincott,  
Lopresti,  
Loyd,  
Lutty,  
Maguire,  
Mahan,

Petrosky,  
Pettigrew,  
Pfaff,  
Phillips,  
Polaski,  
Polen,  
Poltenstein,  
Price,  
Quisenberry,  
Ragot,  
Readinger,  
Reagan,  
Reidenbach,  
Richter,  
Rosen,  
Rovanssek,  
Royer,  
Rubin,  
Sarraf,  
Schmidt,

Watkins,  
Weidner,  
Welsh,  
Wescott,  
Whalley,  
Wheeler,  
White,  
Whitenight,  
Willaredt,  
Williams,  
Wilt,  
Wood,  
Worley,  
Yeakel,  
Yetzer,  
Young,  
Zeitzy,  
Ziegler,  
Smith, C. C.,  
Speaker

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

#### VISITORS WELCOMED

The SPEAKER. The House is honored to have with us today the Executive Editor of the Pittsburgh Courier, who is a member of the State Council on Recreation of the Governor's Committee on Children and Youth. He is also a member of the Board of Trustees of Morganza. He is the guest of the gentleman from Allegheny, Mr. Sarraf.

#### PERMISSION TO ADDRESS HOUSE

Mr. ANDREWS asked and obtained unanimous consent to address the House.

Mr. Speaker, it is not my intention to attempt to establish a practice with the result that every time a Member introduced a bill he would feel called upon to make a talk about it. But I do have two bills that I am introducing today that are very interesting.

The first bill that I have in front of me to introduce clips five hours a week from the time firemen in third class cities are required to work. I am presenting this as a labor bill. And, of course, I will expect whole-hearted support from the various labor organizations that have dedicated themselves to the task of alleviating the conditions under which firemen work.

I shall especially expect that those labor organizations, and those labor leaders, that are so successful in alleviating working conditions in third class cities will rally to the cause and seek the support of all of the Members representing third class cities. And I will look with particular hope in the direction of Dauphin County, and expect that the Members from Dauphin County and Harrisburg will be interested in the condition of their firemen. I really ought to get in support of this bill one-half of the Members on this side of the House and all of the Members on the other side of the House, because you just would not want to vote against a labor measure. Now would you? You just could not refuse to support any bill, if A F of L, the CIO or the United Mine Workers raised the standard and said "Come all you good Republicans and rally to the standard"—you just could not

refuse to do it. I think we have a new era in this Legislature; we are going to pass all labor bills with the support of the majority and a few dissenting voices on the side of the minority just reversing the formula. I am introducing this bill and I have another bill that I commend to your attention.

It would authorize the Governor of the Commonwealth to transfer or consolidate bureaus, divisions and functions and to transfer monies appropriated or allocated to the support of those bureaus. It is my contention that if we reconstruct the entire structure of our departmental government in this Commonwealth, that we will have a period of executive chaos—if we are going to rebuild the whole structure.

I say that as a preliminary move, if it is possible by consolidating bureaus, by transferring, to create a more efficient government and effectuate economies, that the way to start is to empower His Excellency, the Governor, to make a trial of it and by executive order transfer bureaus, consolidate bureaus, and if necessary, abolish them.

Therefore, Mr. Speaker, I present the following bills without even asking for an additional sponsor, for which I ought to have the thanks of the House.

#### PERMISSION TO ADDRESS HOUSE

Mr. McCORMACK asked and obtained unanimous permission to address the House.

Mr. Speaker, recently I introduced House Bill No. 747, which would repeal Section 11 of the First-Class City Home Rule Act insofar as it applies to Fairmount Park and its Commissioners.

As a freshman Member of the House of Representatives, from the County of Philadelphia, I thought that I had the right, and that it was also my duty to introduce legislation which I thought beneficial to the people of this Commonwealth. Little did I realize, Mr. Speaker, how wrong I was. Too late did I learn that before introducing any legislation pertaining to the City of Philadelphia, I had to get the consent of His Honor, the Mayor, of Philadelphia. I am sure, that I speak for every Member of the Legislature when I say that opposition and constructive criticism of proposed legislation is welcomed. However, I can not welcome attacks against my integrity, and because my integrity has been attacked by a very few well-meaning, but misguided Philadelphians, I rise at this time to defend myself.

Mr. Speaker, I do not propose to debate the merits of my bill at this time, primarily because the merits of my bill have been attacked by no one. By way of emphasis, however, may I say, Mr. Speaker, that Fairmount Park is second to none in the United States, and as such is a tribute to the Commissioners who manage it. The Commissioners, appointed by the Board of Judges of the Common Pleas Court of Philadelphia, serve without compensation, are outstanding business men of the community, whose devotion to duty and interest in the civic well-being of the community are unquestioned. It has never been suggested by either the Democratic or Republican party that politics plays a part in the Administration of the affairs of Fairmount Park. In spite of this my bill has been attacked as a "political" bill, as a "vicious" bill, as an attempt to scuttle the home-rule

charter and other catch-words which are appealing to reformers.

His Honor, the Mayor of Philadelphia, has asked Philadelphians and Members of the General Assembly to vote against the bill and to contact the State representatives with protests against my bill and "to indicate in no uncertain terms that they will return to private life any legislator who votes for these vicious bills."

To date, of the twenty-five odd thousand voters in my district I have received two letters and two post cards protesting my bill, only two of which carried return addresses.

Mr. Speaker, like our Mayor, I believe in good government, and because I do I intend to introduce any legislation which tends to that end, whether that legislation pertains to the county of Philadelphia, or any other county in this Commonwealth.

The people of my district elected me to represent them in this great Assembly and it is to them that I am responsible. I am capable of exercising my own independent judgment as to how I should vote on a particular bill. I am not a rubber stamp for the leaders of my party or any other pressure group. I do not agree with members of my party who oppose my bill, the implied premise of their argument being that Philadelphia is no longer one of the counties of this Commonwealth. Until the contrary is demonstrated to me I shall continue to treat Philadelphia as one of the sixty-seven counties of Pennsylvania.

#### PERMISSION TO ADDRESS HOUSE

Mr. WILBUR H. HAMILTON asked and obtained unanimous consent to address the House.

Mr. Speaker, I desire to congratulate my colleague from Philadelphia, Mr. Thomas McCormack, for such a courageous statement. In recent months in the city of Philadelphia, His Honor the Mayor has practically created a feeling and condition that no Member from Philadelphia should introduce bills in this session of the General Assembly unless it has his approval.

I am glad that Mr. McCormack, who represents his party, the Democratic party, has had the courage to speak out and still consider the city of Philadelphia a county in the Commonwealth of Pennsylvania.

The Mayor is rather inconsistent in his attitude for this reason. Last week he had the rare privilege and the honor of spending approximately one hour with His Excellency the Governor in the Barclay Hotel. And the Mayor presented a twenty-five point program that he is supposed to send up here to the Legislature for Philadelphia legislation.

In other words, it is perfectly satisfactory for His Honor the Mayor to recommend bills but apparently the gentleman is under the impression that no Member elected by the people can introduce those bills.

I would like to say to our distinguished Minority Leader in connection with the work-week bill, that several weeks ago I introduced a bill reducing the hours of policemen, firemen and park guards in the city of Philadelphia to forty hours per week. When the opportunity arrives, I am going to ask the eminent Chairman of our Committee to consider that bill, and also the members on that committee to give it serious consideration and bring it out on the floor of the Legislature for a vote; because during the mayoralty campaign of 1951 when



His Honor the Mayor was elected, he promised those working hours to the uniformed men, the guardians of our safety in Philadelphia. For various sundry reasons, he is not redeeming that promise.

If an act of this General Assembly will compel the Mayor to redeem that promise, I hope that the Members on both sides of this House will vote for forty hours a week for policemen, firemen and park guards.

#### PERMISSION TO ADDRESS HOUSE

Mr. ANDREWS asked and obtained unanimous consent to address the House.

Mr. Speaker, what time does the party start? I do not want to infringe upon the convivial tendencies of the members of the majority. They have a party date; what time does it start?

The SPEAKER. The Chair has been informed that the caucus starts at 6:30 o'clock promptly.

Mr. ANDREWS. Mr. Speaker, I am interested in the remarks of the two distinguished gentlemen from Philadelphia, interested in the suggestion of forty hours a week. Why not make it thirty?

As long as we are dealing recklessly with the rights and the prerogatives of the duly elected officials in our municipalities—as long as we are dealing recklessly, why stop at forty? Why not go to thirty?

I desire to say to the two gentlemen from Philadelphia that for a great many years I sat patiently in my seat here in the Hall of this House listening to the politicians speak. Not so long ago the people of Philadelphia spoke, and they elected a Mayor. They gave that Mayor a mandate. We gave the people of Philadelphia a mandate. We said to them in effect, "you are free, white and twenty-one, residents of a great city. Here is your charter; we concede you home rule; take your questions back to Philadelphia and annoy us no more."

Now, when the Mayor of Philadelphia or any other elected official correctly interprets the mandate which the people of Philadelphia gave him, he is performing a duty, which he is bound in honor to perform.

I say to the gentleman from Philadelphia that it comes with poor grace from such a gallant fighter, and such an eloquent, persuasive individual as he is, that having been defeated in his own local arena he should attempt to retrieve a victory by bringing his cause or his quarrels before this House.

#### PERMISSION TO ADDRESS HOUSE

Mr. WILBUR H. HAMILTON asked and obtained unanimous consent to address the House.

Mr. Speaker, do not become too alarmed because I am not going to prolong our session this afternoon with debate.

I would like to say to the distinguished Minority Leader, although I have only been a Member of the Legislature for one term—and the last session was equivalent to at least three terms—plus this session up to date, I have had the patience of Job when the gentleman has made voluminous statements on the floor, and I have always respected him.

As far as any legislation concerning Philadelphia is concerned, I wish to inform the gentleman that I am going to present it to the Members of the General Assembly, who are such wise men and diligent men, fair men on

both sides, I know that they will give the legislation proper consideration.

In closing I would like to say this: There are approximately 22,000 employees in the city of Philadelphia. All of those employees enjoy forty hours a week with the exception of the uniformed men.

If the bill is reported out of Committee and reaches the floor of the House, I will have some very interesting figures and statistics for the Minority Leader, and a fair-minded gentleman like Mr. Andrews will be highly interested and will act accordingly.

#### RESOLUTION

##### CONDOLENCE

Messrs ZIEGLER and OGILVIE offered a resolution and asked and obtained unanimous consent for its immediate consideration.

The resolution was read, considered and adopted as follows:

In the House of Representatives, March 30, 1953.

Whereas, Jim Thorpe, a great American, who although born in our sister State of Oklahoma, rose to fame while playing football in Pennsylvania, died this past Saturday, March 28th; and

Whereas, the story of Thorpe was and is an inspiration to all Americans; he was born on a Sac-Fox reservation in the midst of deprivation, made his way through the world until he was saluted by kings as "the greatest athlete in the world;" and

Whereas, his records are innumerable; he was an All-American football player in 1911 and 1912 and captain of the Carlisle Indians in the latter year; and

Whereas, he was named on the Walter Camp All-Time All-American Team and was selected as the athlete of the mid-century by a pool of sportswriters; and

Whereas, also in 1912 he represented this country in the Olympics where he clearly showed that he deserved the title of the "greatest athlete" by winning both the decathlon and the pentathlon; and

Whereas, among his records were four field goals by drop kicks in a single game; a 100-yard run with a punt; a kick that traveled 83 yards; two touchdown runs on consecutive plays (after one was called back for a rule infraction); 25 touchdowns in a single season; and a 110 yard run from punt formation; and

Whereas, Thorpe is remembered by our President, Dwight D. Eisenhower, who played against him at Army, and by a host of other Pennsylvania teams that played the Carlisle Indians; the University of Pennsylvania, the University of Pittsburgh, Pennsylvania State College, Dickinson, Lehigh, Washington and Jefferson College, Lebanon Valley and others; therefore be it

Resolved, That the House of Representatives hereby extends to the widow and family of the late Jim Thorpe our heartfelt sympathy in the loss of their beloved; and be it further

Resolved, that a copy of this resolution be sent to his widow, Mrs. Patricia Thorpe, Wilmington, California.

#### PERMISSION TO ADD ADDITIONAL SPONSORS

Mr. BRETH asked and obtained unanimous consent to add additional sponsors to a bill to be introduced by him.

Mr. FARABAUGH asked and obtained unanimous consent to add additional sponsors to a bill to be introduced by him.

#### COMMITTEE MEETINGS

APPROPRIATIONS—Mr. WOOD, Chairman, Room 245, Tuesday, March 31, at 10:30 a. m.

BANKING and BUILDING and LOAN ASSOCIATIONS

—Mr. COOPER, Chairman, Room 330, Tuesday, March 31, at 10:30 a. m.

CITIES-COUNTIES—FIRST, SECOND and SECOND CLASS A—Mr. EWING, Chairman, Room 521, Tuesday, March 31, at 10:00 a. m.

ELECTIONS and APPORTIONMENT—Mr. WEIDNER, Chairman, Room 329, Tuesday, March 31, at 9:30 a. m.

JUDICIARY—Mr. TOMPKINS, Chairman, Room 520, Tuesday, March 31, at 10:15 a. m.

MUNICIPAL CORPORATIONS—Mr. KRATZ, Chairman, Room 521, Tuesday, March 31, at 9:30 a. m.

TOWNSHIPS—Mr. REAGAN, Chairman, Room 522, Tuesday, March 31, at 10:30 a. m.

WELFARE—Mr. HAUDENSHIELD, Chairman, Room 330, Tuesday, March 31, at 10:00 a. m.

There will be a caucus of the Philadelphia Democratic delegation Tuesday, March 31, at 10:30 a.m. in the Old House caucus room.

#### ADJOURNMENT

The motion was agreed to, and (at 5:45 p. m.) the House do now adjourn until Tuesday, March 31, 1953 at 11:00 a. m.

The motion was agreed to, and (at 5:45 p. m.) the House adjourned.





# Legislative Journal.

Session 1953.

140th of the General Assembly.

Vol. 33.

HARRISBURG, PA., TUESDAY, MARCH 31, 1953.

No. 21.

## SENATE

TUESDAY, MARCH 31, 1953.

The Senate met at 10:00 o'clock a. m., Eastern Standard Time.

The PRESIDENT (Lieutenant-Governor Lloyd H. Wood) in the Chair.

### PRAYER

In the absence of the Chaplain, the gentleman from Berks, Mr. RUTH, offered the following prayer:

Almighty God, our Heavenly Father, this morning as we are ready for a day of work, we pray Thy guidance on all that we do today, that we may give our best thought to the things which have been placed before us, with the one idea that we shall do those things which are best for the State.

As we return to our homes today, to go through the days when we commemorate Thy great sacrifice for us, may we feel that whatever cross or burden may be placed upon us is light in comparison to what Thou hast done for us.

Some day, when our work is finished and we come to that last turn in the road, around which we will see Thee face to face, may our conscience tell us that we are not afraid or ashamed to look into Thy face, that we may know in our hearts that we have done the best that we could, and we already know what Thy answer will be.

Guide us in our work here and in our homes. Bless our State, bless our Nation, and may we all work for that great goal which Thou didst come into the world to establish, peace on earth and good will among men. We ask it in the Master's Holy Name, Amen.

### JOURNAL APPROVED

The PRESIDENT. A quorum of the Senate being present, the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. MAHANY and Mr. HARE, further reading was dispensed with, and the Journal was approved.

### LEAVES OF ABSENCE

Mr. HARE asked and obtained leave of absence for Mr. KEPHART, due to illness.

Also asked and obtained leave of absence for Mr. CROWE, due to illness.

Mr. RUTH asked and obtained leave of absence for Mr. STIEFEL, due to illness.

## NOMINATIONS BY THE GOVERNOR

### REFERRED TO COMMITTEE

The Secretary to the Governor being introduced, presented communications in writing from His Excellency, the Governor of the Commonwealth, which were read as follows, and referred to the Committee on Executive Nominations.

### MEMBERS OF REGISTRATION COMMISSION, CITY OF SCRANTON

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, March 30, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as members of the Registration Commission in and for the City of Scranton, to serve until January 3, 1954, and until their successors are qualified:

Mrs. Agnes Thomas (Republican), 333 North Sumner Avenue, Scranton, Lackawanna County, vice David Thomas, deceased.

Miss Hazel L. Davies (Republican), 2440 North Washington Avenue, Scranton, Lackawanna County, vice Mrs. Annie P. Manly, whose term expired.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, March 31, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as members of the Registration Commission in and for the City of Scranton, to serve until January 3, 1954, and until their successors are qualified:

Patrick J. Gilroy (Democrat), 739 North Bromley Avenue, Scranton, Lackawanna County, vice Dominick Manzo, whose term expired.

William J. Nealon (Democrat), 539 Hemlock Street, Scranton, Lackawanna County, vice Dr. T. G. Killeen, whose term expired.

JOHN S. FINE.

## NOMINATIONS BY THE GOVERNOR

### NOTARIES PUBLIC

He also presented in writing from His Excellency, the Governor of the Commonwealth, nominations for appointment at Notaries Public.

### CONSIDERATION OF NOTARIES PUBLIC

Mr. WATSON. Mr. President, I move that the Senate do now proceed to the consideration of nominations for



appointment as Notaries Public, sent to the Senate, by His Excellency, the Governor of the Commonwealth, on March 31, 1953.

Mr. WATKINS. Mr. President, I second the motion.

The motion was agreed to.

The nominations were read as follows:

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, March 31, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Notaries Public, for terms of four years to compute from the dates shown:

To compute from date of confirmation

#### ALLEGHENY COUNTY

Miss Ethel M. Borchek, Pittsburgh, 3717 California Avenue (12).

W. P. Horner, Pittsburgh, 3400 Forbes St.

Frank K. Jones, Pine Twp., Mars.

Miss P. V. Mason, East McKeesport.

Charles N. Morgan, Coraopolis.

Earl W. Seiler, Pittsburgh, 355 Fifth Ave.

#### BERKS COUNTY

Mrs. Mary E. Lynch, Reading.

#### CUMBERLAND COUNTY

Jay E. Oberman, Camp Hill.

#### DELAWARE COUNTY

William M. Hargolis, Radnor Twp., Wayne.

#### LACKAWANNA COUNTY

Mrs. Elaine A. Burne, Scranton.

#### LANCASTER COUNTY

Joseph V. Brown, Elizabethtown.

Mrs. Mary A. Zellers, Lancaster.

#### PHILADELPHIA COUNTY

Frank P. Fallon, 3811 Lancaster Avenue, (4).

Gareth L. Greenwood, 3179 Weston Street, (36).

John J. McCauley, 862 North 12th Street, (23).

William O. Napolianno, 2706 Germantown Ave., (33).

#### WESTMORELAND COUNTY

Mrs. Eleanor G. Deemer, Greensburg.

Harry M. Ludwick, Salem Twp., Delmont.

Ken Murray, Greensburg.

Miss Helen Sarah Remaley, Greensburg.

To compute from the dates set opposite their names

#### FAYETTE COUNTY

W. T. Dunlop, Jefferson Twp., Newell, 4-2-53.

#### PHILADELPHIA COUNTY

James J. Powers, 1347 Jerome St., 4-16-53.

#### JEFFERSON COUNTY

S. H. Smyers, Sykesville, 4-18-53.

#### BERKS COUNTY

Mrs. Alga Hollis High, Reading, 4-26-53.

JOHN S. FINE.

A motion was made by Mr. WATSON and Mr. WATKINS,

That the Senate do advise and consent to said nominations.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

#### YEAS—47.

Bane,	Hare,	McCusker,	Taylor,
Barr,	Harney,	McGinnis,	Toole,
Berger,	Holland,	McMenamin,	Wade,
Blass,	Kessler,	McPherson, Jr.	Wagner,
Camiel,	Lane,	Miller,	Walker,
Chapman,	Leader,	Pechan,	Watkins,
Dent,	Koprivier, Jr.	Peelor,	Watson,
Diehm,	Letzler,	Probert,	Weiner,
DiSilvestro,	Madigan,	Ruth,	Wolfe,
Fleming,	Mahany,	Silvert,	Wood,
Freed,	Mallery,	Snowden,	Yosko,
Haluska	McCreesh,	Stevenson,	

#### NAYS—0.

Two-thirds of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

#### HOUSE MESSAGES

##### HOUSE BILLS FOR CONCURRENCE

The Clerk of the House of Representatives being introduced, presented for concurrence bills of the House, as follows:

House Bill No. 261, entitled:

An Act to amend the act approved the sixteenth day of May one thousand nine hundred fifty-one (P. L. 300) entitled "An act authorizing counties of the second and fourth classes to establish fire training schools for the paid and volunteer firemen of municipalities within the county" by authorizing counties of the fifth class to establish fire training schools.

Which was committed to the Committee on Local Government.

House Bill No. 347, entitled:

An Act to further amend Section 1402 of the act approved the twenty-third day of June one thousand nine hundred thirty-one (P. L. 932) entitled "An act relating to cities of the third class and amending revising and consolidating the law relating thereto" by requiring sureties to also insure against loss of taxes in the hands of treasurers as a result of fire burglary larceny theft robbery forgery or fraud.

Which was committed to the Committee on Local Government.

House Bill No. 461, entitled:

An Act to amend section one thousand one hundred sixty-six of the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws thereto," by further providing for sabbatical leaves of absence.

Which was committed to the Committee on Education.

##### HOUSE CONCURS IN SENATE BILL No. 12

He also returned to the Senate, Senate Bill No. 12, entitled:

An Act relating to certain commercial transactions in or regarding personal property and contracts and other documents concerning them including sales commercial paper bank deposits and collections documentary letters of credit bulk transfers warehouse receipts bills of lading other documents of title investment securities and secured transactions including certain sales of accounts chattel paper and contract rights providing for public notice to third parties in certain circumstances regulating procedure evidence and damages in certain court actions involving such transactions contracts or documents and to make uniform the law with respect thereto.

with the information that the House has passed the same without amendments.

### BILL SIGNED

The President (Lieutenant-Governor Lloyd H. Wood) announced that the Chief Clerk having reported that the following bill had passed both houses of the General Assembly and the same being correct, the title was publicly read as follows:

Senate Bill No. 12, entitled:

An Act relating to certain commercial transactions in or regarding personal property and contracts and other documents concerning them including sales commercial paper bank deposits and collections documentary letters of credit bulk transfers warehouse receipts bills of lading other documents of title investment securities and secured transactions including certain sales of accounts chattel paper and contract rights providing for public notice to third parties in certain circumstances regulating procedure evidence and damages in certain court actions involving such transactions contracts or documents and to make uniform the law with respect thereto.

Whereupon,

The President (Lieutenant-Governor Lloyd H. Wood) in the presence of the Senate signed the same.

### STUDENTS FROM WILSON HIGH SCHOOL, SPRING TOWNSHIP, BERKS COUNTY, PRESENTED TO SENATE

Mr. RUTH. Mr. President, I would like to call the attention of the Chair, and the Members of the Senate, to the presence of a group of 114 senior members of the Wilson High School in Spring Township, Berks County, who are accompanied by their teachers, Mr. Lloyd Miller, Mrs. Jean Parker and Mr. Ralph Friend.

The PRESIDENT. On behalf of himself and the Members of the Senate, the Chair is pleased to welcome Senator Ruth's visitors, and asks them to please rise in place and take a bow.

### REPORTS FROM COMMITTEES

#### BILL RE-REFERRED

Mr. KESSLER, from the Committee on Public Health and Welfare, reported as committed Senate Bill No. 324, entitled:

An Act relating to support of dependents; providing a procedure for enforcement thereof, including attachment of property and earnings; conferring powers and imposing duties upon courts, district attorneys and probation officers.

Which was re-referred to the Committee on Judiciary General.

He also, from the Committee on Public Health and Welfare, reported as amended Senate Bill No. 268, entitled:

An Act to further amend section one of the act approved the twenty-sixth day of April one thousand nine hundred forty-five (P. L. 318) entitled "An act to regulate the sale and possession of penicillium (penicillin) and its derivatives preparations and compounds in the interest of public health" by providing certain exceptions to said act and by omitting the word "written."

#### REPORT FROM COMMITTEE ON EXECUTIVE NOMINATIONS

Mr. WATSON, from the Committee on Executive Nominations, reported with a favorable recommendation the following nominations, made by His Excellency, the Governor, which were laid on the table:

#### MEMBERS OF CHESTER COUNTY BOARD OF ASSISTANCE

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, March 3, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as members of the Chester County Board of Assistance, to serve until December 31, 1955, and until their successors are duly appointed and qualified:

Mrs. Elizabeth Gawthrop (Republican), Price Street and Scennettown Road, R. D., West Chester, vice Mrs. Ellen W. Krauss, West Chester, whose term expired.

Francis A Bishop (Republican), 310 Main Street, Phoenixville, vice Dr. J. Elmer Gotwals, Phoenixville, whose term expired.

Milton Apfelbaum, Esq. (Democrat), 529 East Lincoln Highway, Coatesville (Reappointment).

JOHN S. FINE.

#### MEMBER OF BOARD OF TRUSTEES, SLIPPERY ROCK STATE TEACHERS' COLLEGE

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, March 3, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Mrs. Henriette Kratzert, Monaca, Beaver County, for reappointment as a member of the Board of Trustees of Slippery Rock State Teachers' College, to serve until the third Tuesday of January 1959, and until her successor shall have been appointed and qualified.

JOHN S. FINE.

#### JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, March 2, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Herman L. Watts, R. D. No. 1, Salladasburg, Lycoming County, for appointment as Justice of the Peace in and for the Township of Mifflin, Lycoming County, until the first Monday of January 1954, to fill a vacancy.

JOHN S. FINE.

#### MEMBER OF PENNSYLVANIA GAME COMMISSION

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, March 2, 1953.



To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Nicholas Biddle, Bethayres, Montgomery County, for reappointment as a member of the Pennsylvania Game Commission, to serve until the third Tuesday of January 1961, and until his successor shall have been appointed and qualified.

JOHN S. FINE.

MEMBER OF BOARD OF TRUSTEES,  
WERNERSVILLE STATE HOSPITAL

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, March 2, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Earl D. Neidig, 418 Oak Terrace, West Reading, Berks County, for appointment as a member of the Board of Trustees of Wernersville State Hospital, for the term of four years, and until his successor is qualified, vice Dr. I. E. Davies, Reading, deceased.

JOHN S. FINE.

MEMBER OF INTERSTATE COMMISSION  
ON POTOMAC RIVER BASIN

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, February 23, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate J. R. Hoffert, 209 North Twenty-sixth Street, Camp Hill, Cumberland County, for appointment as a member of the Interstate Commission on the Potomac River Basin for the Commonwealth of Pennsylvania, for the term of two years, or until his successor is appointed, vice Harry Gard Knox, Mechanicsburg, representative of the Sanitary Water Board, whose term expired.

JOHN S. FINE.

JUSTICES OF THE PEACE

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, February 16, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Justices of the Peace to serve until the first Monday of January 1954: Samuel McCurley, R. D. No. 1, Barto, Berks County, in and for the Township of Hereford, Berks County, to fill a vacancy.

Russell W. Carls, Sr., R. D. No. 1, Wysox, Bradford County, in and for the Township of Wysox, Bradford County, vice James L. Robbins, deceased.

JOHN S. FINE.

MEMBERS OF COUNTY BOARDS OF ASSISTANCE

Commonwealth of Pennsylvania,  
Governors' Office, Harrisburg, February 23, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as members of County Boards of Assistance:

BERKS COUNTY

Thomas H. Gottshall (Republican), 129 North Reading Avenue, Boyertown, to serve until December 31, 1953,

and until his successor is duly appointed and qualified, vice Daniel E. Bause, Boyertown, resigned.

LEBANON COUNTY

Robert F. James (Republican), 1025 Cornwall Road, Lebanon, to serve until December 31, 1955, and until his successor is duly appointed and qualified, vice Raymond J. Coleman, Lebanon, whose term expired.

JOHN S. FINE.

JUSTICES OF THE PEACE

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, February 16, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Mrs. Virginia J. Palmer, R. D. No. 4, Mercer, Mercer County, for appointment as Justice of the Peace in and for the Township of Fairview, Mercer County, until the first Monday of January 1954, to fill a vacancy.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, March 9, 1953.  
To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Jesse S. Meek, Sr., New Salem, Fayette County, for appointment as Justice of the Peace in and for the Township of Menallen, Fayette County, until the first Monday of January 1954, vice Francis H. Shimshock, deceased.

JOHN S. FINE.

MEMBER OF MIFFLIN COUNTY BOARD OF  
ASSISTANCE

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following person for appointment as Member of the Mifflin County Board of Assistance:

James A. Dalton (Democrat), 129 Juniata Street, Lewis-town, until December 31, 1955, and until his successor is duly appointed and qualified (Reappointment).

JOHN S. FINE.

JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, March 16, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Tobias C. Tremba, Jr., Box No. 461, Parker, Armstrong County, for appointment as Justice of the Peace in and for the Second Ward of the City of Parker, Armstrong County, until the first Monday of January 1954, vice Mrs. Amelia M. Marron, resigned.

JOHN S. FINE.

ALDERMAN

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, March 16, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate David K. Hughes, 206 East Broad Street, Bethlehem, Northamp-

ton County, for appointment as Alderman in and for the Seventh Ward of the City of Bethlehem, Northampton County, until the first Monday of January 1954, vice Matthews A. Culp, deceased.

JOHN S. FINE.

#### JUSTICES OF THE PEACE

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, March 9, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate William J. Stillings, Erie Street, Linesville, Crawford County, for appointment as Justice of the Peace in and for the Borough of Linesville, Crawford County, until the first Monday of January 1954, vice N. B. Graham, deceased.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, March 16, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Lester Alfred Potts, R. D. No. 1, Schuylkill Haven, Schuylkill County, for appointment as Justice of the Peace in and for the Township of North Manheim, Schuylkill County, until the first Monday of January 1954, vice William F. Brocius, deceased.

JOHN S. FINE.

#### MEMBERS OF CUMBERLAND COUNTY BOARD OF ASSISTANCE

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 26, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following persons for appointment as Members of the Cumberland County Board of Assistance:

Mrs. Mary W. King (Republican), R. D. No. 5, Carlisle, to serve until December 31, 1955, and until her successor is duly appointed and qualified, vice Mrs. Dorothy R. S. Rearick, Carlisle, whose term expired.

Mrs. Wilma L. Hershner (Republican), 70 West Main Street, Mechanicsburg, to serve until December 31, 1955, and until her successor is duly appointed and qualified, vice Mrs. Lila Landis, Mechanicsburg, whose term expired.

Harold S. Garling (Republican), 57 West King Street, Shippensburg, to serve until December 31, 1954, and until his successor is duly appointed and qualified, to fill a vacancy.

Mrs. Theresa Wolpert (Republican), 8 North Enola Drive, Enola, to serve until December 31, 1955 (Reappointment).

Bruce M. Bowman (Republican), South High Street, Newville, to serve until December 31, 1953, and until his successor is duly appointed and qualified (Reappointment).

JOHN S. FINE.

#### MEMBERS OF REGISTRATION COMMISSION CITY OF SCRANTON

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, March 30, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as members of the Registration Commission in and for the City of Scranton, to serve until January 3, 1954, and until their successors are qualified:

Mrs. Agnes Thomas (Republican), 333 North Sumner

Avenue, Scranton, Lackawanna County, vice David Thomas, deceased.

Miss Hazel L. Davies (Republican), 2440 North Washington Avenue, Scranton, Lackawanna County, vice Mrs. Annie P. Manly, whose term expired.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, March 31, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as members of the Registration Commission in and for the City of Scranton, to serve until January 3, 1954, and until their successors are qualified:

Patrick J. Gilroy (Democrat), 739 North Bromley Avenue, Scranton, Lackawanna County, vice Dominick Manzo, whose term expired.

William J. Nealon (Democrat), 539 Hemlock Street, Scranton, Lackawanna County, vice Dr. T. G. Killeen, whose term expired

JOHN S. FINE.

#### REPORTS FROM COMMITTEES

Mr. PROPERT from the Committee on Local Government, reported as committed, Senate Bill No. 6, entitled:

An Act to amend the act approved the nineteenth day of June, one thousand nine hundred thirteen (P. L. 534), entitled "An act relating to appointment of deputy constables," by defining the jurisdiction of deputy constables.

He also from the Committee on Local Government, reported as committed, Senate Bill No. 294, entitled:

An Act to further amend subsections (b), (c) and (e) of section 4 of the act, approved the twenty-fifth day of May, one thousand nine hundred forty-five (P. L. 1050), entitled "An act relating to the collection of taxes levied by counties, county institution districts, cities of the third class, boroughs, towns, townships, certain school districts and vocational school districts; conferring powers and imposing duties on tax collectors, courts, and various officers of said political subdivisions; and prescribing penalties," by clarifying the identity of certain taxing districts.

He also from the Committee on Local Government, reported as committed, Senate Bill No. 322, entitled:

An Act to amend the title and sections 1 and 2 of the act, approved the third day of May, one thousand nine hundred thirty-three (P. L. 242), entitled "An act prohibiting the payment by counties of costs in criminal cases discharged after preliminary hearings before magistrates, justices of the peace, and aldermen, unless names and addresses of prosecutors, defendants, and witnesses appear on the transcript thereof," by requiring the transcript of all such proceedings to be delivered to the county commissioners within a certain period and extending the provisions of said act to summary offenses.

Mr. HARNEY, from the Committee on Judiciary General, reported as amended, Senate Bill No. 50, entitled:

An Act to further amend section 306 and to amend subsection A of section 318 of the act, approved the fifth day of May, one thousand nine hundred thirty-three (P. L. 289), entitled "An act relating to nonprofit corporations; defining and providing for the organization, merger, consolidation, and dissolution of such corporations; conferring certain rights, powers, duties, and immunities upon them and their officers and members; pre-



scribing the conditions on which such corporations may exercise their powers; providing for the inclusion of certain existing corporations of the first class within the provisions of this act; prescribing the terms and conditions upon which foreign nonprofit corporations may be admitted or may continue to do business within the Commonwealth; conferring powers and imposing duties on the courts of common pleas, prothonotaries of such courts, recorders of deeds, and certain State departments, commissions, and officers; authorizing certain local public officers and State departments to collect fees for services required to be rendered by this act; imposing penalties and repealing certain acts and parts of acts relating to corporations by authorizing nonprofit corporations to designate corporate trustees for the investment, reinvestment and maintenance of their funds and assets held in trust or otherwise and to transfer such funds to such corporate trustees for such purposes; and providing for the powers, duties, and liabilities of such trustees.

He also, from the Committee on Judiciary General, reported as committed Senate Bill No. 143, entitled:

An Act to validate and quiet the title to real estate in this Commonwealth held by a foreign corporation not authorized to transact business in Pennsylvania, and heretofore conveyed to a citizen or citizens of the United States or a corporation authorized to hold such real estate.

He also, from the Committee on Judiciary General, reported as committed Senate Bill No. 171, entitled:

An Act authorizing and empowering the Supreme Court of Pennsylvania to prescribe by general rule, the practice and procedure governing appeals to the Supreme or Superior Courts of Pennsylvania.

He also, from the Committee on Judiciary General, reported as committed Senate Bill No. 203, entitled:

An Act to amend subsection (a) of Section 9 of the act approved the twenty-sixth day of May one thousand nine hundred forty-nine (P. L. 1828) entitled "An act concerning the investment powers and duties of guardians committees trustees and other fiduciaries except personal representatives and prescribing the nature and kind of investments which may be made and retained by such fiduciaries" by authorizing investments in common stocks of investment companies meeting certain qualifications and eliminating the requirement that stock must be listed on an exchange as to the stock of investment companies.

He also, from the Committee on Judiciary General, reported as committed, Senate Bill No. 207, entitled:

An Act authorizing suits against the Commonwealth in actions involving title to land or interests real.

He also, from the Committee on Judiciary General, reported as committed Senate Bill No. 285, entitled:

An Act to reenact and amend the act, approved the twenty-first day of July, one thousand nine hundred forty-one (P. L. 425), entitled "An act to establish a system uniform throughout the Commonwealth for the compensation of witnesses, regulating the amount, payment and taxation as costs thereof, and repealing inconsistent legislation."

Mr. McCREESH, from the Committee on Public Health and Welfare, reported as amended, Senate Bill No. 269, entitled:

An Act to further amend section one of the act, approved the twelfth day of May, one thousand nine hundred thirty-nine (P. L. 133), entitled "An act to regulate the sale and possession of sulfanilamide and its deriva-

tives in the interest of public health," by omitting the word "written."

Mr. RUTH, from the Committee on Rules, reported as committed Senate Bill No. 347, entitled:

An Act providing for the sale of the State medical and surgical hospitals and for the disposition of the purchase moneys therefor.

He also, from the Committee on Rules, reported as committed Senate Bill No. 371, entitled:

An Act to amend clause (c) of Section 3 of the act, approved the fifth day of August, one thousand nine hundred forty-one (P. L. 752) entitled "An act regulating and improving the civil service of certain departments and agencies of the Commonwealth; vesting in the State Civil Service Commission and a Personnel Director certain powers and duties; providing for classification of positions, adoption of compensation schedules and certification of payrolls; imposing duties upon certain officers and employees of the Commonwealth; authorizing service to other State departments or agencies and political subdivisions of the Commonwealth in matters relating to civil service; defining certain crimes and misdemeanors; imposing penalties; making certain appropriations, and repealing certain acts and parts thereof," by extending the provisions of said act to Anthracite Mine Inspectors and Bituminous Mine Inspectors.

He also, from the Committee on Rules, reported as committed Senate Bill No. 372, entitled:

An Act abolishing the Anthracite Mine Inspectors' Examining Board and the Mine Inspectors' Examining Board for the Bituminous Coal Mines of Pennsylvania.

He also, from the Committee on Rules, reported as committed Senate Bill No. 373, entitled:

An Act to amend Section 601 of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employees in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments, boards and commissions shall be determined," by defining the powers and duties of the Budget Secretary; revising the method of preparing the budget; and prohibiting duplications.

He also, from the Committee on Rules, reported as committed Senate Bill No. 374, entitled:

An Act creating a commission to study the feasibility and extent to which the functions of the local health units, county boards of assistance and county institution districts should be combined; prescribing their powers and duties, and making an appropriation.

He also, from the Committee on Rules, reported as committed Senate Bill No. 375, entitled:



An Act to further amend the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," by transferring powers and duties relating to professional and vocational licenses and solicitation registration from the Department of Public Instruction and the professional and vocational licensing boards to the Department of State; creating professional and vocational advisory boards in the Department of State; making the Pennsylvania State Board of Censors a departmental board in the Department of State; transferring powers and duties relating to airport regulation, licensing and inspection from the Pennsylvania Aeronautics Commission to the Department of State; and abolishing the several professional and vocational examining and licensing boards.

He also, from the Committee on Rules, reported as committed Senate Bill No. 376, entitled:

An Act transferring powers and duties relating to local assessments and tax statistics from the Department of Internal Affairs to the State Tax Equalization Board; and imposing duties on local officers.

He also, from the Committee on Rules, reported as committed Senate Bill No. 377, entitled:

An Act to amend the act, approved tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto," by changing the State teachers' college districts; discontinuing seven State teachers' colleges; abolishing their boards of trustees; authorizing the use of the properties for other State purposes or the public sale thereof; and conferring powers and imposing duties on certain State officers and agencies.

He also, from the Committee on Rules, reported as committed Senate Bill No. 378, entitled:

An Act discontinuing the Soldiers' and Sailors' Home at Erie, Pennsylvania; abolishing the board of trustees thereof; authorizing the use of the property for other State purposes or the sale thereof; and conferring powers and duties on certain State officers.

He also, from the Committee on Rules, reported as committed Senate Bill No. 379, entitled:

An Act to further amend the act, approved the fifth day of December, one thousand nine hundred thirty-six (1937 P. L. 2897), entitled "An act establishing a system of unemployment compensation to be administered by the Department of Labor and Industry and its existing and newly created agencies with personnel (with certain exceptions) selected on a civil service basis; requiring employers to keep records and make reports; and certain employers to pay contributions based on payrolls to pro-

vide moneys for the payment of compensation to certain unemployed persons; providing procedure and administrative details for the determination, payment and collection of such contributions and the payment of such compensation; providing for cooperation with the Federal Government and its agencies; creating certain special funds in the custody of the State Treasurer; and prescribing penalties," by prescribing the method of payments from the Special Administration Fund.

He also, from the Committee on Rules, reported as committed Senate Bill No. 380, entitled:

An Act to further amend the act, approved the fifth day of December, one thousand nine hundred thirty-six (1937 P. L. 2897), entitled "An act establishing a system of unemployment compensation to be administered by the Department of Labor and Industry and its existing and newly created agencies with personnel (with certain exceptions) selected on a civil service basis; requiring employers to keep records and make reports; and certain employers to pay contributions based on payrolls to provide moneys for the payment of compensation to certain unemployed persons; providing procedure and administrative details for the determination, payment and collection of such contributions and the payment of such compensation; providing for cooperation with the Federal Government and its agencies; creating certain special funds in the custody of the State Treasurer; and prescribing penalties," by requiring the Unemployment Compensation Board of Review to coordinate work of referees; and prohibiting hearings de novo on further appeals.

He also, from the Committee on Rules, reported as committed Senate Bill No. 381, entitled:

An Act to further amend the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," by providing for the establishment in the Department of Labor and Industry of the Industrial Board as a departmental advisory board, and abolishing the Industrial Board as a departmental administrative board.

He also, from the Committee on Rules, reported as committed Senate Bill No. 382, entitled:

An Act to further amend the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other



executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," by merging the State Employees' Retirement Board and the Public School Employees' Retirement Board and establishing a joint board known as the State and Public School Employees' Retirement Board.

He also, from the Committee on Rules, reported as committed Senate Bill No. 383, entitled:

An Act to further amend the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 1046), entitled as amended "An act appropriating the moneys in the Motor License Fund," by appropriating certain money in the Motor License Fund to the Department of Public Works for highway purposes

He also, from the Committee on Rules, reported as committed Senate Bill No. 384, entitled:

An Act to further amend the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," by creating as a departmental administrative advisory board in the Department of State, the State Investment Council; and prescribing its powers, duties and personnel.

He also, from the Committee on Rules, reported as committed Senate Bill No. 385, entitled:

An Act to further amend Sections 4 and 7 of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 1046) entitled "An act appropriating the moneys in the Motor License Fund," by making money in the Motor License Fund available to the Department of Justice for the use of the Pennsylvania State Police.

He also, from the Committee on Rules, reported as committed Senate Bill No. 386, entitled:

An Act to amend the act, approved the seventh day of June, one thousand nine hundred twenty-three (P. L. 681), entitled "An act to enable an incorporated hospital association to acquire by lease or purchase any State owned hospital, specially devoted to the reception, care and treatment of injured persons, or of any State owned general medical and surgical hospital; and to provide for the regulation and management thereof," by requiring the trustees of State medical and surgical hospitals to transfer their facilities to local incorporated hospital associations within a specified time; discontinuing operation and maintenance by the Commonwealth thereafter; and providing for the use of the properties for other State purposes, or for the sale thereof.

He also, from the Committee on Rules, reported as committed Senate Bill No. 387, entitled:

An Act to amend the act approved the fifth day of August, one thousand nine hundred forty-one (P. L. 752) entitled "An act regulating and improving the civil service of certain departments and agencies of the Commonwealth; vesting in the State Civil Service Commission and a Personnel Director certain powers and duties; providing for classification of positions, adoption of compensation schedules and certification of payrolls; imposing duties upon certain officers and employes of the Commonwealth; authorizing service to other State departments or agencies and political subdivisions of the Commonwealth in matters relating to civil service; defining certain crimes and misdemeanors; imposing penalties; making certain appropriations, and repealing certain acts and parts thereof," by continuing the civil service status of employes administering the Public Assistance Law.

He also, from the Committee on Rules, reported as committed, Senate Bill No. 388, entitled:

An Act creating a commission to study grants made to State-aided medical and surgical hospitals for determining the most equitable methods of calculating such grants; prescribing its powers and duties; and making an appropriation.

He also, from the Committee on Rules, reported as committed, Senate Bill No. 389, entitled:

An Act to reenact and further amend portions of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," by abolishing the boards of trustees of State institutions in the Department of Welfare; creating an advisory board for each such institution, defining their powers and the powers and duties of the Department of Health and Welfare with respect thereto; and renaming the departmental administrative agencies in the Department of Health and Welfare and the State advisory boards and commissions.

He also, from the Committee on Rules, reported as committed, Senate Bill No. 390, entitled:

An Act to further amend the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards,



commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employees in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments, boards and commissions shall be determined," by transferring the powers and duties relating to rehabilitation of injured workman from the Department of Labor and Industry to the Department of Health and Welfare.

THE HONORABLE BERTRAM G. FRAZIER  
PRESENTED TO SENATE

The PRESIDENT. The Chair would like to call the attention of the Members of the Senate to the presence of a distinguished former Member of the Senate, the Honorable Bertram G. Frazier, of Philadelphia. The Chair requests that he please rise in place and take a bow.

PERMISSION TO ADDRESS SENATE

Mr. MALLERY asked and obtained unanimous consent to address the Senate.

Mr. MALLERY. Mr. President, the bill which I am about to present is a recodification of the laws pertaining to counties of the third to the eighth class, inclusive. This is the work of the Local Government Commission, and they have been engaged for more than two years in this work. A resume of the code will be presented to each Member of the Senate.

BILLS INTRODUCED AND REFERRED

Messrs. MALLERY, STEVENSON, MAHANY, LANE and YOSKO read in place and presented to the Chair, Senate Bill No. 399, entitled:

An Act relating to counties of the third, fourth, fifth, sixth, seventh and eighth classes; amending, revising, consolidating and changing the laws relating thereto.

Which was committed to the Committee on Local Government.

Mr. LETZLER read in his place and presented to the Chair, Senate Bill No. 400, entitled:

An Act to further amend sections 1901 and 1902 of the act approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, consolidating and changing the laws relating thereto," by providing further equalization of educational opportunity for out-of-school youth and adults through directed study in extension schools and classes.

Which was committed to the Committee on Education.

He also read in his place and presented to the Chair, Senate Bill No. 401, entitled:

An Act to further amend sections 2562, 2563, and 2564 of the act approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto," by changing the provisions for payments by districts for pupils attending extension classes in other districts.

Which was committed to the Committee on Education.

Mr. WOOD read in his place and presented to the Chair, Senate Bill No. 402, entitled:

An Act relating to agreements, leases and other instruments granting anthracite rights, made or joined in by political subdivisions; providing for approval by the Secretary of Mines under certain conditions and rendering them otherwise void; providing for the effect of breach or failure to comply with the provisions and giving remedies to the political subdivisions or of a taxpayer of such.

Which was committed to the Committee on Mines and Mining.

Mr. WADE read in his place and presented to the Chair, Senate Bill No. 403, entitled:

An Act to amend Section 699.4 of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-nine (P. L. 872), entitled "An act to consolidate, amend and revise the penal laws of the Commonwealth," by prohibiting certain sales on Sunday and changing penalties.

Which was committed to the Committee on Judiciary General.

Messrs. WATKINS and HARE read in place and presented to the Chair, Senate Bill No. 404, entitled:

An Act to amend the title and to reenact and further amend the act, approved the sixteenth day of May, one thousand nine hundred twenty-one (P. L. 579), entitled "An act providing for the better management of the jails or county prisons in the several counties of this Commonwealth of the third and fourth classes by creating, in such counties, a board to be known by the name and style of inspectors of the jail or county prison, with authority to appoint a warden of such prison, and by vesting in said board, and the officers appointed by it, the safe-keeping, discipline, and employment of prisoners and the government and management of said jails or county prisons," by extending the provisions thereof to counties of the fifth class.

Which was committed to the Committee on Local Government.

They also read in place and presented to the Chair, Senate Bill No. 405, entitled:

An Act to further amend section 188 of the act approved the second day of May, one thousand nine hundred twenty-nine (P. L. 1278) entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto," by authorizing the sheriff in counties of the seventh and eighth class, to appoint a solicitor.

Which was committed to the Committee on Local Government.

PETITIONS AND REMONSTRANCES

Mr. YOSKO. Mr. President, on the front page of last Sunday's newspaper, a story appeared in connection with the shooting of a pony by the father of screen actress Gene Tierney, in the neighboring county of Northampton, Bucks County. The incident appeared to be of sufficient importance for editorial comment, and I want to read an editorial which appeared in the Philadelphia Inquirer. The title of the editorial is "No 'New Hearts' for Sale." It reads as follows, and I quote:

"I saw nothing to get excited about.' That's what



Howard S. Tierney, father of screen actress Gene Tierney, said in court after admitting the following facts:

"That he fired the shot which killed the pet pony of a neighbor's children; that he 'wanted to hit it on the sitter, but didn't want to hurt it;' that he then sold the dead pony to an animal salvage concern for five dollars.

"This shocking affair should be thoroughly investigated. Justice of the Peace Dillman, who heard the case, is quoted as feeling it is a serious one which should be gone into by a higher court.

"If every farmer started killing every animal which wandered onto his property; if every householder were to shoot down every pet which happened to cross his ground, our community would soon become as unsafe for humans as for pets.

"What some people seem unable to realize is that a pet is not just an 'animal,' but a real member off the family of its owner. Those who have pets, and love them, know what immense contributions in happiness and companionship they make, and what lessons in patience and humanity they teach.

"When this pony was killed for trespass—and accidentally, Tierney says—the two children of Mrs. Dorothy Martin, Sue, 12, and Rickey, 9, suffered a loss beyond price. Mrs. Martin summed it up in her reply, when Tierney talked of paying for the pony: 'Will you buy new hearts for my children, too?'

"Justice demands the fullest inquiry and sternest prosecution if the facts warrant."

Mr. President, I agree with the sentiments expressed in this editorial, that this incident should be subjected to an inquiry. It seems to me, from the facts which I read, that there may be a question of deficiency in the mentality of Mr. Tierney. At least, I, for one, am satisfied that Mr. Tierney is trigger happy.

It appears to me Mr. President, that the State Police, in conjunction with the local police and the District Attorney of Bucks County, should get together and determine a course; first, to test the mentality of Mr. Tierney and, second, to start proceedings to show cause why he should not be deprived of the use of firearms. If this is not done and Mr. Tierney is deficient in mentality, one of these days we may have a murder case on our hands because, as I said before, in my opinion, I think the gentleman is trigger-happy.

Mr. LANE. Mr. President, I concur in the sentiments which were expressed by the distinguished gentleman from Northampton, Senator Yosko. However, I would say to that learned member of the minor judiciary that if he wants a higher court to consider this particular offense, all he has to do is read the Penal Code.

Mr. President, under the provisions of the Penal Code, killing domestic animals is a misdemeanor. His job should be to hold this man for court, and the higher court then would have to act if the District Attorney would cooperate.

Mr. HOLLAND. Mr. President, the school children of Harrisburg, I understand, have been asked to solve a problem which pertains a good bit to the House and to the Senate. On the front page of the Patriot today there appeared this headline

"Good Morning. Question for school children. If the Assembly passes one bill in fourteen weeks, when will it adjourn?"

Mr. WEINER. Mr. President, I wonder if the gentlemen of the Senate realize the extent to which our State Government is rapidly being transformed into a rest home for rejected Republican politicians. I am not going into a tirade on the Republican Party or any of the individuals involved, but I would just like to bring this to the attention of the gentlemen of the Senate.

Mr. President, last week an announcement was made that Lou Sax, Republican Leader of the Fourth Ward in Philadelphia, has been appointed Assistant Director of the Bureau of Inspection, of the State Department of Labor and Industry. Mr. Sax's duties are loosely defined as "engaging in safety education and development of a safety program, with public cooperation, in industrial plants and factories." This is, of course, a conveniently flexible setup for one who is expected to devote the greatest part of his time and energy to political activity.

Let us take a look at Mr. Sax's background, Mr. President. Mr. Sax was formerly Clerk of the Court of Quarter Sessions, and when he was barred from political activity in that post, actually some sanctuary had to be found for him where he could practice his politics at the taxpayers' expense.

Mr. President, I have no personal animosity against Mr. Sax or any other person of that type, who is being placed on the pay roll. However, I do think in these days when we are talking about economy, both in Washington and Philadelphia, that this should be brought to our attention and some thought should be given to this problem, because if we are going to open up our pay roll in our government to people who lose jobs locally because the political climate has changed, we are letting ourselves wide open for terrific expenditures at the taxpayers' expense and for heavier tax burdens.

Mr. President, I would like to remind the gentlemen of the Senate that Mr. Sax is merely the latest, and I am sure not the last, of a steady stream of Republican politicians who have been removed from the city pay roll and are being placed on the State pay roll. Just a few weeks back, a few of the gentlemen had to quit the Board of Revision of Taxes, in the city of Philadelphia, because no longer was political activity allowed. They were then moved to the State Inheritance Bureau at higher salaries.

Also, Mr. President, on a national level, we had former Councilman William A. Kelly, Republican Leader of the Forty-Ssecond Ward, and a partner of a former city official, who were both engaged in the building business. He was appointed as the Eastern Pennsylvania District Director of the Federal Housing Administration. The tie-in between this agency, which approved financing for building construction, and his business interests, is so apparent as to need no further comment, except to question whether he has been required to divest himself of his business interests. Mr. Kelley joined the great crusade, which is now moving to Washington, to improve the moral climate and also to bring about greater mortality and economy in our National Government.

Mr. President, I believe most of us remember last November when we were talking about five percenters, and the moral climate getting very low and very bad in Washington. It seems the standards have changed; it looks like we are getting no longer five percenters, but ten percenters.



STUDENTS FROM EICHELBERGER HIGH SCHOOL,  
HANOVER, YORK COUNTY, PRESENTED  
TO SENATE

Mr. LEADER. Mr. President, I would like to call to the attention of the Chair the presence of a group of very fine students from the Eichelberger High School, Hanover, York County, Pennsylvania. One hundred and twenty-five of these students are from the junior sections of the American History Classes. They are accompanied by two of their teachers, Mr. B. Henry Shafer and Mr. James Leedy.

The PRESIDENT. The Chair wishes to express his pleasure, and that of the Members of the Senate, upon the occasion of the visit of this fine group from York County, and asks them to rise in place and take a bow.

PETITIONS AND REMONSTRANCES

Mr. MAHANY. Mr. President, I do not believe that Senator Weiner means to infer that because a House Member or a Senator happens to be defeated for election, that this should disqualify him from obtaining a position either with the State or Federal Government.

Mr. President, I have often complimented the Democratic Party on taking care of their own the way they have. I find that many of the Senators with whom I used to sit here, who were on the Democratic side, became Federal judges, and certainly down in Washington they really did take care of their good Congressmen who happened to be defeated.

Mr. President, I think that we here in the Assembly, who make so many sacrifices in coming here for very small pay, running all over our districts to do favors for people, and then when we seek re-election, if they happen to defeat us, I think we certainly are entitled to some consideration from the governing body in connection with obtaining appointments.

Mr. President, for instance, we do not need to go to the Governor to find out that he may have a legislator, who was defeated, on the public pay roll. You can look right over there on your own side and find that one of your own Democratic Senators, who was defeated, is on the pay roll of the State Senate. I don't find anything wrong with that. I think that is all right, but I do not think the finger should be pointed at us for having employed a man who ran for the House and happened to be defeated down in Philadelphia.

Mr. DENT. Mr. President, I concur in the statements made by the Republican Floor Leader, and I believe that the State should always find room for worn-out Senators, particularly. However, I believe the gentleman from Philadelphia, Senator Weiner, was talking about the attitude rather than the fact as we find it accomplished. The question of who is named to office, or to public office, was part of the campaign last year, if all of you will remember. What Senator Weiner was trying to do here was to impress upon the Senate, and the people of Pennsylvania, that it does not matter much which political party is in power, they will always find room for political hacks.

Mr. President, I think that what the young man from Philadelphia was trying to show, above everything else, is that there is no healthier climate in Washington today than there was last November; that it is just a change of names, not particularly a change of character; that the

"Country has not benefited too much from the so-called "great crusade" of the Republican Party; and that morally, if we were degenerate before November, we are still degenerate today.

The sum and substance of his remarks, Mr. President, as I understood them, was to impress particularly upon the Republican Members of the Senate that when we win the election next year, we hope to be able to take care of a great many of our friends, and particularly those old-timers who have worked so many years for the Republicans, whom we hope will come over to the Democrats.

Mr. WEINER. Mr. President, I would like to point out to the Majority Floor Leader that the gentlemen I mentioned, and the situations I mentioned, are not people who are elected to office and were defeated. These are gentlemen who have been appointed to office and have been maintaining their jobs. However, in the hope of better government, political activity was banned and they then proceeded to go on the State pay roll, or find a haven in the State pay roll, when they were no longer able to remain on the city pay roll.

Mr. BARR. Mr. President, at the request of Senator Wood, I have to offer a few words.

Mr. President, I heard the Governor's speech several weeks ago, in which he said the cost of government would have to be cut and the departments cut. At the same time, a Supreme Court ruling came out of Philadelphia, and I noticed that the economy wave went out the window.

I had not known about this gentleman, Mr. Sax, before, but I have a clipping here from the Philadelphia Evening Bulletin, "Five Tax Board Members Get on the State Payroll." These are all ward leaders.

Now, Mr. President, I happen to be Secretary of the Democratic Party at home. I am for taking care of as many good Democrats as possible, and I hope the Republican Party feels the same way. I do not, however, think they should be taken care of at the expense of the taxpayers in jobs being created which were not in existence before. The salaries of most of those jobs are \$6,000, \$5,800, \$5,500 and one fellow, I suppose he probably was not as good a ward leader as John Hughes, he only got \$4,675.

Mr. McCUSKER. Mr. President, I can appreciate the fact that Senator Weiner is doing something for the betterment of the District Attorney of Philadelphia. I would like to point out that when they started to clean Philadelphia, they swept it clean. They promised that so many drones would be removed from the city pay rolls. That has not been done. They promised reduction in taxes. That has not been done.

I would like to point out, Mr. President, that he talks about State Representative Sax, who was an outstanding statesman and who served the people in Philadelphia very well. Now, in the present situation in Philadelphia they have numerous leaders who have had to give up their jobs due to political activity, and they are attempting to pack the Municipal Court.

Furthermore, Mr. President, he made a statement concerning a recent appointment in Washington. I would like to point out that this gentleman is a distinguished businessman who knows his work, and he promises to do an excellent job in his present position.

Mr. WEINER. Mr. President, apparently I was not very



clear, and I will try to be a little bit clearer and more concise.

Mr. President, this was not a statement against any individual, or against any group or against any party. It was merely a matter of edification for the entire body, and just to let them know what the particular climate happened to be in a certain area. As long as we are trying to effect certain economies, I felt that this should be brought to the attention of this body so they can work along those lines, or with an eye toward that type of situation, in effecting these economies.

Mr. MAHANY. Mr. President, is it possible now to go along here to the next Order of Business? I see some ponies on this Calendar here that probably are going to be shot. I think we should get to that field pretty soon.

Mr. FREED. Mr. President, I would like to have the floor for just a minute or two, at this particular point. I do not know whether the President has taken notice of it this morning or not, but I was very much surprised in looking around this Senate Chamber. I was thinking of myself going to Sunday School, and going there because I sure did not want to miss that red star which I would get for attendance. I think we have one of the finest attendances that we have had on any Tuesday morning.

Mr. President, I hear a lot of talk about doing work and getting work done. I never knew how to do work without being there to do the work. Absenteeism never gave me any work. At this time, I think that most of us should congratulate each other for being in our particular seats.

Mr. President, I want to say something just at the time when we do get to the Calendar. This has prompted me to do that back in my particular county. I do not know how many are in the same position as I am back in the county, but I do have some other people who are up here on Capitol Hill. Those people find time to attend all kinds of meetings and be down back home, when they should be on Capitol Hill. I have been criticized for not attending certain functions back home. I think the electorate back home has sent me here to represent them. I do not think that I should be back home representing a few other people or trotting around the rest of the country, when I should be here trying to do my work.

Mr. President, I do not like to be accused at any particular time that I am trying to delay, and that I want to be here all year. I want to get out of here just as fast as the other fellows. I want to get back home. I am here, too, and it is costing me dough to be here. I could possibly go to a lot of places and perhaps that place, too, where a lot of them would like me to go. Nevertheless, I feel it is my duty to be here.

With that, I think, Mr. President, you should in some way give us a little something for having such a nice group here now.

Mr. President, I do hope that I can ask for this to take place when we get on the Calendar; that only those answering to their names shall be recorded. We are only absent about ten per cent this morning, which is very good and it will not look too bad to show the ones up who are not here.

## HOUSE MESSAGE

### HOUSE CONCURS IN SENATE CONCURRENT RESOLUTION

The Clerk of the House of Representatives being introduced, informed the Senate that the House has concurred in resolution from the Senate as follows:

### TIME OF NEXT MEETING

In the Senate, March 31, 1953.

Resolved, (if the House of Representatives concur), That when the Senate adjourns this week it reconvene on Monday, April 6, 1953 at four o'clock p.m., E. S. T., and when the House of Representatives adjourn this week it reconvene on Monday, April 6, 1953 at four-thirty o'clock p.m., E. S. T.

### REPORT FROM COMMITTEE

Mr. WOLFE. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WOLFE, from the Committee on Military Affairs and Aeronautics, reported as committed House Bill No. 300, entitled:

An Act to further amend Section 5 of the act approved the eleventh day of June one thousand nine hundred forty-seven (P. L. 565) entitled "An act providing compensation to certain persons who served in the military or naval forces of the United States or of any of her allies during World War II providing the method of making payment to representatives of persons who because of death or incapacity cannot personally receive compensation imposing certain duties on the Adjutant General making an appropriation and providing penalties" by extending the time during which applications may be filed for veterans' compensation

### REPORT FROM COMMITTEE ON EXECUTIVE NOMINATIONS

Mr. WATSON. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WATSON, from the Committee on Executive Nominations, reported with a favorable recommendation the following nomination, made by His Excellency, the Governor of the Commonwealth, which was laid on the table:

### JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, March 23, 1953.  
To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Robert J. Hughes, 104 South Front Street, Saint Clair, Schuylkill County, for appointment as Justice of the Peace in and for the Borough of Saint Clair, Schuylkill County, until the first Monday of January 1954, vice George Boote, deceased.

JOHN S. FINE.

### NOMINATIONS TAKEN FROM TABLE

Mr. WATSON. Mr. President, I call from the table several of the nominations that were reported at today's session, and ask that they be read by the Clerk.

The Clerk read the nominations as follows:

MEMBERS OF REGISTRATION COMMISSION  
CITY OF SCRANTONCommonwealth of Pennsylvania,  
Governor's Office, Harrisburg, March 30, 1953.To the Honorable, the Senate of the Commonwealth of  
Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as members of the Registration Commission in and for the City of Scranton, to serve until January 3, 1954, and until their successors are qualified:

Mrs. Agnes Thomas (Republican), 333 North Sumner Avenue, Scranton, Lackawanna County, vice David Thomas, deceased.

Miss Hazel L. Davies (Republican), 2440 North Washington Avenue, Scranton, Lackawanna County, vice Mrs. Annie P. Manly, whose term expired.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, March 31, 1953.To the Honorable, the Senate of the Commonwealth of  
Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as members of the Registration Commission in and for the City of Scranton, to serve until January 3, 1954, and until their successors are qualified.

Patrick J. Gilroy (Democrat), 739 North Bromley Avenue, Scranton, Lackawanna County, vice Dominick Manzo, whose term expired.

William J. Nealon (Democrat), 539 Hemlock Street, Scranton, Lackawanna County, vice Dr. T. G. Killeen, whose term expired.

JOHN S. FINE.

## JUSTICES OF THE PEACE

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, March 16, 1953.To the Honorable, the Senate of the Commonwealth of  
Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Lester Alfred Potts, R. D. No. 1, Schuylkill Haven, Schuylkill County, for appointment as Justice of the Peace in and for the Township of North Manheim, Schuylkill County, until the first Monday of January 1954, vice William F. Brocius, deceased.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, March 23, 1953To the Honorable, the Senate of the Commonwealth of  
Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Robert J. Hughes, 104 South Front Street, Saint Clair, Schuylkill County, for appointment as Justice of the Peace in and for the Borough of Saint Clair, Schuylkill County, until the first Monday of January 1954, vice George Boote, deceased.

JOHN S. FINE.

## CONSIDERATION OF EXECUTIVE NOMINATIONS

Mr. WATSON asked and obtained unanimous consent for immediate consideration of the nominations read by the Clerk.

## EXECUTIVE SESSION

A motions was made by Mr. WATSON and Mr. WATKINS,

That the Senate do now resolve itself into Executive

Session, for the purpose of acting upon said nominations.

Which was agreed to.

Whereupon,

A motion was made by Mr. WATSON and Mr. WATKINS,

That the Senate do advise and consent to said nominations.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

## YEAS—47

Bane,	Hare,	McCusker,	Taylor,
Barr,	Harney,	McGinnis,	Toole,
Berger,	Holland,	McMenamin,	Wade,
Blass,	Kessler,	McPherson, Jr.	Wagner,
Camel,	Koprivier, Jr.	Miller,	Watkins,
Chapman,	Lane,	Pechan,	Walker,
Dent,	Leader,	Peelor,	Watson,
Diehm,	Letzler,	Prophet,	Welner,
DiSilvestro,	Madigan,	Ruth,	Wolfe,
Fleming,	Mahany,	Silver,	Wood,
Freed,	Mallery,	Snowden,	Yosko,
Haluska,	McCreesh,	Stevenson,	

## NAYS—0

Two-thirds of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

## EXECUTIVE SESSION RISES

Mr. WATSON. Mr. President, I move that the Executive Session do now rise.

Mr. WATKINS. Mr. President, I second the motion.

The motion was agreed to.

## CALENDAR

## THIRD READING CALENDAR

## BILL ON THIRD READING

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 35, entitled:

An Act to further amend Section 1 of the act approved the twenty-fifth day of April one thousand nine hundred twenty-nine (P. L. 723) entitled "An act regulating the investment of funds by administrative departments boards commissions and officers of the State Government" by expanding the investment powers of State administrative departments boards commissions or officers

And said bill having been read at length the third time,  
On the question,

Will the Senate agree to the bill on third reading?

Mr. YOSKO. Mr. President, I wonder whether the sponsor of the bill will permit himself to be interrogated.

The PRESIDENT. Will the gentleman from Potter, Mr. Berger, permit himself to be interrogated?

Mr. BERGER. I will, Mr. President.

Mr. YOSKO. Senator Berger, if I read the bill correctly, do I understand that this bill proposes to put the Commonwealth in the bond brokerage business?

Mr. BERGER. Will you repeat the question, please, Senator?

Mr. YOSKO. Senator Berger, if I read the bill correctly, do I understand that this bill proposes to put the Commonwealth in the bond brokerage business?



Mr. BERGER. No.

Mr. YOSKO. Mr. President, I desire to further interrogate the Senator.

The PRESIDENT. Will the gentleman from Potter, Senator Berger, permit himself to be interrogated further?

Mr. BERGER. I will, Mr. President.

Mr. YOSKO. Senator Berger, the bill does expand the type of investments in which the Commonwealth can participate. Is that correct?

Mr. BERGER. Those departments having funds to invest, that is correct.

Mr. YOSKO. Senator Berger, as I read the bill, I noted, and you correct me if I am wrong, that the particular department heads are the judges as to the bonds in which they can invest funds. Is that correct?

Mr. BERGER. Where do you find that in the bill, Senator?

Mr. YOSKO. Senator Berger, may I ask this question? Who is the investing authority under this bill?

Mr. BERGER. The department officer, or commission, who is authorized by law to invest funds.

Mr. YOSKO. Who would that be?

Mr. BERGER. Any person to whom the Legislature has given that authority.

Mr. YOSKO. Who would that be?

Mr. BERGER. Any person, designated by any act of Assembly, authorized to make investment of funds under his custody or control.

Mr. YOSKO. Could the gentleman tell me who that might be? Is it a department head, is it a committee in the State Government, is it the state Treasurer? Who is it?

Mr. BERGER. No person, unless he is so designated by the Legislature, would be permitted to make these investments.

Mr. YOSKO. What is the yardstick in this bill for the selection of particular investments in which the State may participate?

Mr. BERGER. The restrictions in the bill are the only selections; the definition of the type of security in which the commission or the board may invest.

Mr. YOSKO. Would that be covered on page 8, under section (i)?

Mr. BERGER. Yes, the degree of judgment in here would be the same as that which a man of prudence would exercise.

Mr. YOSKO. Is there anything in the bill which would place any responsibility upon the investing agency for bad investments they might make?

Mr. BERGER. No more so than there is now.

Mr. YOSKO. Does the distinguished gentleman from Potter understand and realize that, for instance, in the Schoolteachers' Retirement Fund, investments were made by that fund of municipal bonds which were forfeited to the tune of, I think, several million dollars because they did not exercise good prudence?

Mr. BERGER. I would not go so far as to say that they did not, because I have no knowledge of that fact.

Mr. YOSKO. Mr. President, because this bill does not create an investing authority composed of competent persons within the State Government, because of the dangers involved in the type of investments indicated in this bill, and because, as I understand it, the bond market looks with disfavor upon many of the bonds indicated in

this bill, I personally cannot vote for it. I believe, in my opinion, that the bill should go over in its order and should be amended so that an investing authority of competent persons in the Commonwealth can be included in the bill.

### BILL OVER IN ORDER

Mr. YOSKO. Mr. President, I now ask unanimous consent that Senate Bill No. 35, on third reading, go over in its order.

The PRESIDENT. Is there objection?

Mr. BERGER. Mr. President, I object to the bill going over in its order.

Mr. DENT. Mr. President, I would like to vote for the bill. However, the safeguards suggested by the gentleman, Senator Yosko, would not injure the bill in any way at all. It would make it stronger, and I believe that the entire Democratic group would vote for extending the powers and allowing a greater field and range for investments.

Mr. President, unless we have the bill go over in its order, we will not have an opportunity to vote upon the recommendations suggested by Senator Yosko, and I would appeal to Senator Berger to allow the bill go over in its order until Monday. Let us prepare the amendment, then take a vote on the amendment, giving us an opportunity to try to help Senator Yosko in his position and still be in a position to vote for your bill.

Mr. BERGER. Mr. President, if that is the reason for the request, then I will withdraw my objection.

The President. Senator Yosko has requested that Senate Bill No. 35, Printer's 39, go over in its order. There being no objection, the bill will go over in its order.

### BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 85, as follows:

An Act to amend the act approved the twenty-first day of January one thousand nine hundred fifty-two (Appropriation Acts page 87) entitled "An act to provide for the ordinary expenses of the Executive Legislative and Judicial Departments of the Commonwealth interest on the public debt and the support of the public schools for two years beginning June first one thousand nine hundred fifty-one and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first one thousand nine hundred fifty-one" by changing the conditions for expending appropriation for incidental expenses of the Senate. The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The item making appropriation for incidental expenses of the Senate of Section 2 of the act approved the twenty-first day of January one thousand nine hundred fifty-two (Appropriation Acts page 87) entitled "An act to provide for the ordinary expenses of the Executive Legislative and Judicial Departments of the Commonwealth interest on the public debt and the support of the public schools for two years beginning June first one thousand nine hundred fifty-one and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first one thousand nine hundred fifty-one" is hereby amended to read as follows

Section 2 The following sums or as much thereof as may be necessary are hereby specifically appropriated from the General Fund to the several hereinafter named agencies of the Executive Legislative and Judicial Departments of the Commonwealth for the purpose here-

inafter set forth for the two years beginning June first one thousand nine hundred fifty-one and for the payment of the bills incurred by said agencies and remaining unpaid at the close of the fiscal year ending May thirty-first one thousand nine hundred fifty-one

\* \* \* \* \*

For the payment of the incidental expenses of the Senate for six months commencing December first one thousand nine hundred fifty-two and the entire period of the Session of one thousand nine hundred fifty-three should the same extend beyond May thirty-first such sum as may be necessary to be expended by the Chief Clerk of the Senate who shall render to the Auditor General accounts from time to time with proper specifically itemized vouchers to be settled in the same manner as other accounts but said Chief Clerk shall at no time have in his hands more than [two thousand dollars (\$2,000)] four thousand dollars (\$4,000) for which accounts have not been rendered and settled and the whole amount expended by said Chief Clerk shall not exceed the sum of thirteen thousand dollars (\$13,000) out of which amount such necessary extra labor in the Senate shall be paid as shall be certified by the President pro tempore and Chief Clerk

Section 2 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

#### YEAS—47

Bane,	Hare,	McCusker,	Taylor,
Barr,	Harney,	McGinnis,	Toole,
Berger,	Holland,	McMenamin,	Wade,
Blass,	Kessler,	McPherson, Jr.	Wagner,
Camiel,	Koprivier, Jr.	Miller,	Walker,
Chapman,	Lane,	Pechan,	Watkins,
Dent,	Leader,	Peelor,	Watson,
Diehm,	Letzler,	Probert,	Weiner,
DiSilvestro,	Madigan,	Ruth,	Wolfe,
Fleming,	Mahany,	Silvert,	Wood,
Freed,	Mallery,	Snowden,	Yosko,
Haluska,	McCreesh,	Snowden,	

#### NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 163, as follows:

An Act to further amend the last paragraph of section five hundred seven of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of

all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" by authorizing departments boards and commissions to contract for utility services furnished by electric cooperative corporations

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The last paragraph of section five hundred seven of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the board of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" as last amended by the act approved the fourteenth day of January one thousand nine hundred fifty-two (1951-52 P. L. 1941) is hereby further amended to read as follows

#### Section 507 Purchases

\* \* \* \* \*

Notwithstanding any of the foregoing provisions of this section any department board or commission may

(1) Purchase repairs or repair parts for its equipment from the manufacturer of such equipment or from the manufacturer's authorized dealer

(2) Contract for utility service furnished by public utility companies political subdivisions [and] authorities and electric cooperative corporations

(3) Rent machinery and other equipment and devices

(4) Employ professional or skilled labor on a temporary basis in instances where the Department of Property and Supplies does not have an applicable contract but all such employment shall be approved by the Governor except in the case of a State institution when it shall be approved by the head of the department having supervision over the institution

(5) Subscribe to periodicals magazines or newspapers or purchase books or take memberships in independent organizations or societies having related functions but all such memberships shall be approved by the Governor

Section 2 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

#### YEAS—45

Bane,	Holland,	McGinnis,	Taylor,
Barr,	Kessler,	McMenamin,	Toole,
Berger,	Koprivier, Jr.	McPherson, Jr.	Wade,
Camiel,	Lane,	Miller,	Wagner,
Dent,	Leader,	Pechan,	Walker,
Diehm,	Letzler,	Peelor,	Watkins,
DiSilvestro,	Madigan,	Probert,	Watson,
Fleming,	Mahany,	Ruth,	Weiner,



Freed,  
Haluska.  
Hare,  
Harney.

Mallery,  
McCreesh,  
McCusker.

Silvert,  
Snowden,  
Stevenson.

Wolfe,  
Wood,  
Yosko.

### NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

### BILL ON THIRD READING AMENDED

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 297, entitled:

An Act to further amend the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers, providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," by making the Pennsylvania State Police and the Pennsylvania Board of Parole departmental administrative agencies in the Department of Justice; and prescribing their powers and duties.

And said bill having been read at length the third time.

On the question,

Will the Senate agree to the bill on third reading?

Mr. BARR. Mr. President, I ask unanimous consent to offer an amendment at this time.

Mr. President, for the benefit of those who may not be familiar with what the amendment is, I would like to take just one moment to say that if we have this amalgamation, we may run into a problem with the pension funds. It is probably known that the State Police have a separate pension fund and my amendment simply provides that, "nothing herein contained shall be construed to change the existing State Police Retirement Fund or the administration thereof."

Mr. President, therefore, I ask unanimous consent to offer this amendment on behalf of Senator Dent, Senator Mahany and myself.

The PRESIDENT. Is there objection? The Chair hears none.

The Clerk read the amendment as follows:

Amend Section 463 on page 9, line 1, by adding after the word "Board" the following: "provided however that nothing herein contained shall be construed to change the existing State Police Retirement Fund or the administration thereof."

On the question,

Will the Senate agree to the amendment?

It was agreed to.

On the question,

Will the Senate agree to the bill on third reading, as amended?

It was agreed to.

Ordered, To be transcribed for final passage.

### BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 327, as follows:

An Act to reenact and further amend the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative department boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" by making the Pennsylvania Historical and Museum Commission a departmental administrative commission in the Department of Public Instruction and prescribing its powers and duties

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 201 of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" as last amended by the act approved the twenty-fifth day of April one thousand nine hundred forty-nine (P. L. 729) is hereby further amended to read as follows

Section 201 Executive Officers Administrative Departments and Independent Administrative Boards and Commissions The executive and administrative work of this Commonwealth shall be performed by the Executive Department consisting of the Governor Lieutenant Governor Secretary of the Commonwealth Attorney General Auditor General State Treasurer Secretary of Internal Affairs and Superintendent of Public Instruction by the Executive Board and the Pennsylvania State Police by the following administrative departments Department of State Department of Justice Department of the Auditor General Treasury Department Department of Internal Affairs Department of Public Instruction Department of Military Affairs Insurance Department Department of Banking De-



partment of Agriculture Department of Forests and Waters Department of Mines Department of Highways Department of Health Department of Labor and Industry Department of Welfare Department of Property and Supplies Department of Revenue Department of Public Assistance and Department of Commerce and by the following independent administrative boards and commissions Pennsylvania Game Commission Pennsylvania Fish Commission State Civil Service Commission and Pennsylvania Public Utility Commission [and the Pennsylvania Historical and Museum Commission]

All of the provisions of this act which apply generally to administrative departments or generally except to the Department of the Auditor General and the Treasury Department shall apply to the Executive Board and to the Pennsylvania State Police

Section 2 As much as applies to the Department of Public Instruction of Section 202 of said act as last amended by the acts approved the twenty-second day of May one thousand nine hundred fifty-one (P. L. 323) the twenty-fourth day of May one thousand nine hundred fifty-one (P. L. 353) the nineteenth day of July one thousand nine hundred fifty-one (P. L. 1144) and the seventeenth day of August one thousand nine hundred fifty-one (P. L. 1245) is hereby reenacted and further amended to read as follows

Section 202 Departmental Administrative Boards Commissions and Offices The following boards commissions and offices are hereby placed and made departmental administrative boards commissions or offices as the case may be in the respective administrative departments mentioned in the preceding section as follows

\* \* \* \* \*

In the Department of Public Instruction

State Council of Education

State Real Estate Commission

Pennsylvania State Board of Censors

Public School Employees' Retirement Board

Board of Trustees of Thaddeus Stevens Trade School

Board of Trustees of Pennsylvania State Oral School for the Deaf

Board of Trustees of Scotland School for Veterans' Children

Board of Trustees of West Chester State Teachers' College

Board of Trustees of Millersville State Teachers' College

Board of Trustees of Kutztown State Teachers' College

Board of Trustees of East Stroudsburg State Teachers' College

Board of Trustees of Mansfield State Teachers' College

Board of Trustees of Bloomsburg State Teachers' College

Board of Trustees of Shippensburg State Teachers' College

Board of Trustees of Lock Haven State Teachers' College

Board of Trustees of Indiana State Teachers' College

Board of Trustees of California State Teachers' College

Board of Trustees of Slippery Rock State Teachers' College

Board of Trustees of Edinboro State Teachers' College

Board of Trustees of Clarion State Teachers' College

Board of Trustees of Cheyney State Teachers' College

State Board of Medical Education and Licensure

State Board of Pharmacy

State Dental Council and Examining Board

State Board of Optometrical Examiners

State Board of Osteopathic Examiners

Osteopathic Surgeons' Examining Board

State Board of Nurse Examiners

State Board of Barber Examiners

State Board of Cosmetology

State Board of Veterinary Medical Examiners

State Board of Chiropractic Examiners

State Board for the Examination of Public Accountants

State Board of Examiners of Architects

State Registration Board for Professional Engineers

Public Service Institute Board

State Board of Private Academic Schools

State Board of Private Business Schools

State Board of Private Trade Schools

State Board of Private Correspondence Schools

Pennsylvania Historical and Museum Commissions

Section 3 Section 304 of said act is hereby repealed

Section 4 Article IV of said act is hereby amended by adding at the end thereof a new section to read as follows

Section 463 Pennsylvania Historical and Museum Commission The Pennsylvania Historical and Museum Commission shall consist of the Superintendent of Public Instruction ex officio nine citizens of the Commonwealth and four members of the General Assembly two from the Senate and two from the House of Representatives The members of the commission who are members of the General Assembly shall have no right to vote but shall in all other respects enjoy all the rights and privileges of membership One of the members of the commission shall be designated by the Governor to serve as chairman of the commission The commission shall appoint to serve at its pleasure and with the approval of the Governor fix the compensation of an executive director who shall attend to the administrative work of the commission No member of the commission nor any one who has served as a member thereof within one year shall be eligible for appointment as executive director

Six members of the commission who are not members of the General Assembly shall constitute a quorum

The present members of the Pennsylvania Historical and Museum Commission shall be members of the Pennsylvania Historical and Museum Commission hereby established and shall hold their offices until their successors are appointed and qualified

The members of the General Assembly shall be appointed by the President pro tempore of the Senate and the Speaker of the House of Representatives respectively for a term to expire with his concurrent term as a legislator and shall serve until his successor is appointed and qualified unless he shall not be elected for the next succeeding term as a member of the General Assembly in which case a vacancy shall occur

Section 5 Article XIII of said act is hereby amended by adding at the end thereof two new sections to read as follows

Section 1314 Pennsylvania Historical and Museum Commission Subject to any inconsistent provisions in this act contained the Pennsylvania Historical and Museum Commission shall have the power and its duties shall be

(a) To exercise the powers and perform the duties heretofore by law vested in and imposed upon the former Pennsylvania Historical Commission the Pennsylvania Historical and Museum Commission and any officer or member thereof and to serve as the official agency of the Commonwealth for the conservation of Pennsylvania's historic heritage and the preservation of public records historic documents and objects of historic interest Any power or duty heretofore vested in or imposed upon the chairman of the Pennsylvania Historical Commission is herein vested in and imposed upon the chairman of this commission and any power or duty heretofore vested in or imposed upon the Secretary of the Pennsylvania Historical Commission is herein vested in and imposed upon the executive director of this commission

(b) To exercise the powers and perform the duties heretofore by law vested in the State Museum or the Director of the Museum or in the State Library and Museum or the Department of Public Instruction in so far as such powers or duties relate to the museum or to the functions of the museum or to the powers or to the duties or functions set forth in this section

(c) Upon its own initiative or upon petition of municipalities or historical societies to mark by proper monuments tablets or markers places or buildings within this Commonwealth where historical events have transpired and with the consent of the State or county having juris-



diction thereof places or buildings outside of this Commonwealth having to do with its history and to arrange for the care or maintenance of such markers or monuments

(d) To undertake within the means at its command the preservation or restoration of ancient or historical public buildings military works or monuments connected with the history of Pennsylvania and for this purpose to contract with cities boroughs and townships for and on behalf of the Commonwealth or with historical societies or other associations with proper bond or security for the maintenance of such buildings works or monuments as a consideration for assistance in their erection restoration preservation or marking by the commission

(e) To transmit to the Department of Property and Supplies for publication or republication matters of historical or archeological interest and to cooperate with said department in compiling heading printing and distributing such publications

(f) Upon its own initiative or in cooperation with reputable societies or organizations to conduct investigations upon historical or archeological matters relative to Pennsylvania and report the same for public information

(g) To assume the preservation care and maintenance of historical buildings grounds monuments or antiquities committed to its custody by the General Assembly and to make and enforce rules and regulations for the visitation of such places by the public and at its discretion to charge admission fees to historical buildings such fees to be paid into the State Treasury through the Department of Revenue and credited to the Historical Preservation Fund

(h) To receive for and on behalf of the Commonwealth gifts or bequests of relics or other articles of historical interest which shall be deposited in the State Museum or at the discretion of the commission in or on historic properties or shrines committed to its custody

(i) To accept for the Commonwealth gifts and bequests of or securities for the endowment of its work in accordance with the instructions of the donors and in conjunction with the Governor Auditor General and State Treasurer who shall together with the members of the commission constitute a body of trustees for the care of such funds invest the same in the bonds of this Commonwealth or of any political subdivision thereof and to employ the interest and income from such investments for the purpose of the commission or to apply the same to such uses as may have been specified by the respective donors of such funds

(j) To approve or disapprove the design and proposed location of all historical monuments memorials buildings tablets and inscriptions and to cooperate in the care or restoration of historic sites buildings battlefields and other historical undertakings maintained or executed in whole or in part at the expense of the Commonwealth

(k) To accept and take title in the name of the Commonwealth of Pennsylvania to the sites of historical markers.

(l) To examine any records within the control of the several departments boards and commissions of this Commonwealth for the purposes of historical research and to copy any such records

(m) To examine or cause to be examined or excavated the sites and areas of former aboriginal or American Indian occupation and of frontier forts and early white settlements within this Commonwealth to acquire by purchase or gift archeological or historical collections to prepare lists of archeological or historical sites to describe them and to report upon their specific character to gather information by historical research by microfilming or otherwise copying historic documents letters and records by analyzing and determining their authenticity and by compiling lists and guides to the materials for Pennsylvania history All information reports scientific determinations and other records obtained by these surveys and investigations or archeological collections acquired by purchase shall be the property solely of the Common-

wealth to be deposited in the State Museum or Archives or elsewhere at the discretion of the commission

(n) To control direct supervise and manage the State Museum

(o) To edit the Pennsylvania Archives

(p) To preserve all public records throughout the Commonwealth and to give special attention to the preservation of all records of the State Government not in current use and of historical value to negotiate for the transfer of an to receive public records from any department board or commission of the Commonwealth or from any agency of a political subdivision thereof The Pennsylvania Historical and Museum Commission shall be the legal custodian of such public records as may be turned over to it by any department board or commission of the Commonwealth or by any agency of a political subdivision thereof The head of any department board or commission of the Commonwealth or of any agency of a political subdivision thereof is authorized to turn over to the Pennsylvania Historical and Museum Commission such public records legally in his custody as are not needed for the transaction of the business of his office whenever the Pennsylvania Historical and Museum Commission is willing to receive and care for them Whenever such transfers are made the Executive Director of the Pennsylvania Historical and Museum Commission shall transmit to the office from which the records are transferred a list in which such are described in terms sufficient to identify them which list shall be filed and preserved in said office

(q) To collect classify preserve and make acceptable for reference all records which may come into its possession with such exceptions as may be indicated by the commission and to examine into the condition of the records books pamphlets documents manuscripts archives maps and papers kept filed or recorded in the several offices of the departments boards or commissions of the Commonwealth and of the counties cities and boroughs of the State The Executive Director of the commission or any employees designed by him shall have the right of reasonable access to and examination of all public records in the Commonwealth and shall report to the commission on their condition

(r) To recommend such action to be taken by the persons having the care and custody of public records as may be necessary to secure their safety and preservation and to cause all laws relating to public records to be enforced and to recommend uniform standards governing the use of paper ink and filing procedure for all records and papers of the several departments boards and commissions of the Commonwealth and the political subdivisions thereof which shall be construed as being of permanent and ultimate historical importance and to enforce all such standards

(s) To furnish to persons applying therefor certificates relating to the public records or copies thereof upon the payment of such charges as shall be fixed by law

(t) To preserve objects illustrating the flora and fauna of the State and its mineralogy geology archeology arts history and education and whenever deemed necessary to illustrate the same with lantern slides or films which may be circulated throughout the Commonwealth under such rules and regulations as the commission may adopt which rules and regulations may provide for a reasonable charge for the use of such slides and films

(u) In performing its duties under the foregoing subsections to consult and procure the advice of such archeological anthropological historical archival or museum experts as it shall deem advisable to consult and to compensate them for such services

(v) To establish supervise and operate in cooperation with the Department of Military Affairs an extension museum of materials pertaining to war history at the Indian town Gap Military Reservation To achieve such purpose the commission may lend materials from its collections for exhibition at such extension museum

(w) With the approval of the Governor to lend to any other museum archival depository historical society or other reliable organized group of an educational nature any relics articles of historical interest manuscripts documents or other material committed to its custody under



rules and regulations adopted by the Commission to provide adequate security for the safe return of said material which rules and regulations shall include provision for full insurance protection of any material loaned and also with the approval of the Governor to exchange material with other museums archival depositories historical societies or other reliable organized group of an educational nature Provided That no unique relic article manuscript document or other material which is of special significance to the history of Pennsylvania shall be exchanged in this manner

Section 1315 Historical Preservation Fund All moneys collected by the Department of Property and Supplies from the sale of publications of the Pennsylvania Historical and Museum Commission and all moneys collected by the commission from fees charged for admission to historical buildings shall be paid into the State Treasury through the Department of Revenue and credited to a fund to be known as the "Historical Preservation Fund" which is hereby created Except as hereinafter provided all moneys in the fund from time to time are hereby appropriated to the Department of Public Instruction for the use of the Pennsylvania Historical and Museum Commission for the preservation care and maintenance of the historical buildings grounds monuments and antiquities committed to its custody and for the publication and republication of matters of historical or archeological interest and for the research and editorial work incidental thereto Whenever the moneys credited to the Historical Preservation Fund during any fiscal biennium exceeds the average biennial allocation for the above purposes for the two preceding fiscal bienniums the excess shall be transferred to the General Fund

Section 6 The unexpended balance existing on the effective date of this act in any appropriation made out of the General Fund to the Pennsylvania Historical and Museum Commission is hereby transferred and appropriated to the Department of Public Instruction for the use of the Pennsylvania Historical and Museum Commission for the same purposes as expressed in the act making such appropriation and any such unexpended balance also is hereby appropriated to the Department of Public Instruction for the payment of any bills or encumbrances incurred by the Pennsylvania Historical and Museum Commission prior to and remaining unpaid on the effective date of this act

Section 7 Article XXVIII-A of said act is hereby repealed

Section 8 The provisions of this act shall become effective

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

(During the calling of the roll, the following occurred:)

Mr. McMENAMIN. Mr. President, I wish to be recorded as voting "aye."

The PRESIDENT. The gentleman from Lackawanna will be so recorded.

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

#### YEAS—28

Bane,	Hare,	McGinnis,	Wagner,
Barr,	Harney,	McMenamin,	Walker,
Berger,	Holland,	Ruth,	Watkins,
Carniel,	Lane,	Silvert,	Watson,
Dent,	Leader,	Taylor,	Weiner,
DiSilvestro,	Mallery,	Toole,	Wood,
Haluska,	McCreesh,	Wade,	Yosko,

#### NAYS—16

Fleming,	Letzler,	McPherson, Jr.	Probert,
Freed,	Madigan,	Miller,	Snowden,

Kessler,  
Koprivier, Jr.

Mahany,  
McCusker,

Pechan,  
Peelor,

Stevenson,  
Wolfe,

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

#### BILL ON THIRD READING AMENDED

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 328, entitled:

An Act to further amend the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers, fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employees in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments, boards and commissions shall be determined," by creating the Highway Planning Commission as an advisory commission in the Department of Highways.

And said bill having been read at length the third time, On the question,

Will the Senate agree to the bill on third reading?

Mr. HARE. Mr. President, I ask unanimous consent to offer amendments at this time. For the benefit of the Members of the Senate, these are clarifying amendments.

The PRESIDENT. Is there objection? The Chair hears none.

The Clerk read the amendments as follows:

Amend the Title, page 1, line 1 of Title, by striking out the words "further amend" and inserting in lieu thereof "reenact and amend Section 203 of and to add Section 2010 to";

Amend Title, page 2, line 11 of Title, by inserting after the word "by" the following: "designating the advisory boards and commissions within the departments and";

Amend Sec. 1, page 3, line 14, by striking out the word "act" and inserting in lieu thereof "acts";

Amend Sec. 1, page 3, line 14, by inserting after the word "approved" the following: "the second day of May, one thousand nine hundred forty-nine (P. L. 867) and";

Amend Sec. 1, page 3, line 15, by inserting after the word "hereby" the following: "reenacted and";

Amend Sec. 1, (Sec. 203), page 4, line 1, by striking out the stars;

Amend Sec. 1, (Sec. 203), page 4, line 2, by striking out all of line 2 and inserting in lieu thereof "In the Department of Military Affairs, State Military Reservation Commission, State Veterans' Commission; In the Department of Forests and Waters, State Forest Commission, Flood Control Commission; In the Department of Health, Advisory Health Board; In the Department of Welfare, State Welfare Commission; In the Department of Property and



Supplies, General Galusha-Pennypacker Monument Commission; In the Department of Highways, Highway Planning Commission";

Amend Sec. 3, page 4, lines 16, 17 and 18, by striking out the words "as last amended by the act" in line 16, all of line 17, and the words "forty-nine (P. L. 725)" in line 18.

Amend Sec. 3, page 4, line 18, by striking out the word "further".

On the question,

Will the Senate agree to the amendments?

They were agreed to.

On the question,

Will the Senate agree to the bill on third reading, as amended?

It was agreed to.

Ordered, To be transcribed for final passage.

### BILL ON THIRD READING

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 329, entitled:

An Act abolishing the Department of Health and transferring its powers and duties to the Department of Health and Welfare.

And said bill having been read at length the third time,

On the question,

Will the Senate agree to the bill on third reading?

Mr. HALUSKA. Mr. President, as per the agreement we had in committee, wherein we discussed the possibility of public hearings if we had calls for them, I have here a letter from the Pennsylvania Citizens Association and the Medical Society of the State of Pennsylvania, asking for a public hearing on Senate Bill No. 329.

### BILL RECOMMITTED

Mr. HALUSKA. Mr. President, I therefore, move that Senate Bill No. 329, on third reading, be recommitted to the Committee on Rules for the purpose of a public hearing.

Mr. LANE. Mr. President, I second the motion.

The motion was agreed to.

### ANNOUNCEMENT BY MAJORITY FLOOR LEADER

Mr. MAHANY. Mr. President, in order that these hearing may be expedited, I would like to set the hearing regarding Senate Bill No. 329, Printer's No. 46, for next Thursday, April 9, at 10:00 o'clock a. m., in the Senate Caucus Room.

### THIRD READING CALENDAR

#### BILL ON THIRD READING, DEFEATED ON FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 330, entitled:

An Act to amend Section 2008 of the act approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto," by requiring repayment of tuition costs by State teachers college graduates who fail to comply with their agreement to teach in the public schools of this Commonwealth.

And said bill having been read at length the third time, and greed to,

On the question,

Shall the bill pass finally?

Mr. DENT. Mr. President, as a co-sponsor of this particular bill—as you all know, the sponsorship was by request—I cannot conscientiously vote for this piece of legislation because, as it is now written, I do not believe that it would stand up in the courts of the land. It does not in any way, in my opinion, create an economy for the Commonwealth, and it may injure the teachers' college system of the Commonwealth of Pennsylvania.

Therefore, Mr. President, I personally intend to vote against the bill, and I ask those who feel the same as I do to do likewise.

Mr. WALKER. Mr. President, I appreciate the position of the Minority Floor Leader. I want to say to him that I feel the same way about the bill, as far as its constitutionality is affected.

I might say, Mr. President, that I am at a loss to determine what was in the minds of the Survey Committee when they made the report recommending this, because, in the first analysis, the boys and girls attending a Teachers' College, in the majority of instances, when they would enter the college they would be minors, and under the law would be incapable of making a contract which could be enforced in a court of law. It would be somewhat confusing to try to determine on what basis the Commonwealth would proceed to sue to obtain this back tuition.

Mr. President, under the provisions of this bill, if we would pass this, it would be almost incumbent upon the Commonwealth to offer the graduates positions at commensurate salaries in Pennsylvania, in order to relieve the Commonwealth of any further obligation and put them in position to sue the graduates.

Now, Mr. President, there are at times a number of young lady graduates who, after graduation, are married and proceed to take up their duties as housewives, and the Commonwealth would be forced to bring suit against them. Young men who graduate from the Teachers' Colleges, and are called into the Service and are unable to teach, would immediately be defendants in a civil suit in which the Commonwealth would be prosecuting them.

Very frankly, Mr. President, I do not think it is good legislation and should be defeated.

Mr. DENT. Mr. President, I agree with everything the gentleman has said, but there is something deeper and more significant in this kind of legislation.

Mr. President, every since I have been here, I have fought against any piece of legislation which in any manner tended to Balkanize our Country. I do not want any barriers built up, either in trade or other relationships, between the various States. We cannot, in Pennsylvania, say to the graduates of our schools, any schools, that they cannot move to another State if they so desire. Let us not set up a passport system in the Commonwealth of Pennsylvania.

Mr. LANE. Mr. President, I am very happy that I have so much support here this morning in regard to this piece of legislation. I have been particularly disturbed about it. In looking it over, it seems to me if we take this step we should also put provisions into the law whereby all medical students, graduated from any college of higher

learning whereby the State contributes, should also have the responsibility of being medical doctors here in Pennsylvania.

Mr. President, Senator Walker has made several very good points, but I was thinking, also, supposing that a student in a State Teachers' College should die after graduation. Then, I guess, the Commonwealth would sue the estate.

It seems to me, Mr. President, that here in Pennsylvania, like most of the other States, we are lacking in education. We have a shortage of good public school teachers. What we must do is encourage that.

Mr. President, I, for one, am going to oppose this bill, and I believe that quite a number of the thinking Members of this Senate will also oppose this bill and defeat it right now.

Mr. MALLERY. Mr. President, I agree with Senator Dent that one cannot, in good conscience, vote for this bill, and I would like to add that no one can vote intelligently and vote for this bill.

Mr. YOSKO. Mr. President, as I understand it, the students who enter State Normal Schools at the present time are required to sign a contract. That is indicated in this bill. At least, if my memory serves me correctly, it was so testified to at the public hearing which we had on the Chesterman Committee Report, involving the Department of Public Instruction. What the gentleman said at that time was that the contract was not enforced.

Mr. President, I expressed my sentiments on the principle involved prior to today, and I am going to reiterate what I said then. It seems to me that the Normal Schools of Pennsylvania were established to guarantee a flow of schoolteachers into the school system of Pennsylvania, and for that reason concessions were given to students who would enter the teaching profession. It seems to me, also, that those who attend Normal Schools and accept those concessions should go into the teaching profession. If they do not, they should pay the tuition that might be involved. For that reason, I will support the bill.

Mr. HALUSKA. Mr. President, since the learned men of the law of this Chamber have agreed now that the bill is unconstitutional and in properly drawn, I think it is asinine for us to even vote on the bill.

MOTION THAT SENATE BILL No. 330 BE RECOMMITTED TO COMMITTEE

Mr. HALUSKA. Mr. President, I, therefore, move that Senate Bill No. 330 be recommitted to the Committee on Rules for the purpose of further study and possible amendment.

Mr. YOSKO. I second the motion, Mr. President.  
On the question,  
Will the Senate agree to the motion?

Mr. LANE. Mr. President, if we refer this bill back to committee, we may be confronted with the problem of having it re-reported. I say to you that what we should do is lick this bill on the floor right now, and I think we have the votes with which to do it.

Mr. HALUSKA. Mr. President, might never makes right. Because my colleague feels that we have the votes with which to kill this bill, does not make it right. The bill is not properly drawn, it has not been studied and the Members on both sides agree to that. The bill has some merit.

The PRESIDENT. Will the Senator yield?  
Mr. HALUSKA. Yes, Mr. President.

The PRESIDENT. Does the gentleman from Cambria, Mr. Haluska, propose to have a vote on his motion? If he does, it is not debatable.

Mr. HALUSKA. I would like to have a vote on the motion, Hr. President.

And the question recurring,  
Will the Senate agree to the motion?

(A voice vote having been taken, the question was determined in the negative.)

And the question recurring,  
Shall the bill pass finally?

(During the calling of the roll the following occurred:)

Mr. MILLER. Mr. President, having voted under a misapprehension, I desire to change my vote from "aye" to "no."

The PRESIDENT. The gentleman from Beaver will be so recorded.

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—3

Haluska,	Holland,	Yosko,
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NAYS—42

Bane,	Kessler,	McMenamin,	Taylor,
Barr,	Koprivier, Jr.	McPherson, Jr.	Toole,
Berger,	Lane,	Miller,	Wade,
Camlel,	Leader,	Pechan,	Wagner,
Dent,	Letzler,	Peelor,	Walker,
Diehm,	Madigan,	Propert,	Watkins,
DiSilvestro,	Mahany,	Ruth,	Watson,
Fleming,	Mallery,	Silvert,	Weiner,
Freed,	McCreesh,	Snowden,	Wolfe,
Hare,	McCusker,	Stevenson,	Wood,
Harney,	McGinnis,		

Less than a Constitutional majority of all the Senators having voted "aye," the question was determined in the negative.

BILL ON THIRD READING DEFEATED ON FINAL PASSAGE

Agreeably to order,  
The Senate proceeded to the third reading and consideration of Senate Bill No. 331, entitled:

A Joint Resolution proposing an amendment to the Constitution of the Commonwealth of Pennsylvania by providing for the abolition of the office of Secretary of Internal Affairs.

And said bill having been read at length the third time, and agreed to,

On the question,  
Shall the bill pass finally?

Mr. DENT. Mr. President, Senate Bill No. 331 is another one of the hybrid bills introduced by Senators Mahany and Dent.

This bill, Mr. President, proposes an amendment to the Constitution. For a great many years, I have watched the Senate of Pennsylvania and the House of Representatives pass proposals to amend the Constitution of the Commonwealth. Both political parties, in their platforms last year, specifically stated to the people of Pennsylvania that if elected to power, they would support a Constitutional Convention. Both political parties recognized the need for a Constitutional Convention.



Mr. President, I do not propose to ever vote again for a Constitutional amendment in the Senate of Pennsylvania, because I firmly believe that the time has long since passed when we can operate on this Constitution by piecemeal operation. I believe the time has come when the needed changes should be taken up in a convention of elected delegates to a State-wide convention assembled.

Mr. President, so far as what the bill intends to do, back in 1943, upon the floor of the Senate, I read into the record my feelings on the matter of the maintenance of the so-called office of the Secretary of Internal Affairs. I do not believe that this bill is aimed at the person heading the department; I think it is a needed reform in government.

I believe the people of Pennsylvania should know, Mr. President, that this does not create any economy during this administration or this biennium. In order for this Act to become a reality, it will have to pass both Houses at this Session, both Houses at a subsequent Session, and then be presented to the people of the Commonwealth for a vote. If it is a desired reform in government, then it should be done as quickly as possible to save the people the money that this change would save them.

Therefore, Mr. President, I personally believe that both parties are committed to a Constitutional Convention, and that being committed, it would be a waste of time, money and energy to pass this kind of legislation during this Session.

Mr. President, I pray that the Majority Members of the Senate intend to live up to their pledge to the people of the Commonwealth, and can assure the people of the Commonwealth that if eight votes are available on the other side, we will have a Constitutional Convention. At that time we can take up the needed reforms, including Senate Bill No. 331. Therefore, I am going to suggest to my colleagues that they vote "no."

Mr. WALKER. Mr. President, I would like to discuss the bill rather than the implication that we are going to adjourn sine die without acting on the Constitutional Convention measure.

Mr. President, when the framers of the present Constitution created our present system of a representative form of government, they included several constitutional officers, such as the State Treasurer, the Auditor General, the Secretary of Internal Affairs and the Governor of the Commonwealth. This was predicated on the idea that those four separate functions, being constitutional offices, would handle various forms of the governmental responsibilities.

Mr. President, at one time the Department of Internal Affairs occupied, or had within its confines, many of the functions of government that are now held by various Cabinet positions. It seems, Mr. President, if you go back over the history, that every now and then, when some Chief Executive at that time was not seeing eye to eye with the Department of Internal Affairs, they would reach in and take out one of the functions of government which was in the Department of Internal Affairs, and create from that a new Cabinet post. Things like the Department of Commerce, the Department of Mines, and many of the other governmental functions on Capitol Hill were in the Department of Internal Affairs. At the same time, and through the same process, various governmental functions of the Auditor General and the State Treasurer

were taken away, and new departments created on Capitol Hill.

Mr. President, I think the General Assembly, rather than eliminate the Department of Internal Affairs, should seriously consider returning to the Department of Internal Affairs substantially those types of government which the framers of the Constitution had in mind when they created that Constitutional office. The Secretary of the Department of Internal Affairs is elected by the people; he is responsible to the people and not to any other department head. To eliminate this department would be a direct blow at the type of government which has been so successful in Pennsylvania over the years.

Mr. President, I think this is a bad bill and I think it should be defeated here on the floor.

Mr. LANE. Mr. President, I believe one thing which the Membership of this Senate should remember is this. The Department of Internal Affairs serves in very very important discussions in regard to jurisdiction concerning local government. We, of the Local Government Commission, have conferred jurisdiction upon them on many an occasion, and it seems to me that although there may be some economy here, what guarantee do we have that local governments will receive the same cooperation from some other department? I, for one feel that this is a very essential office.

Mr. President, as Senator Walker stated, this man is elected by the people and it is a Constitutional office, and for us to arbitrarily take the action of passing this legislation, without any thought or foresight as to the ultimate consequences, would place us probably in an embarrassing position later on.

Mr. President, I take the position that we should vote this down, and when the Majority Party decides on a Constitutional Convention, let us discuss it then. That would be the place. Therefore, I am going to vote "no" on this piece of legislation.

Mr. HALUSKA. Mr. President, I have been voted down so often that once more will make little difference.

Mr. President, we talk about economy and when we are faced with it, we shrink our duties. How are we going to economize if we continue to uphold such bills?

Mr. President, my colleague from Westmoreland, Senator Dent, said that he hoped we would pass the Constitutional Convention Bill. I doubt very much whether such a bill will even come out of committee. If I thought he was right and such a bill would pass, I would vote with him. However, Mr. President, in looking around this Chamber, I am convinced that the bill will die in committee. While it may be true that we will save money now, we are not living for today; we are living for tomorrow. The day must come when we will have to put our house in order.

Mr. President, this department should be abolished. We would save millions of dollars, and on that promise I shall vote for the bill.

Mr. WALKER. Mr. President, I desire to interrogate the gentleman from Cambria, Senator Haluska.

The PRESIDENT. Will the gentleman from Cambria, Mr. Haluska, permit himself to be interrogated?

Mr. HALUSKA. I will, Mr. President.

Mr. WALKER. Mr. President, I desire to inquire if the gentleman from Cambria would elaborate on the final statement which he made, that if we eliminated the De-



partment of Internal Affairs we would save millions of dollars.

Mr. HALUSKA. Mr. President, I might withhold my answer, and ask the same question when we come to other bills pertaining to the Chesterman Committee Report. I am not in a position, any more than you gentleman are, to tell how we are going to save money by consolidating the State Police with the Department of Justice. I doubt whether any man on this floor is in position to show us where we can save that money. I have not made a study of it. I am taking the word of people who have made a study of it. I, myself, have not made a study of it, Senator Walker, and cannot elaborate.

Mr. MAHANY. Mr. President, I would also like to get a shot in at some of these "Mahany and Dent ponies."

I would like to say, Mr. President, that as City Solicitor of one of the third class cities of the Commonwealth of Pennsylvania, I have found, personally, that the Bureau of Municipal Affairs, in the Department of Internal Affairs, is very efficient. It answers letters from the various political subdivisions of the State of Pennsylvania with dispatch, and I think they are doing a fine outstanding job. I do not believe that by transferring this department over to some other department on the Hill we would save any money or improve the efficiency of the operation of government.

I would say, Mr. President, being one of the co-sponsors of this bill, by request, that this bill is certainly not needed and, therefore, I personally am going to vote against it, and trust that my colleagues will vote the same way.

Mr. WALKER. Mr. President, for the information of the gentlemen of the Senate, the total recommended appropriation for the Department of Internal Affairs for the 1953-55 biennium is only \$1,332,000. So, at the outset, the question of millions would have to be withdrawn and the word "million" substituted for it, because a great many of the functions of the Department of Internal Affairs would, by the very nature of the service which they render to the public, have to be transferred to some other department so that the Commonwealth, and these municipalities involved, would still receive the services which the department now renders.

Mr. President, I agree with the sponsor of the bill—that is the sponsor by request—that the question of the savings is so problematical, and the harm which could be done is so obvious, that I believe, in all sincerity, the bill should be defeated.

Mr. YOSKO. Mr. President, since the Members of the Senate, at least the thirty-man committee which was set up to conduct public hearings on the Chesterman Committee Report, were deprived of the right to conduct a public hearing on this recommendation of the Chesterman Committee, deprived of the right because the Republican Majority called off the public hearings, I am bound to accept the recommendation of the Chesterman Committee for economy.

Mr. President, I have been listening to the arguments pro and con here. Some of them are sound and some others are not, but I do not believe our State Government will fall if we abolish this department and transfer its functions to some other department of the State Government.

Mr. HALUSKA. Mr. President, I cannot see the importance of this office. When I go back and search my

memory, I find that the Secretary of Internal Affairs had nothing to do; he took time off during his tenure in office, he took up a law course, devoted his time, which was paid for by the taxpayers, and became a lawyer in this Commonwealth. How can such an office be so important?

#### POINT OF ORDER

Mr. MAHANY. Point of order, Mr. President.

The PRESIDENT. Will the Senator from Cambria yield?

Mr. HALUSKA. I will, Mr. President.

Mr. MAHANY. Mr. President, I would like to raise a point of order. I do not believe the gentleman is talking on the bill.

The PRESIDENT. The Chair would seem to disagree with the Majority Floor Leader.

Mr. MAHANY. Mr. President, I understand that the Senator is discussing the incumbent of the office, and certainly that has nothing to do with this bill.

The PRESIDENT. I do not think that the Senator is talking about the personality which at the moment occupies the office.

Will the stenographer supply the notes in order to repeat the remarks made by the Senator from Cambria?

(The Reporter complied.)

The PRESIDENT. The Chair rules that the Senator from Cambria is, in fact, debating the bill and is not necessarily making derogatory remarks concerning the present incumbent, but is rather pointing out his virtues, his ambitions, and his traditional American industry and individual initiative.

The gentleman from Cambria, Mr. Haluska, may proceed.

Mr. HALUSKA. Mr. President, I can say no more. Thank you for your interpretation.

Mr. DiSILVESTRO. Mr. President, I regret that I must disagree with my colleague from Cambria, Senator Haluska. It is no disgrace if a man wants to better his education. The people of South Philadelphia sent me back to the Senate five times. In fact, this time I returned with a 37,000 majority.

Now, Mr. President, I took up law in 1938 while I was a Member of the Senate. I wanted to better myself, and equip myself so that I could fence with the formidable opposition on the other side. I do not think that if a man wishes to better himself he should be criticized. After all, the present Secretary of Internal Affairs has very worthy deputies, and I know of no mistake which he has made by trying to better himself.

Mr. President, in my position, the people thought it was a good idea for me to jump a train at night and go down and take a course in, say, "Evidence," under Senator Lord, and I remember I took a re-examination because it was a tough course. However, Mr. President, I feel so happy that I have hanging in my office a degree in law. I feel sometimes that I want to jump up and say something, but then I remember that course in torts which said, "Be generous, and be charitable and do not be mean to the opposition." So, I do not see any harm in that.

Mr. HALUSKA. Mr. President, I desire to interrogate the gentleman from Philadelphia, Senator DiSilvestro.

The PRESIDENT. Will the gentleman from Philadelphia, Mr. DiSilvestro, permit himself to be interrogated?

Mr. DiSILVESTRO. I will, Mr. President, if he does not intend to embarrass me.



Mr. HALUSKA. I would like to ask the gentleman from Philadelphia, Senator DiSilvestro, whether he paid for his own education to become a lawyer, or whether the taxpayers paid for it, as in the case of Secretary Livengood.

Mr. DiSILVESTRO. I think that at the time it cost me about \$400 a year. The course was accelerated. I sort of regretted that, when the war broke out in 1941, they accelerated the class. I was the oldest fellow in the class, and I had to turn to the boy next to me and ask what the professor said. I was really looking for a chance to get out, but once you dance on the platform you have got to keep on dancing. So, it cost me about \$1,200 because it was an accelerated course.

Mr. HALUSKA. Did the taxpayers pay any part of it, or did you pay it yourself?

Mr. DiSILVESTRO. If the ones who patronized me in my drugstore were taxpayers, they did.

Mr. HALUSKA. Mr. President, the gentleman is evading the issue. He cannot place himself in the same category with the Secretary of Internal Affairs. The Secretary of Internal Affairs was on the public pay roll and took upon himself a college career. While he should have been on duty taking care of the affairs of the Commonwealth, he decided to go to college to become an attorney. That is not comparable with the situation of the gentleman from Philadelphia, Senator DiSilvestro, in any sense whatsoever. I take from his remarks that he paid for his own education, which is contrary to what I said about the Secretary of Internal Affairs.

Mr. DiSILVESTRO. Mr. President, since I have been thirty-two years old I have been representing South Philadelphia. You know that the people of your district want you to be on the job every minute of the day, around the clock. I may have been depriving some of those who wanted to be interviewed by me of giving them an audience. So, I think I can be placed on the same platform as the Secretary of Internal Affairs, in a small way.

Mr. HALUSKA. Mr. President, may I further interrogate the gentleman from Philadelphia, Senator DiSilvestro?

The PRESIDENT. Will the gentleman from Philadelphia, Mr. DiSilvestro, permit himself to be further interrogated?

Mr. DiSILVESTRO. I will, Mr. President.

Mr. HALUSKA. Will the gentleman kindly tell us what college he attended?

Mr. DiSILVESTRO. Temple University, one of the finest colleges in the State.

Mr. HALUSKA. Will the gentleman tell us how far that college was from his home?

Mr. DiSILVESTRO. Well, it was at Gimble Brothers. Sometimes the traffic was heavy, and it took about a half hour or three-quarters. I had to go to the thirteenth floor.

Mr. HALUSKA. Will the gentleman tell us whether the Commonwealth of Pennsylvania provided him with a chauffeur and a Cadillac car in which to drive to Temple University?

Mr. DiSILVESTRO. Well, if you consider my salary which I received from the State—

The PRESIDENT. The Chair will have to ask the Senators to get a little closer to the bill. It is getting chilly.

Mr. HALUSKA. Mr. President, I asked an important question.

The PRESIDENT. Now, Senator Haluska, the Chair has granted a wide latitude of discussion here. The Chair feels that we are commencing to roam in this situation. After all, what this interrogation purports to do is to repeat what has already been inserted in the record. The Chair wishes to be fair and reasonable, but is inclined to think we are rather bending the camel's back a bit at the moment.

Mr. HALUSKA. Thank you, Mr. President.

Mr. DiSILVESTRO. You will admit, Mr. President, that a little laughter increases the appetite.

The PRESIDENT. The Chair is for that.

Mr. LANE. Mr. President, it seems that my colleagues have been debating this bill via the Panama Canal. However, I think we should discuss the duties of this department. I am not discussing the individual, because we hope that after the next election we will probably have a Democratic Secretary of Internal Affairs. Perhaps he will do as good a job, or maybe a better job, than the present incumbent. That is beside the point.

Mr. President, we must take into consideration the services which this Department renders to the taxpayers of this Commonwealth. I am for economy, yes, but I am not penny-wise and pound-foolish. I say that we should get rid of some of these bureaucrats. Where you have a constitutional office, and come up here and arbitrarily vote it out of existence, I think we have the bull by the tail and cannot let go. What we should do is give some serious consideration to this, and I, for one, feel that most of my colleagues are going to oppose this because it does not stand for good government.

Mr. BERGER. Mr. President, I hope that this will be the last word on the subject, but I think in all fairness we should discuss the functions of this Constitutional department of government rather than the incumbent, present or past.

Mr. President, one of the functions of the Department of Internal Affairs is the maintenance of the Land Department of the Commonwealth of Pennsylvania. In connection with that department, they maintain the State Geological Survey Bureau. I know of no bureau in the government of Pennsylvania which has performed a better service than the Geological Survey Bureau, under Doctor Cathcart, in the Department of Internal Affairs. That, in itself, would persuade me to vote against this bill.

Mr. YOSKO. Mr. President, I read this bill and I do not see the name of Secretary Livengood inserted in it anywhere. I think all of the discussion involving his name is absolutely out of order, and should be stricken from the record.

Mr. President, what we are voting on here today is the Chesterman Committee recommendation that the Department of Internal Affairs be abolished, and we are not here to debate personalities.

And the question recurring,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

## YEAS—12

Bane, Barr, Camiel,	Haluska, Holland, Leader,	McMenamin, Silvert, Toole,	Wade, Weiner, Yosko,
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## NAYS—33

Berger, Dent, Diehm, DiSilvestro, Fleming, Freed, Hare, Harney, Kessler,	Koprivier, Jr. Lane, Letzler, Madigan, Mahany, Mallery, McCreesh, McCusker,	McGinnis, McPherson, Jr. Miller, Pechan, Peelor, Propert, Ruth, Snowden,	Stevenson, Taylor, Wagner, Walker, Watkins, Watson, Wolfe, Wood,
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Less than a Constitutional Majority of all the Senators having voted "aye," the question was determined in the negative.

## RECESS

Mr. MAHANY. Mr. President, I move that the Senate do now take a recess for thirty minutes.

Mr. HARE. Mr. President, I second the motion.

The motion was agreed to.

## AFTER RECESS

The PRESIDENT. The time of recess having elapsed the Senate will be in order.

## NOMINATIONS BY THE GOVERNOR

## REFERRED TO COMMITTEE

The Secretary to the Governor being introduced, presented communication in writing from His Excellency, the Governor of the Commonwealth, which was read as follows, and referred to the Committee on Executive Nominations.

## JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, March 31, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Thomas Bernard Welsh, 165 Bridge Street, Morton, Delaware County, for appointment as Justice of the Peace in and for the Borough of Morton, Delaware County, until the first Monday of January 1956, vice Robert C. Stanley, deceased.

JOHN S. FINE.

## THIRD READING CALENDAR

## BILLS ON THIRD READING, DEFEATED ON FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 332, entitled:

An Act to further amend the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive

and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employees in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments, boards and commissions shall be determined," by transferring powers and duties relating to weights and measures from the Department of Internal Affairs to the Department of Labor and Industry.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

Mr. WALKER. Mr. President, I am assuming that inasmuch as this bill transfers certain powers from the Department of Internal Affairs to the Department of Labor and Industry, that there again is produced the problem which I discussed when we were considering Senate Bill No. 331. The continued pecking away at this Department of Internal Affairs finally reduces it to the capon classification, and I think, as I said when we were discussing Senate Bill No. 331, that it would behoove the General Assembly to build up the department rather than tear it down. The transfer of this Bureau of Weights and Measures would there again be another instance of depleting the department, which is a constitutional office.

Mr. President, I, personally, have never heard of any complaint being filed relative to the work or the discharge of the duties by the bureau involved in this bill, and I frankly cannot see any recommendation as to any savings that would be incorporated by this, because the same Bureau of Weights and Measures must be operated in the Department of Labor and Industry if this bill would be passed. It would perform the same functions, theoretically, and my assumption would be that it would cost just as much in the Department of Labor and Industry as it would in the Department of Internal Affairs.

Mr. President, inasmuch as Senate Bill No. 331 was defeated earlier in this legislative day, I see no need for again depleting the work of the Department of Internal Affairs. I would ask my colleagues to defeat this bill.

And the question recurring,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows:

## YEAS—11

Barr, Camiel, Haluska,	Holland, Lane, Leader,	McMenamin, Silvert, Toole,	Weiner, Yosko,
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## NAYS—30

Bane, Berger, DiSilvestro, Fleming, Freed, Hare, Harney, Kessler,	Letzler, Madigan, Mahany, Mallery, McCreesh, McCusker, McGinnis, McPherson, Jr.	Pechan, Peelor, Propert, Ruth, Snowden, Stevenson, Taylor,	Wade, Wagner, Walker, Watkins, Watson, Wolfe, Wood,
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Less than a Constitutional majority of all the Senators having voted "aye," the question was determined in the negative.



Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 333, entitled:

An Act to reenact and further amend portions of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employees in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments, boards and commissions shall be determined," by abolishing the boards of trustees of State teachers' colleges; creating an advisory board for each State teachers' college; defining their powers and the powers and duties of the Department of Public Instruction with respect to State teachers' colleges; and renaming the departmental administrative agencies in the Department of Public Instruction and the State advisory boards and commissions.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

Mr. LANE. Mr. President, I would like to interrogate the Majority Floor Leader.

The PRESIDENT. Will the Senator from Crawford permit himself to be interrogated?

Mr. MAHANY. Yes, Mr. President.

Mr. LANE. Senator Mahany, will this bill save the Commonwealth any money?

Mr. MAHANY. I do not believe that it will, Mr. President.

I think my colleague, Senator Pechan, is about ready to tee off on this, and he might be able to give us some information. If you will yield to Senator Pechan, perhaps he will give us some pearls of wisdom.

Mr. LANE. Mr. President, I yield to Senator Pechan.

Mr. PECHAN. Mr. President, Senator Lane asked the question whether or not this bill would save money. I do not know whether you know it or not, but I happen to be a Trustee of Indiana State Teachers' College, and during the last year the Trustees, for their travel pay, were paid less than \$100 for serving and attending meetings.

Mr. President, I understand the bill is to change the name from the Board of Trustees to an Advisory Board. If I may, I would like to give you a little bit of the history of some of the State Teachers' Colleges and Indiana in particular.

Mr. President, Indiana State Teachers' College was created some seventy-seven years ago by local folks. I want you to know, if you ever visit Indiana, that the people back there still have a deep love for that school and they feel, and they try to run that institution, as though it belonged to them, even though some of the

functions have been turned over to the Department of Public Instruction.

Mr. President, I do not see where this would save one dime. It would centralize government; it would give the Superintendent of the Department of Public Instruction the authority to appoint a president, with the approval of the Governor. At the present time the Board of Trustees, who take a deep personal interest in the school, recommend to the Department of Public Instruction and the Governor, a person who shall serve as its president. There are no politics in it. If we centralize, and we are all trying to get away from centralization—if this bill goes through, it would give the Department of Public Instruction a strangle hold on the school. They could play politics with it, and I do not see one iota of good which would come of this bill. I urge my colleagues to vote against it.

Mr. McGINNIS. Mr. President, every Session since I have been here, there has been a movement on to whittle down, or lessen the activities or abolish the State Teachers' Colleges. All of these colleges are in rural districts. Country boys and girls are bashful and timid, and they are reluctant about leaving their homes for any distance. These colleges are in the rural districts, near the homes of the farmer boys and girls, and many of the students go to these colleges and become prominent educated citizens.

Mr. President, money might be saved by abolishing some of the schools or combining them, but I am convinced that if any Normal School or State Teachers' College is abolished or cut down in its power, that it will cast a blight over that county and all the surrounding counties. So, I hope that we will not start in this roundabout way here to whittle down the work and power of the State Teachers' Colleges.

Mr. PECHAN. Mr. President, I understand that the Chesterman Report which was sent to us was signed by a Mr. Ackley, whom I do not know. I understand he was a former employee of the Department of Public Instruction, and I have been told that he is a disgruntled person. I have also been told that in the presence of many people he made the remark that the closure of half of the State Teachers' Colleges was inserted in the report without his knowledge, and that this portion of the report came from a past President of Gettysburg College.

Mr. President, if we are going to go on and introduce bills on hearsay, and over people's signatures who do not know that a certain specific item is inserted in their report, then I think we are wasting a lot of our time and the taxpayers' money by going through this process.

We have here today, Mr. President, defeated practically all of these measures. To me they do not make sense. They have not saved one dime. I think we are wasting a lot of our time by going through this, but I guess we are going to have to do it, because the bills have been introduced and we have agreed to dispose of them one way or the other.

Mr. LANE. Mr. President, I have been endeavoring to find out whether or not this legislation will serve any useful purpose. As far as I know, I cannot see where it does.

Mr. President, if we abolish the Boards of Trustees in the Teachers' Colleges, we are taking away home rule. In my particular district we have the California State



Teachers' College. The Board of Trustees of that Teachers' College are highly respected persons in my particular community. We are proud of them, we feel they are doing a good job. Therefore, I cannot see any merit to this piece of legislation.

Mr. President, when we place this under the supervision of the Department of Public Instruction, we are, in my opinion, creating a vast bureaucracy. As a matter of fact, we are enlarging it. If there is any department that we should work on, it is the Department of Public Instruction. I think that they have a mammoth job now without trying to operate the Teachers' Colleges of Pennsylvania from the Capitol Dome. Therefore, I am going to vote against this piece of legislation.

Mr. MALLERY. Mr. President, I noted in the remarks made by my colleague, Senator McGinnis, that he stated that the students of the Normal Schools are timid. I have also observed over the years, in which I have had the pleasure to sit with Senator McGinnis, that I would not say the timid but he is modest. I believe he is a graduate of the Mansfield State Teachers' College, and if he is an example of what our Teachers' Colleges are turning out, I do not think that we should disturb their method of operation.

Mr. McPHERSON, JR. Mr. President, I know that my colleague, Senator Pechan, did not intend to cast any reflection upon the former President of Gettysburg College in his remarks. However, I do want the Senate to understand that until some definite proof is suggested as to the origin of this recommendation in the report, I think we should take the remark as inadvertently made.

Mr. YOSKO. Mr. President, since uniformity of practice, procedure and policy is important with the administration of the series of State Teachers' Colleges which we have in Pennsylvania, in my opinion, this type of board would be more effective in establishing that type of policy than by a series of boards, with each adopting its own policy.

Therefore, Mr. President, I will vote for the bill.

Mr. HOLLAND. Mr. President, both Senator Lane and Senator Pechan spoke as though these colleges belong to a certain community. These colleges belong to the Commonwealth of Pennsylvania, as a whole. The unfortunate part about it is that the communities in which they are located think that those colleges belong to them personally. They think they should run those colleges in the way they think, instead of as the Commonwealth of Pennsylvania sees fit. I think it is a very fine move in the right direction.

Mr. President, if you go back and study the history of the origin of the Teachers' Colleges, you will find that at that time there was a need of teachers. There is still a need of teachers, but I differ with the figures that were sent out by some of the State Teachers' Colleges at this time, as to the number of teachers who are teaching, who are graduates of the State Teachers' Colleges. I have asked one or two of these colleges to write to their graduates of the last two years, and find out how many of them are really teaching today. The percentage, you will find, will be less than fifty per cent.

Mr. President, I think this is a better way of handling it, because I believe the Department of Public Instruction should have complete charge. They should have uniformity, as Senator Yosko said, in conducting these schools, and

not be subject to the whims of local people who think they own the colleges.

Mr. HALUSKA. Mr. President, the more I hear, the more I am bewildered.

The Governor appointed a committee, Mr. President, the Chesterman Committee, which devoted the best part of a year, and spend upwards of \$50,000, making a study of the finances of this Commonwealth. The Governor of the Commonwealth has gone on record, in speaking to the General Assembly, as adopting these reforms. When tax bills come up, we, on this side of the Senate, especially, oppose most of them. We talk about economy in government. We raise our voices to high heaven about imposing any new taxes upon the people of the Commonwealth. However, when bills come up dealing with the subject, it seems we all find reasons to vote against them.

Mr. President, where does economy start? Who do we believe? Do we believe men who have made no study of the subject or men who have devoted the best part of a year, given of their talents, and have brought before us a report on reforms in government?

Today is a red letter day, Mr. President. We are going down the line, killing each and every bill. Next week you will come to us with a bill of taxes, and say that we must have more money to run our government. I say I am bewildered at the actions of my colleagues.

Mr. MAHANY. Mr. President, this Government Survey Committee was merely an advisory committee. They have filed their report and they have made their recommendations like any other group of citizens or individual citizens might do, if you talk to them back home.

I am not yet ready, Mr. President, to substitute Mr. Chesterman or any of the members of his committee for the Senator from the Fiftieth District of Pennsylvania. My people back in Crawford and Mercer Counties sent me down here to vote according to the way I felt was to their best interest and the Commonwealth of Pennsylvania. I think each and every Senator here is in the same position. As these bills come up, you vote on each and every one of them the way you think your people back home would vote if they were sitting here in your seat.

Mr. LANE. Mr. President, in the first place, I am not bewildered. Secondly, I do not care if the Governor appoints fifty committees. I represent the people of Washington and Greene Counties. The California State Teachers' College is a part of Washington County; it is about six miles from my home. I say it is conducted properly; we have a good Board of Trustees.

Mr. President, the Teachers' College is a poor man's school. You talk about your liberal arts colleges. I have a son-in-law in school now and it is costing me a lot of money, and I know that the ordinary working man cannot afford to educate his children in liberal arts colleges. Our State Teachers' Colleges have produced a great many efficient educators here in Pennsylvania. They serve a very useful purpose. In my humble opinion, I do not think it is good policy for us to interfere with their operations, because the Boards of Trustees at these Teachers' Colleges have the interest of the vicinity and the community at heart. Why in the world we should confer jurisdiction upon the Department of Public Instruction is beyond my means of comprehension.

I say to you here this afternoon, Mr. President, that I do not care what the Governor says or what the com-



mittee says; I am not going to vote to abolish Teachers' Colleges in Pennsylvania or take away any of their prerogatives.

Mr. SILVERT. Mr. President, the only thing I wish to say in connection with this bill is that I regret that we do not have a Teachers' College in Philadelphia today. We had a wonderful Normal School in Philadelphia, and that has been abolished.

Mr. President, I intend to vote against this bill.

Mr. YOSKO. Mr. President, I do not like to get up again, but every person who does get up here this afternoon is talking about abolishing State Teachers' Colleges. The issue before us is not whether or not we should abolish State Teachers' Colleges. The issue before us is whether or not we should administer the State Teachers' Colleges through a series of boards of trustees, or by one board which could formulate uniform practice and procedure in the administration of those State Teachers' Colleges.

I say this, Mr. President. Economies can be effected by uniform practice, and procedure and policy. Senator Pechan pointed out that we would not save one penny by this change. What evidence does he have for that? There has been no testimony presented to this Senate, because we were deprived of that prerogative by calling off the hearings. If there was a difference in practice, and procedure and policy in each one of these schools in connection with their purchases, in connection with a lot of things which call for the expenditure of money, and the defects can be changed by one board functioning instead of a dozen, I think the recommendation of the Chesterman Committee has some merit.

Mr. WALKER. Mr. President, as my good friend, the former Governor of the State of New York, Al Smith, used to say, "Let's look at the record."

Mr. President, if the gentleman will refer to the bill, he will discover that if this bill were to be adopted, they would not operate the State Teachers' Colleges under one board. Each Teachers' College would have a separate board, appointed by the Superintendent of the Department of Public Instruction. Each one of those boards would consist of nine members, with the Superintendent of Public Instruction ex officio. It would not be a question of taking a lot of boards, and eliminating them and substituting one board. It would mean simply taking the citizens of the area out of the picture where you have, as the gentleman from Washington said, home rule, and substituting a board of nine for California State Teachers' College. Those nine would be appointed by the Superintendent of Public Instruction. They certainly would not reflect the same home rule theory that the gentleman from Washington is so valiantly defending.

Therefore, Mr. President, the question of saving money, which has been suggested by Senator Yosko, of course, boils down to this. The burden of proof naturally would be upon the Chesterman Committee who said theoretically that this would save money, but they do not offer any substantiation of it and, for the life of me, I cannot see where you will save any money by transferring the appointing power and eliminating the folks back home from running these Teachers' Colleges.

Mr. President, as Senator McGinnis said, this would just be the beginning of the elimination of the Teachers' Colleges in Pennsylvania, and I do not think we want to

start out there in attempting to ruin an educational setup that has more than proved its ability to produce leadership in Pennsylvania.

Mr. YOSKO. Mr. President, the distinguished gentleman from Allegheny County said that the burden of proof was upon the Chesterman Committee. To some extent I agree with him. We could have forced the Chesterman Committee to assume that burden if we had, in the original resolution which was adopted here to set up the Hearing Committee, included subpoena powers in the resolution, so that we could have subpoenaed the committee to come before us and substantiate its recommendations. The Republican Majority failed to insert that and other important features in the resolution. Therefore, the Republican Majority should not complain now that the burden of proof, about which they are talking, has not been met.

And the question recurring,

Shall the bill pass finally?

(During the calling of the roll, the following occurred:)

Mr. DENT. Mr. President, I desire to change my vote from "no" to "aye."

The PRESIDENT. The gentleman will be so recorded.

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

#### YEAS—6

Dent, Haluska,	Holland, Leader,	Wood,	Yosko,
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#### NAYS—37

Bane, Barr, Berger, Camiel, Diehm, DiSilvestro, Fleming, Freed, Hare,	Harney, Kessler, Lane, Letzler, Madigan, Mahany, Mallery, McCusker, McGinnis,	McMenamin, McPherson, Jr. Miller, Pechan, Peelor, Probert, Ruth, Silvert, Snowden,	Stevenson, Taylor, Toole, Wade, Wagner, Walker, Watkins, Watson, Weiner, Wolfe,
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Less than a Constitutional majority of all the Senators having voted "aye," the question was determined in the negative.

#### REASONS FOR VOTE

Mr. DENT. Mr. President, I did not get into the debate on the question because I have taken a positive position mentally. I wanted to vote, and then change my vote, in order to get on the record that I want it clearly understood that this piece of legislation is nothing but a political pork barrel piece of legislation. All it really does, Mr. President, is take the patronage away from the Governor and give it to the Department of Public Instruction, and you can vote both ways and be wrong.

#### BILL ON THIRD READING, DEFEATED ON FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 335, entitled:

An Act to amend the act, approved the eighteenth day of May, one thousand nine hundred forty-nine (P. L. 1440), entitled "An act concerning notaries public and amending, revising, consolidating and changing the law relating thereto," by providing for the appointment of notaries public by the Secretary of the Commonwealth.

And said bill having been read at length the third time, and agreed to,

On the question,  
Shall the bill pass finally?

Mr. MAHANY. Mr. President, first, I want to say that this bill would provide that the Secretary of the Commonwealth shall appoint notaries public throughout the State of Pennsylvania, without the advice and consent of the Senate. How that would save any money, I do not know. In fact, I think it would probably cost us more money because if that work all had to be done over there, which fifty Senators try to help with free of charge, it would no doubt necessitate hiring new employees in the Department of State.

Mr. President, the office of notary public should be respected, and we certainly need outstanding people to fill that office. We' as Senators, who know our folks back home, aid in the choosing of notaries public. We generally know the people whom we endorse, and we do a lot of letter writing. I know my office spends considerable time in sending applications to those who would like to become notaries, and then they send the application back to me and I look it over and feel sure that I am acquainted with at least some of the endorsers on that application. Then, if I am not, I make inquiry as to who this person is and whether or not they can fill this office satisfactorily.

There is a lot of responsibility connected with a notary public, Mr. President. If we did not aid in that, that work would have to devolve upon the Secretary of State. No doubt it would require some more employees in that department, and instead of saving money, it would cost money. I think we certainly should reserve the right to see to it that the proper folks are appointed as notaries public. In relinquishing our duties in this respect, it certainly would not save any money.

Mr. DiSILVESTRO. Mr. President, I think this is the bill that broke the Chesterman wagon down, because when I read this bill, I thought it was an insult to the integrity of this body. The question of notaries public is a creature of the Legislature, and I know of no one better qualified than a State Senator to judge the qualifications of an applicant.

Mr. President, the committee reminds me of the general who was trying to defend a hundred mile front. This was the vulnerable spot in his defense.

In all the other bills, Mr. President, I might say, I voted "no" because I lost faith in the Chesterman Committee. Before the presentation of this suggestion of taking notaries away, I thought there was some merit to their study. So, this is the thing which broke their wagon down.

Mr. LANE. Mr. President, this is supposed to be an economy measure, and I am wondering whether it will save any money. The Majority Leader says it will not. What is the reasoning back of sponsoring this legislation and in putting it out on the floor, because it is going to cost us money in printing? I am wondering what the objectives are, and perhaps one of the co-sponsors could explain to the Members of the Senate their reasoning in sponsoring this legislation and what you hoped to do by putting it before this body.

Mr. MAHANY. I thought, Mr. President, that we had properly and satisfactorily answered that question last week and the week before. I do not know where Senator Lane was. Perhaps he was out telephoning when both

Senator Dent and I explained why these bills were being sponsored.

Mr. President, so that there will be no uncertainty in the mind of Senator Lane, or any other person in the Commonwealth, these bills were sponsored jointly by Senator Dent and myself, by request, in order to put before this group the recommendations of the Chesterman Committee. Those are merely recommendations and, of course, Francis Chesterman is not a Senator so he could not sponsor the legislation. Some one of us had to do it, so that we would all have an opportunity of voting on these recommendations. Senator Dent and I sponsored the legislation, and it was referred to the Rules Committee with the express understanding that the Rules Committee would report this legislation to the floor, so that each of us could vote according to the way we felt as individual Senators. Neither party was supposed to take any party action on any of these bills in Caucus. So, that is the way we have been doing it. You will find some Republicans voted for them, some Democrats; each bill seems to have different ones voting "aye" and "nay". For once, we are voting as individual Senators and not en bloc.

Mr. President, I think that if the Senator has any further question, I will be glad to attempt to answer if I can. Perhaps Senator Dent wants to get into the act, too.

Mr. DENT. Mr. President, the question put by Senator Lane is a very good question and apropos to the situation.

Mr. President, the people of Pennsylvania have been led to believe, by the publicity attached to the releases of the Chesterman Committee, that \$100,000,000 is going to be saved in taxpayer's money if the Chesterman Report is accepted by the General Assembly. Believing it our duty to present to the people of Pennsylvania a factual picture of just what the Chesterman Report is and what it does, I joined with Senator Mahany in putting into legislation all of the recommendations contained in the so-called "Little Hoover" or Chesterman Report. They must stand or fall upon their own merits.

As we analyze the legislation, Mr. President, once it is in printed form, each individual Senator makes up his own mind as to whether or not that bill does what the Chesterman Committee said it would do.

I am very much afraid, Mr. President, that a ghastly joke has been played upon the people of Pennsylvania. They have been led to believe that this Legislature has within its power, by simply following the recommendations of this Committee and Commission, the ability to save \$100,000,000 for the people of Pennsylvania.

Certainly, Mr. President, no man in this Senate is more anxious to vote for economies than I am, and I believe that I am joined by forty-nine other Members of the Senate. However, as I study this legislation, I am beginning to form a rather positive opinion that if we follow all the recommendations of the Chesterman Committee, instead of giving to the people of Pennsylvania a better form of government, We will have fostered upon the people a more bureaucratic form the government.

If you will note as the bills come before you, Mr. President, many of these so-called reforms are, in reality, just shifting of power, shifting of patronage, and in the



end the taxpayer pays more, rather than less, for his government.

Mr. President, I am willing to vote for any one of these bills that by its nature indicates that any possible saving in expense can be made. However, I refuse at this time to prostitute the little intelligence I have to the expediency of political maneuver.

I do not believe, Mr. President, that the men who prepared this Committee Report could come before our committee and justify, in most instances, the position they have taken. I co-sponsored the bills so that all of us, as Members of the Senate and Members of the House of Representatives, could vote with some intelligence upon the proposals.

If I believed honestly, Mr. President, that the passage of this whole package would save the people of Pennsylvania \$100,000,000, I would vote blindly for every one of them, for every bill in the package. However, no one but a fool or a charlatan would vote for this legislation without giving serious consideration to its effects upon government.

Mr. President, we are in the Minority Party, and probably our position should be to vote for every one of the bills. However, I am saying to the Democratic Members of the Senate that I am proud to be selected as their leader, because of the spirit in which they are voting for this legislation. I believe that each individual Senator is voting his conscience and that which he believes to be best, not so much for himself or his political party, but for the people of Pennsylvania.

Mr. FREED. Mr. President, I would like to answer Senator Lane on possibly some of the reasons for this particular bill.

Mr. President, in my county I have had, like the rest of the boys here, hundredss of notary public applications. I have had some that definitely did not get up here on the Senate floor, and those few were sent in a certain office over on the Hill, and tried to force their way through. They definitely should not have come up on the Hill.

Mr. President, they did, however, come up on the Hill, because these small loan companies like a lot of notaries public. They do not care if they are in the city, county or State a day, a year or how long. Then, we do have some people who will try to put those across regardless of whether or not they are here the length of time required by law. That, to my way of thinking, is why this bill is to shift it and take it away from us, as the watchdogs. I hope the rest of the boys will vote "no" on this bill.

Mr. McCREESH. Mr. President, the way I understand it, this bill is going to cost the State a lot of money. I do not see why we talk about the bill all day.

Now, Mr. President, if you are trying to transfer these duties from the State Senators to the Secretary of the Commonwealth, it is going to cost you a lot of money. It is not going to save you money. You would have to put on a lot of extra help and they may not do as good a job as is done now, because the State Senator knows the applicant in his section, and he knows whether he is good or bad. If you try to give it to the Secretary of the Commonwealth, you will have an awful time finding him.

I say, Mr. President, vote this bill down and kill it

now. I do not know who sponsored the bill, but it is not good legislation.

Mr. LANE. Mr. President, I have been taking the floor too often today, and I am going to quit after this. The point I was trying to make in my questions on the floor was, what did the Chesterman Committee allege this would save? What was the objective back of the legislation? I have not heard the answer yet.

Mr. President, I believe that the distinguished gentleman from Lehigh more or less hit the nail on the head, but I wanted to know the reasoning back of the Chesterman Committee's recommendation as to the amount it would save the Commonwealth: If it is agreed that it will not save us a dime, then we should not pass the legislation.

Mr. HALUSKA. Mr. President, for once I agree with all the previous speakers with regard to the Chesterman Report. I cannot see where the Commonwealth will save any money, but would have added expense.

Mr. President, I do resent some of the implications, some of the remarks, when one of my colleagues stated that this is the one which broke the camel's back. We cannot condemn the Chesterman Committee for one bill.

Mr. President, I can best illustrate my feeling by quoting the late Babe Ruth when he said, "I come to bat three times and I make three home runs, and they cheer me. I strike out the fourth time, and they jeer me."

And the question recurring,

Shall the bill pass finally?

(During the calling of the roll, the following occurred:)

Mr. LEADER. Mr. President, I desire to change my vote from "no" to "aye".

The PRESIDENT. The gentleman will be so recorded.

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

#### YEAS—5

Holland, Leader,	Silvert,	Weiner,	Yosko,
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#### NAYS—39

Bane,	Hare,	McGinnis,	Taylor,
Barr,	Harney,	McMenamin,	Toole,
Berger,	Kessler,	McPherson, Jr.	Wade,
Camiel,	Lane,	Miller,	Wagner,
Dent,	Letzler,	Pechan,	Walker,
Diehm,	Madigan,	Peelor,	Watkins,
DiSilvestro,	Mahany,	Propert,	Watson,
Fleming,	Mallery,	Ruth,	Wolfe,
Freed,	McCreesh,	Snowden,	Wood,
Haluska,	McCusker,	Stevenson,	

Less than a Constitutional majority of all the Senators having voted "aye", the question was determined in the negative.

#### BILLS ON THIRD READING CALENDAR OVER IN ORDER

Mr. MAHANY. Mr. President, I move that all the bills remaining on the Third Reading Calendar go over in their order.

Mr. HARE. Mr. President, I second the motion.

The motion was agreed to.

The bills were as follows:

Senate Bill No. 336, entitled:

A Joint Resolution proposing an amendment to article four, section eight of the Constitution of the Commonwealth of Pennsylvania, by making changes in the appointment and tenure of the Superintendent of Public Instruction.

Senate Bill No. 337, entitled:

An Act to further amend the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools, amending, revising, consolidating and changing the laws relating thereto," by limiting the amount of reimbursement by the Commonwealth to school districts and vocational school districts; and requiring the Department of Public Instruction to administer the financial affairs of financially handicapped and distressed school districts in certain cases.

Senate Bill No. 338, entitled:

An Act to amend Section 408 of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," by removing the Superintendent of Public Instruction from membership on the State Council of Education and further regulating appointment of members.

Senate Bill No. 339, entitled:

An Act to amend Clause (c) of Section 3 of the act, approved the fifth day of August, one thousand nine hundred forty-one (P. L. 752), entitled "An act regulating and improving the civil service of certain departments and agencies of the Commonwealth; vesting in the State Civil Service Commission and a Personnel Director certain powers and duties; providing for classification of positions, adoption of compensation schedules and certification of payrolls; imposing duties upon certain officers and employes of the Commonwealth; authorizing service to other State departments or agencies and political subdivisions of the Commonwealth in matters relating to civil service; defining certain crimes and misdemeanors; imposing penalties; making certain appropriations, and repealing certain acts and parts thereof," by further defining the term "Service of the Commonwealth" to include certain offices and positions in the Department of Public Instruction.

Senate Bill No. 340, entitled:

An Act to further amend Section 208 of the act approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges;

abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," by clarifying the holding over after expiration of the term of office of persons appointed by the Governor and repealing inconsistent provisions.

Senate Bill No. 341, entitled:

An Act to further amend the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," by establishing the Department of Health and Welfare; transferring to it the powers and duties of the Department of Health, Department of Welfare and Department of Public Assistance; providing for a Secretary of Health and Welfare; defining his powers and duties; and abolishing the Department of Health, the Department of Welfare and the Department of Public Assistance.

## SECOND READING CALENDAR

### BILLS ON SECOND READING CALENDAR OVER IN ORDER

Mr. MAHANY. Mr. President, I move that all the bills on the Second Reading Calendar go over in their order.

Mr. HARE. Mr. President, I second the motion.

The motion was agreed to.

The bills were as follows:

House Bill No. 14, entitled:

An Act to repeat the act approved the fifteenth day of July one thousand nine hundred thirty-five (P. L. 1006) entitled "An act authorizing the Department of Property and Supplies with the approval of the Governor to sell and convey three contiguous parcels of land."

House Bill No. 37, entitled:

An Act authorizing the Department of Property and Supplies to sell and convey a tract of land situate in the Township of North Union, Fayette County, Pennsylvania, with the approval of the Governor.

Senate Bill No. 41, entitled:

A Supplement to the act, approved the twenty-fifth day of June, one thousand nine hundred thirty-one (P. L.



1352), entitled "An act providing for joint action by the Commonwealth of Pennsylvania and the State of New Jersey in the administration, operation, and maintenance of bridges over the Delaware River, and for the construction of additional bridge facilities across said river; authorizing the Governor, for these purposes, to enter into an agreement with the State of New Jersey; creating a Delaware River Joint Toll Bridge Commission and specifying the powers and duties thereof, including the power to finance the construction of additional bridges by the issuance of revenue bonds to be redeemed from revenues derived from tolls collected at such bridges; transferring to said commission all powers now exercised by existing commission created to acquire toll bridges over the Delaware River; and making an appropriation," by authorizing the Governor to enter into a supplemental compact or agreement on behalf of the Commonwealth of Pennsylvania with the State of New Jersey amending and supplementing the compact or agreement entitled "Agreement between the Commonwealth of Pennsylvania and the State of New Jersey creating the Delaware River Joint Toll Bridge Commission as a body corporate and politic and defining its powers and duties," as heretofore amended and supplemented; enlarging the jurisdiction and powers of said commission with respect to the acquisition, construction, administration, operation and maintenance of port and terminal facilities, the financing thereof, and the fixing, charging and collecting of tolls and other charges for the use of said port and terminal facilities; authorizing the issuance of negotiable bonds and obligations of the commission providing for the designation of deputies to act for and in behalf of absent ex-officio members of said commission from Pennsylvania; authorizing the combining for financing purposes of any such port and terminal facilities with any bridge or bridges heretofore or hereafter constructed or acquired by said commission; and authorizing the Governor to apply, on behalf of the Commonwealth of Pennsylvania, to the Congress of the United States for its consent to such supplemental compact or agreement.

Senate Bill No. 91, entitled:

An Act to further amend Section 5 of the act, approved the thirty-first day of May, one thousand nine hundred forty-five (P. L. 1198), entitled "An act providing for the conservation and improvement of land affected in connection with the mining of bituminous coal by the open pit mining method; regulating such mining; and providing penalties," by further regulating backfilling and operation reports

House Bill No. 111, entitled:

An Act to continue the imposition of the tax on gross premiums, premium deposits and assessments received from business transacted within this Commonwealth by foreign insurance companies, associations and exchanges.

#### LEAGUE OF WOMEN VOTERS FROM WILKES-BARRE, LUZERNE COUNTY, PRESENTED TO SENATE

The PRESIDENT. The Chair is pleased to note the presence of twenty-five members of the League of Women Voters from Wilkes-Barre, Luzerne County. In charge of this group is their very able President, Mrs. Norman Hauck.

Will the ladies please rise in place and take a bow?

#### HOUSE MESSAGE

#### HOUSE BILLS FOR CONCURRENCE

The Clerk of the House of Representatives being introduced, presented for concurrence bills of the House, as follows:

House Bill No. 86, entitled:

An Act to amend the act, approved the second day of May, one thousand nine hundred forty-five (P. L. 382), entitled "Municipality Authorities Act of 1945," by requiring bonds of an Authority established by a school district to be offered for sale after solicitation or advertisement of bids.

Which was committed to the Committee on Local Government.

House Bill No. 485, entitled:

An Act to further amend Section 1 of the act, approved the second day of June, one thousand nine hundred thirty-seven (P. L. 1184), entitled "An act authorizing cities of the first and second class and second class A and incorporated towns to make appropriations to organizations of ex-service men to aid in defraying the expenses of Memorial Day and Armistice Day," authorizing said political subdivisions to appropriate money to certain veterans organizations for expenses of Flag Day.

Which was committed to the Committee on Local Government.

#### SENATE RESOLUTION

#### CONGRATULATIONS EXTENDED TO YEADON HIGH SCHOOL UPON WINNING CLASS "A" BASKET- BALL CHAMPIONSHIP

Mr. WATKINS. Mr. President, I would like to change the tempo just a little, and ask unanimous consent to offer a resolution at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WATKINS. Mr. President, down in Delaware County we are very proud of the Yeadon High School, which we find is a "B" high school, and they have been successful in winning the basketball championship over the "A" high schools. It just proves, Mr. President, that sometimes you can get "B" before "A".

Mr. WATKINS offered the following resolution which was twice read as follows:

In the Senate, March 31, 1953.

The victor in sports deserves recognition of his ability and superiority. The victory of Yeadon High School in winning the class "A" high school basketball championship was more than a victory within its class, it represents the first time in Pennsylvania scholastic history that a class "B" school has won a class "A" championship, and therefore justly deserves the praise of the people.

The hard play and clean sportsmanship displayed by the team, coupled with the expert guidance of its two fine coaches, John Naegeli and Edwin Kirschner were the factors responsible for the winning of this unprecedented championship.

To often the mantle of public praise falls entirely upon the victor's shoulders. The loser is forgotten as soon as the game is over. It is not our intention to forget the other teams, without whose keen competition, sportsmanship and fine tutelage the victory would be rendered hollow.

The Sharon High School team, excellently coached by Blaine Laycock and Donald Bennet, displayed all the attributes of champions and therefore deserve recognition for their fine play and sportsmanship.

Two other fine teams, Ford City High School and Allentown High School, deserve the applause of the public for their fine team play and commendable display of true sportsmanship. Coaches H. B. Rupert, R. Black and J. Simmons, of Ford City, and Milo Seward, of Allentown, are to be congratulated for their fine coaching and the



installation of the principles of fair play and keen competition to their respective teams, therefore be it

Resolved, That the Senate extend to the coaches and players of the Yeadon High School Basketball Team its heartiest congratulations upon its great and unprecedented victory, and be it further

Resolved, That the congratulations of the Senate be extended to the players and coaches of the Sharon, Ford City and Allentown High Schools for their exemplary play and fine sportsmanship, and be it further

Resolved, That the Secretary of the Senate be directed to send a copy of this resolution to the Yeadon, Sharon, Ford City and Allentown High Schools.

#### RESOLUTION ADOPTED

Mr. WATKINS. Mr. President, I move the immediate adoption of this resolution.

Mr. MAHANY. Mr. President, I would like to join in that resolution inasmuch as the team that was defeated is in my district, Sharon High School.

I would also like to second the Senator's motion for the immediate adoption of this resolution.

On the question,

Will the Senate agree to the motion?

Mr. PECHAN. Mr. President, if my distinguished colleague from Crawford gets into the act, I, as the loser from Ford City to Sharon, also want to co-sponsor that resolution.

The PRESIDENT. Senator Pechan desires to be included as an additional defendant.

Mr. McMENAMIN. Mr. President, I do not want to be joined as a defendant in these proceedings, but I trust that Senator Watkins knows that John Naegeli, Coach of the Yeadon High School Basketball Team, played in high school at Old Forge in our county, and they were pretty lucky because Allentown sidetracked Old Forge by being one game ahead of them. They had a bad night.

Mr. FREED. Mr. President, I have already bowed to my colleague here, Senator Watkins, as I think he does have the cream of the teams, because ours was the last one he had to beat.

Mr. DENT. Mr. President, I feel ashamed of myself, I have not prepared my resolution for Irwin High School, which won the Class "B" Championship.

The PRESIDENT. Well, I am sure the Senator from Westmoreland is familiar with that ancient legend, "The last shall be first."

Mr. MAHANY. Mr. President, I was going to suggest that maybe we should open up the ballot box, because the sponsor of this resolution certifies in it that his team is not qualified in this Class "A" Championship. Sharon High School was playing a Class "B" team. They should have been over there playing with Senator Dent's basketball team, and not Sharon High School.

Mr. WATKINS. Mr. President, I can appreciate the fact that all of these gentlemen would like to be sponsors of this resolution. I agree to let their names go down in the record, but I refuse to let them sign the resolution. I suggest, if they want to sponsor a resolution like this, that they let the boys practice harder and try a little harder, and maybe next year they will be able to do it.

Mr. President, I also would like to say, regarding this situation of a "B" team beating an "A" team, we should have been in Senator Dent's territory; it would have been murder, I assure you.

And the question recurring,

Will the Senate agree to the motion?

The motion was agreed to.

#### BILLS ON FIRST READING

Mr. MAHANY. Mr. President, I move that the Senate do now proceed to the first reading of all bills reported from committees for the first time at today's session.

Mr. HARE. Mr. President, I second the motion.

The motion was agreed to.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 6, entitled:

An Act to amend the act approved the nineteenth day of June, one thousand nine hundred thirteen (P. L. 534), entitled "An act relating to appointment of deputy constables," by defining the jurisdiction of deputy constables.

And said bill having read at length the first time,  
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 50, entitled:

An Act to further amend section 306 and to amend subsection A of section 318 of the act approved the fifth day of May one thousand nine hundred thirty-three (P. L. 289) entitled "An act relating to nonprofit corporations defining and providing for the organization merger consolidation and dissolution of such corporations conferring certain rights powers duties and immunities upon them and their officers and members prescribing the conditions on which such corporations may exercise their powers providing for the inclusion of certain existing corporations of the first class within the provisions of this act prescribing the terms and conditions upon which foreign nonprofit corporations may be admitted or may continue to do business within the Commonwealth conferring powers and imposing duties on the courts of common pleas prothonotaries of such courts recorders of deeds and certain State departments commissions and officers authorizing certain local public officers and State departments to collect fees for services required to be rendered by this act imposing penalties and repealing certain acts and parts of acts relating to corporations," by authorizing nonprofit corporations to designate corporate trustees for the investment reinvestment and maintenance of their funds and assets held in trust or otherwise and to transfer such funds to such corporate trustees for such purposes and providing for the powers duties and liabilities of such trustees.

And said bill having read at length the first time,  
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 143, entitled:

An Act to validate and quiet the title to real estate in this Commonwealth held by a foreign corporation not authorized to transact business in Pennsylvania, and heretofore conveyed to a citizen or citizens of the United States or a corporation authorized to hold such real estate.

And said bill having read at length the first time,  
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 171, entitled:



An Act authorizing and empowering the Supreme Court of Pennsylvania to prescribe by general rule, the practice and procedure governing appeals to the Supreme or Superior Courts of Pennsylvania.

And said bill having read at length the first time,  
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 203, entitled:

An Act to amend subsection (a) of Section 9 of the act approved the twenty-sixth day of May one thousand nine hundred forty-nine (P. L. 1828) entitled "An act concerning the investment powers and duties of guardians committees trustees and other fiduciaries except personal representatives and prescribing the nature and kind of investments which may be made and retained by such fiduciaries" by authorizing investments in common stocks of investment companies meeting certain qualifications and eliminating the requirement that stock must be listed on an exchange as to the stock of investment companies.

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 207, entitled:

An Act authorizing suits against the Commonwealth in actions involving title to land or interests real.

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 268, entitled:

An Act to further amend section one of the act, approved the twenty-sixth day of April, one thousand nine hundred forty-five (P. L. 318), entitled "An act to regulate the sale and possession of penicillium (penicillin), and its derivatives, preparations and compounds in the interest of public health," by providing certain exceptions to said act and by omitting the word "written."

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 269, entitled:

An Act to further amend section one of the act, approved the twelfth day of May, one thousand nine hundred thirty-nine (P. L. 133), entitled "An act to regulate the sale and possession of sulfanilamide and its derivatives in the interest of public health," by omitting the word "written."

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 285, entitled:

An Act to reenact and amend the act, approved the twenty-first day of July, one thousand nine hundred forty-one (P. L. 425), entitled "An act to establish a system uniform throughout the Commonwealth for the compensation of witnesses, regulating the amount, payment and taxation as costs thereof, and repealing inconsistent legislation."

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 294, entitled:

An Act to further amend subsections (b), (c) and (e) of section 4 of the act, approved the twenty-fifth day of May, one thousand nine hundred forty-five (P. L. 1050), entitled "An act relating to the collection of taxes levied by counties, county institution districts, cities of the third class, boroughs, owns, townships, certain school districts and vocational school districts; conferring powers and imposing duties on tax collectors, courts, and various officers of said political subdivisions; and prescribing penalties," by clarifying the identity of certain taxing districts.

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 300, entitled:

An Act to further amend Section 5 of the act, approved the eleventh day of June, one thousand nine hundred forty-seven (P. L. 565), entitled "An act providing compensation to certain persons who served in the military or naval forces of the United States or of any of her allies during World War II; providing the method of making payment to representatives of persons who, because of death or incapacity, cannot personally receive compensation; imposing certain duties on the Adjutant General; making an appropriation, and providing penalties," by extending the time during which applications may be filed for veterans' compensation.

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 322, entitled:

An Act to amend the title and sections 1 and 2 of the act, approved the third day of May, one thousand nine hundred thirty-three (P. L. 242), entitled "An act prohibiting the payment by counties of costs in criminal cases discharged after preliminary hearings before magistrates, justices of the peace, and aldermen, unless names and addresses of prosecutors, defendants, and witnesses appear on the transcript thereof," by requiring the transcript of all such proceedings to be delivered to the county commissioners within a certain period and extending the provisions of said act to summary offenses.

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 347, entitled:

An Act providing for the sale of the State medical and surgical hospitals and for the disposition of the purchase moneys therefor.

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 371, entitled:

An Act to amend clause (c) of Section 3 of the act, approved the fifth day of August, one thousand nine hun-

dred forty-one (P. L. 752) entitled "An act regulating and improving the civil service of certain departments and agencies of the Commonwealth; vesting in the State Civil Service Commission and a Personnel Director certain powers and duties; providing for classification of positions, adoption of compensation schedules and certification of payrolls; imposing duties upon certain officers and employees of the Commonwealth; authorizing service to other State departments or agencies and political subdivisions of the Commonwealth in matters relating to civil service; defining certain crimes and misdemeanors; imposing penalties; making certain appropriations, and repealing certain acts and parts thereof," by extending the provisions of said act to Anthracite Mine Inspectors and Bituminous Mine Inspectors.

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 372, entitled:

An Act abolishing the Anthracite Mine Inspectors' Examining Board and the Mine Inspectors' Examining Board for the Bituminous Coal Mines of Pennsylvania.

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 373, entitled:

An Act to amend Section 601 of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employees in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments, boards and commissions shall be determined," by defining the powers and duties of the Budget Secretary; revising the method of preparing the budget; and prohibiting duplications.

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 374, entitled:

An Act creating a commission to study the feasibility and extent to which the functions of the local health units, county boards of assistance and county institution districts should be combined; prescribing their powers and duties, and making an appropriation.

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 375, entitled:

An Act to further amend the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employees in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments, boards and commissions shall be determined," by transferring powers and duties relating to professional and vocational licenses and solicitation registration from the Department of Public Instruction and the professional and vocational licensing boards to the Department of State; creating professional and vocational advisory boards in the Department of State; making the Pennsylvania State Board of Censors a departmental board in the Department of State; transferring powers and duties relating to airport regulations, licensing and inspection from the Pennsylvania Aeronautics Commission to the Department of State; and abolishing the several professional and vocational examining and licensing boards

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 376, entitled:

An Act transferring powers and duties relating to local assessments and tax statistics from the Department of Internal Affairs to the State Tax Equalization Board; and imposing duties on local officers.

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 377, entitled:

An Act to amend the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto," by changing the State teachers' college districts; discontinuing seven State teachers' colleges; abolishing their boards of trustees; authorizing the use of the properties for other State purposes or the public sale thereof; and conferring powers and imposing duties on certain State officers and agencies.

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 378, entitled:



An Act discontinuing the Soldiers' and Sailors' Home at Erie, Pennsylvania; abolishing the board of trustees thereof; authorizing the use of the property for other State purposes or the sale thereof; and conferring powers and duties on certain State officers.

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 379, entitled:

An Act to further amend the act, approved the fifth day of December, one thousand nine hundred thirty-six (1937 P. L. 2897), entitled "An act establishing a system of unemployment compensation to be administered by the Department of Labor and Industry and its existing and newly created agencies with personnel (with certain exceptions) selected on a civil service basis; requiring employers to keep records and make reports; and certain employers to pay contributions based on payrolls to provide moneys for the payment of compensation to certain unemployed persons; providing procedure and administrative details for the determination, payment and collection of such contributions and the payment of such compensation; providing for cooperation with the Federal Government and its agencies; creating certain special funds in the custody of the State Treasurer; and prescribing penalties," by prescribing the method of payments from the Special Administration Fund.

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 380, entitled:

An Act to further amend the act, approved the fifth day of December, one thousand nine hundred thirty-six (1937 P. L. 2897), entitled "An act establishing a system of unemployment compensation to be administered by the Department of Labor and Industry and its existing and newly created agencies with personnel (with certain exceptions) selected on a civil service basis; requiring employers to keep records and make reports, and certain employers to pay contributions based on payrolls to provide moneys for the payment of compensation to certain unemployed persons; providing procedure and administrative details for the determination, payment and collection of such contributions and the payment of such compensation; providing for cooperation with the Federal Government and its agencies; creating certain special funds in the custody of the State Treasurer; and prescribing penalties," by requiring the Unemployment Compensation Board of Review to coordinate work of referees; and prohibiting hearings de novo on further appeals.

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 381, entitled:

An Act to further amend the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges, abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers,

and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employees in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments, boards, and commissions shall be determined," by providing for the establishment in the Department of Labor and Industry of the Industrial Board as a departmental advisory board, and abolishing the Industrial Board as a departmental administrative board.

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 382, entitled:

An Act to further amend the act, approved the ninth day of April, one thousand nine hundred twenty-nine, (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employees in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments, boards, and commissions shall be determined," by merging the State Employees' Retirement Board and the Public School Employees' Retirement Board and establishing a joint board known as the State and Public School Employees' Retirement Board.

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 383, entitled:

An Act to further amend the act, approved the first day of May one thousand nine hundred twenty-nine (P. L. 1046), entitled as amended "An act appropriating the moneys in the Motor License Fund," by appropriating certain money in the Motor License Fund to the Department of Public Works for highway purposes.

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 384, entitled:

An Act to further amend the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards



of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employees in certain departments, board, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments, boards and commissions shall be determined," by creating as a departmental administrative advisory board in the Department of State, the State Investment Council; and prescribing its powers, duties and personnel.

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 385, entitled:

An Act to further amend Sections 4 and 7 of the act approved the first day of May, one thousand nine hundred twenty-nine (P. L. 1046) entitled "An act appropriating the moneys in the Motor License Fund," by making money in the Motor License Fund available to the Department of Justice for the use of the Pennsylvania State Police.

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 386, entitled:

An Act to amend the act, approved the seventh day of June, one thousand nine hundred twenty-three (P. L. 681), entitled "An act to enable an incorporated hospital, association to acquire by lease or purchase any State owned hospital, specially devoted to the reception, care and treatment of injured persons, or of any State owned general medical and surgical hospital; and to provide for the regulation and management thereof," by requiring the trustees of State medical and surgical hospitals to transfer their facilities to local incorporated hospital associations within a specified time; discontinuing operation and maintenance by the Commonwealth thereafter; and providing for the use of the properties for other State purposes, or for the sale thereof.

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 387, entitled:

An Act to amend the act approved the fifth day of August, one thousand nine hundred forty-one (P. L. 752) entitled "An act regulating and improving the civil service of certain departments and agencies of the Commonwealth; vesting in the State Civil Service Commission and a Personnel Director certain powers and duties; providing for classification of positions, adoption of compensation schedules and certification of payrolls; imposing duties upon certain officers and employees of the Commonwealth; authorizing service to other State departments or agencies and political subdivisions of the Commonwealth in matters relating to civil service; defining certain crimes and misdemeanors; imposing penalties;

making certain appropriations, and repealing certain acts and parts thereof," by continuing the civil service status of employes administering the Public Assistance Law.

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 388, entitled:

An Act creating a commission to study grants made to State-aided medical and surgical hospitals for determining the most equitable methods of calculating such grants; prescribing its powers and duties; and making an appropriation.

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

Agreeably to order, .

The Senate proceeded to the first reading and consideration of Senate Bill No. 389, entitled:

An Act to reenact and further amend portions of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers' Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employees in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments, boards and commissions shall be determined," by abolishing the boards of trustees of State institutions in the Department of Welfare; creating an advisory board for each such institution; defining their powers and the powers and duties of the Department of Health and Welfare with respect thereto; and renaming the departmental administrative agencies in the Department of Health and Welfare and the State advisory boards and commissions.

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 390, entitled:

An Act to further amend the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers' Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment



of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," by transferring the powers and duties relating to rehabilitation of injured workmen from the Department of Labor and Industry to the Department of Health and Welfare.

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

#### ADJOURNMENT

Mr. MAHANY. Mr. President, I move that the Senate do now adjourn until Monday, April 6, 1953, at 4:00 o'clock p. m., Eastern Standard Time.

Mr. HARE. Mr. President, I second the motion.  
The motion was agreed to.

The Senate adjourned at 2:10 o'clock p. m., Eastern Standard Time, until Monday, April 6, 1953, at 4:00 o'clock p. m., Eastern Standard Time.

## HOUSE OF REPRESENTATIVES

TUESDAY, March 31, 1953

The House met at 11:00 a. m.

The SPEAKER (Charles C. Smith) in the Chair.

## PRAYER

Reverend Charles F. Trunk, Jr., guest Chaplain and Pastor of Bethlehem Lutheran Church, Harrisburg, Pennsylvania, offered the following prayer:

Almighty God, Who hast given us a land in which we are free to read and hear Thy word, we thank Thee for our liberty. We ask that we may be led by Thee to act wisely for the welfare of those not only of our time, but also of the generations following. As we represent our people, may we also represent Thee; for Thou wilt show us the course which is right and stand by us as we walk in it. We ask this in the name of Him Who represented all of us and gave Himself for us, Thy Son, Our Lord. Amen.

## JOURNAL APPROVAL POSTPONED

The SPEAKER. Are there any corrections to the Journal of Monday, March 31, 1953?

Mr. HELM. Mr. Speaker, I move that the approval of the Journal for Monday, March 30 be postponed until the Journal is in print.

The motion was agreed to.

## PERMISSION GRANTED COMMITTEE TO MEET DURING SESSION

Mr. COOPER asked and obtained permission for the Committee on Banking and Building and Loan Associations to meet during the session of the House.

## BILLS INTRODUCED AND REFERRED

By Mr. DOUGHERTY. HOUSE BILL No. 872.

An Act to implement Article Fourteen, Section Eight of the Constitution of the Commonwealth of Pennsylvania, by providing for the manner of selection, the compensation, and the duties, functions and powers of certain officers of a City of the first class, and the appointment, eligibility, and qualifications of subordinates, assistants and employees of such officers.

Referred to Committee on Cities—Counties First-Second and Second Class A.

By Mr. AMARANDO. HOUSE BILL No. 873.

An Act to further amend the act approved the first day of June one thousand nine hundred thirty-seven (P. L. 1168) entitled "An act to protect the right of employees to organize and bargain collectively creating the Pennsylvania Labor Relations Board conferring powers and imposing duties upon the Pennsylvania Labor Relations Board officers of the State government and courts providing for the right of employees to organize and bargain collectively declaring certain labor practices by employers to be unfair further providing that representatives of a majority of the employees be the exclusive representatives of all the employees authorizing the board to conduct hearings and elections and certify as to representatives of employees for purposes of collective bargaining empowering the board to prevent any person from engaging in any unfair labor practice and providing a procedure for such cases including the issuance of a complaint the conducting of a hearing and the making of an order empowering the board to petition a court of common pleas for the enforcement of its order and pro-

viding a procedure for such cases providing for the review of an order of the board by a court of common pleas on petition of any person aggrieved by such order and establishing a procedure for such cases providing for an appeal from the common pleas court to the Supreme Court providing the board with investigatory powers including the power to issue subpoenas and the compelling of obedience to them through application to the proper court providing for service of papers and process of the board prescribing certain penalties" by further defining declaring and limiting unfair labor practices by employers and employees making further provision for designation and selection of representatives for the purpose of collective bargaining changing the practice before the Labor Relations Board and limiting its powers in certain cases.

Referred to Committee on Labor Relations.

By Mr. DUNN. HOUSE BILL No. 874.

An Act to further amend the act, approved the second day of June, one thousand nine hundred fifteen (P. L. 736) entitled, as amended, "An act defining the liability of an employer to pay damages for injuries received by an employee in the course of employment; establishing an elective schedule of compensation; providing procedure for the determination of liability and compensation thereunder; and prescribing penalties," by extending the employer's period of liability; increasing certain compensation awards; providing for artificial limbs and eyes; removing limitations on employer's liability for medical expenses; eliminating notice to employers of hernia claims; extending the time limit in which certain claims must be filed; and amending the procedure for filing notices and appeals from termination of liability notices.

Referred to the Committee on Workmen's Compensation.

By Mr. DUNN. HOUSE BILL No. 875.

An Act to further amend Section 722 of the act approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by providing for the issuance without fee of operator's license to persons who operate fire fighting equipment and ambulances for volunteer fire companies.

Referred to the Committee on Motor Vehicles.

By Mr. DUNN. HOUSE BILL No. 876.

An Act to further amend the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal



claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the desposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by making the issuance of one registration plate mandatory.

Referred to the Committee on Motor Vehicles.

By Messrs. ERB, LIGHT, McCULLOUGH  
and PRICE. HOUSE BILL No. 877.

An Act to amend Section 515 of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," by requiring the State emblem on State automobiles.

Referred to the Committee on State Government.

By Messrs. JOHN J. MURRAY,  
and JENKINS. HOUSE BILL No. 878.

An Act relating to the manufacture and distribution of candy and other confectionery products and regulating the same providing for the protection of public health and the prevention of frauds defining terms providing for permits and certificates and the procedure for revocation or suspension thereof and prescribing penalties.

Referred to the Committee on Public Health and Sanitation.

By Messrs. LEVEN and TOLL. HOUSE BILL No. 879.

An Act to fix the number of Representatives in the General Assembly for the State and to apportion the State into representative districts as provided by the Constitution.

Referred to the Committee on Elections and Apportionment.

By Mr. WILBUR H. HAMILTON. HOUSE BILL No. 880.

An Act requiring the district attorney of Philadelphia to devote his entire time to his office; prohibiting other practice of the law; requiring payment to the city of fees received therefor; and increasing his compensation.

Referred to the Committee on Cities—Counties First—Second and Second Class A.

By Messrs. SARRAF and KAMYK.

HOUSE BILL No. 881.

An Act to establish within the Department of Health of the Commonwealth of Pennsylvania, a public laboratory to render pathological and toxicological service to the coroners in the various counties and to the Department of Health in certain outbreaks of sickness.

Referred to the Committee on Public Health and Sanitation.

By Messrs. SARRAF and KAMYK.

HOUSE BILL No. 882.

An Act to further amend clause (f) of Section 620 of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by permitting the use of alcometers or similar devices for determining degrees of intoxication in proceedings relating to operation of motor vehicles while under influence of intoxicating liquor.

Referred to the Committee on Motor Vehicles.

By Mr. GUTHRIE. HOUSE BILL No. 883.

An Act to further amend the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by redefining certain terms; and eliminating and changing certain provisions relating to lighting equipment.

Referred to the Committee on Motor Vehicles.



By Messrs. PEIFLY and RAGOT.

HOUSE BILL No. 884.

An Act to amend Section 407 of the act, approved the first day of June, one thousand nine hundred forty-five (P. L. 1242), entitled "An act relating to roads, streets, highways and bridges; amending, revising, consolidating and changing the laws administered by the Secretary of Highways and by the Department of Highways relating thereto;" by providing minimum wages for all labor, repair and maintenance men employed by the department on a per diem basis.

Referred to the Committee on Highways.

By Mr. DAVIS.

HOUSE BILL No. 885.

An Act to further amend Section 171 of the act, approved the second day of May, one thousand nine hundred twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto," by authorizing, in certain cases, appointment of surveyors not resident in the county, to boards of viewers in counties of the eighth class.

Referred to the Committee on Counties.

By Mr. JIM.

HOUSE BILL No. 886.

An Act to further amend the act approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof, and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employees in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments, boards and commissions shall be determined," by providing for a registrar of veterans' graves; and defining his powers and duties.

Referred to Committee on Military Affairs.

By Messrs. WILLIAM B. SMITH and McCULLOUGH.

HOUSE BILL No. 887.

An Act to further amend Section 1 of the act, approved the twenty-second day of May, one thousand nine hundred thirty-three (P. L. 851), entitled "An act fixing the pay and mileage of jurors and witnesses," by providing for allowance for meals and daily mileage rate.

Referred to Committee on Counties.

By Messrs. WILLIAM B. SMITH and McCULLOUGH.

HOUSE BILL No. 888.

An Act to add Section 13.1 to the act, approved the seventh day of June, one thousand nine hundred fifteen (P. L. 900), entitled "An act to provide for the immediate registration of all births and deaths throughout the Commonwealth of Pennsylvania, by means of certificates of births and deaths, and burial or removal permits; requiring prompt returns to the Central Bureau of Vital Statistics, as required to be established by the State Depart-

ment of Health; and, in order to secure prompt and faithful registration of births, marriages, deaths, and diseases, of practitioners of medicine and surgery, of midwives, nurses, and undertakers, and of all persons whose occupation is deemed to be of importance in obtaining complete registration of births, deaths, marriages, and diseases throughout the State, as provided in section ten of an act, entitled 'An act creating the Department of Health and defining its powers and duties,' approved the twenty-seventh day of April, nineteen hundred and five, and providing penalties for violations of this act," by providing for filing of certificates of birth which occurred during or prior to one thousand nine hundred six, and the effect of such certificates and copies thereof; providing penalties.

Referred to Committee on Public Health and Sanitation.

By Mr. YOUNG.

HOUSE BILL No. 889.

An Act to amend Section 1219 of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by further regulating the removal of wrecked and abandoned automobiles.

Referred to the Committee on Motor Vehicles.

By Mr. WOOD.

HOUSE BILL No. 890.

An Act transferring money from the Banking Fund to the General Fund.

Referred to the Committee on Appropriations.

By Messrs. WOOD and REAGAN.

HOUSE BILL No. 891.

An Act to further amend the act, approved the fifth day of July, one thousand nine hundred forty-seven (P. L. 1217), entitled "An act to promote the education and educational facilities of the people of the Commonwealth of Pennsylvania; creating a State Public School Building Authority as a body corporate and politic with power to construct, improve and operate projects and to lease the same and to fix and collect fees, rentals and charges for the use thereof; authorizing school districts to enter into contracts to lease; authorizing and regulating the issuance of bonds by said Authority; and providing for the payment of such bonds and the rights of the holders thereof; granting the right of eminent domain; increasing the powers of the Department of Public Instruction; and providing that no debt of the Commonwealth shall be incurred in the exercise of any of the powers granted under this act; and making an appropriation to said Authority to pay expenses incident to its formation," by requiring the approval of the electorate before school districts may enter into contracts with the Authority for leasing of projects.

Referred to the Committee on Education.



By Messrs. WOOD and HAUDENSHIELD.

HOUSE BILL No. 892.

An Act making an appropriation to the Department of Property and Supplies for the construction of a fireproof public records building; for acquisition of land by purchase or condemnation; and providing for the determination of location and specifications therefor and the allocation of space to State agencies therein.

Referred to the Committee on Appropriations.

By Mr. WORLEY.

HOUSE BILL No. 893.

An Act to further amend clause 2 of subsection (b) and subsection (d) of section 1002 of the act, approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled, "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by changing the restrictions as to speed.

Referred to the Committee on Motor Vehicles.

By Mr. THOMAS H. W. JONES. HOUSE BILL No. 894.

An Act to amend Section 316 of the act, approved the fifth day of May, one thousand nine hundred thirty-three (P. L. 364), entitled "An act relating to business corporations; defining and providing for the organization, merger, consolidation, reorganization, winding up and dissolution of such corporations; conferring certain rights, powers, duties and immunities upon them and their officers and shareholders; prescribing the conditions on which such corporations may exercise their powers, providing for the inclusion of certain existing corporations of the second class within the provisions of this act; prescribing the terms and conditions upon which foreign business corporations may be admitted, or may continue, to do business within the Commonwealth; conferring powers and imposing duties on the courts of common pleas, and certain State departments, commissions, and officers; authorizing certain State departments, boards, commissions, or officers to collect fees for services required to be rendered by this act; imposing penalties; and repealing certain acts and parts of acts relating to corporations," by authorizing a corporation by action of its board of directors to grant pensions, allowances and stock options to its officers and other employees under certain circumstances and validating pensions, allowances and stock options heretofore granted.

Referred to the Committee on Judiciary.

By Messrs. VARNER and BLAIR.

HOUSE BILL No. 895.

An Act to further amend section 1004 of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled, "An act for the protection of the public safety; regulating the use of highways, and

the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by prohibiting driving on the wrong side of a divided highway.

Referred to the Committee on Motor Vehicles.

By Mr. ANDREWS.

HOUSE BILL No. 896.

An Act to Further amend Section 212 of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employees in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments, boards, and commissions shall be determined," by authorizing the Governor to transfer or consolidate bureaus, divisions and functions and moneys appropriated or allocated therefor; directing the filing of proclamations therefor in the Department of State and in the offices of prothonotaries; and suspending laws inconsistent with such proclamations.

Referred to the Committee on State Government.

By Mr. ANDREWS.

HOUSE BILL No. 897.

An Act to further amend Section 2103 of the act, approved the twenty-third day of June, one thousand nine hundred thirty-one (P. L. 932) entitled "An act relating to cities of the third class; and amending, revising, and consolidating the law relating thereto," by changing the work day and week of firemen and eliminating the provisions relating to work hours and weeks during emergencies.

Referred to the Committee on Cities—Third Class.

By Mr. KRATZ

HOUSE BILL No. 898.

An Act to amend Section 1022 of the act, approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled, "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the



operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by requiring commercial vehicle drivers to drive in a reduced gear when descending certain mountains and grades.

Referred to Committee on Motor Vehicles.

By Messrs. FROST and BANKER.

HOUSE BILL No. 899.

An Act providing for the payment of services rendered by fire departments in combating fires on State property.

Referred to Committee on State Government.

By Mr. JOHNSON.

HOUSE BILL No. 900.

An Act to add section 3.1 to the act, approved the twenty-second day of June, one thousand nine hundred thirty-one (P. L. 694), entitled "An act imposing a tax on gross receipts as an excise on the use of the public highways by certain owners or operators of motor vehicles transporting passengers and property for hire," by providing for certificates to be issued upon payment of tax, be attached to windshields and providing penalties.

Referred to Committee on Ways and Means.

By Mr. JOHNSON.

HOUSE BILL No. 901.

An Act to further amend subsection (a) of section two hundred ten of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards, and commissions shall be determined," by changing the salaries of the chairman and members of the Pennsylvania Labor Relations Board.

Referred to the Committee on State Government.

By Mr. GOODLING.

HOUSE BILL No. 902.

An Act to further amend Section 2502 of the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto," by limiting supplemental payments by the Com-

monwealth on account of pupils in joint schools or in union or merged districts to districts of the third and fourth class.

Referred to the Committee on Education.

By Mr. VANSANT and Mrs. MARKLEY.

HOUSE BILL No. 903.

An Act to further amend subsection 2 of section 12 of the act, approved the eighteenth day of July, one thousand nine hundred seventeen (P. L. 1043) entitled, "An act establishing a public school employees' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributors by the Commonwealth and contributing employees, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon boards having the employment of public school employees; exempting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties," by granting credit for prior service after retirement for superannuation and providing for the payment thereof.

Referred to the Committee on Education.

By Mr. VANSANT and Mrs. MARKLEY.

HOUSE BILL No. 904.

An Act to further amend clause (c) of subsection 5 of section 13, of the act, approved the eighteenth day of July, one thousand nine hundred seventeen (P. L. 1043), entitled, "An act establishing a public school employees' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing employees, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon boards having the employment of public school employees; exempting annuities, allowances, returns, benefits and rights from taxation and judicial process; and providing penalties," by increasing the allowances for disability retirement.

Referred to Committee on Education.

By Mr. VANSANT and Mrs. MARKLEY.

HOUSE BILL No. 905.

An Act to further amend paragraph 6 of section 8 of the act, approved the eighteenth day of July, one thousand nine hundred seventeen (P. L. 1043), entitled, "An act establishing a public school employees' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing employees, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon boards having the employment of public school employees; exempting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties," by authorizing beneficiaries who are disability annuitants to change from the one hundred-sixtieth (1/160) class to the one hundred-fortieth (1/140) class and to receive the benefits thereof.

Referred to Committee on Education.

By Messrs. FLACK, SPENCER and KOHL.

HOUSE BILL No. 906.

An Act to further amend section one of the act approved the second day of June, one thousand eight hundred and ninety-one (P. L. 176), entitled "An act to provide for the health and safety of persons employed in and



about the anthracite coal mines of Pennsylvania and for the protection and preservation of property connected therewith," extending certain provisions to mines where only one person is employed or engaged in work and changing the provisions for enforcement, procedure and penalties and providing for an additional form of appeal.

Referred to Committee on Mines and Mining.

BY Mr. MUSTO.

HOUSE BILL No. 907.

An Act to further amend Rule 12 of Article XII of the act, approved the second day of June, one thousand eight hundred ninety-one (P. L. 176), entitled "An act to provide for the health and safety of persons employed in and about the anthracite coal mines of Pennsylvania and for the protection and preservation of property connected therewith," by increasing the number of visits and examinations the mine foreman or his assistant shall make to each working place in each mine, and requiring them to see that certain safety measures are taken.

Referred to Committee on Mines and Mining.

By Mr. HEWITT.

HOUSE BILL No. 908.

An Act to provide revenue by imposing a tax on the use and storage of tangible personal property within the Commonwealth; providing for the assessment and collection of the same and the settlement and resettlement thereof and appeals therefrom; providing for the duties of prothonotaries in connection therewith; prescribing penalties and providing for the use of the proceeds of such tax for public school purposes.

Referred to the Committee on Ways and Means.

By Mr. HEWITT.

HOUSE BILL No. 909.

An Act to provide revenue by imposing tax on retail sales of tangible personal property to consumers; providing for the assessment and collection of the same and the settlement and resettlement thereof and appeals therefrom; imposing duties upon prothonotaries in connection therewith; prescribing penalties; and providing for the use of the proceeds of such tax for public school purposes.

Referred to the Committee on Ways and Means.

By Messrs. FARABAUGH, LIGHT and SARRAF.

HOUSE BILL No. 910.

An Act requiring owners of cattle and goats to have their herds tested for Bovine Brucellosis by the Department of Agriculture; providing for disposition of and compensation for diseased animals; and providing penalties.

Referred to the Committee on Agriculture and Dairy Industries.

By Messrs. BRETH, SCHMIDT, McGEE, LEDERER, JIM and CURWOOD.

HOUSE BILL No. 911.

An Act making an appropriation to the Board of Finance and Revenue for the refund of soft drink taxes.

Referred to the Committee on Appropriations.

By Mr. KUBACKI.

HOUSE BILL No. 912.

An Act regulating the time of payment of certain wages or earnings, providing penalties.

Referred to the Committee on Labor Relations.

By Messrs. FLACK, SPENCER and KOHL.

HOUSE BILL No. 913.

An Act to further amend subsection 1 of Section 4 of the act, approved the eighteenth day of July, one thou-

sand nine hundred seventeen (P. L. 1043), entitled "An act establishing a public school employees' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing employees; defining the uses and purposes thereof, and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon boards having the employment of public school employees; exempting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties," by further providing for membership of the board.

Referred to the Committee on Education.

## SENATE MESSAGES

The Clerk of the Senate being introduced, presented extracts from the Journal of the Senate:

Senate Bills for concurrence No. 87.

## SENATE MESSAGE

### TIME OF NEXT MEETING

The Clerk of the Senate being introduced presented an extract from the Journal of the Senate, which was read as follows:

In the Senate, March 30, 1953.

Resolved, (if the House of Representatives concur), That when the Senate adjourns this week it reconvene on Monday, April 6, 1953 at four o'clock p. m., E. S. T., and when the House of Representatives adjourn this week it reconvene on Monday, April 6, 1953 at four-thirty o'clock p. m., E. S. T.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

On the question,

Will the House concur in the resolution of the Senate?

It was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

## BILL SIGNED BY SPEAKER

The SPEAKER. The Chair gives notice that he has the honor of signing the first bill of the session. It will be the first bill messaged to the Governor during this session. It is Senate Bill No. 12, known as the Commercial Code.

Bills numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the titles were publicly read as follows:

SENATE BILL No. 12.

An Act relating to certain commercial transactions in or regarding personal property and contracts and other documents concerning them including sales commercial paper bank deposits and collections documentary letters of credit bulk transfers warehouse receipts bills of lading other documents of title investment securities and secured transactions including certain sales of accounts chattel paper and contract rights providing for public notice to third parties in certain circumstances regulating procedure evidence and damages in certain court actions involving such transactions contracts or documents and to make uniform the law with respect thereto.

Whereupon,

The SPEAKER, in the presence of the House, signed the same.

### STUDENTS OF WILSON HIGH SCHOOL WELCOMED

The SPEAKER. The Chair welcomes to the Hall of the House a delegation of one hundred fourteen students from the Wilson High School, Berks County, under the supervision of their teachers, Mr. Lloyd Miller, Mrs. Jean Parker and Mr. Ralph Friend. They are the guests of the gentleman from Berks, Mr. Weidner.

### STUDENTS OF SALISBURG HIGH SCHOOL WELCOMED

The SPEAKER. The Chair is also pleased to welcome a delegation of students from the Salisbury High School, Lancaster County, under the supervision of their Principal, Harry Pownall. They are the guests of the gentlemen from Lancaster, Messrs. Royer, Bomberger, Murray and Wood.

### VISITOR WELCOMED

The SPEAKER. We also have with us today and welcome him to the Hall of the House, Mr. John Bevec, Treasurer of Washington County. He is the guest of the Members from Washington County.

The SPEAKER. The Chair requests the gentleman from Bucks, Mr. Yeakel, to come to the rostrum to preside over part of the day's session.

### MR. YEAKEL IN THE CHAIR

### BILLS ON SECOND READING

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 38, entitled:

An Act to further amend Section 12 of the act approved the eleventh day of July one thousand nine hundred seventeen (P. L. 758) entitled "An act for the protection of the public health by regulating the possession control dealing in giving away delivery dispensing administering prescribing and use of certain drugs and keeping records thereof by regulating the use of drugs in the treatment of the drug habit by providing for the revocation and suspension of licenses of physicians dentists veterinarians pharmacists druggists and registered nurses for certain causes and by providing for the enforcement of this act and penalties" by changing the penalties for the illegal sale dispensing or giving away of drugs.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 42, entitled:

An Act to further amend the act approved the thirteenth day of May one thousand nine hundred twenty-five (P. L. 644) entitled "An act relating to and regulating the solicitation of moneys and property for charitable religious benevolent humane and patriotic purposes" by providing for payment of costs in addition to compensation of solicitors and exempting additional organizations and corporations and national service clubs raising funds for child welfare projects from the provisions of the act.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 129, entitled:

An Act to further amend sections 4406 and 4408 of the act, approved the twenty-third day of June, one thousand nine hundred thirty-one (P. L. 932), entitled "An act relating to cities of the third class; and amending, revising, and consolidating the law relating thereto," by providing for examination for promotions in the police department and limiting and providing the procedure for the demotion of certain police officers.

The first section was read.

On the question,

Will the House agree to the section?

Mr. READINGER offered the following amendments:

Amend Sec. 1 (Sec. 4406), page 4, line 10, by inserting after the word "department" the following: "except to the rank of chief."

Amend Sec. 1 (Sec. 4406), page 4, line 16, by inserting after the word "promotion" the following: "All officers in the police department shall have the right to take examinations for promotion herein provided for."

Amend Sec. 1 (Sec. 4408), page 5, line 16, by inserting after the word "above" the following: "except the chief, after having taken the examination provided for in section four thousand four hundred six of this act and having been duly appointed in accordance therewith."

On the question,

Will the House agree to the amendments?

Mr. READINGER Mr. Speaker, for the information of the Members of the House, the amendments to this Bill 129, which relates to third class city police officers, remove from the bill the rank of chief of police, and the amendments also provide that the present officers of a police force in a third class city who are holding some rank in the department, will not be frozen into those ranks.

The amendments provide that those persons may take examinations for promotions; and if they qualify and are appointed in accordance with the Civil Service provisions, they will get Civil Service tenure in that rank.

New appointees to some ranks will, if this bill passes, have to qualify and thereafter be appointed. As the bill was originally drawn, it would have frozen in without any further qualification all those who hold some rank. Many of us did not think this was fair because it would eliminate many good men in the future who might not at the present time be holding those particular ranks.

Those are all the changes made by these amendments, and I ask your support of them.

On the question recurring,

Will the House agree to the amendments?

They were agreed to.

The section was agreed to as amended.

The title was read.

On the question,

Will the House agree to the title?

Mr. READINGER offered the following amendment:

Amend Title, page 1, last line of title, by inserting after the word "of" the following: "certain".

It was agreed to.

The title was agreed to as amended.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for third reading.

Agreeably to order,



The House proceeded to the second reading and consideration of House Bill No. 312, entitled:

An Act to further amend the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" by transferring the Brandywine Battlefield Park Commission to the Department of Forests and Waters and making the commission a departmental administrative commission of the Department of Forests and Waters

The first section was read.

On the question,

Will the House agree to the section?

#### BILL RECOMMITTED

Mr. JOHNSON. Mr. Speaker, I move that this bill be recommitted to the Committee on State Government for the purpose of further study and possible amendment.

The motion was agreed to.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 393, entitled:

An Act to further amend Section 20 of the act approved the seventh day of June one thousand nine hundred fifteen (P. L. 900) entitled "An act to provide for the immediate registration of all births and deaths throughout the Commonwealth of Pennsylvania by means of certificates of births and deaths and burial or removal permits requiring prompt returns to the Central Bureau of Vital Statistics as required to be established by the State Department of Health and in order to secure prompt and faithful registration of births marriages deaths and diseases of practitioners of medicine and surgery of midwives nurses and undertakers and of all persons whose occupation is deemed to be of importance in obtaining complete registration of births deaths marriage and diseases throughout the State as provided in section ten of an act entitled 'An act creating the Department of Health and defining its powers and duties' approved the twenty-seventh day of April nineteen hundred and five and providing penalties for violations of this act" by increasing fees of local registrars of vital statistics.

The first section was read.

On the question,

Will the House agree to the section?

#### BILL RECOMMITTED

Mr. JOHNSON. Mr. Speaker, I move that this bill be recommitted to the Committee on Appropriations for the purpose of further study.

The motion was agreed to.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 585, entitled:

An Act to further amend subsection (f) of section 813 of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by prohibiting the possession of certain certificates of inspection and approval.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 588, entitled:

An Act making an appropriation from the Motor License Fund to the State Employees' Retirement Board to meet the obligations of the Commonwealth to the State Employees' Retirement System with respect to State employes receiving compensation from the Motor License Fund.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 596, entitled:

An Act Making an appropriation to the Treasury Department out of various funds to pay replacement checks issued in lieu of outstanding checks when presented and to adjust errors.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 603, entitled:

An Act To further amend section one thousand three hundred ten point one of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 343) entitled "An act relating to the finances of the State government providing for the settlement assessment collection and lien of taxes bonus and all other accounts due the Commonwealth the collection and recovery of fees and other money or property due or belonging to the Commonwealth or any agency thereof including escheated property and the proceeds of its sale the custody and

disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth and the settlement of claims against the Commonwealth the resettlement of accounts and appeals to the courts refunds of moneys erroneously paid to the Commonwealth auditing the accounts of the Commonwealth and all agencies thereof of all public officers collecting moneys payable to the Commonwealth or any agency thereof and all receipts of appropriations from the Commonwealth and imposing penalties affecting every department board commission and officer of the State government every political subdivision of the State and certain officers of such subdivisions every person association and corporation required to pay assess or collect taxes or to make returns or reports under the laws imposing taxes for State purposes or to pay license fees or other moneys to the Commonwealth or any agency thereof every State depository and every debtor or creditor of the Commonwealth" by prescribing the method for the sale of escheated securities.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 609, entitled:

An Act Making an appropriation from the Motor License Fund to the Pennsylvania Public Safety Commission for the payment of the costs and expenses incurred in the work of the Commission.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 650, entitled:

An Act Appropriating certain moneys in the Motor License Fund to Cities Boroughs Towns and Townships of the Commonwealth for certain purposes and for a limited time conferring powers and imposing duties on the officials of such political subdivisions and on the Department of Highways.

The first section was read.

On the question,

Will the House agree to the section?

#### BILL RECOMMITTED

Mr. ROYER. Mr. Speaker, I move that this bill be re-committed to the Committee on Highways for the purpose of further study and possible amendment.

The motion was agreed to.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 660, entitled:

An Act requiring that copies of bills introduced in the General Assembly be punctuated.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 662, entitled:

An Act to further amend Sections 202 419 and 2112 of of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" by changing the name of the State Board of Undertakers to the State Board of Funeral Directors.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

#### BILL PASSED OVER

There being no objection,

Senate Bill No. 7, Printer's No. 13,

was passed over at the request of the SPEAKER pro tempore.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 60, entitled:

An Act to further amend the act approved the twenty-second day of June one thousand nine hundred thirty-one (P. L. 594) entitled "An act establishing certain township roads as State highways authorizing their construction maintenance and improvement under certain conditions and restrictions limiting the obligation of the Commonwealth in the construction of certain structures located on such highways conferring certain powers upon the Department of Highways and local authorities persons associations and corporations for sharing the cost of the maintenance and construction of such highways and making an appropriation to carry out the provisions of said act" by deleting a route in Lancaster County

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

The SPEAKER (Charles C. Smith) in the Chair.

The SPEAKER. The Chair thanks the gentleman from Bucks, Mr. Yeakel, for presiding.

#### BILL ON SECOND READING

The SPEAKER. If there is no objection, the Chair will return to page 1 of today's calendar, bills on second reading. The Chair hears none.

#### BILL RECOMMITTED

Mr. FROST. Mr. Speaker, I would like to return to



House Bill No. 38, Printer's No. 54 on page 1 of today's calendar, bills on second reading for the purpose of making a motion to recommit.

This bill was reported out of the Committee of Public Health and Sanitation with the understanding that it would be re-referred back to the Committee after second reading. At the time it came up for second reading, I was called out on a long distance telephone call and did not know that the bill had passed second reading.

Whatever the procedure is the action of the Committee was that it be recommitted to the Committee on Public Health and Sanitation after second reading, and I so move.

The motion was agreed to.

## BILL ON FINAL PASSAGE

Agreeably to order

The House proceeded to the consideration on final passage of House Bill No. 120, entitled:

An Act to reenact and amend the Title and Section 1 of the act approved the twenty-eighth day of June one thousand nine hundred thirty-five (P. L. 477) entitled "An act providing for the payment of the salary medical and hospital expenses of policemen firemen and park guards by counties cities boroughs towns and townships who are injured in the performance of their duty and providing that absence during such injury shall not reduce any usual sick leave period" by extending its provisions to cover some cases of diseases of the heart or tuberculosis of the respiratory system and providing for payment in the case of total permanent disability and for employment at other duties in the case of continuing partial disability

On the question,  
Shall the bill pass finally?

## RECONSIDERATION OF VOTE

Mr. READINGER. Mr. Speaker, I move that the vote by which this bill passed finally be reconsidered for the purpose of offering a clarifying and correctional amendment.

Mr. STANK. Mr. Speaker, I second the motion.

The SPEAKER. How did the gentleman from Berks, Mr. Readinger vote on the final passage of this bill?

Mr. READINGER. Mr. Speaker, I voted in the majority.

The SPEAKER. How did the gentleman from Northumberland, Mr. Stank, vote on the final passage of this bill?

Mr. STANK. Mr. Speaker, I voted in the majority.

On the question,  
Will the House agree to the motion?  
It was agreed to.

Mr. READINGER. Mr. Speaker, I move that the vote by which this bill passed third reading be reconsidered. The motion was agreed to.

On the question recurring,  
Will the House agree to the bill on third reading?

Mr. READINGER. Mr. Speaker, I ask unanimous consent to offer an amendment at this time.

The SPEAKER. The amendment will be read by the Clerk for information.

The Clerk read the amendment as follows:

Amend Sec. 1 (Title), page 3, lines 6, 7 and 8 of title,

by striking out the words "and for employment at other duties in the case of continued partial disability"

The SPEAKER. Will the House give unanimous consent to the offering of an amendment at this time? Is there objection? The Chair hears none.

On the question,  
Will the House agree to the amendment?

Mr. READINGER. Mr. Speaker, in order that the Members of the House may know what these amendments do:

When the bill was originally introduced, in the preamble to it, the words "and for employment and other duties in case of continuing partial disability" were included. By amendment subsequent to its introduction, those words were taken out of the main body of the bill and this amendment I am now offering simply makes the introductory paragraph conform to the balance of the bill. It makes no change whatsoever in the meaning of the bill.

Mr. WILBUR H. HAMILTON. Mr. Speaker, the clarifying amendment is entirely satisfactory to me.

On the question recurring,  
Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, that the bill as amended lie over for printing.

## BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 86 as follows:

An Act to amend the act approved the second day of May one thousand nine hundred forty-five (P. L. 382) entitled "An act providing for the incorporation as bodies corporate and politic of "Authorities" for municipalities counties and townships prescribing the rights powers and duties of such Authorities heretofore or hereafter incorporated authorizing such Authorities to acquire construct improve maintain and operate projects and to borrow money and issue bonds therefor providing for the payment of such bonds and prescribing the rights of the holders thereof conferring the right of eminent domain on such Authorities authorizing such Authorities to enter into contracts with and accept grants from the Federal Government or any agency thereof and conferring exclusive jurisdiction on certain courts over rates" by requiring bonds of an Authority to be sold at not less than par to the highest bidder after advertisement of bids

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Subsection A of Section 5 of the act approved the second day of May one thousand nine hundred forty-five (Pamphlet Laws 382) entitled "An act providing for the incorporation as bodies corporate and politic of "Authorities" for municipalities counties and townships prescribing the rights powers and duties of such Authorities heretofore or hereafter incorporated authorizing such Authorities to acquire construct improve maintain and operate projects and to borrow money and issue bonds therefor providing for the payment of such bonds and prescribing the rights of the holders thereof conferring the right of eminent domain on such Authorities authorizing such Authorities to enter into contracts with and to accept grants from the Federal Government or any agency thereof and conferring exclusive jurisdiction on certain courts over rates" is hereby amended to read as follows

Section 5 Purposes and Powers Bonds A The bonds of any Authority hereinabove referred to and authorized to be issued shall be authorized by resolution of the board thereof and shall be of such series bear such date or dates mature at such time or times not exceeding forty years from their respective dates bear interest at such rate or rates not exceeding six per cent per annum payable semi-annually be in such denominations be in such form either coupon or fully registered without coupons carry such registration exchangeability and interchangeability privileges be payable in such medium of payment and at such place or places be subject to such terms of redemption not exceeding one hundred five per cent of the principal amount thereof and be entitled to such priorities in the revenues or receipts of such Authority as such resolution or resolutions may provide The bonds shall be signed by such officers as the Authority shall determine and coupon bonds shall have attached thereto interest coupons bearing the facsimile signature of the treasurer of the Authority all as may be prescribed in such resolution or resolutions Any such bonds may be issued and delivered notwithstanding that one or more of the officers signing such bonds or the treasurer whose facsimile signature shall be upon the coupon or any thereof shall have ceased to be such officer or officers at the time when such bonds shall actually be delivered

Said bonds may be sold at public or private sale for such price or prices not less than par as the Authority shall determine provided that the interest cost to maturity of the money received for any issue of said bonds shall not exceed six per centum per annum Pending the preparation of the definite bonds interim receipts may be issued to the purchaser or purchasers of such bonds and may contain such terms and conditions as the Authority may determine

The Authority shall sell its bonds to the highest responsible bidder after public notice by advertisement in at least one and not more than two newspapers of general circulation published in the county in which the Authority is located and in the legal journal if any designated by the rules of court for the publication of legal notices and advertisement

If the notice is published in a daily newspaper or newspapers it shall be published three times at intervals of not less than three days in the case of weekly newspapers and legal journals it shall be published only twice once a week for two successive weeks the first advertisement shall be published not less than fifteen days before the day fixed for the opening of bids the Authority may also advertise in a financial journal wherever published if it deems the same advantageous all notices shall set forth a general description of the bonds the manner place and time of the sale or the time limit for the receipt of bids the name of the officer to whom bids shall be delivered and a statement of the terms and conditions of sale

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

## YEAS—206

Adam,	Gibson,	Markley,	Schuster,
Alexander,	Gleason,	Mathews,	Schwartz,
Amarando,	Glick,	Maxwell,	Scott,
Andrews,	Goodling,	McCann,	Seyler,
Ashton,	Gramlich,	McCormack,	Shoemaker,
Auker,	Greenwood,	McCullough,	Shotwell,
Banker,	Guss,	McDermitt,	Smith, W. B.,
Barkdoll,	Gutendorf,	McGee,	Snider,
Baumunk,	Guthrie,	McInroy,	Spencer,
Bazin,	Hall,	McWherter,	Stank,
Bear,	Hamilton, R. K.,	Metz,	Stevenson,
Blair,	Hamilton, W. H.,	Mihm,	Stimmel,

Boles,	Harris,	Mikula,	Stone,
Bolton,	Haudenshield,	Miller,	Stoner,
Bomberger,	Helm,	Mills,	Strausser,
Boory,	Hersch,	Monroe,	Sucher,
Bower,	Hewitt,	Moody,	Taylor,
Brelsach,	Hocker,	Moore,	Thomas,
Breth,	Hoggard,	Moran,	Thompson,
Brown,	Ide,	Muldowney,	Toll,
Bucchin,	Jenkins,	Munley,	Tompkins,
Buchanan,	Jim,	Murray, J. J.,	Toomey,
Bullen,	Johnson,	Murray, P. G.,	VanSant,
Capano,	Jones, Geo. E.,	Musto,	Varallo,
Cianfrani,	Jones, Gran'le E.	Naugle,	Varner,
Cioffi,	Jones, Paul F.,	Needham,	Vaughan,
Clapper,	Jones, T. H. W.,	Ogilvie,	Verona,
Cochran,	Jump,	Olsen,	Wall,
Comer,	Kamyk,	Parlante,	Wallace,
Connelly,	Keller,	Pelfly,	Walsh,
Conner,	Kent,	Peta,	Wargo,
Cooper,	Kerlin,	Petrosky,	Waterhouse,
Coyle,	Kline,	Pettigrew,	Watkins,
Curwood,	Kohl,	Pfaff,	Weldner,
Davis,	Kolankiewicz,	Phillips,	Welsh,
Dougherty,	Kornick,	Polaski,	Wescott,
Down,	Kratz,	Polen,	Whalley,
Downey,	Kromer,	Poltenstein,	Wheeler,
DuBois,	Kubacki,	Price,	White,
Dunn,	Lafore,	Quisenberry,	Whitenight,
Erb,	Lederer,	Ragot,	Willaredt,
Ewing,	Leisey,	Readinger,	Williams,
Farabaugh,	Leonard,	Reagan,	Wilt,
Fenrich,	Leven,	Reidenbach,	Wood,
Ferster,	Light,	Richter,	Worley,
Filo,	Limper,	Rosen,	Yeakel,
Flack,	Lippincott,	Rovansek,	Yetzer,
Fleischman,	Lopresti,	Royer,	Young,
Floyd,	Lovett,	Rubin,	Zeitz,
Flynn,	Lutty,	Sarrafi,	Ziegler,
Frost,	Maguire,	Schmidt,	Smith, C. C.,
Geer,	Mahan,		Speaker

## NAYS—1

Moscrip,

## NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

## BILLS PASSED OVER

There being no objection,

House Bill No. 333, Printer's No. 46

House Bill No. 334, Printer's No. 47 and

House Bill No. 335, Printer's No. 48

were passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 485, as follows:

An Act to amend the title and reenact and further amend Section 1 of the act approved the second day of June one thousand nine hundred thirty-seven (P. L. 1184) entitled "An act authorizing cities of the first and second class and second class A and incorporated towns to make appropriations to organizations of ex-service men to aid in defraying the expenses of Memorial Day and Armistice Day" by incorporating all past amendments and authorizing said political subdivisions to appropriate money to certain veterans organizations for expenses of Flag Day.

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The title of the act approved the second day of June one thousand nine hundred thirty-seven (P. L. 1184) entitled "An act authorizing cities of the first and second class and second class A and incorporated towns to make appropriations to organizations of ex-service



men to aid in defraying the expenses of Memorial Day and Armistice Day" is hereby amended to read as follows

#### An Act

Authorizing cities of the first and second class and second class A and incorporated towns to make appropriations to organizations of ex-service men to aid in defraying the expenses of memorial day flag day and armistice day

Section 2 Section 1 of said act as amended by the act approved the ninth day of May one thousand nine hundred forty-nine (P. L. 989) and the eleventh day of May one thousand nine hundred forty-nine (P. L. 1114) is hereby reenacted and further amended to read as follows

Section 1 Be it enacted &c That the respective authorities of the several cities of the first and second and second class A and incorporated towns of this Commonwealth are hereby authorized to appropriate annually to each camp of the United Spanish War Veterans and to each post of the American Legion and to each post of the Veterans of Foreign Wars and to each post of the American Veterans of World War II (AMVETS) and to each detachment of the Marine Corps League and to each Naval Association and to each post of the Grand Army of the Republic and to each post of the Disabled American Veterans of the World War and to each chapter of the Military Order of the Purple Heart to each post of the Catholic War Veterans Inc and to each post of the Jewish War Veterans and to each organization of ex-service men incorporated under the laws of this Commonwealth in the respective cities or towns a sum not to exceed three hundred dollars to aid in defraying the expenses of Memorial Day Flag Day and Armistice Day Where the Grand Army of the Republic has ceased to exist or to function such appropriation may be made to the Sons of Union Veterans of the Civil War or in the absence of such order to a duly constituted organization which conducts the decorating of the graves of Union veterans of the Civil War Such payments shall be made to defray actual expenses only Before any payment is made the organization receiving the same shall submit verified accounts of their expenditures

Section 3 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

#### YEAS—206

Adam,	Gibson,	Markley,	Schuster,
Alexander,	Gleason,	Mathews,	Schwartz,
Amarando,	Glick,	Maxwell,	Scott,
Andrews,	Goodling,	McCann,	Seyler,
Ashton,	Gramlich,	McCormack,	Shoemaker,
Auker,	Greenwood,	McCullough,	Shotwell,
Banker,	Guss,	McDermitt,	Smith, W. B.,
Barkdoll,	Gutendorf,	McGee,	Snider,
Baumunk,	Guthrie,	McInroy,	Spencer,
Bazin,	Hall,	McWherter,	Stank,
Bear,	Hamilton, R. K.,	Metz,	Stevenson,
Blair,	Hamilton, W. H.,	Mihm,	Stimmel,
Boles,	Harris,	Mikula,	Stone,
Bolton,	Haudenschild,	Miller,	Stoner,
Bomberger,	Helm,	Mills,	Strausser,
Boory,	Hersch,	Monroe,	Sucher,
Bower,	Hewitt,	Moody,	Taylor,
Breisch,	Hocker,	Moore,	Thomas,
Breth,	Hoggard,	Moran,	Thompson,
Brown,	Ide,	Moscrip,	Toll,
Buechin,	Jenkins,	Muldowney,	Tompkins,
Buchanan,	Jim,	Munley,	Toomey,
Bullen,	Johnson,	Murray, J. J.,	VanSant,
Capano,	Jones, Geo. E.,	Murray, P. G.,	Varallo,
Cianfrani,	Jones, Gran'le E.	Musto,	Vanner,
Cioffi,	Jones, Paul F.,	Naugle,	Vaughan,
Clapper,	Jones, T. H. W.,	Needham,	Verona,
Cochran,	Jump,	Ogilvie,	Wall,
Comer,	Kamyk,	Olsen,	Wallace,

Connelly,	Keller,	Parlante,	Walsh
Conner,	Kent,	Peify,	Wargo,
Cooper,	Kerlin,	Peta,	Waterhouse,
Coyle,	Kline,	Petrosky,	Watkins,
Curwood,	Kohl,	Pettigrew,	Weidner,
Davis,	Kolankiewicz,	Pfaff,	Welsh,
Dougherty,	Kornick,	Phillips,	Wescott,
Down,	Kratz,	Polaski,	Whalley,
Downey,	Kromer,	Polen,	Wheeler,
Dunn,	Kubacki,	Poltenstein,	White,
Erb,	Lafore,	Price,	Whitenight,
Ewing,	Lederer,	Quisenberry,	Willaredt,
Farabaugh,	Lelsey,	Ragot,	Williams,
Fenrich,	Leonard,	Readinger,	Wilt,
Ferster,	Leven,	Reagan,	Wood,
Filo,	Light,	Reldenbach,	Worley,
Flack,	Limper,	Richter,	Yeakel,
Fleischman,	Lippincott,	Rosen,	Yetzer,
Floyd,	Lopresti,	Rovansek,	Young,
Flynn,	Lovett,	Royer,	Zeit,
Frost,	Lutty,	Rubin,	Ziegler,
Geer,	Maguire,	Sarra,	Smith, C. C.,
	Mahan,	Schmidt,	Speaker

#### NAYS—1

DuBois,

#### NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

#### VISITORS WELCOMED

The SPEAKER. The Chair welcomes to the Hall of the House a delegation of members of The League of Women Voters of Wilkes-Barre. They are accompanied by their President, Mrs. Norman F. Patton. They have with them as their guest of honor, Mrs. Johanna Trip, a Cultural Assistant in the United States Information Service of the State Department in The Hague, Netherlands.

They are here as the guests of the gentleman from Luzerne, Mr. Flack.

#### STUDENTS FROM EICHELBERGER HIGH SCHOOL WELCOMED

The SPEAKER. The Chair welcomes to the House a delegation of students from the Eichelberger High School, Hanover, York County, under the supervision of their teachers, Mr. B. Henry Shafer and Mr. James Leedy. They are the guests of the gentleman from York, Mr. Bear.

#### VISITORS WELCOMED

The SPEAKER. The Chair welcomes to the Hall of the House a delegation from the Pennsylvania State Education Association. These members come from the entire state of Pennsylvania, and they are here as guests of the House.

The Chair also welcomes to the House a delegation of ladies from the Eastern Montgomery County Council of Republicans, led by their President, Mrs. Kratz. They are the guests of the gentleman from Montgomery, Mr. Kratz.

#### REPORTS FROM COMMITTEES

Mr. RAGOT from the Committee on Elections and Apportionment, reported as committed, House Bill No. 10, entitled:

An Act to further amend the act, approved the third day of June, one thousand nine hundred thirty-seven



(P. L. 1333), entitled "An act concerning elections, including general, municipal, special and primary elections, the nomination of candidates, primary and election expenses and election contests; creating and defining membership of county boards of elections; imposing duties upon the Secretary of the Commonwealth, courts, county boards of elections, county commissioners; imposing penalties for violation of the act, and codifying, revising and consolidating the laws relating thereto; and repealing certain acts and parts of acts relating to elections," by permitting electors who have changed their residence from one election district to another, during a certain period, to vote in the election district in which they are registered.

Mr. HEWITT from the Committee on Appropriations, reported as amended, House Bill No. 51, entitled:

An Act making a deficiency appropriation to the Department of Mines for the purpose of administering the provisions of "The Coal Mine Sealing Act of 1947."

Mr. SARRAF from the Committee on Appropriations, reported as committed, House Bill No. 142, entitled:

An Act making a deficiency appropriation to the Department of Welfare to reimburse State-aided hospitals and the Philadelphia General Hospital for part of the cost of training student nurses in approved schools of nursing.

Mr. ASHTON from the Committee on Welfare, reported as committed, House Bill No. 149, entitled:

An Act providing for the construction and equipping of the Pennsylvania Institute for Rehabilitation of Alcoholics; providing for the acquisition of land; providing for the care, maintenance and control of alcoholic patients; imposing duties and conferring powers on the Department of Health and the Department of Property and Supplies.

Mr. STRAUSSER from the Committee on Welfare, reported as committed, House Bill No. 156, entitled:

An Act to further amend clause (b) of section 4 of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-seven (P. L. 2051) entitled "An act relating to public assistance; providing for and regulating assistance to certain classes of persons designated and defined as dependent children, aged persons, blind persons and other persons requiring relief; providing for the administration of this act by the Department of Public Assistance and county boards of assistance hereby created for this purpose; authorizing the Department of Public Assistance to cooperate with, and to accept and disburse moneys received from, the United States Government for assistance to such persons; providing for the liquidation of the State Emergency Relief Board, Boards of Trustees of the Mothers' Assistance Fund and Boards of Trustees of Pension Fund for the Blind; and repealing laws relating to mothers' assistance, pensions for the blind, old age assistance, and the State Emergency Relief Board," by providing that where the Commonwealth assigns to a third party, and lien or obligation secured for repayment of public assistance, the assignee can collect thereon only the amount he paid to the Commonwealth.

Mr. BOWER from the Committee on Appropriations, reported as committed, House Bill No. 181, entitled:

An Act to further amend the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 1046) entitled as amended "An act appropriating the moneys in the Motor License Fund," by making certain money in the Motor License Fund subject to appropriation by the General Assembly.

Mr. STANK from the Committee on Appropriations, reported as committed, House Bill No. 199, entitled:

An Act making a deficiency appropriation to the Department of Public Instruction for aid to free public non-sectarian county libraries and for the purchase and transportation of books.

Mr. MOORE from the Committee on Appropriations, reported as committed, House Bill No. 307, entitled:

An Act making a deficiency appropriation to the Brandywine Battlefield Park Commission for the payment of necessary expenses.

Mr. KOLANKIEWICZ from the Committee on Appropriations, reported as committed, House Bill No. 444, entitled:

An Act making an appropriation from the Public Building Construction Fund to the State Employees' Retirement Board to meet the obligations of the Commonwealth to the State Employees' Retirement System with respect to State employees receiving compensation from the Public Building Construction Fund.

Mr. BREISCH from the Committee on Appropriations, reported as amended House Bill No. 445, entitled:

A Supplement to the act, approved the twenty-first day of January, one thousand nine hundred fifty-two (Appropriations Acts, 87), entitled "An act to provide for the ordinary expenses of the Executive, Legislative and Judicial Departments of the Commonwealths, interest on the public debt, and the support of the public schools for two years beginning June first, one thousand nine hundred fifty-one, and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first, one thousand nine hundred fifty-one," providing for deficiencies in certain appropriations made by the act for the fiscal biennium ending May thirty-first, one thousand nine hundred fifty-three.

Mr. MOSCRIP from the Committee on Welfare, reported as committed House Bill No. 456, entitled:

An Act making an appropriation from the Manufacturing Fund to the State Employees' Retirement Board to meet the obligations of the Commonwealth to the State Employees' Retirement System with respect to State Employees receiving compensation from the Manufacturing Fund.

Mr. KAMYK from the Committee on Welfare, reported as committed House Bill No. 501, entitled:

An Act to further amend clause (i) of Section 2320 of the act approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177) entitled, "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," by further providing for financial assistance to persons with defective vision.



Mr. MOODY from the Committee on Judiciary, reported as committed, House Bill No. 592, entitled:

An Act to amend the title and to further amend sections 1, 2 and 3 of the act, approved the fourteenth day of May, one thousand nine hundred twenty-nine (P. L. 1721), entitled "An act providing for the service of process in civil suits on nonresident operators, or nonresident owners, of motor vehicles operated within the Commonwealth of Pennsylvania; and making the operation of such a motor vehicle on the public highways of the Commonwealth of Pennsylvania the equivalent of the appointment of the Secretary of Revenue of the Commonwealth of Pennsylvania, as the agent of the said nonresident, upon whom civil process may be served; and providing for further notice to the defendant in any such suit," by providing for service of process upon the Secretary of the Commonwealth and fixing fees therefor.

Mr. WILT from the Committee on Judiciary, reported as committed, House Bill No. 608, entitled:

A Joint Resolution proposing an amendment to article five, section thirteen of the Constitution of the Commonwealth of Pennsylvania, by further providing for the disposition of fees, fines and penalties in magistrates courts in Philadelphia.

Mr. WATKINS from the Committee on Appropriations, reported as committed, House Bill No. 655, entitled:

An Act making a deficiency appropriation to the Judicial Department for the compensation and expenses of traveling judges of the Court of Common Pleas.

Mr. LEVEN from the Committee on Elections and Apportionment, reported as committed, House Bill No. 665, entitled:

A Joint Resolution proposing an amendment to Article eight of the Constitution of the Commonwealth of Pennsylvania by adding thereto, a section providing for absentee voting.

Mr. READINGER from the Committee on Judiciary, reported as committed, House Bill No. 703, entitled:

An Act to further amend the act, approved the twenty-eighth day of May, one thousand nine hundred thirty-seven (P. L. 1019), entitled "An act relating to statutory laws; prescribing an enacting clause for statutes; fixing the effective date and time of statutes hereafter enacted; providing for notice of application for local and special legislation, for the correction of errors in statutes, and for the printing and publication of statutes; prescribing rules for the interpretation of statutes; defining certain words and phrases when used in statutes; and prescribing rules for the construction and operation of amendments, re-enactments and repeals of statutes," by changing provisions relating to the effective date of laws affecting the budgets of political subdivisions; further providing for the correction of errors; and providing for the construction of references to certain laws which are repealed.

Mr. SCHMIDT from the Committee on Judiciary reported as committed, House Bill No. 704, entitled:

An Act to amend the act, approved the twenty-eighth day of May, one thousand nine hundred thirty-seven (P. L. 1019), entitled "An act relating to statutory laws; prescribing an enacting clause for statutes; fixing the effective date and time of statutes hereafter enacted; providing for notice of application for local and special legislation, for the correction of errors in statutes, and for the printing and publication of statutes; prescribing rules and the interpretation of statutes; defining certain words and phrases when used in statutes; and prescribing rules for the construction and operation of amendments, reenactments and repeals of statutes," by clarifying the

effect of amendments upon each other; and extending the same to previous enactments.

Mr. BANKER from the Committee on Municipal Corporations, reported as committed, House Bill No. 708, entitled:

An Act relating to and regulating the contracts of incorporated towns; and providing penalties.

Mr. BANKER from the Committee on Municipal Corporations, reported as committed, House Bill No. 709, entitled:

An Act providing that the town councils of incorporated towns shall have the right to declare vacant the seats of councilmen or presidents of town councils for failure to qualify, and for failure to attend meetings or vote upon questions before the council.

Mr. SARRAF from the Committee on Appropriations, reported as committed, House Bill No. 743, entitled:

An Act appropriating eighteen hundred dollars to the Chief Clerk of the House of Representatives to be used for the purpose of paying the salaries of deceased members to the wife or husband or legal representative of such deceased member.

Mr. VAUGHAN from the Committee on Cities—Counties First—Second and Second Class A, reported as committed, House Bill No. 747, entitled:

An Act repealing Section 11 of the act, approved the twenty-first day of April, one thousand nine hundred forty-nine (P. L. 665) entitled "An act to carry into effect section one of article fifteen of the Constitution, giving cities of the first class the right and power to frame, adopt and amend their own charters and to exercise the powers and authority of local self-government, and providing the procedure therefor; imposing certain restrictions, limitations and regulations; imposing duties upon city councils, city officers, county boards of elections, courts and the Secretary of the Commonwealth; and providing for the payment of certain expenses by such cities; and imposing penalties," in so far as it relates to Fairmount Park and its Commissioners.

Mr. DuBOIS from the Committee on Banking and Building and Loan Association, reported as committed, Senate Bill No. 9, entitled:

An Act to further amend subsection C of section 1009 and section 1408 of the act, approved the fifteenth day of May, one thousand nine hundred and thirty-three (P. L. 624), entitled, as amended, "An act relating to the business of banking, and to the exercise of fiduciary powers by corporations; providing for the organization of corporations with fiduciary powers, and of banking corporations, with or without fiduciary powers, including the conversion of National banks into State banks, and for the licensing of private bankers, and employees' mutual banking associations; defining the rights, powers, duties, liabilities, and immunities of such corporations, of existent corporations authorized to engage in a banking business, with or without fiduciary powers, of private bankers and employees' mutual banking associations, and of the officers, directors, trustees, shareholders, attorneys, and other employees of all such corporations, employees' mutual banking associations or private bankers, or of affiliated corporations, associations, or persons; restricting the exercise of banking powers by any other corporation, association, or persons, and of fiduciary powers by any other corporation; conferring powers and imposing duties upon the courts, prothonotaries, recorders of deeds, and certain State departments, commissions, and officers; imposing penalties; and repealing certain acts and parts of acts," by changing the limitations on the amount which may under certain circumstances be in-



vested in title insurance companies, and by making further provision concerning the effect of merger or consolidation of banking institutions.

#### PERMISSION TO ADD ADDITIONAL SPONSORS

Mr. WESCOTT asked and obtained unanimous consent to add additional sponsors to a bill to be introduced by him.

#### VISITORS WELCOMED

The SPEAKER. The Chair presents to the House Mr. John C. Brecht, Venango County Commissioner and Mr. Harold R. Gates, Venango County Solicitor. They are the guests of the gentleman from Venango, Mr. Gramlich.

#### PERMISSION TO ADDRESS HOUSE

Mr. ANDREWS asked and obtained unanimous consent to address the House.

Mr. SPEAKER, I rise at this time because I believe by making a statement I can contribute to an understanding which will promote celerity in our deliberations.

I have been informed that beginning next week we may enter a period of four day sessions. This is indeed a happy development. It comes at a time when the signs are auspicious. It follows a majority party harmony meeting. That meeting, Mr. Speaker, was a pronounced success.

As I came up the sidewalk to the capitol this morning in friendly fashion, I slapped a Member who had attended the auspicious conference on the back. And believe me I am still wiping the goo and honey off my hands.

We welcome the advent of a united majority. There has been some misapprehension as to the motives on this side of the House. We have not sought to divide the majority; it has been our patient effort to unite it to the end that you may, with the most possible dispatch, proceed to accomplish the legislative mistakes which you so quite evidently from all reports have in mind. If it is to be a period of legislative agony, both for you and the public, let's get it over with.

When you enter a period of four day sessions we have a right on this side of the House, and the public has a right to expect that every day in the week and every hour in the day you have 105 members over there doing business.

Now occasionally it may be the province of the minority to serve as a cudgel with which to belabor you because of your mistakes. Most certainly the minority is not here as a crutch upon which you have a right to lean. We are not a part of your program, whatever that program may be. We have not been consulted concerning anything except the courtesies that are commonly practiced in legislative halls.

The Majority Leader is not required at any time to consult with the Minority. A legislative leader with 105 members behind him can do anything he wants to any time he wants to. There are certain courtesies which the Majority Leader has observed for the purpose of promoting a more speedy transaction of the public business. But he is under no obligation to consult us regarding even procedure.

You have 105 members, you say you are going to have a program; the time has come to roll. If you are not going to begin to roll next week, don't inflict four day sessions upon us.

There are some matters concerning which there should be no misunderstanding concerning what I hope will be the position of the minority. We still adhere to our schedule of priorities. We do not intend as far as we are concerned to consider and vote finally upon matters of major policies until this General Assembly has acted either positively or negatively upon, first the Constitutional Convention matters; second, upon the matter of legislative reapportionment; third, upon FEPC legislation.

We say that those three matters are a part of the program to which both parties in this Commonwealth are mutually committed.

Now we have coming over, perhaps from the Senate, a Chesterman Committee bundle. In my opinion the Chesterman Committee Report was handled in a wholly unethical manner and represents a sinister attempt to regiment the thinking of the public, and the thinking of this House, to the end that it may be taken for granted that certain statements and certain conclusions in that Report are in effect based upon facts.

I resent any report compiled by supermen who retired to some particular high mountain of their own to come down and say to us "Thus saith the Lord. Here you have conclusions. We do not have to substantiate them by fact; we do not have to tell you where the savings are accomplished and how. Just take our word for it."

This General Assembly acted in derogation of its dignity when it did not subpoena not only the members of the Chesterman Committee Commission but all of its files and records, that when we came to consideration of the problems involved in that Report we might have some basis of fact upon which to base our conclusions.

We are prepared to dissent in toto, from the conclusions tentatively arrived at by a select committee representing the majority party which apparently seriously proposes sabotaging our school system in the alleged interest of economy.

We say to you as a matter of conviction that Pennsylvania is not spending too much money for its schools. All of the money we spend may not be spent wisely, but we are not spending too much money for our schools. There is no reason to believe that our children may be better served by transferring the responsibility for financing the schools from the state level to the local level—the local level in greater degree than now prevails.

The primary constitutional obligation, as far as the maintenance of our school system is concerned, rests upon the Commonwealth. In the absence of facts and figures, I am not prepared to agree as yet that either big business or little business in Pennsylvania is over-taxed as compared with other Commonwealths and other States.

We have had a voluminous Tax Commission Report. I have not been able to read all of it; but insofar as I have read, I find nothing to indicate that the railroads in Pennsylvania are over-taxed as compared with the taxes levied upon railroads in New Jersey, Ohio and New York. I find nothing in that Report to indicate that our major industries are over-taxed as compared with the taxes levied upon them in other Commonwealths.

An effort is being made once again by devious, sinister means to regiment public opinion. Just as the Chesterman Committee, before submitting its conclusions to the Governor and before submitting its conclusions to either



branch of this General Assembly went before the public with fallacious misleading statements designed to lead the public to believe that if we did not swallow every statement in that Committee Report we were recreant to the cause of efficiency and economy. An effort is now being made to create the impression in this House and upon the part of the general public that if we do not straightway proceed to enact a sales tax, our school system will crumble, all our social activities will crumble, the hospitals will be short-changed and we will pass a period of service chaos in the Commonwealth.

That was the same tactic that was used to force the Members of this House to rally to the support of a flat income tax. It is the same old trick in the same time-worn plot. We are opposed to any backward step as far as the schools are concerned, as far as the essential social services of the Commonwealth are concerned, as far as our educational institutions are concerned, as far as our hospitals are concerned. We say, as a matter of conviction that this Commonwealth is strong enough financially and morally to finance adequately those services built up during the years, services in which you have taken so much pride as a majority party. Now because of a corporation-inspired crusade in the interests of an economy designed to transfer the burden of state government as far as possible from the shoulders of business to the shoulders of the little fellow, it is seriously proposed that you sabotage all the proud achievements concerning which you have boasted in times past.

I say to you, when you get about that business you have 105 members over there on your side because in this work of destruction, I repeat, the minority does not propose to be a crutch upon which you can lean.

### PERMISSION TO ADDRESS HOUSE

Mr. JOHNSON asked and obtained unanimous consent to address House.

Mr. Speaker, I first want to say that I enjoyed the remarks of the Minority Leader about walking up to the State Capitol this morning with one of our Members. I must say that I walked about twenty-five feet behind him with this Member, who was a young man, and I said to the fellow I was with "Look at Hi Andrews stepping along." I want to tell you that he went up that hill to the Capitol faster than the young man with whom he was walking. I said for a man of his years, he certainly can really high-tail it up to the Capitol. He was really going fast. It is a remarkable thing, I would say.

Getting back to the fiscal problems which the Minority Leader has discussed: It is very comforting today that we have 108 Members in their seats. There is one Member who is unavoidably not in the State Capitol. We hope to have that excellent attendance continued throughout the remainder of the session.

It is true that as a majority party, it is our duty to carry the ball here, as it were; and not, it is true, ask the minority to be the crutch, as the gentleman points out.

I would say this to the minority side, you have schools, you have hospitals, you have services in your Democratic counties just as we have in our Republican counties. It is just as much a duty of you Members on that side, to help to provide the humanitarian services that the Commonwealth is giving in the school program in your counties as well as in our counties. It is just as much your duty to

help provide taxes to help run this Commonwealth as it is on this side.

I grant you that we probably will be a little at loggerheads as to the type of taxes, if any, that will be necessary. The Minority Leader by innuendo says that he is not convinced that the corporations are paying enough taxes. Corporations are paying forty-nine percent of our budget right now—over \$400 million a biennium. I say that the load they are carrying is back-breaking.

You take the great state of Michigan, they put practically no taxes on corporations. Think of what a great industrial state Michigan is, and their taxes on corporations are about twelve percent of the budget. The remainder is, I believe, mostly raised by a sales tax.

Take the great State of Illinois where we just had a Democratic administration. Corporations were given a slap on the wrist in Illinois, and the bulk of their revenue is a sales tax. The great Democratic Governor that you just had in Illinois during his four years made no attempt to take the burden from the individual and put it on big business.

I say that business is carrying too big a load in this state as it is today. As to putting it on little business, unincorporated business, that is rather an illusory thing. We do not know how much it would raise. I understand the experience of unincorporated business taxes in New York State is not too good, because of the nature of the type of tax and the rather illusory revenue that will come from it.

We have an unbalanced tax program in this state. It speaks of prosperity. Our corporate taxes are pegged to prosperity. We could well go into a situation in this state where the profits of big business, or corporate business would go down, due to some strike, and that would mean that the relief rolls, instead of being \$111 million, as now expressed in the Governor's budget, may skyrocket to \$200 million again as it was in 1947 and 1949. When that occurs, Pennsylvania is really going to be in tough shape; and who knows, it might be just around the corner.

I want to talk about this tax study report. In my four sessions, I think it is one of the best studies that has been laid on our desks. I think Doctor Buehler and his committee, which included Representative Reading and Representative Hall from the House have done a very able, scholarly job.

The Report will be of great assistance to us in years to come and we should look it over very carefully. If we are going to continue the Governor's budget without raising new taxes, we are either going to have to cut the budget severely and reduce services, which is something this state is not noted for—we have a grand record of social progress in Pennsylvania—or else we are going to say that we will put Governor Fine's budget through as is, but we will send approximately \$100 million for the people back home to shoulder.

You know what that will mean. I know what it will mean in my community, a little town of eighteen hundred. It may mean twenty thousand dollars a year for us to raise. I probably will not dare to go down town this week after my people back home have read the proposal in the paper.

Be that as it may, we must drive home to the people of this state just exactly what the situation is, what we are giving them, and that some one has to pay for it. Next

week, when we come back here for four days, the purpose of the four days is to attempt to solve our fiscal problems, get into high gear. We hope to have our 109 Members in their seats and put through a Republican program with the help of the minority. As I say, it is just as much your duty as our duty to get into line.

Mr. Andrews sort of holds out the olive branch to us, by saying if we pass FEPC, reapportionment and constitutional revision, they will possibly go along. I say that olive branch has some thorns on it, but we are thankful for the olive branch, as far as it goes. As I said several weeks ago, I do not know what the Senate will do on the constitutional revision bill. I read in the paper where they are studying it very closely. We will have a reapportionment bill here, which will be introduced soon. I understand from our Chairman that it is practically ready for introduction. There are other reapportionment bills that are already in Committee, but we want to put this show on the road, get the Members back home, and the only way we are going to do it is to come back here next week ready to work and do business, not by April 30, as I have been talking about, but at least by May 15.

Mr. ANDREWS. May I ask the Majority Leader at least one question?

The SPEAKER. Will the Majority Leader permit himself to be interrogated?

Mr. JOHNSON. I shall, Mr. Speaker.

Mr. ANDREWS. Is it the intention of the majority to present a tax program prior to the time the General Assembly has acted finally upon the Chestermen Committee package?

Mr. JOHNSON. In answer to that question, very soon there will be an announcement from the Chair that on Monday the Committee on Ways and Means will call a meeting. The purpose of the meeting will be to consider a tax program. It will not be held during the session, but will be held Monday prior to the session.

We are operating on this premise. The bills having to do with the Chesterman Report are being introduced in the Senate. They are giving them consideration. We are going on the premise that some, perhaps quite a number of those recommendations will be enacted into law which will save anywhere, according to Mr. Chesterman, from \$5 million to \$20 million. Acting on that major premise, those savings, rather than waiting and killing time for those to be acted upon we feel that we can safely act on taxes and allow a cushion for savings that this report might bring about.

Mr. ANDREWS. One further question if the Majority Leader will consent.

Is there any legislation pending designed to bring state employes under Social Security, those who are not now covered by any pension system?

Mr. JOHNSON. I am sorry I can not answer that question. No such policy has been given to me, and I think it is something that merits study.

Mr. ANDREWS. Mr. Speaker, could we have a statement from the Majority Leader covering that situation some time next week?

Mr. JOHNSON. Mr. Speaker, I shall be glad to get that statement.

Mr. ANDREWS. I thank the Majority Leader.

### COMMITTEE MEETING

Ways and Means, Mr. Hall, Chairman, Monday, April 6, 1953, at 4:15 p. m. in room 522.

### QUESTION OF INFORMATION

Mr. LOVETT. Mr. Speaker, I rise to a question of information.

The SPEAKER. The gentleman will state it.

Mr. LOVETT. Mr. Speaker, does the House expect to convene at 4:30?

The SPEAKER. The Resolution that was passed was that the House would convene at 4:30.

Mr. LOVETT. Mr. Speaker, and if I understand this scheduled meeting, that gives us fifteen minutes. Is that correct?

The SPEAKER. That was the announcement as read by the Clerk.

Mr. LOVETT. Mr. Speaker, may I say a word about the meeting as read?

### PERMISSION TO ADDRESS HOUSE

Mr. LOVETT asked and obtained unanimous consent to address the House.

Mr. Speaker, I ask in all fairness, do you think that a Committee so important as the Committee on Ways and Means should meet for fifteen minutes to consider legislation which you are going to bring to the floor of this House?

I want to say that I do not think that that is due consideration at all.

### ADJOURNMENT

Mr. FLYNN. Mr. Speaker, I move that this House do now adjourn until Monday, April 6, 1953, at 4:30 p. m.

The motion was agreed to, and (at 12:47 p. m.) the House adjourned.





# Legislative Journal.

Session 1953.

140th of the General Assembly.

Vol. 33.

HARRISBURG, PA., MONDAY, APRIL 6, 1953.

No. 22.

## SENATE

MONDAY, April 6, 1953.

The Senate met at 4:00 o'clock p. m., Eastern Standard Time.

The PRESIDENT (Lieutenant-Governor Lloyd H. Wood) in the Chair.

### PRAYER

The Chaplain, Rev. PAUL S. MONTGOMERY, Pastor of the First Presbyterian Church, Aspinwall, offered the following prayer:

Let us pray. Eternal God, our Father, we pause now at the beginning of this, another week of labor, on behalf of these men who have come, and who here desire to perform their functions as worthy men, children of God, and servants of the people. We pray Thy infinite blessing upon each of them, that they may have the courage of their convictions; that they may dare to do that which is right, leaving the consequences to infinite justice.

We recognize our need of Thee, for we are weak and Thou art strong. We seek a wisdom which is from on high for the problems of the day. We pray that Thou wilt bless our land with good, give direction and understanding to all in seats of authority, and the power that they shall recognize that all law is subject unto Thy divine law. Herein may these men, this day, do that which is right and pleasing unto Thee, and for the good of the people of this great Commonwealth, to the glory of God and the blessing of men.

We offer our prayer in Christ's Name, Amen.

### JOURNAL APPROVED

The PRESIDENT. A quorum of the Senate being present, the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. MAHANY and Mr. HARE, further reading was dispensed with, and the Journal was approved.

### LEAVES OF ABSENCE

Mr. HARE asked and obtained leave of absence for Mr. KEPHART, due to illness.

He also asked and obtained leave of absence for Mr. CROWE, due to illness.

### NOMINATIONS BY THE GOVERNOR REFERRED TO COMMITTEE

The Secretary to the Governor being introduced, presented communications in writing from His Excellency, the Governor of the Commonwealth, which were read as follows, and referred to the Committee on Executive Nominations:

#### ALDERMAN

Commonwealth of Pennsylvania,

Governor's Office, Harrisburg, April 6, 1953.

To the Honorable, the Senate of the Commonwealth, of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate John A. DeRenzo, 1502 Ninth Street, Altoona, Blair County, for appointment as Alderman in and for the First Ward of the City of Altoona, Blair County, until the first Monday of January 1954, vice Thomas McFarlane, resigned.

JOHN S. FINE.

#### JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,

Governor's Office, Harrisburg, April 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Joseph Bucy, Box 87, West Elizabeth, Allegheny County, for appointment as Justice of the Peace in and for the Borough of West Elizabeth, Allegheny County, until the first Monday of January 1954, vice David C. Gilliland, resigned.

JOHN S. FINE.

#### MEMBERS OF BOARD OF TRUSTEES, PENNHURST STATE SCHOOL

Commonwealth of Pennsylvania,

Governor's Office, Harrisburg, April 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for reappointment as members of the Board of Trustees of Pennhurst State School, for terms of four years, and until their successors are qualified:

Mrs. Alice R. E. Post, 135 Walnut Avenue, Wayne, Delaware County.

Daniel R. Goodwin, R. D. No. 1, West Chester, Chester County

JOHN S. FINE.

#### NOMINATIONS BY THE GOVERNOR

##### NOTARIES PUBLIC

He also presented in writing from His Excellency, the Governor of the Commonwealth, nominations for appointment as Notaries Public.



## CONSIDERATION OF NOTARIES PUBLIC

Mr. WATSON. Mr. President, I move that the Senate do now proceed to the consideration of nominations for appointment as Notaries Public, sent to the Senate, by His Excellency, the Governor of the Commonwealth, on April 6, 1953.

Mr. WATKINS. Mr. President, I second the motion. The motion was agreed to.

The nominations were read as follows:

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, April 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Notaries Public, for terms of four years to compute from the dates shown:

To compute from date of confirmation

## ALLEGHENY COUNTY

Miss Ida S. Breyer, Pittsburgh, Rm. 403, Washington Trust Co. Bldg.  
Delbert T. Cutright, Dormont.  
S. R. Gaber, Pittsburgh, 235-37 Water St.  
Miss Geraldine M. Joyce, Sharpsburg.  
Miss Ruth B. Kost, Pittsburgh, 1005 Liberty Ave.  
Melvin G. Lamfrom, Pittsburgh, 5633 Penn Ave.  
Miss N. Magnone, Pittsburgh, 4915 Baum Blvd.  
William P. McGill, Wilkinsburg.  
Mrs. Martha A. Mullen, Reserve Twp., R. D. No. 8, Pgh.  
Robert E. Peters, Pittsburgh, 304 Park Bldg.  
Miss Mary V. Pulliam, Pittsburgh, 306 Fourth Ave.  
Orrie M. Rockwell, Elizabeth.  
John F. Schmidt, Sr., Homestead.  
Mrs. Estella W. Tucnik, Pittsburgh, 429 Fourth Ave.

## BEAVER COUNTY

Mrs. Jean F. Dowdell, New Brighton.

## CAMBRIA COUNTY

Mrs. Margaret G. Stineman, South Fork.

## CENTRE COUNTY

C. Paul Cowher, Rush Twp., Sandy Ridge.

## CHESTER COUNTY

Mrs. Esther G. Burkey, Tredyffrin Twp., Paoli.  
Mrs. Amanda Y. Murray, Spring City.  
John H. Smith, Tredyffrin Twp., Malvern.

## DAUPHIN COUNTY

Mrs. Anna C. Gilbert, Millersburg.  
Miss E. J. Tiffany, Harrisburg.  
Mrs. Eva M. Tritt, Harrisburg.

## DELAWARE COUNTY

Benjamin M. Hatch, Collingdale.  
Mrs. Edith I. Kavan, Upper Darby Twp., Upper Darby.

## ERIE COUNTY

M. Fletcher Gornall, Jr., Erie.  
Earl R. Meyers, Erie.

## FAYETTE COUNTY

Warren G. Dunaway, Fairchance.

## GREENE COUNTY

Miss Helen R. Rush, Waynesburg.

## LACKAWANNA COUNTY

Miss Mary L. Clarke, Scranton.

## LANCASTER COUNTY

C. Stanley Albright, Columbia.  
Frank H. Echternach, Lancaster.

## LUZERNE COUNTY

Clyde W. Birth, Wilkes-Barre.  
Mrs. Rachel A. Bonomo, Yatesville, Pittston.  
Norman M. Cross, Wilkes-Barre.  
Maxim M. Maranuk, White Haven.  
Joseph J. Marticelli, Freeland.  
Doyle R. Sutliff, Shickshinny.

## MONTGOMERY COUNTY

Miss Catherine W. Adams, Pottstown.  
Walter F. Hagar, 3rd, Ambler.  
Mrs. Genevieve M. Rogers, Lower Providence Twp., Norristown.  
Harry H. Schultz, Lansdale.

## NORTHAMPTON COUNTY

Samuel L. Vietri, Easton.

## PHILADELPHIA COUNTY

Robert S. Bateson, 1 S. 8th St. (6).  
Mrs. Eleanor G. Dougherty, 615 S. 21st St.  
C. Trevor Dunham, 1412 W. Girard Ave. (30).  
Joseph L. Farrell, 710 S. 20th St. (46).  
William J. Fickenscher, 2460 Amber St. (25).  
James Marrongelli, 2044 S. Beechwood St. (45).  
Joseph S. Oechsle, 4624 Larchwood Ave.  
Mrs. Maria R. T. Vincent, 3140 N. 22nd St. (32).  
R. E. Yakes, 4641 Chestnut St. (39).

## PIKE COUNTY

Harry W. Van Curen, Matamoras.

## SCHUYLKILL COUNTY

Kenneth F. Erdman, Pine Grove Twp., Pine Grove.  
Howard C. Holman, Jr., Mahanoy City.  
Miss A. M. Kelly, Palo Alto, Pottsville.

## TIOGA COUNTY

Mrs. Sara L. West, Putnam Twp., Covington.

## WASHINGTON COUNTY

Joseph N. DiCio, Canonsburg.

## WESTMORELAND COUNTY

Glenn E. Brady, Mount Pleasant.  
Wm. H. Hegmann, New Kensington.  
Floyd L. Skinner, New Kensington.

## YORK COUNTY

Mrs. Geraldine F. Worker, York.  
Mrs. Gail A. Zeigler, Springettsbury Twp., York.

To compute from the dates set opposite their names

## ALLEGHENY COUNTY

Miss Elizabeth H. McIntyre, Pittsburgh, 7118 Card Lane (8), 4-10-53.

## DELAWARE COUNTY

William N. Lawson, Jr., Haverford Twp., Hayertown, 4-11-53.

## PHILADELPHIA COUNTY

Joseph B. Miller, Jr., 226 Walnut St. (6), 4-11-53.

## WESTMORELAND COUNTY

C. L. Spencer, Jr., Mount Pleasant Twp., Mount Pleasant, 4-11-53.

## ALLEGHENY COUNTY

Mrs. Marie B. Hornsby, Castle Shannon, 4-13-53.

## DELAWARE COUNTY

Mrs. Margaret M. Hurley, Upper Darby Twp., Upper Darby, 4-13-53.

Francis J. Murphy, Springfield Twp., Springfield, 4-13-53.  
F. L. Clark, Media, 4-14-53.

## ALLEGHENY COUNTY

Miss Eleanor G. Schadler, Pittsburgh, 200 N. Highland Ave., 4-16-53.

Andrew B. Conley, Edgewood, 4-18-53.  
Geo. D. Campbell, Bellevue, 4-21-53.

## COLUMBIA COUNTY

Robert E. Bull, Berwick, 4-21-53.

## WESTMORELAND COUNTY

P. W. Boley, Hempfield Twp., Greensburg, 4-21-53.

## ALLEGHENY COUNTY

John G. Rainey, Pittsburgh, 101 Court House (19), 4-27-53.

William A. Schock, Pittsburgh, 1801 Forbes St. (19), 4-27-53.

## ARMSTRONG COUNTY

Glenn R. Fulton, Kittanning, 4-27-53.

## DAUPHIN COUNTY

George E. Bowman, Harrisburg, 4-27-53.

## DELAWARE COUNTY

Miss Mabel Bennett, Darby, 4-27-53.

## ERIE COUNTY

Samuel M. Baker, Erie, 4-27-53.

## FAYETTE COUNTY

Mrs. Bertha D. Ritchey, Uniontown, 4-27-53.

## INDIANA COUNTY

Miss Martha Daugherty, Indiana, 4-27-53.

## LEHIGH COUNTY

Mrs. Marie C. Wagner, Bethlehem, 4-27-53.

## LUZERNE COUNTY

Walter Becker, Luzerne, 4-27-53.

## McKEAN COUNTY

Mrs. Marie Fessenden, Kane, 4-27-53.  
Henry N. Harvender, Bradford, 4-27-53.  
Byron Wolfe, Bradford, 4-27-53.

## MERCER COUNTY

Miss Marvella M. Meyer, Sharon, 4-27-53.

## MONTGOMERY COUNTY

Miss Elizabeth R. Fox, Norristown, 4-27-53.

## NORTHAMPTON COUNTY

Mrs. Anna M. Crouthamel, Bethlehem, 4-27-53.

## PHILADELPHIA COUNTY

Alexander O. Dunlap, 5554 Market St. (39), 4-27-53.

Mrs. L. M. Scheetz, 5036 Chestnut St. (39), 4-27-53.  
Miss Rae Schwartz, 112 S. 16th St. (2), 4-27-53.  
Charles H. Young, 1215 W. Glenwood Ave., 4-27-53.

## WASHINGTON COUNTY

Charles F. Polacci, Charleroi, 4-27-53.

## WESTMORELAND COUNTY

L. Russell Grove, New Kensington, 4-27-53.  
Miss M. P. Poole, Greensburg, 4-27-53.

## ALLEGHENY COUNTY

Herbert V. Brownlee, Dormont, 4-28-53.  
Dan S. Earnest, Pittsburgh, 140 Stanwix St. (22), 4-28-53.

## BEAVER COUNTY

Vincent C. Massa, Beaver Falls, 4-28-53.

## BUCKS COUNTY

J. Stanley Davis, Northampton Twp., Richboro, 4-28-53.

## BUTLER COUNTY

L. Wayne Barkley, Slippery Rock, 4-28-53.

## DAUPHIN COUNTY

Melvin S. Witman, Harrisburg, 4-28-53.

## INDIANA COUNTY

Mrs. Viola Dick, Homer City, 4-28-53.  
Mrs. Loree McCoy, Indiana, 4-28-53.

## JEFFERSON COUNTY

Horace A. Brown, Punxsutawney, 4-28-53.

## PHILADELPHIA COUNTY

Frank M. Dowler, 2715 S. 16th St. (45), 4-28-53.  
Mrs. Anna H. Driskell, 857 E. Allegheny Ave., 4-28-53.

## SCHUYLKILL COUNTY

T. J. Maurer, Pottsville, 4-28-53.

## WASHINGTON COUNTY

Miss Fern M. Munnell, Washington, 4-28-53.

## WESTMORELAND COUNTY

Harry Berger, Mount Pleasant, 4-28-53.

JOHN S. FINE.

A motion was made by Mr. WATSON and Mr. WATKINS,

That the Senate do advise and consent to said nominations.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

## YEAS—48

Bane,	Hare,	McCusker,	Stiefel,
Barr,	Harney,	McGinnis,	Taylor,
Berger,	Holland,	McMenamin,	Toole,
Blass,	Kessler,	McPherson, Jr.	Wade,
Camiel,	Koprivier, Jr.	Miller,	Wagner,
Chapman,	Lane,	Pechan,	Walker,
Dent,	Leader,	Peelor,	Watkins,
Diehm,	Letzler,	Probert,	Watson,
DiSilvestro,	Madigan,	Ruth,	Weiner,
Fleming,	Mahany,	Silvert,	Wolfe,
Freed,	Mallery,	Snowden,	Wood,
Haluska,	McCreesh,	Stevenson,	Yosko,

## NAYS—0



Two-thirds of all the Senators having voted "aye", the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

#### GENERAL COMMUNICATION

The Chair cleared his table and laid before the Senate the following communication, which was read by the Clerk:

#### COMMONWEALTH OF PENNSYLVANIA

#### PENNSYLVANIA PUBLIC SAFETY COMMISSION

610 North Third Street

Harrisburg

Officer of the Director March 31, 1953.  
Hon. G. Harold Watkins, Secretary  
Senate of Pennsylvania  
Harrisburg

Dear Mr. Watkins:

I would consider it a civic service if you would have this letter read at the session of the Senate on Monday, April 6, 1953.

At a recent meeting of the Pennsylvania Public Safety Commission, the Director was authorized to contact the fifty State Senators with the objective of establishing scholarships for senior students, in Public and Parochial High Schools, who submit the best essay on Public Safety and Civil Defense.

Governor Fine, who is vitally interested in safety in general, will preside at a special ceremony in Harrisburg to present these scholarships. All Senators will be invited to attend the ceremony, and those pledging a scholarship will join with the Governor in making the presentation.

Civil Defense has become so vital in Pennsylvania, and the need for trained personnel so evident, your Public Safety Commission finds it imperative to bring this important matter to the attention of the public, especially our schools.

The very fact that the Senate of Pennsylvania offers fifty scholarships for the cause will in itself arouse public interest throughout the Nation, and bring the people to a realization of the urgency for protective steps in this field.

I am confident the Senators who attended the Las Vegas Explosion Test will seriously attest to the importance of alerting the public to the need for a planned pattern of safety and defense.

The people of Pennsylvania will long remember the scholarship gifts of our State Senators in this undertaking of civilian preparedness.

Sincerely,

/s/ O. B. HANNON  
O. B. HANNON, Director

The PRESIDENT. The communication will be spread upon the Journal.

#### LITITZ SENIOR GIRL SCOUT TROOP No. 118 PRESENTED TO SENATE

The PRESIDENT. The Chair would like to call attention to the presence of some guests of Senator Diehm, who come from Lititz, Lancaster County, and who are members of the Lititz Senior Girl Scout Troop No. 118, in charge of Mrs. W. M. Whitten, Jr.

The Chair would like very much to have Senator Diehm's guests rise in place and take a bow.

#### REPORT FROM COMMITTEE

Mr. WALKER. Mr. President, at the meeting of the Judiciary General Committee last week, the committee

instructed me to report out Senate Bill No. 326 as amended. We were unable to get the amendments to report it out last week, and I now report it at this time.

Mr. WALKER, from the Committee on Judiciary General, reported as amended Senate Bill No. 326, entitled:

An Act creating as bodies corporate and politic "Public Auditorium Authorities" in counties of the second class and in cities of the second class, singly or jointly; prescribing the rights, powers and duties of such Authorities; authorizing such Authorities to acquire, construct, improve, maintain and operate public auditoriums; to borrow money and issue bonds therefor; providing for the payment of such bonds and prescribing the rights of the holders thereof; conferring the right of eminent domain on such Authorities; empowering such Authorities to enter into contracts, leases, and licenses with and to accept grants from private sources, the Federal Government, State, political subdivisions of the State or any agency thereof; authorizing the making of said grants from bond funds or current revenues; authorizing Authorities to collect rentals, admissions, license fees for the use of the projects; exempting the property and securities of such Public Auditorium Authorities from taxation.

#### BILL INTRODUCED AND REFERRED

Messrs. MAHANY and CHAPMAN read in place and presented to the Chair Senate Bill No. 406, entitled:

An Act making an appropriation to the Pennsylvania Historical and Museum Commission for the further restoration, preservation and improvement of Drake Well Memorial Park; birthplace of the petroleum industry.

Which was committed to the Committee on Appropriations.

#### PERMISSION TO ADDRESS SENATE

Mr. MAHANY asked and obtained unanimous consent to address the Senate.

Mr. MAHANY. Mr. President, on behalf of Senator Dent and myself, I have a few bills which I am about to present as part of the Government Survey Committee recommendations, and I request that they be referred to the Rules Committee in line with our previous practice.

#### BILLS INTRODUCED AND REFERRED

Messrs. MAHANY and DENT (By request) read in place and presented to the Chair Senate Bill No. 407, entitled:

An Act authorizing the Department of Public Assistance to reduce to judgment claims for restitution of assistance wrongfully received and providing for the collection of such judgments from wages, earnings, debts and income from trusts or profits due the judgment debtor.

Which was committed to the Committee on Rules.

They also (By request) read in place and presented to the Chair Senate Bill No. 408, entitled:

An Act to further amend Section 4 of the act approved the twenty-fourth day of June, one thousand nine hundred thirty-seven (P. L. 2051), entitled "An act relating to public assistance; providing for and regulating assistance to certain classes of persons designated and defined as dependent children, aged persons, blind persons and other persons requiring relief; providing for the administration of this act by the Department of Public Assistance and county boards of assistance hereby created for this purpose; authorizing the Department of Public Assistance to cooperate with, and to accept and disburse moneys received from, the United States Gov-



ernment for assistance to such persons; providing for the liquidation of the State Emergency Relief Board, Boards of Trustees of the Mothers' Assistance Fund, and Boards of Trustees of Pension Fund for the Blind; and repealing laws relating to mothers' assistance, pensions for the blind, old age assistance, and the State Emergency Relief Board," by requiring the Department of Public Assistance to prosecute suits against certain relatives of indigent persons receiving assistance.

Which was committed to the Committee on Rules.

They also (By request) read in place and presented to the Chair Senate Bill No. 409, entitled:

An Act to further amend Section 402 of the act approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 343), entitled "An act relating to the finances of the State government; providing for the settlement, assessment, collection, and lien of taxes, bonus and all other accounts due the Commonwealth, the collection and recovery of fees and other money or property due or belonging to the Commonwealth, or any agency thereof, including escheated property and the proceeds of its sale, the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth, and the settlement of claims against the Commonwealth, the resettlement of accounts and appeals to the courts, refunds of moneys erroneously paid to the Commonwealth, auditing the accounts of the Commonwealth and all agencies thereof, of all public officers collecting moneys payable to the Commonwealth, or any agency thereof, and all receipts of appropriations from the Commonwealth and imposing penalties; affecting every department, board, commission, and officer of the State government, every political subdivision of the State, and certain officers of such subdivisions, every person, association and corporation required to pay, assess or collect taxes, or to make returns or reports under the laws imposing taxes for State purposes, or to pay license fees or other moneys to the Commonwealth, or any agency thereof, every State depository and every debtor or creditor of the Commonwealth," by requiring the Department of the Auditor General to make annual audits of the affairs of county boards of assistance.

Which was committed to the Committee on Rules.

They also (By request) read in place and presented to the Chair Senate Bill No. 410, entitled:

An Act to amend subsection (e) of Section three of the act, approved the nineteenth day of March, one thousand nine hundred fifty-one (P. L. 28), entitled "An act relating to the civil defense of this State and its coordination with national defense; providing for the establishment of a State Council of Civil Defense local and district councils of civil defense, Mobile Support Units; prescribing the powers, duties and immunities thereof and of their personnel; authorizing mutual aid compacts, and providing penalties," by establishing the State Council of Civil Defense a departmental administration board within the Department of Military Affairs.

Which was committed to the Committee on Rules.

They also (By request) read in place and presented to the Chair Senate Bill No. 411, entitled:

An Act to repeal the act approved the tenth day of May, one thousand nine hundred thirty-nine (P. L. 111) entitled "An act relating to, and providing for, the promotion and development of business, industry and commerce in the Commonwealth; conferring powers and duties upon the Department of Commerce and other agencies of the Commonwealth; abolishing the Pennsylvania State Publicity Commission, terminating the terms of its members and conferring its powers upon, and transferring and appropriating the balance of its current ap-

propriation to the Department of Commerce; and repealing certain laws."

Which was committed to the Committee on Rules.

They also (By request) read in place and presented to the Chair Senate Bill No. 412, entitled:

An Act to further amend the act approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other Executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employees in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments, boards and commissions shall be determined," by abolishing the Department of Commerce, and terminating the terms of its officers and employees.

Which was committed to the Committee on Rules.

They also (By request) read in place and presented to the Chair Senate Bill No. 413, entitled:

An Act to further amend the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers' Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employees in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments, boards and commissions shall be determined," by abolishing the Department of Mines; transferring the powers and duties of the Department of Mines and the Secretary of Mines to the Department of Labor and Industry and the Secretary of Labor and Industry; eliminating certain duties of the Department of Labor and Industry relating to the prevention of industrial accidents to persons; and making appropriations.

Which was committed to the Committee on Rules.

They also (By request) read in place and presented to the Chair Senate Bill No. 414, entitled:

An Act to further amend the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, com-



missions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employees in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments, boards and commissions shall be determined," by making the Banking Board, the Building and Loan Board, and the Consumer Credit Board departmental administrative boards in the Department of Banking; prescribing their powers and duties; and abolishing the Board to License Private Bankers.

Which was committed to the Committee on Rules.

They also (By request) read in place and presented to the Chair Senate Bill No. 415, entitled:

An Act to further amend the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employees in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments, boards and commissions shall be determined," by establishing the Department of Financial Institutions, transferring to it the powers and duties of the Department of Banking and the Insurance Department; providing for a Secretary of Financial Institutions; defining his powers and duties; abolishing the Department of Banking and the Insurance Department; conferring additional powers and imposing additional duties upon the Department of State.

Which was committed to the Committee on Rules.

They also (By request) read in place and presented to the Chair Senate Bill No. 416, entitled:

An Act to further amend the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and

other assistants and employees in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments, boards and commissions shall be determined," by transferring the powers and duties of the Department of Health, Secretary of Health and Advisory Health Board relating to the protection of the purity and sanitation of milk for human consumption to the Department of Agriculture.

Which was committed to the Committee on Rules.

They also (By request) read in place and presented to the Chair Senate Bill No. 417, entitled:

An Act to further amend the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employees in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments, boards and commissions shall be determined," by transferring to the Department of Forests and Waters, the powers and duties of the Department of Health relating to water pollution, the powers and duties of the Department of Internal Affairs relating to the conduct of the topographic and geologic survey, the powers and duties of the Department of Highways relating to management and development of the roadside within the right of way of State highways; transferring the Sanitary Water Board from the Department of Health to the Department of Forests and Waters and constituting it a departmental administrative board in such department; and making an appropriation.

Which was committed to the Committee on Rules.

They also (By request) read in place and presented to the Chair Senate Bill No. 418, entitled:

An Act to further amend the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employees in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments, boards and commissions shall be determined," by transferring to the Department of State certain powers



and duties of the Department of Internal Affairs and Department of Forests and Waters and the boards of such departments administering certain of such transferred powers and duties.

Which was committed to the Committee on Rules.

They also (By request read in place and presented to the Chair Senate Bill No. 419, entitled:

An Act to further amend the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," by establishing the Department of Public Works; transferring to it all of the powers and duties of the Department of Highways, and the State Planning Board, all of the powers and duties of the Pennsylvania Aeronautics Commissions, except the inspection, regulation and licensing of airports, those powers and duties of the Department of Property and Supplies relating to the management and control, construction and repair of all buildings owned or leased by the Commonwealth, and those powers and duties of the Department of Internal Affairs relating to municipal and township development; transferring the Board of Commissioners of Public Grounds and Buildings, the State Art Commission and the General Galusha-Pennypacker Monument Commission from the Department of Property and Supplies to the Department of Public Works; providing for a Secretary of Public Works; defining his powers and duties; abolishing the Department of Highways, the State Planning Board and the Pennsylvania Aeronautics Commission; reconstituting the State Planning Board and advisory board within the Department of Public Works; creating the State Procurement Board a departmental administrative board within the Department of Property and Supplies; and transferring appropriations.

Which was committed to the Committee on Rules.

They also (By request) read in place and presented to the Chair Senate Bill No. 420, entitled:

An Act to further amend the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and

other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," by establishing within the framework of the executive and administrative branch of the government administrations, designating the heads of administrations and their powers and duties, establishing the office of Executive for Administration and defining his powers and duties.

Which was committed to the Committee on Rules.

They also (By request) read in place and presented to the Chair Senate Bill No. 421, entitled:

An Act to amend the title and the act, approved the fourteenth day of January, one thousand nine hundred fifty-two (P. L. 1898), entitled "An act to provide for the better protection of life and health of the citizens of this Commonwealth by requiring and regulating the examination, licensure and registration of persons and registration of corporations engaging in the care, preparation and disposition of the bodies of deceased persons, and providing penalties; providing for a State Board of Funeral Directors in the Department of Health; and repealing other laws," by changing the definitions of "Board" and "Department," changing the name of the department responsible for the issuance of licenses; and transferring the State Board of Funeral Directors from the Department of Health to the Department of State.

Which was committed to the Committee on Rules.

They also (By request) read in place and presented to the Chair Senate Bill No. 422, entitled:

An Act to further amend sections seven and eight of the act, approved the twenty-seventh day of April, one thousand nine hundred twenty-seven (P. L. 465), entitled, as amended, "An act to provide for the safety of persons employed, housed, or assembled in certain buildings and structures not in cities of the first class, second class and second class A, by requiring certain construction and ways of egress, equipment, and maintenance; providing for the licensing of projectionists, except in cities of the first class and second class; requiring the submission of plans for examination and approval; providing for the promulgation of rules and regulations for the enforcement of this act providing for the enforcement of this act by the Department of Labor and Industry and, in certain cases, by the chiefs of fire departments in cities of the third class; providing penalties for violations of the provisions of this act; and repealing certain acts," by increasing certain fees.

Which was committed to the Committee on Rules.

They also (By request) read in place and presented to the Chair Senate Bill No. 423, entitled:

An Act to amend sections ten, fourteen and fifteen of the act, approved the thirty-first day of July, one thousand nine hundred forty-one (P. L. 616), entitled "An act defining, regulating and providing for the licensing and registration of employment agents, and their representatives, including private employment agents, theatrical employment agencies and nurses' registries; providing for revocation and suspension of licenses and registrations subject to appeal and for their reinstatement; defining the powers and duties of the Department of Labor and Industry and the Department of Public Instruction; providing penalties, and repealing existing laws," by increasing certain fees.

Which was committed to the Committee on Rules.

They also (By request) read in place and presented to the Chair Senate Bill No. 424, entitled:



An Act to amend section nine of the act, approved the first day of July, one thousand nine hundred thirty-seven (P. L. 2681), entitled "An act relating to, and regulating the manufacture, storing, and possession of explosives; requiring permits for magazines, and prescribing permit fees; and providing penalties," by increasing certain fees.

Which was committed to the Committee on Rules.

They also (By request) read in place and presented to the Chair Senate Bill No. 425, entitled:

An Act to further amend sections four, five and ten of the act, approved the second day of May, one thousand nine hundred twenty-nine (P. L. 1518), entitled, as amended "An act regulating the construction, equipment, maintenance, operation and inspection of elevators; granting certain authority to and imposing certain duties upon the Department of Labor and Industry; providing fees for inspection of elevators, certificates of operation, and approval of plans; providing penalties for violations of this act; and repealing all acts or parts of acts inconsistent with this act," by increasing certain fees.

Which was committed to the Committee on Rules.

They also (By request) read in place and presented to the Chair Senate Bill No. 426, entitled:

An Act to further amend section three hundred five of the act, approved the second day of June, one thousand nine hundred fifteen (P. L. 736), entitled, as amended "An act defining the liability of an employer to pay damages for injuries received by an employee in the course of employment; establishing an elective schedule of compensation; providing procedure for the determination of liability and compensation thereunder; and prescribing penalties," by increasing certain fees.

Which was committed to the Committee on Rules.

They also (By request) read in place and presented to the Chair Senate Bill No. 427, entitled:

An Act to amend section five of the act, approved the second day of May, one thousand nine hundred twenty-nine (P. L. 1513), entitled "An act regulating the construction, equipment, maintenance, operation and inspection of boilers; granting certain authority to and imposing certain duties upon the Department of Labor and Industry; providing penalties for violations of this act; and repealing all acts or parts of acts inconsistent with this act," by increasing certain fees.

Which was committed to the Committee on Rules.

They also (By request) read in place and presented to the Chair Senate Bill No. 428, entitled:

An Act to amend the act, approved the twenty-seventh day of May, one thousand nine hundred thirty-seven (P. L. 926), entitled "An act relating to the manufacture, repair, renovating, cleansing, sterilizing, and disinfecting of mattresses, pillows, bolsters, feather beds, and other filled bedding, cushions and upholstered furniture intended for sale or lease, and to the sale or lease thereof; requiring the placing of tag and adhesive stamp on such material; providing for the sale of adhesive stamps; authorizing and requiring the Department of Labor and Industry to adopt rules and regulations; providing penalties; and repealing certain acts," by increasing certain fees.

Which was committed to the Committee on Rules.

#### PERMISSION TO ADDRESS SENATE

Mr. HARE asked and obtained unanimous consent to address the Senate.

Mr. HARE. Mr. President, the bill which I am about to present to the Chair, jointly sponsored by Senator Diehm, of Lancaster County, and myself, is a model of the Illinois law which is now on the statute books. A similar bill was also passed by the Ohio State Legislature last week.

#### BILLS INTRODUCED AND REFERRED

Messrs. HARE and DIEHM read in place and presented to the Chair Senate Bill No. 429, entitled:

An Act to further amend the act, approved the twenty-fourth day of June one thousand nine hundred thirty-seven (P. L. 2051) entitled "An act relating to public assistance; providing for and regulating assistance to certain classes of persons designated and defined as dependent children, aged persons, blind persons and other persons requiring relief; providing for the administration of this act by the Department of Public Assistance and county boards of assistance hereby created for this purpose; authorizing the Department of Public Assistance to co-operate with, and to accept and disburse moneys received from, the United States Government for assistance to such persons; providing for the liquidation of the State Emergency Relief Board, Boards of Trustees of the Mothers' Assistance Fund, the Boards of Trustees of Pension Fund for the Blind; and repealing laws relating to mothers' assistance, pensions for the blind, old age assistance, and the State Emergency Relief Board," by authorizing the Department and local boards to disclose the identity of recipients of assistance and amounts received and changing penalties.

Which was committed to the Committee on Public Health and Welfare.

Mr. SNOWDEN read in his place and presented to the Chair Senate Bill No. 430, entitled:

An Act to add Section 1035 to the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth; providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by prohibiting the depositing of foreign material on highways and providing penalties.

Which was committed to the Committee on Highways.

Mr. WADE read in his place and presented to the Chair Senate Bill No. 431, entitled:

An Act to reenact and amend subsection (a) of Section 722 of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles pedestrians, and the riding of animals upon the highways



of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds; by exempting certain vehicles owned by and used exclusively by Young Men's Christian Association from the payment of registration fees.

Which was committed to the Committee on Highways.

### SENATE CONCURRENT RESOLUTION

#### TIME OF NEXT MEETING

Mr. McCUSKER offered the following resolution, which was twice read, considered and agreed to:

In the Senate, April 6, 1953.

Resolved (if the House of Representatives concur), That when the Senate adjourns this week it reconvene on Monday, April 13, 1953, at four o'clock p.m., E.S.T.; and when the House of Representatives adjourns this week it reconvene on Monday, April 13, 1953, at four-thirty o'clock p.m., E.S.T.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

### CALENDAR

#### FINAL PASSAGE CALENDAR

#### BILL OVER IN ORDER

Mr. MAHANY. Mr. President, I ask unanimous consent that Senate Bill No. 297, on final passage, entitled:

An Act to further amend the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers, providing for the appointment of certain administrative officers, and of all deputies and other assistants and employees in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments, boards and commissions shall be determined," by making the Pennsylvania State Police and the Pennsylvania Board of Parole departmental administrative agencies in the Department of Justice; and prescribing their powers and duties.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

#### BILL DEFEATED ON FINAL PASSAGE

Agreeably to order,

The Senate resumed the consideration of Senate Bill No. 328, entitled:

An Act to reenact and amend Section 203 of and to add Section 2010 to the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers, fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employees in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments, boards and commissions shall be determined," by designating the advisory boards and commissions within the department and creating the Highway Planning Commission as an advisory commission in the Department of Highways.

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

#### YEAS—18

Bane,	DiSilvestro,	Leader,	Silver,
Barr,	Haluska,	McCreesh,	Werner,
Berger,	Hare,	McGinnis,	Wood,
Camel,	Holland,	Ruth,	Yosko,
Dent,	Lane,		

#### NAYS—26

Blass,	Koprivier, Jr.	Miller,	Wade,
Chapman,	Letzler,	Pechan,	Wagner,
Diehm,	Madigan,	Peel,	Walker,
Fleming,	Mahany,	Probert,	Watkins,
Freed,	Mallery,	Stevenson,	Watson,
Harney,	McCusker,	Taylor,	Wolfe,
Kessler,	McPherson, Jr.		

Less than a Constitutional majority of all the Senators having voted "aye," the question was determined in the negative.

### THIRD READING CALENDAR

#### BILL OVER IN ORDER

Mr. MAHANY. Mr. President, I ask unanimous consent that Senate Bill No. 35, on third reading, entitled:

An Act to further amend Section 1 of the act, approved the twenty-fifth day of April, one thousand nine hundred twenty-nine (P. L. 723), entitled "An act regulating the investment of funds by administrative departments, boards, commissions, and officers of the State Government," by expanding the investment powers of State administrative departments, boards, commissions or officers.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.



### BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 336, as follows:

A Joint Resolution proposing an amendment to article four section eight of the Constitution of the Commonwealth of Pennsylvania by making changes in the appointment and tenure of the Superintendent of Public Instruction

The General Assembly of the Commonwealth of Pennsylvania hereby resolves as follows

Section 1 The following amendment to the Constitution of the Commonwealth of Pennsylvania is hereby proposed in accordance with the provisions of the eighteenth article thereof

That section eight of article four is hereby amended to read as follows

Section 8 He shall nominate and by and with the advice and consent of two-thirds of all the members of the Senate appoint a Secretary of the Commonwealth and an Attorney General during pleasure a Superintendent of Public Instruction for four years and such other officers of the Commonwealth as he is or may be authorized by the Constitution or by law to appoint he shall have power to fill all vacancies that may happen in offices to which he may appoint during the recess of the Senate by granting commissions which shall expire at the end of their next session he shall have power to fill any vacancy that may happen during the recess of the Senate in the office of Auditor General State Treasurer Secretary of Internal Affairs or Superintendent of Public Instruction in a judicial office or in any other elective office which he is or may be authorized to fill if the vacancy shall happen during the session of the Senate the Governor shall nominate to the Senate before their final adjournment a proper person to fill said vacancy but in any such case of vacancy in an elective office a person shall be chosen to said office on the next election day appropriate to such office according to the provisions of this Constitution unless the vacancy shall happen within two calendar months immediately preceding such election day in which case the election for said office shall be held on the second succeeding election day appropriate to such office In acting on executive nominations the Senate shall sit with open doors and in confirming or rejecting the nominations of the Governor the vote shall be taken by yeas and nays and shall be entered on the journal

The General Assembly may impose restrictions on nominations for Superintendent of Public Instruction and may provide for his removal by the Governor for cause The term of the Superintendent of Public Instruction shall expire on the first day of July of the year in which the term of the Governor begins

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

(During the calling of the roll, the following occurred:)

Mr. SNOWDEN. Mr. President, I wish to be recorded as voting "aye."

The PRESIDENT. The gentleman from Lycoming will be so recorded.

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

#### YEAS—38

Bane,	Haluska,	McCreesh,	Snowden,
Barr,	Harney,	McCusker,	Taylor,
Berger,	Holland,	McGinnis,	Wade,
Blass,	Kessler,	McPherson, Jr.	Walker,
Camel,	Lane,	Miller,	Watson,
Dent,	Leader,	Peelor,	Weiner,
Diehm,	Letzler,	Probert,	Wolfe,

DiSilvestro,  
Fleming,  
Freed,

Madigan,  
Mahany,  
Mallery,

Ruth,  
Silver,

Wood,  
Yosko,

#### NAYS—7

Chapman,  
Hare,

Koprivier, Jr.  
Pechan,

Stevenson,  
Wagner,

Watkins,

A majority of all the Senators having voted "aye", the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

### BILL OVER IN ORDER

Mr. MAHANY. Mr. President, I ask unanimous consent that Senate Bill No. 337, on third reading, entitled:

An Act to further amend the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto," by limiting the amount of reimbursement by the Commonwealth to school districts and vocational school districts; and requiring the Department of Public Instruction to administer the financial affairs of financially handicapped and distressed school districts in certain cases.

go over in its order.

The PRESIDENT. Is there objection?

Mr. DENT. Mr. President, I would like to suggest to the Majority Floor Leader that we have been holding amendments to this bill, and it has gone over twice in its order. I would like to submit the amendments in order that we may be prepared to vote on the bill, with or without the amendments, tomorrow.

Mr. MAHANY. Mr. President, the Republican Caucus has designated two or three of its members to confer with the Superintendent of Public Instruction relative to some of the things in this bill, and we are awaiting a report from them which we hope to receive about Wednesday.

Therefore, Mr. President, we would not be in any position to do anything with those amendments today. I wish Senator Dent would wait until Wednesday, and then we will take these up in the light of our committee report and present amendments at that time.

The PRESIDENT. There being no objection, the bill will go over in its order.

### BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 338, as follows:

An Act to amend Section 408 of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other execu-



tive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" by removing the Superintendent of Public Instruction from membership on the State Council of Education and further regulating appointment of members

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 408 of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" is hereby amended to read as follows

Section 408 State Council of Education The State Council of Education shall consist of [the Superintendent of Public Instruction who shall be the president and chief executive officer thereof and nine other members

All appointments shall be for terms of six years

The Superintendent of Public Instruction and five other members shall constitute a quorum The council may elect a secretary who need not be a member thereof] nine members appointed by the Governor

The terms of the first three members appointed by the Governor subsequent to the effective date of this act shall expire on the third Tuesday of January one thousand nine hundred fifty-five and the terms of the next three members appointed shall expire on the third Tuesday of January one thousand nine hundred fifty-seven and the terms of the next three members shall expire on the third Tuesday of January one thousand nine hundred fifty-nine the successors to each of the above mentioned members shall be appointed for terms of six years and all appointments thereafter shall be for terms of six years except those to fill vacancies created prior to the end of any term which shall be only for the duration of the unexpired term

The council shall elect a chairman from its number and may elect a secretary who need not be a member

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

(During the calling of the roll, the following occurred:)

Mr. FLEMING. Mr. President, having voted under a misapprehension, I would like to change by vote from "no" to "aye."

The PRESIDENT. The gentleman from Allegheny will be so recorded.

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—34

Bane, Haluska McGinnis, Stevenson,

Barr,  
Blass,  
Camiel,  
Dent,  
Diehm,  
DiSilvestro,  
Fleming,  
Freed,

Holland,  
Kessler,  
Lane,  
Leader,  
Letzler,  
Mahany,  
Mallery,  
McCreesh,

McPherson, Jr.  
Miller,  
Pechan,  
Probert,  
Ruth,  
Silvert,  
Snowden,

Stiefel,  
Taylor,  
Wagner,  
Walker,  
Weiner,  
Wood,  
Yosko,

NAYS—12

Berger,  
Chapman,  
Hare,

Harney,  
Koprivier, Jr.  
Madigan,

McCusker,  
Peelor,  
Wade,

Watkins,  
Watson,  
Wolfe,

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence,

## BILL ON THIRD READING

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 339, entitled:

An Act to amend Clause (c) of Section 3 of the act, approved the fifth day of August, one thousand nine hundred forty-one (P. L. 752), entitled "An act regulating and improving the civil service of certain departments and agencies of the Commonwealth; vesting in the State Civil Service Commission and a Personnel Director, certain powers and duties; providing for classification of positions, adoption of compensation schedules and certification of payrolls; imposing duties upon certain officers and employes of the Commonwealth; authorizing service to other State departments or agencies and political subdivisions of the Commonwealth in matters relating to civil service; defining certain crimes and misdemeanors; imposing penalties; making certain appropriations, and repealing certain acts and parts thereof," by further defining the term "Service of the Commonwealth" to include certain offices and positions in the Department of Public Instruction.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

## BILL OVER IN ORDER

Mr. DENT. Mr. President, I ask unanimous consent that Senate Bill No. 339, Printer's No. 56, on final passage, go over in its order.

The PRESIDENT. Is there objection? The Chairs hears none.

## BILL ON THIRD READING

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 340, entitled:

An Act to further amend Section 208 of the act approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and



administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," by clarifying the holding over after expiration of the term of office of persons appointed by the Governor and repealing inconsistent provisions.

And said bill having been read at length the third time, On the question,

Will the Senate agree to the bill on third reading?

Mr. DENT. Mr. President, I would like to call the attention of the Senate to this bill. We are now working on what is commonly known as the Chesterman Report, which is supposed to effect certain economies in the State Government. Upon investigation I find, Mr. President, that this bill, if it is passed, will not in any way effect any economy. That is the first thing.

Over and beyond that, Mr. President, I called over to the Legislative Reference Bureau and found that there is no recommendation contained in the Chesterman Report calling for this piece of legislation. There is nothing in the Chesterman Report, in any section of it, that calls for a bill of the nature of Senate Bill No. 340, Printer's No. 57.

For the information of the Senate, Mr. President, and for the benefit of those who have not read it, I might tell you what the bill does, in a sense. The bill presumes that next year the Democrats will win, but the Republicans will not lose control of the Senate, or at least not that much of the Senate that the Democrats would have the power, or sufficient votes, to confirm any of the appointments of a Democratic Governor. So, they pass a harmless little—I think Senator Walker calls them "turkeys"—a harmless little turkey that says, in a way, that when the Democrats win next year, and the Governor tries to appoint the public officials of the Commonwealth of Pennsylvania, who come within the jurisdiction of the Governor's appointments, he cannot name anybody, because all of the persons in office will hold over until they have qualified by the confirmation of the Senate. Since the Republicans will have control of the Senate, by every hope of the Republican Party, they will then be able to keep in office all of the jobs which are now under the Governor.

Now, Mr. President, I knew that the Chesterman Report had a few little needles stuck in it here and there, but I did not know that they would try to pass something that even Chesterman had not thought of.

Mr. President, I know that last week certain reporters said that the Democrats were against economies. We are not against economies, but we are against being railroaded. I do not know whether the Democrats will win or not next year, but I do believe that every administration should stand upon its own feet, and the incoming Governor, whether he be Republican or Democratic, should have the right to name his Cabinet officers. He should have the right to name his key positions to commissions and boards of the Commonwealth of Pennsylvania, without having the hand from the grave dictate as to who could stay in office and who could not stay in office. We had a notable example of that at the beginning of this term. If this bill were in effect, we would not have had an argument two years ago.

Now, Mr. President, I leave it up to the fair play of the Members of the Senate, as to whether or not this is the kind of legislation that should be passed at this time.

Mr. MAHANY. Mr. President, I must plead guilty to getting this bill in with the package of the Chesterman Report recommendations. You saw the package which I put up to you today, and they were quite voluminous.

A couple of weeks ago, Mr. President, when the first group came over, I was not quite as experienced then with handling these Chesterman Report bills as I am now. This arrived on my desk and got into that package, and Senator Dent's name and mine were put on. We do not sign all these bills. I will admit that, because sometimes we do that by an amanuensis and, therefore, that is how this happened.

I do not think this bill does the things of which Senator Dent is fearful, Mr. President. To give an explanation of this, over in the Secretary of the Commonwealth's office, he has a lot of different printed commissions over there, and it seems that there are various laws affecting various offices and he has to choose, or or pick out, a particular type of form to fit a particular type of appointment. So that we will not have to go to the expense of printing up a lot of different forms, and so that he might have one and not have to choose from many, this bill was introduced. I do not think that this would enable the present Cabinet Officers to hold over in the event that a catastrophe would fall upon the Commonwealth, such as Senator Dent has envisioned.

Mr. DENT. Mr. President, I know that it is nice to save eighty cents printing different forms, but if you will look into it, you will find that the forms are printed because there are certain qualifications surrounding the different appointments and, therefore, the forms contain different requirements. If you will read the act, you will see—and I think you can read—that it says members of independent administrative boards and commissions of departmental administrative boards and commissions and of advisory boards and commissions and departmental administrative officers shall each hold office for a term of four years from the third Tuesday of January next following the election of a Governor and until his successor is appointed and qualified."

Now, Mr. President, we know that a man is not qualified for the office of Public Utility Commissioner until he has been confirmed by the Senate. Now, the qualification is strictly that. The appointment is by the Governor, but the qualification is by the Senate. Let us read on further, and these are strictly new provisions in this act.

"Notwithstanding any inconsistent provisions of the Act to which this is an amendment or of any other act of Assembly every State officer every member of an independent administrative board and commission departmental administrative board and commission and advisory board and commission and departmental administrative officer appointed by the Governor for a specific term with the right to hold over beyond such term shall hold over until his successor is appointed and qualified and not otherwise. Every provision of the act to which this is an amendment and of every other act of Assembly is hereby repealed in so far as the same is inconsistent with the provisions of this subsection."

I say, Mr. President, that if this act goes into effect,

and if the people of Pennsylvania finally get an honest count and we get a Democratic Governor at that time, I say to you that the Republican holdovers can stay in office and, if I am reading the newspapers correctly, there is an awful howl in Washington because certain people were cloaked with some of the protection which is contained in many of the bills that we have before us today. However, never did any Democrat in Washington, not even in the wildest of dreams, hope to ever put in a bill which would have kept the President of the United States from having his Cabinet appointed as he so desired.

Mr. MAHANY. Mr. President, if this bill does what Senator Dent is fearful of, I, too, would be against it. I suggest we put the bill over until tomorrow, so that he and I may have a chance to iron out any of the differences which might be between us in connection with this legislation.

### BILL OVER IN ORDER

Mr. MAHANY. Mr. President, I, therefore, ask unanimous consent that Senate Bill No. 340, on third reading, go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. YOSKO. Mr. President, I just wanted to say that I wonder whether there is some skulduggery attached to this bill. It has the identification—

The PRESIDENT. Will the Senator yield?

Mr. YOSKO. Yes Mr. President.

The PRESIDENT. Now, if the bill were on Final Passage, I think the Senator would be in order. You will have an opportunity to discuss the bill when it is on Final Passage. It has already gone over in its order.

### THIRD READING CALENDAR

#### BILL RECOMMITTED

Mr. MAHANY. Mr. President, we are having a public hearing in connection with the matters which this bill affects on Thursday, at 10:00 o'clock. I, therefore, move that Senate Bill No. 341, on third reading, entitled:

An Act to further amend the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employees in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments, boards, and commissions shall be determined," by establishing the Department of Health and Welfare; transferring to it the powers and duties of the Department of Health, Department of Welfare and Department of Public Assistance; providing for a Secretary of Health and Welfare; defining his powers and duties; and abolishing the Department of Health, the Department of Welfare and the Department of Public Assistance.

be recommitted to the Committee on Rules, for the purpose of this public hearing.

Mr. HARE. Mr. President, I second the motion.

The motion was agreed to.

### SECOND READING CALENDAR

#### BILL ON SECOND READING

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 6, entitled:

An Act to amend the act approved the nineteenth day of June, one thousand nine hundred thirteen (P. L. 534), entitled "An act relating to appointment of deputy constables," by defining the jurisdiction of deputy constables.

And said bill having been read at length the second time,

On the question,

Will the Senate agree to the bill on second reading?

Mr. LANE. Mr. President, I have some amendments which I desire to offer to this bill on second reading. I am in sympathy with what the sponsor is trying to do, but I do not agree on the method in which he is trying to amend this deputy constable's act.

For the information of the membership, Mr. President, what my amendments will do to this bill they will prohibit roving constables from making arrests on view outside of their bailiwick, with the exception of where a felony is committed, and, of course, a citizen has the right to make an arrest where a felony is committed and, therefore, the deputy constable should have that privilege.

Mr. President, I realize that the deputy constable problem has been a big problem throughout the Commonwealth, but, Members of the Senate, we must take into consideration that if my amendments are not adopted, and if this legislation is passed in its present form, we are, in reality, obstructing justice. I realize that they probably have a problem in the city of Pittsburgh, but in your rural communities, in some cases, your justices of the peace are really the center of law enforcement. Should this bill go through in its present form it would prohibit a justice of the peace from giving a writ to a deputy constable out of his bailiwick for services.

Mr. President, I say that in all probability, if the Senator from Pittsburgh will agree, I will not offer the amendments at this time. I will ask that the bill go over in its order until we can work something out, if the Senator will agree.

Mr. FLEMING. Mr. President, I will certainly agree to have the bill go over in its order until we discuss the matter further.

### BILL OVER IN ORDER

Mr. LANE. Mr. President, I now ask unanimous consent that Senate Bill No. 6, on second reading, go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

### BILLS ON SECOND READING

Agreeably to order.



The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 14, entitled:

An Act to repeal the act approved the fifteenth day of July one thousand nine hundred thirty-five (P. L. 1006) entitled "An act authorizing the Department of Property and Supplies with the approval of the Governor to sell and convey three contiguous parcels of land."

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 37, entitled:

An Act authorizing the Department of Property and Supplies to sell and convey a tract of land situate in the Township of North Union, Fayette County, Pennsylvania, with the approval of the Governor.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 41, entitled:

A Supplement to the act, approved the twenty-fifth day of June, one thousand nine hundred thirty-one (P. L. 1352), entitled "An act providing for joint action by the Commonwealth of Pennsylvania and the State of New Jersey in the administration, operation, and maintenance of bridges over the Delaware River, and for the construction of additional bridge facilities across said river; authorizing the Governor, for these purposes, to enter into an agreement with the State of New Jersey; creating a Delaware River Joint Toll Bridge Commission and specifying the powers and duties thereof, including the power to finance the construction of additional bridges by the issuance of revenue bonds to be redeemed from revenues derived from tolls collected at such bridges; transferring to said commission all powers now exercised by existing commission created to acquire toll bridges over the Delaware River; and making an appropriation," by authorizing the Governor to enter into a supplemental compact or agreement on behalf of the Commonwealth of Pennsylvania with the State of New Jersey amending and supplementing the compact or agreement entitled "Agreement between the Commonwealth of Pennsylvania and the State of New Jersey creating the Delaware River Joint Toll Bridge Commission as a body corporate and politic and defining its powers and duties," as heretofore amended and supplemented; enlarging the jurisdiction and powers of said commission with respect to the acquisition, construction, administration, operation, and maintenance of port and terminal facilities, the financing thereof, and the fixing, charging and collecting of tolls and other charges for the use of said port and terminal facilities; authorizing the issuance of negotiable bonds and obligations of the commission; providing for the designation of deputies to act for and in behalf of absent ex-officio members of said commission from Pennsylvania; authorizing the combining for financing purposes of any such port and terminal facilities with any bridge or bridges heretofore or hereafter constructed or acquired by said commission; and authorizing the Governor to apply, on behalf of the Commonwealth of Pennsylvania, to the Congress of the United States for its consent to such supplemental compact or agreement.

And said bill having been read at length the second time, On the question,

Will the Senate agree to the bill on second reading?

Mr. YOSKO. Mr. President, when this bill was brought up in the Committee on State Government, I had requested that it be withheld for a public hearing. However, the majority of the members of the committee differed with me, and the bill was reported from committee to the Senate floor. I then asked Senator Watson if he would agree to hold it on second reading for at least two weeks, in order to give me a chance to make some inquiries in connection with the bill. He said he would keep it on the Second Reading Calendar for a week, and that after the first week I should consult with him and he would let me know about the second week. I talked with him today, and he said the bill would be advanced to third reading.

Mr. President, I am going to request that the bill go over in its order to permit me to complete the investigation that I am in the process of making relative to this bill. I understand that it broadens the powers of the Delaware River Joint Toll Bridge Commission to some extent. Among its features, it sets up a Port Authority. I have talked to Pennsylvania Members of the Delaware River Joint Toll Bridge Commission and, to my surprise, I was informed that, first, they knew nothing about the bill; second, they were not consulted about its provisions; and, third, it was not brought up at a commission meeting to get approval or disapproval for introduction in the Senate. Those with whom I had a chance to talk seem to think that it is a Governor Driscoll bill, because Governor Driscoll had a similar bill passed at last year's Session in the State of New Jersey.

There is also a little suspicion, Mr. President, attached to its provisions relative to a toll bridge which was constructed by the commission, known as the Trenton Bridge. If you will recall, in the 1949 Session I fought against putting the Easton Bridge in hock for an additional period of thirty years in order to help finance this so-called Trenton Bridge.

The Trenton Bridge, I am informed, Mr. President, was built alongside a free bridge and, consequently, most of the traffic is going over the free bridge and, as I understand it, the toll bridge which was constructed is losing money. The profits that are made from the tolls collected on the Easton Bridge are being used to offset the deficits on the Trenton Bridge. Mr. President, I would like to have some information on this phase of the activities of the commission.

Mr. President, I would like to find out definitely whether there is a scheme in progress for this commission to take over the Tacony-Palmyra Bridge, which has been the subject of a scandal in the State of New Jersey and is now in controversy in the courts.

I am informed, Mr. President, and I would like to find out definitely whether it is the intent, under this bill, with its broad powers, to take over that bridge, because it is an important factor.

I understand, too, Mr. President, that the port facilities, which are intended to be constructed, might interfere with the Port Authority in Philadelphia on the Pennsylvania side. If that is true, I think the Members of the Senate of Pennsylvania would like to know about that. I think there are some people in Philadelphia, if a public hearing were held on the bill, who would like to come up here and get some information on it.



I understand, too, Mr. President, and I would like to know, about the trustee that is handling the financial affairs of the commission. I am informed that it is a bank down in New Jersey.

I would like to know, too, Mr. President, about an engineering firm that is attached to the commission, from Baltimore, Maryland.

I would like to know, Mr. President, how much money is collected by this commission in tolls. I would like to know, and I am sure other Members of the Senate would like to know, how this money is spent, what it is spent for, and how the affairs of these commissions are handled.

I am reliably informed, Mr. President, that on one of these commissions they have two solicitors, one on the New Jersey side and one on the Pennsylvania side, each getting \$10,000 a year. Just a short time ago, they tried to jack up the salary to \$15,000 a year. Now I am informed that, although the proposed increase was not approved, there is a movement on foot to raise the salary to \$17,000 a year. From what I am told, frankly, there is not too much work for one solicitor, yet they have two solicitors.

Mr. President, I do not see why there should be any hurry in passing this bill. We will be in session for awhile. Frankly, I think it should go back to the Committee on State Government. I think we should call in the Pennsylvania Members of that Commission, and we should find out from them whether they were consulted about it, and what the implications are behind it, before we advance and pass this bill.

What I never did like about these commissions, Mr. President, is the fact that we set them up and then forget all about them. They become a government unto themselves, responsible to no one. I think they should be responsible to the Members of this Senate, because if anything does go wrong we will be the ones who will be held responsible for anything which might be contrary to the public interest.

#### REQUEST THAT BILL GO OVER IN ORDER

Mr. YOSKO. Mr. President, I, therefore, ask unanimous consent that Senate Bill No. 41, on second reading, go over in its order until I have an opportunity to complete my investigation which I have started, with the assistance of another Member of the Senate.

The PRESIDENT. Is there objection?

Mr. MAHANY. Mr. President, I object to this bill going over in its order. The bill has been on our calendar now for over a week, and it would seem to me that the Senator from Northampton should have been able to obtain the information which he desires.

As I understand this bill, Mr. President, the State of New Jersey passed a similar bill there, and it is necessary now for the Commonwealth of Pennsylvania to pass reciprocal legislation so that the work of this commission might be done.

Mr. President, I do not think there is any ground for the Senator's suspicions. If all these things were being done that he said were being done, he should have found out before now and reported to us. I think we are now ready to vote on this legislation, and it should be prepared for third reading and voted on, perhaps, tomorrow.

Therefore, Mr. President, I am sorry but I must object to the bill going over in its order.

And the question recurring,

Will the Senate agree to the bill on second reading?

Mr. YOSKO. Mr. President, the distinguished Majority Leader said that the bill was on the calendar for a week, and I agree with him. However, I hope the Majority Floor Leader will take into consideration the fact that last week was Holy Week, and we were here until Tuesday. There were some people whom I, at least, attempted to contact who were just not around because it was Easter Week. That, of course, impeded my investigation and delayed it.

#### MOTION THAT SENATE BILL No. 41 BE RECOMMITTED TO COMMITTEE

Mr. YOSKO. If the Majority Leader is going to object to the bill going over in its order, Mr. President, I move that the bill be recommitted to the Committee on State Government for a hearing.

Mr. LANE. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

Mr. MAHANY. Mr. President, I want to voice my objection to this bill being recommitted to the Committee on State Government, and ask my colleagues to vote this motion down.

And the question recurring,

Will the Senate agree to the motion?

Mr. LANE. Mr. President, I ask for a roll call.

The yeas and nays were required by Mr. LANE, and were as follows, viz:

#### YEAS—16

Bane,	Haluska,	McCreech,	Silvert,
Barr,	Holland,	McGinnis,	Stiefel,
Camiel,	Lane,	McMenamin,	Weiner,
Dent,	Leader,	Ruth,	Yosko,

#### NAYS—29

Berger,	Kessler,	Miller,	Wade,
Blass,	Koprivier, Jr.	Pechan,	Wagner,
Chapman,	Letzler,	Peelor,	Walker,
Diehm,	Madigan,	Probert,	Watkins,
Fleming,	Mahany,	Snowden,	Watson,
Freed,	Mallery,	Stevenson,	Wolfe,
Hare,	McCusker,	Taylor,	Wood,
Harney,			

So the question was determined in the negative.

And the question recurring,

Will the Senate agree to the bill on second reading?

It was agreed to.

Ordered, To be transcribed for a third reading.

#### BILL ON SECOND READING

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 50, entitled:

An Act to further amend section 306 and to amend subsection A of section 318 of the act, approved the fifth day of May, one thousand nine hundred thirty-three (P. L. 289), entitled "An act relating to nonprofit corporations; defining and providing for the organization, merger, consolidation, and dissolution of such corporations; conferring certain rights, powers, duties, and immunities upon them and their officers and members; prescribing the conditions on which such corporations may exercise their powers; providing for the inclusion of certain existing corporations of the first class within the provisions of this act; prescribing the terms and conditions



upon which foreign nonprofit corporations may be admitted or may continue to do business within the Commonwealth; conferring powers and imposing duties on the courts of common pleas, prothonotaries of such courts, recorders of deeds, and certain State departments, commissions, and officers; authorizing certain local public officers and State departments to collect fees for services required to be rendered by this act; imposing penalties and repealing certain acts and parts of acts relating to corporations" by authorizing nonprofit corporations to designate corporate trustees for the investment, reinvestment and maintenance of their funds and assets held in trust or otherwise and to transfer such funds to such corporate trustees for such purposes; and providing for the powers, duties, and liabilities of such trustees.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

#### BILL ON SECOND READING, AMENDMENTS OFFERED

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 91, entitled:

An Act to further amend Section 5 of the act approved the thirty-first day of May one thousand nine hundred forty-five (P. L. 1198) entitled "An act providing for the conservation and improvement of land affected in connection with the mining of bituminous coal by the open pit mining method regulating such mining and providing penalties" by further regulating back-filling and operation reports

The first section was read.

On the question,

Will the Senate agree to the section?

Mr. LANE offered the following amendments:

Amend Sec. 1, page 2, line 1 by striking out "Section 5," and inserting in lieu thereof the following: "Sections 4, 5 and 8"; Amend Sec. 1, page 2, line 7, by striking out the word "is" and inserting in lieu thereof the following: "are"; Amend Bill, page 2, by inserting between lines 8 and 9 the following:

"Section 4 Before any operator shall hereafter engage in open pit mining of bituminous coal within the Commonwealth, he shall register with the Department of Mines of this Commonwealth by filing a certificate, on a form to be provided by the department, and giving information sufficient to identify the operator, and an estimate of the number of acres of land that the operator will affect by open pit mining during one year immediately following the date of filing. Contemporaneously with and as a part of said registration, the operator shall file with the Department of Mines a bond on a form to be prescribed and furnished by the department, payable to the Commonwealth and conditioned that the operator shall faithfully perform all of the requirements of this act. The bond shall be in the amount of [three] six hundred dollars [(\$300.00)] (\$600.00) per acre based upon the number of acres of land which the operator estimates that will be affected by open pit mining during one year immediately thereafter: Provided, That no bond shall be filed for less than [three] six thousand dollars [(\$3000.00)] (\$6000.00). Liability under such bond shall be for the duration of open pit mining at each operation, and for a period of five years thereafter, unless released prior thereto as hereinafter provided. Such bond shall be executed by the operator and a corporate surety licensed to do business in the Commonwealth: Provided, however, That the operator may elect to deposit cash or

negotiable bonds of the United States Government, or the Commonwealth of Pennsylvania, the Pennsylvania Turnpike Commission, the General State Authority, the State Public School Building Authority, or any municipality within the Commonwealth, with the department in lieu of a corporate surety. The cash deposit or market value of such securities shall be equal to the sum of the bond. The Secretary of Mines shall, upon receipt of any such deposit of cash or securities, immediately place the same with the State Treasurer, whose duty it shall be to receive and hold the same in the name of the Commonwealth, in trust for the purposes for which such deposit is made. The State Treasurer shall at all times be responsible for the custody and safekeeping of such deposits. The operator making the deposit shall be entitled from time to time to demand and receive from the State Treasurer, on the written order of the Secretary of Mines, the whole or any portion of any securities so deposited, upon depositing with him, in lieu thereof, other negotiable securities of the classes herein specified having a market value at least equal to the sum of the bond and also to demand, receive and recover the interest and income from said securities as the same becomes due and payable: Provided, however, That where securities, deposited as aforesaid, mature or are called, the State Treasurer, at the request of the operator, shall convert such securities into such other negotiable securities of the classes herein specified as may be designated by the operator. Contemporaneous with the filing of said registration certificate and any renewal thereof, the operator shall pay to the department a filing fee of one hundred dollars (\$100.00). Should the area of land affected by open pit mining within the registration year exceed the estimate, made in the registration certificate, the operator shall, within thirty (30) days thereafter, file an amended registration certificate and additional bond, but no filing fee shall be required in connection with the filing of such amendment."

Amend Bill page 4, by inserting after line 2 the following:

"Section 8. Upon receipt of said completion report or annual report, the Secretary of Mines shall charge the land affected by open pit mining against the bond filed by the operator at the time of registration at the rate of [three] six hundred dollars [(\$300.00)] (\$600.00) per acre. Should the land actually affected by open pit mining within the year exceed the estimate made at the time of registration, the operator shall, within thirty (30) days thereafter, file an amended certificate and additional bond. If the land actually affected by open pit mining during the registration year is less than the estimate made by the operator in the registration certificates, the secretary shall release the surplus of the bond and collateral upon which liability has not been charged as aforesaid: Provided, That no bond or collateral shall be released below [three] six thousand dollars [(\$3000.00)] (\$6000.00) in the absence of complete compliance with the requirements of this act."

On the question,

Will the Senate agree to the amendments to Section 1?

Mr. LANE. Mr. President, Senate Bill No. 91 is a very worthy piece of legislation. However, I believe the amendments which I have offered will strengthen this act. They will increase the bond rate from \$300 to \$600, the total bondage to \$6,000, and I feel that these amendments should be adopted.

It seems to me, Mr. President, that the strip operators throughout the Commonwealth are destroying the surfaces. They are removing the coal, hogging it out, and after this coal is removed, most of the landowners come back and ask the county government to take the land off the assessment books.

Mr. President, I believe that the people of this Com-



monwealth should be protected by making it mandatory that these coal strip operators place a sufficient bond in order to guarantee that they will do the work which is provided under the law, when it comes to back-filling.

Mr. LETZLER. Mr. President, I do not believe that these amendments are necessary in order to secure compliance with the Open Pit Mining Act. The present law seems to me to be fully adequate to take care of the entire matter. There is no operator who can afford to sacrifice his bond of \$300 per acre when he can do the work of reclamation, including the planting, for from less than \$100 per acre up to \$150 per acre. In the early years of the act, many operators feared that the cost would be greater and they did default. However, beginning with the year 1949 and continuing on through 1952, full compliance has been the rule.

Mr. President, records now show that over 7,000 acres have been reclaimed in 1952, and that is 2,000 acres more than were affected in that year. The industry is catching up on its reclamation responsibilities, and should not be burdened with the necessity of higher capital outlay when nothing is to be accomplished by it.

Mr. President, the industry is toeing the mark in registering, and in posting of bonds and in its contribution of cash in the form of filing fees to the State Fund. Almost \$7,000,000 has been posted in bonds; \$1,160,776 was posted last year. This sum would reclaim 9,285 acres under the present cost experience, and there were only 4,875 acres affected during the entire year of 1952. So, the 9,000 and some odd acres means almost twice as much as the 5,000 acres that have been uncovered.

Now, Mr. President, would it be fair to ask the industry to freeze more millions of capital over a period of years when there is no real purpose served by it?

Mr. President, the industry's contributions to the State Reclamation Fund now amounts to \$477,800. That is the extra fund which is raised by the \$100 filing fee. With this money the State plants on the old, unsightly pre-act spoil piles. In time, all of these will be screened with trees, shrubs and other vegetation.

Mr. President, I do not believe that any operator will default. I do not believe he intends, or expects, to default on his bond. All the operator objects to is that a higher bond will freeze more of his working capital.

It is estimated, Mr. President, that about 700 operators are now operating. Ninety per cent of these are little fellows, desperately trying to hang on to their business during a general slump in the coal business, which is seriously affecting their finances. A higher bond requirement will drive many of these little fellows to the wall. Legislation should not be a weapon to accomplish this end.

Mr. President, those who are now operating under the Open Pit Mining Act find that it is possible to reclaim, according to the requirements of the act, for from one-third to one-half of the now required \$300 per acre bond, and it is rare, very rare, that an operator even thinks of forfeiting his bond, rather than doing the work of reclamation and getting his money back.

Mr. President, I feel that these amendments are not necessary in order to secure compliance with the act, and I would ask my colleagues in the Senate to vote down the amendments.

The PRESIDENT. Since there is objection, does the Senator wish to make a motion?

Mr. LANE. Yes, Mr. President, but before making the motion, I would like to make just a few remarks in answer to the distinguished Senator's statements.

First and foremost, Mr. President, if none of them are defaulting, why the opposition to the increase in the amount of the bond? I cannot see it, I cannot understand it, if they are not defaulting.

Mr. President, in western Pennsylvania, particularly, I have found that your coal strip operators, in my opinion, have done more to ruin the assessed valuation of good property than any other industry of which I know. I have found over there that they hog out the coal and they try to escape just taxation. They are not doing their job right under the provisions of the Open Pit Mining Act, and I say this bond should be increased.

You take the large operators who operate deep mining pits, Mr. President. They comply with all of the laws of the Commonwealth. We pass all sorts of legislation in regard to safety for our coal miners, but the strip operators, in my opinion, are not doing a bona fide job, and I say that we should pass this legislation.

Mr. President, I happen to know, from very accurate information, that up in Centre County, in Snow Shoe Township, they did some strip mining up there on State land. I received several telephone calls on Sunday from some very good friends of mine, saying that they have ravines up there and slag, 100 feet deep. They have gotten out, they have gotten the money out, they have got our resources and now that land is not fit for anything.

For those reasons, Mr. President, it seems to me that these amendments should be adopted.

Mr. LETZLER. Mr. President, I just want to say, in answer to Senator Lane, that the real objection, of course, is tying up additional capital.

Mr. President, I happen to represent Centre County, and the territory concerning which Senator Lane is speaking I know very well. There may be some unsightly plots, but you must remember that the operator has one year in which to comply with the act. During the operation, while he is in the act of stripping off the coal, of course, he cannot put the dirt back there until he has completed the job. During that one year it is admitted that there may be some places that may be very unsightly, but the law provides that he has one year in which to do it, so you have to give him time to do it.

Mr. President, I know of no operators in my area, in that section of Pennsylvania, Clearfield and Centre counties, who are opposing the act in any way. They are making every effort to comply with it.

Mr. LANE. Mr. President, just one brief remark on that. If they are complying with it, and I hope they are, I know that in some districts outside of that county they are not complying with the act. It seems to me, if we Members of the Senate are going to protect our natural resources, we should vote for these amendments and make sure that these operators comply with the provisions of the law.

Mr. LETZLER. Mr. President, I think that is just a matter of enforcement. We have all of the necessary tools with which to compel compliance with the act. If proper enforcement were the case, I think we would have full compliance.

Mr. HALUSKA. Mr. President, I think we should all



remember that deep mining of coal is our basic industry. We have done nothing whatsoever to protect that industry. As my good friend from Washington stated, the deep coal miners must walk the chalk line. We make them, in order to safeguard life.

Mr. President, strip mining is done mostly by wild catters. True, we have some local people, but the majority of them are out-of-State. I cannot see where we will impose a penalty upon them if they have little intention of covering up. They may pay somewhat more for a bond, but if they are honest they will pay that price and then do their work. If they are dishonest, they will walk out when the coal is stripped.

Mr. President, I think we should protect the deep coal mining of our Commonwealth. I sincerely say that these amendments should be adopted.

And the question recurring,

Will the Senate agree to the amendments to Section 1?

#### MOTION THAT AMENDMENTS BE ADOPTED

Mr. LANE. Mr. President, I move that the amendments to Section 1, of Senate Bill No. 91, be adopted.

Mr. HALUSKA. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

Mr. LANE. Mr. President, I ask for a roll call.

Mr. BANE. Mr. President, I ask for a roll call.

The yeas and nays were required by Mr. LANE and Mr. BANE, and were as follows, viz:

#### YEAS—21

Bane,	Haluska,	Lane,	Silvert,
Barr,	Hare,	Leader,	Stiefel,
Camel,	Harney,	McCreesh,	Weiner,
Dent,	Holland,	McMenamin,	Wood,
Fleming,	Koprivier, Jr.	Ruth,	Yosko,
Freed,			

#### NAYS—23

Berger,	Madigan,	Pechan,	Wade,
Blass,	Mahany,	Peelot,	Wagner,
Chapman,	Mallery,	Propert,	Watkins,
Diehm,	McCusker,	Snowden,	Watson,
Kessler,	McGinnis,	Stevenson,	Wolfe,
Letzler,	Miller,	Taylor,	

So the question was determined in the negative.

And the question recurring,

Will the Senate agree to the section?

It was agreed to.

The title was read and agreed to.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

#### REQUEST THAT BILL GO OVER IN ORDER

Mr. YOSKO. Mr. President, I ask unanimous consent that Senate Bill No. 91 go over in its order.

The PRESIDENT. The gentleman is out of order. The bill has already passed second reading.

#### BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 111, entitled:

An Act to continue the imposition of the tax on gross premiums, premium deposits and assessments received from business transacted within this Commonwealth by foreign insurance companies, associations and exchanges.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 143, entitled:

An Act to validate and quiet the title to real estate in this Commonwealth held by a foreign corporation not authorized to transact business in Pennsylvania, and heretofore conveyed to a citizen or citizens of the United States or a corporation authorized to hold such real estate.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 171, entitled:

An Act authorizing and empowering the Supreme Court of Pennsylvania to prescribe by general rule, the practice and procedure governing appeals to the Supreme or Superior Courts of Pennsylvania.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 203, entitled:

An Act to amend subsection (a) of Section 9 of the act approved the twenty-sixth day of May one thousand nine hundred forty-nine (P. L. 1828) entitled "An act concerning the investment powers and duties of guardians committees trustees and other fiduciaries except personal representatives and prescribing the nature and kind of investments which may be made and retained by such fiduciaries" by authorizing investments in common stocks of investment companies meeting certain qualifications and eliminating the requirement that stock must be listed on an exchange as to the stock of investment companies.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 207, entitled:

An Act authorizing suits against the Commonwealth in actions involving title to land or interests real

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

## BILLS OVER IN ORDER

Mr. MAHANY. Mr. President, I ask unanimous consent that Senate Bill No. 268, on second reading, entitled:

An Act to further amend section one of the act approved the twenty-sixth day of April one thousand nine hundred forty-five (P. L. 318) entitled "An act to regulate the sale and possession of penicillium (penicillin) and its derivatives preparations and compounds in the interest of public health" by providing certain exceptions to said act and by omitting the word "written."

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. MAHANY. Mr. President, I ask unanimous consent that Senate Bill No. 269, on second reading, entitled:

An Act to further amend section one of the act, approved the twelfth day of May, one thousand nine hundred thirty-nine (P. L. 133), entitled "An act to regulate the sale and possession of sulfanilamide and its derivatives in the interest of public health," by omitting the word "written."

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. MAHANY. Mr. President, I ask unanimous consent that Senate Bill No. 285, on second reading, entitled:

An Act to reenact and amend the act, approved the twenty-first day of July, one thousand nine hundred forty-one (P. L. 425), entitled "An act to establish a system uniform throughout the Commonwealth for the compensation of witnesses, regulating the amount, payment and taxation as costs thereof, and repealing inconsistent legislation."

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

## BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 294, entitled:

An Act to further amend subsections (b), (c) and (e) of section 4 of the act, approved the twenty-fifth day of May, one thousand nine hundred forty-five (P. L. 1050), entitled "An act relating to the collection of taxes levied by counties, county institution districts, cities of the third class, boroughs, towns, townships, certain school districts and vocational school districts; conferring powers and imposing duties on tax collectors, courts, and various officers of said political subdivisions; and prescribing penalties," by clarifying the identity of certain taxing districts.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 300, entitled:

An Act to further amend Section 5 of the act approved the eleventh day of June one thousand nine hundred

forty-seven (P. L. 565) entitled "An act providing compensation to certain persons who served in the military or naval forces of the United States or of any of her allies during World War II providing the method of making payment to representatives of persons who because of death or incapacity cannot personally receive compensation imposing certain duties on the Adjutant General making an appropriation and providing penalties" by extending the time during which applications may be filed for veterans' compensation

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 322, entitled:

An Act to amend the title and sections 1 and 2 of the act, approved the third day of May, one thousand nine hundred thirty-three (P. L. 242), entitled "An act prohibiting the payment by counties of costs in criminal cases discharged after preliminary hearings before magistrates, justices of the peace, and aldermen, unless names and addresses of prosecutors, defendants, and witnesses appear on the transcript thereof," by requiring the transcript of all such proceedings to be delivered to the county commissioners within a certain period and extending the provisions of said act to summary offenses.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

## BILL OVER IN ORDER

Mr. MAHANY. Mr. President, I ask unanimous consent that Senate Bill No. 347, on second reading, entitled:

An Act providing for the sale of the State medical and surgical hospitals and for the disposition of the purchase moneys therefor.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. HOLLAND. Mr. President, I am afraid we have a problem on this one particular bill. I notice that also Senate Bill No. 386 was reported from committee, and does not appear on the Calendar for March 31.

The PRESIDENT. It is the first bill at the top of page 31, Senate Bill No. 386, Printer's No. 89.

Mr. HOLLAND. Mr. President, we only go to page 16.

Mr. MAHANY. Mr. President, there is no skulduggery.

Mr. HOLLAND. It is very strange, Mr. President, that the Democrats only go to page 16.

The PRESIDENT. Well, that is more than half the Calendar.

Mr. HOLLAND. Well, if that is the case, Mr. President, we have two bills on the Calendar doing the same thing, and a third bill was also signed to be presented which was, I understand, acceptable, and it disappeared entirely. It has been lost.

Mr. President, one of the lobbyists had to give me a Calendar, which has been properly marked.

The PRESIDENT. Is there an agreement between the Minority and the Majority as to where we are going after we leave this bill?



Mr. MAHANY. We are going to the next bill, I understand, Mr. President.

Mr. HOLLAND. Does that agreement mean that Senate Bill No. 386 will be passed over, too, Mr. President?

Mr. MAHANY. Mr. President, that is right. However, I have an amendment here to Senate Bill No. 386 which I will introduce, and then the bill will go over in its order as amended, if the amendments are adopted.

Mr. HOLLAND. Mr. President, how about the other bill that is lost? How can we find that one, too? Can that one go over in order, too?

Mr. MAHANY. Mr. President, we will put that one over.

The PRESIDENT. There being no objection, Senate Bill No. 347 will go over in its order.

### BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 371, entitled:

An Act to amend clause (c) of Section 3 of the act, approved the fifth day of August, one thousand nine hundred forty-one (P. L. 752) entitled "An act regulating and improving the civil service of certain departments and agencies of the Commonwealth; vesting in the State Civil Service Commission and a Personnel Director certain powers and duties; providing for classification of positions, adoption of compensation schedules and certification of payrolls; imposing duties upon certain officers and employees of the Commonwealth; authorizing service to other State departments or agencies and political subdivisions of the Commonwealth in matters relating to civil service; defining certain crimes and misdemeanors; imposing penalties; making certain appropriations, and repealing certain acts and parts thereof," by extending the provisions of said act to Anthracite Mine Inspectors and Bituminous Mine Inspectors.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 372, entitled:

An Act abolishing the Anthracite Mine Inspectors' Examining Board and the Mine Inspectors' Examining Board for the Bituminous Coal Mines of Pennsylvania.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 373, entitled:

An Act to amend Section 601 of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions and officers thereof, including the boards of trustees of State Normal Schools, or Teachers

Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employees in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments, boards and commissions shall be determined," by defining the powers and duties of the Budget Secretary; revising the method of preparing the budget; and prohibiting duplications.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 374, entitled:

An Act creating a commission to study the feasibility and extent to which the functions of the local health units, county boards of assistance and county institution districts should be combined; prescribing their powers and duties, and making an appropriation.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

### BILL OVER IN ORDER

Mr. BANE. Mr. President, I ask unanimous consent that Senate Bill No. 375, on second reading, entitled:

An Act to further amend the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employees in certain departments, boards, and commissions; and prescribing determined," by transferring powers and duties relating to professional and vocational licenses and solicitation registration from the Department of Public Instruction and the professional and vocational licensing boards to the Department of State; creating professional and vocational advisory boards in the Department of State; making the Pennsylvania State Board of Censors a departmental board in the Department of State; transferring powers and duties relating to airport regulation, licensing and inspection from the Pennsylvania Aeronautics Commission to the Department of State; and abolishing the several professional and vocational examining and licensing boards.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

### BILL ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 376, entitled:

An Act transferring powers and duties relating to local assessments and tax statistics from the Department of Internal Affairs to the State Tax Equalization Board; and imposing duties on local officers.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

### BILL OVER IN ORDER

Mr. LANE. Mr. President, I ask unanimous consent that Senate Bill No. 377, on second reading, entitled:

An Act to amend the act, approved tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto," by changing the State teachers' college districts; discontinuing seven State teachers' colleges; abolishing their boards of trustees; authorizing the use of the properties for other State purposes or the public sale thereof; and conferring powers and imposing duties on certain State officers and agencies.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

### BILLS ON SECOND READING

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 378, entitled:

An Act discontinuing the Soldiers' and Sailors' Home at Erie, Pennsylvania; abolishing the board of trustees thereof; authorizing the use of the property for other State purposes or the sale thereof; and conferring powers and duties on certain State officers.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 379, entitled:

An Act to further amend the act, approved the fifth day of December, one thousand nine hundred thirty-six (1937 P. L. 2879), entitled "An act establishing a system of unemployment compensation to be administered by the Department of Labor and Industry and its existing and newly created agencies with personnel (with certain exceptions) selected on a civil service basis; requiring employers to keep records and make reports; and certain employers to pay contributions based on payrolls to provide moneys for the payment of compensation to certain unemployed persons; providing procedure and adminis-

trative details for the determination, payment and collection of such contributions and the payment of such compensation; providing for cooperation with the Federal Government and its agencies; creating certain special funds in the custody of the State Treasurer; and prescribing penalties," by prescribing the method of payments from the Special Administration Fund.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

### PERMISSION TO ADDRESS SENATE

Mr. DENT asked and obtained unanimous consent to address the Senate.

Mr. DENT. Mr. President, I would like to suggest to the Majority Leader that the Democratic Caucus Calendar only carried sixteen pages today.

Mr. President, there are five additional pages of legislation which we have had no opportunity to peruse. I request that the rest of the Calendar go over in order, to give us an opportunity to look at it.

### PERMISSION TO ADDRESS SENATE

Mr. MAHANY asked and obtained unanimous consent to address the Senate.

Mr. MAHANY. Mr. President, I think that is a very fair request. I am sorry about the error. I understand it was a printer's error and this morning Mr. Gabriel, the Sergeant-at-Arms, tried to have it corrected. The First Calendar I received in my office only had sixteen pages.

Mr. President, I understand that there will be amendments offered to some of these bills, to which the Minority will not have any objections if the amendments are presented today.

### SECOND READING CALENDAR

#### BILL OVER IN ORDER

Mr. MAHANY. Mr. President, I ask unanimous consent that Senate Bill No. 380, on second reading, entitled:

An Act to further amend the act, approved the fifth day of December, one thousand nine hundred thirty-six (1937 P. L. 2897), entitled "An act establishing a system of unemployment compensation to be administered by the Department of Labor and Industry and its existing and newly created agencies with personnel (with certain exceptions) selected on a civil service basis; requiring employers to keep records and make reports; and certain employers to pay contributions based on payrolls to provide moneys for the payment of compensation to certain unemployed persons; providing procedure and administrative details for the determination, payment and collection of such contributions and the payment of such compensation; providing for cooperation with the Federal Government and its agencies; creating certain special funds in the custody of the State Treasurer; and prescribing penalties," by requiring the Unemployment Compensation Board of Review to coordinate work of referees; and prohibiting hearings de novo on further appeals.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

### BILL ON SECOND READING AMENDED

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,



The Senate proceeded to the second reading and consideration of Senate Bill No. 381, entitled:

An Act to further amend the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," by providing for the establishment in the Department of Labor and Industry of the Industrial Board as a department advisory board, and abolishing the Industrial Board as a departmental administrative board.

The first section was read and agreed to.

The second section was read.

On the question,

Will the Senate agree to the section?

Mr. HARE offered the following amendments:

Amend Sec. 2, page 4, line 16, by striking out the word "act" and inserting in lieu thereof: "acts"; Amend Sec. 2, page 4, line 16, by inserting after the word "approved" the following: "the second day of May, one thousand nine hundred forty-nine (Pamphlet Laws 867) and"; Amend Sec. 2, page 4, line 17, by inserting after the word "hereby" the following: "reenacted and".

They were agreed to.

The section was agreed to as amended.

The third section and title were read and agreed to.

On the question,

Will the Senate agree to the bill on second reading, as amended?

### BILL OVER IN ORDER

Mr. MAHANY. Mr. President, I ask unanimous consent that Senate Bill No. 381, on second reading, go over in its order, as amended.

The PRESIDENT. Is there objection? The Chair hears none.

### BILL ON SECOND READING AMENDED

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 382, entitled:

An Act to further amend the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments,

boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," by merging the State Employees' Retirement Board and the Public School Employees' Retirement Board and establishing a joint board known as the State and Public School Employees' Retirement Board.

The first section was read.

On the question,

Will the Senate agree to the section?

Mr. WADE offered the following amendments:

Amend Sec. 1, page 2, lines 1 and 2, by striking out "As much as applies to the Department of State and the Department of Public Instruction of section" and inserting in lieu thereof: "Section"; Amend Sec. 1, page 3, line 16, by inserting after "determined": "is hereby amended by amending the paragraphs applying to the Department of State and the Department of Public Instruction"; Amend Sec. 1, page 4, line 3 by striking out "is hereby further amended" and inserting in lieu thereof: "and adding a paragraph applying to the Insurance Department"; Amend Sec. 1 (Sec. 202), page 4, line 11, by striking out all of said line; Amend Sec. 1 (Sec. 202), page 6, by inserting between lines 16 and 17: "In the Insurance Department State and Public School Employees Retirement Board."

They were agreed to.

The section was agreed to as amended.

The second and third sections were read and agreed to.

The fourth section was read.

On the question,

Will the Senate agree to the section?

Mr. WADE offered the following amendment:

Amend Section 4, page 7, line 7, by striking out "Section eight hundred eight of said act is hereby repealed" and inserting in lieu thereof: "Sections 808 and 1308 of said act are hereby repealed."

It was agreed to.

The section was agreed to as amended.

The fifth section was read.

On the question,

Will the Senate agree to the section?

Mr. WADE offered the following amendments:

Amend Sec. 5, page 7, line 8 by striking out "eight" and inserting in lieu thereof: "fifteen"; Amend Sec. 5, page 7, line 9 by striking out "immediately following section eight hundred nine" and inserting in lieu thereof: "at the end"; Amend Sec. 5, (Sec. 810) page 7, line 11 by striking out "810" and inserting in lieu thereof: "1503."

They were agreed to.

The section was agreed to as amended.

The sixth section was read.

On the question,

Will the Senate agree to the section?

Mr. WADE offered the following amendment:

Amend Sec. 6, page 9, lines 4 and 5, by striking out all of said lines.

It was agreed to.



The section was agreed to as amended.

The title was read.

On the question,

Will the Senate agree to the title?

Mr. WADE offered the following amendment:

Amend Title, page 2, next to last line of Title, by inserting after "establishing": within the Insurance Department."

It was agreed to.

The title was agreed to as amended.

On the question,

Will the Senate agree to the bill on second reading, as amended? \*

### BILLS OVER IN ORDER

Mr. MAHANY. Mr. President, I ask unanimous consent that Senate Bill No. 382, on second reading, go over in its order, as amended.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. MAHANY. Mr. President, I ask unanimous consent that Senate Bill No. 383, on second reading, entitled:

An Act to further amend the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 1046), entitled as amended "An act appropriating the moneys in the Motor License Fund," by appropriating certain money in the Motor License Fund to the Department of Public Works for highway purposes

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. MAHANY. Mr. President, I ask unanimous consent that Senate Bill No. 384, on second reading, entitled:

An Act to further amend the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employees in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments, boards and commissions shall be determined," by creating as a departmental administrative advisory board in the Department of State, the State Investment Council; and prescribing its powers, duties and personnel.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. MAHANY. Mr. President, I ask unanimous consent that Senate Bill No. 385, on second reading, entitled:

An Act to further amend Sections 4 and 7 of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 1046) entitled "An act appropriating the moneys in the Motor License Fund," by making money

in the Motor License Fund available to the Department of Justice for the use of the Pennsylvania State Police.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

### BILL ON SECOND READING AMENDED

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 386, entitled:

An Act to amend the act, approved the seventh day of June, one thousand nine hundred twenty-three (P. L. 681), entitled "An act to enable an incorporated hospital association to acquire by lease or purchase any State owned hospital, specially devoted to the reception, care and treatment of injured persons, or of any State owned general medical and surgical hospital; and to provide for the regulation and management thereof," by requiring the trustees of State medical and surgical hospitals to transfer their facilities to local incorporated hospital associations within a specified time; discontinuing operation and maintenance by the Commonwealth thereafter; and providing for the use of the properties for other State purposes, or for the sale thereof.

The first section was read and agreed to.

The second section was read.

On the question,

Will the Senate agree to the section?

Mr. MAHANY offered the following amendments:

Amend Sec. 2 (Sec. 7), page 3, line 17, by striking out "or on" and inserting in lieu thereof: "the board of trustees of the hospital, if it has a board of trustees, is hereby abolished. On"; Amend Sec. 2 (Sec. 7), page 3, line 18, by striking out "whichever is the sooner"; Amend Sec. 2 (Sec. 7), page 4, line 2, by inserting immediately after the word "hospitals" the following: "not previously transferred."

They were agreed to.

The section was agreed to as amended.

The title was read and agreed to.

On the question,

Will the Senate agree to the bill on second reading, as amended?

### BILLS OVER IN ORDER

Mr. MAHANY. Mr. President, I ask unanimous consent that Senate Bill No. 386, on second reading, go over in its order as amended.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. MAHANY. Mr. President, I ask unanimous consent that Senate Bill No. 387, on second reading, entitled:

An Act to amend the act approved the fifth day of August, one thousand nine hundred forty-one (P. L. 752) entitled "An act regulating and improving the civil service of certain departments and agencies of the Commonwealth; vesting in the State Civil Service Commission and a Personnel Director certain powers and duties; providing for classification of positions, adoption of compensation schedules and certification of payrolls; imposing duties upon certain officers and employees of the Commonwealth; authorizing service to other State departments or agencies and political subdivisions of the Commonwealth in matters relating to civil service; defining certain crimes and misdemeanors; imposing penalties; making certain appropriations, and repealing certain acts and parts thereof," by



continuing the civil service status of employes administering the Public Assistance Law.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. MAHANY. Mr. President, I ask unanimous consent that Senate Bill No. 388, on second reading, entitled:

An Act creating a commission to study grants made to State-aided medical and surgical hospitals for determining the most equitable methods of calculating such grants; prescribing its powers and duties; and making an appropriation.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. MAHANY. Mr. President, I ask unanimous consent that Senate Bill No. 389, on second reading, entitled:

An Act to reenact and further amend portions of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," by abolishing the boards of trustees of State institutions in the Department of Welfare; creating an advisory board for each such institution, defining their powers and the powers and duties of the Department of Health and Welfare with respect thereto; and renaming the departmental administrative agencies in the Department of Health and Welfare and the State advisory boards and commissions.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

### BILL RECOMMENDED

Mr. MAHANY. Mr. President, this is one of the bills on which we are going to have a public hearing next Thursday, at 10:100 o'clock a. m.

Therefore, Mr. President, I move that Senate Bill No. 390, on second reading, entitled:

An Act to further amend the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers,

and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," by transferring the powers and duties relating to rehabilitation of injured workman from the Department of Labor and Industry to the Department of Health and Welfare.

be recommitted to the Committee on Rules, for the purpose of having a public hearing.

Mr. TAYLOR. Mr. President, I second the motion.

The motion was agreed to.

### BILLS INTRODUCED AND REFERRED

Mr. LANE. Mr. President, I ask unanimous consent to introduce bills at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. LANE read in place and presented to the Chair Senate Bill No. 432, entitled:

An Act to add section 1406.1 to the act, approved the twenty-third day of June, one thousand nine hundred thirty-one (P. L. 932) entitled "An act relating to cities of the third class; and amending, revising, and consolidating the law relating thereto," by requiring cities to insure public funds against loss.

Which was committed to the Committee on Local Government.

He also read in his place and presented to the Chair Senate Bill No. 433, entitled:

An Act to further amend the second paragraph of section 33 of the act, approved the twenty-fifth day of May, one thousand nine hundred forty-five (P. L. 1050), entitled "An act relating to the collection of taxes levied by counties, county institution districts, cities of the third class; boroughs, towns, townships, certain school districts and vocational school districts; conferring powers and imposing duties on tax collectors, courts and various officers of said political subdivisions; and prescribing penalties," by increasing the minimum and maximum salaries of tax collectors in certain cities of the third class.

Which was committed to the Committee on Local Government.

He also read in his place and presented to the Chair Senate Bill No. 434, entitled:

An Act to amend clause (g) of Section 2 of the act, approved the fifth day of January, one thousand nine hundred fifty-two (P. L. 1833), entitled "An act to provide for the coverage of certain officers and employes of the Commonwealth and its political subdivisions under the old-age and survivor insurance provisions of Title 11 of the Federal Social Security Act, as amended; creating the State Agency and conferring powers and imposing duties upon the State Agency; authorizing the State Agency to enter into agreements with the Federal Security administrator and with political subdivisions under certain terms and conditions; providing for the Commonwealth's contribution under agreements with the Federal Security administrator, and for the collection and payment of employer and employee contributions; authorizing interstate cooperation in certain cases; creating a Contribution Fund; and making appropriations," by extending the definition of "Employment" to include service per-

formed while in the employe of more than one governmental unit, whether or not the employes' compensation is on a fixed or fee basis.

Which was committed to the Committee on State Government.

#### GUESTS OF SENATOR MAHANY PRESENTED TO SENATE

Mr. MAHANY. Mr. President, at an early hour this morning, at Meadville, Pennsylvania, thirty-five young men and young women of the Odd Fellows Home, at Meadville, got up and got ready to come to Harrisburg, under the direction of the Superintendent of the Home, Mr. Edward Reed, and the Matron of the Home, Mrs. Carrie Patchen. After some difficulty in connection with the proper type of bus in which to bring them here, they embarked from that great city of Meadville, in Crawford County, and came over the highways to the great city of Harrisburg. They are up in the gallery now, and it is with pleasure that I introduce them to you and to my colleagues in the Senate.

Mr. President, I understand that tomorrow afternoon this splendid group will entertain us for a short time by giving us a band concert.

The PRESIDENT. Will the guests of Senator Mahany please rise in place and take a bow?

Mr. MAHANY. Mr. President, so that I do not have to pick up the check for the whole bill, I want to say they are not only the guests of Senator Mahany, but also Mr. Robert Kent and Mr. W. W. Waterhouse.

The PRESIDENT. The gentleman's remarks will be spread upon the Journal.

#### BILL ON FIRST READING

Mr. MAHANY. Mr. President, I move that the Senate

do now proceed to the first reading of the bill reported from committee for the first time at today's session.

Mr. BERGER. Mr. President, I second the motion.

The motion was agreed to.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 326, entitled:

An Act creating as bodies corporate and politic "Public Auditorium Authorities" in counties of the second class and in cities of the second class singly or jointly prescribing the rights powers and duties of such Authorities authorizing such Authorities to acquire construct improve maintain and operate public auditoriums to borrow money and issue bonds therefor providing for the payment of such bonds and prescribing the rights of the holders thereof conferring the right of eminent domain on such Authorities empowering such Authorities to enter into contracts leases and licenses with and to accept grants from private sources the Federal Government State political subdivisions of the State or any agency thereof authorizing the making of said grants from bond funds or current revenues authorizing Authorities to collect rentals admissions license fees for the use of the project exempting the property and securities of such Public Auditorium Authorities from taxation.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

#### ADJOURNMENT

Mr. MAHANY. Mr. President, I move that the Senate do now adjourn until Tuesday, April 7, 1953, at 2:00 o'clock p. m., Eastern Standard Time.

Mr. TAYLOR. Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 6:25 o'clock p. m., Eastern Standard Time, until Tuesday, April 7, 1953, at 2:00 o'clock p. m., Eastern Standard Time.



## HOUSE OF REPRESENTATIVES

MONDAY, April 6, 1953.

The House met at 4:30 p. m.

The SPEAKER (Charles C. Smith) in the Chair.

## PRAYER

Reverend John Yates, guest Chaplain, Presbyterian Minister, Harrisburg, offered the following prayer:

Our heavenly Father look down in mercy upon the Members of this Assembly. Grant Thy blessing to them. Guide them so that whatever may be devised and enacted may rebound to the honour and welfare of the Commonwealth and to the glory of Thy Name. Amen.

## JOURNALS APPROVED

The SPEAKER. Are there any corrections to the Journals of Monday and Tuesday, March 30 and 31, 1953? If not, and without objection, the Journals are approved.

## BILLS INTRODUCED AND REFERRED

By Mr. DuBOIS.

HOUSE BILL No. 914.

An Act prohibiting certain acts and conduct in preventing or attempting to prevent a person or persons from pursuing their lawful vocations and inducing or attempting to induce a person or persons to quit their employment or refrain from seeking employment; prohibiting certain kinds of picketing, and picketing by certain persons; prohibiting the requirement of payment of dues as a prerequisite to securing employment; and prescribing penalties.

Referred to the Committee on Labor Relations.

By Mr. MATHEWS.

HOUSE BILL No. 915.

An Act to regulate the business of private detectives or investigators and private detective agencies and the licensing thereof; providing penalties.

Referred to the Committee on Professional Licensure.

By Mr. BLAIR.

HOUSE BILL No. 916.

An Act to further amend Section 1144 of the act, approved th tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto," by excepting certain teachers from the right to receive extra increment for a college certificate or masters degree.

Referred to the Committee on Education.

By Mr. DOUGHERTY.

HOUSE BILL No. 917.

An Act to add Section 6.1 to the act approved the twenty-first day of April, one thousand nine hundred forty-nine (P. L. 665), entitled "An act to carry into effect section one of article fifteen of the Constitution, giving cities of the first class the right and power to frame, adopt and amend their own charters and to exercise the powers and authority of local self-government, and providing the procedure therefor; imposing certain restrictions, limitations and regulations; imposing duties upon city councils, city officers, county boards of elections, courts and the Secretary of the Commonwealth; and providing for the payment of certain expenses by such cities; and imposing penalties," by providing for emergency amendments.

Referred to the Committee on Cities—Counties—First—second and Second Class A.

By Mr. DOUGHERTY.

HOUSE BILL No. 918.

An Act to amend Section 3 of the act, approved the twenty-sixth day of May, one thousand nine hundred twenty-one (P. L. 1172) entitled "A supplement to the act, approved the seventeenth day of May, one thousand nine hundred seventeen (P. L. 208) entitled 'An act to regulate the practice of pharmacy and sale of poisons and drugs, and providing penalties for the violation thereof; defining the words "drug" and "poison"; and providing for the appointment of a board which shall have in charge the enforcement of said law, and the power to make rules and regulations for the enforcement of said law; and providing for the purchase of samples of drugs 'or determining their quality, strength, and purity' requiring permits to conduct pharmacies; providing for the revocation thereof; and prescribing penalties," by providing that at least one pharmacy shall be open on Sunday in each State legislative district for the filling of prescriptions.

Referred to the Committee on Professional Licensure.

By Mr. DOUGHERTY.

HOUSE BILL No. 919.

An Act to amend the first paragraph of Section three of the act, approved the eleventh day of June, one thousand nine hundred forty-seven (P. L. 538), entitled "An act relating to the regulation of rates for insurance which may be written by stock or mutual casualty insurance companies, associations or exchanges including fidelity, surety and guaranty bonds and all other forms of motor vehicle insurance, and title insurance; to rating and advisory organizations; conferring on the Insurance Commissioner the power and duty of supervising and regulating persons, associations, companies and corporations and of enforcing the provisions of this act; prescribing and regulating the practice and procedure before the commissioner, and procedure for review by the courts; giving the Court of Common Pleas of Dauphin County exclusive jurisdiction over certain proceedings; prescribing penalties and providing for enforcement thereof and repealing inconsistent acts," by providing that insurance rates be uniform in the Commonwealth.

Referred to the Committee on Insurance.

By Messrs. ROYER and ANDREWS.

HOUSE BILL No. 920.

An Act to provide for the expenses of the Joint State Government Commission of the General Assembly for the two fiscal years beginning June first one thousand nine hundred and fifty-three and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first one thousand nine hundred and fifty-three.

Referred to the Committee on Appropriations.

By Mr. WEIDNER.

HOUSE BILL No. 921.

An Act to further amend Section 1156 of the act, approved the first day of May, one thousand nine hundred thirty-three (P. L. 103), entitled "An act concerning townships of the second class; and amending, revising, consolidating, and changing the law relating thereto," by further prescribing permit requirements and penalties for public utility working involving township roads; providing for payment of fees therefor into the township treasury and imposing duties on the supervisors.

Referred to the Committee on Townships.



By Mr. LIMPER.

HOUSE BILL No. 922.

An Act relative to the printing for the Commonwealth of Pennsylvania; to establish the requirements of responsible bidders; to prescribe penalties for the violation of the provisions of this act, and to repeal all acts and parts of acts inconsistent with the provisions of this act.

Referred to the Committee on State Government.

By Messrs. GRANVILLE E. JONES and

PAUL F. JONES.

HOUSE BILL No. 923.

An Act relating to the regulation, control and stabilization of rents and possession of housing spaces and living accommodations by municipalities and townships.

Referred to the Committee on Municipal Corporations.

By Messrs. BUCHANAN and CLAPPER.

HOUSE BILL No. 924.

An Act to amend the act approved the eighteenth day of July one thousand nine hundred seventeen (P. L. 1043) entitled "An act establishing a public school employees' retirement system and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing employes; defining the uses and purposes thereof, and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon boards having the employment of public school employes; exempting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties," by authorizing the election of options by certain contributors at any time, prior to retirement or death, and providing a presumption of an election in certain cases.

Referred to the Committee on Education.

By Messrs. HOCKER and BOLTON.

HOUSE BILL No. 925.

An Act to add Clause (h) to Section 2 of the act, approved the first day of July, one thousand nine hundred thirty-seven (P. L. 2460), entitled "An act creating a joint legislative commission, to be known as the Joint State Government Commission; providing for the appointment of its members; and defining its powers and duties," by empowering the Joint State Government Commission to investigate Un-American activities of employes of the State and its political subdivisions.

Referred to the Committee on State Government.

By Messrs. SARRAF and WILT. HOUSE BILL No. 926.

An Act to further amend the act, approved the twenty-first day of June, one thousand nine hundred thirty-nine (P. L. 566) entitled "An act defining the liability of an employer to pay damages for occupational disease contracted by an employee arising out of and in the course of employment; establishing an elective schedule of compensation; providing procedure for the determination of liability and compensation thereunder; imposing duties on the Department of Labor and Industry, the Workmen's Compensation Board, Workmen's Compensation Referees, and deans of medical schools; creating a medical board to determine controverted medical issues; establishing an Occupational Disease Fund in custody of the State Workmen's Insurance Board; imposing upon the Commonwealth a part of the compensation payable for certain occupational diseases; making an appropriation; and prescribing penalties," by further defining the term "occupational disease," extending the employer's period of liability; increasing certain compensation awards; providing for artificial limbs and eyes; removing limitations on employer's liability for medical expenses; extending the time limit in which certain claims

for injuries must be filed; and amending the procedure for filing notices and appeals from termination of liability notices.

Referred to the Committee on Workmen's Compensation.

By Messrs. WILLIAM B. SMITH and PAUL F. JONES.

HOUSE BILL No. 927.

An Act making an appropriation to the Department of Property and Supplies for the purpose of constructing in Point Park, Pittsburgh, Allegheny County, a statue of Andrew William Mellon.

Referred to the Committee on Appropriations.

By Messrs. MIKULA and HAUDENSHIELD.

HOUSE BILL No. 928.

An Act to further amend the first paragraph and clause (d) of Section 9 of the act approved the twenty-fourth day of June, one thousand nine hundred thirty-seven, (P. L. 2051), entitled "An act relating to public assistance; providing for and regulating assistance to certain classes of persons designated and defined as dependent children, aged persons, blind persons and other persons requiring relief; providing for the administration of this act by the Department of Public Assistance and county boards of assistance hereby created for this purpose; authorizing the Department of Public Assistance to cooperate with, and to accept and disburse moneys received from, the United States Government for assistance to such persons; providing for the liquidation of the State Emergency Relief Board, Boards of Trustees of the Mothers' Assistance Fund, and Boards of Trustees of Pension Fund for the Blind; and repealing laws relating to mothers' assistance, pensions for the blind, old age assistance, and the State Emergency Relief Board," by further providing for eligibility for assistance in the case of aliens.

Referred to the Committee on Welfare.

By Messrs. READINGER and POLASKI.

HOUSE BILL No. 929.

An Act to amend clause (c) of section 2 of the act approved the fifth day of January, one thousand nine hundred fifty-two (P. L. 1833), entitled "An act to provide for the coverage of certain officers and employes of the Commonwealth and its political subdivisions under the old-age and survivor insurance provisions of Title II of the Federal Social Security Act, as amended; creating the State Agency and conferring powers and imposing duties upon the State Agency; authorizing the State Agency to enter into agreements with the Federal Security Administrator and with political subdivisions under certain terms and conditions; providing for the Commonwealth's contribution under agreements with the Federal Security Administrator and for the collection and payment of employer and employee contributions; authorizing interstate cooperation in certain cases; creating a Contribution Fund; and making appropriations," by changing the definition of "Political subdivision" so as to include a combination of certain political subdivisions.

Referred to the Committee on State Government.

By Mr. DUNN.

HOUSE BILL No. 930.

An Act to further amend Clause 7 of Subsection (a) of Section 604 of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the



operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees and miscellaneous receipts; making an appropriation and providing for refunds," by prohibiting issuing of operator's licenses or learner's permits to persons with tunnel vision.

Referred to the Committee on Motor Vehicles.

By Mr. DUNN.

HOUSE BILL No. 931.

An Act to further amend Clause 2 of Subsection (a) of Section 301 of the act, approved the twenty-first day of June, one thousand nine hundred thirty-nine (P. L. 566), entitled "An act defining the liability of an employer to pay damages for occupational disease contracted by an employee arising out of and in the course of employment; establishing an elective schedule of compensation; providing procedure for the determination of liability and compensation thereunder; imposing duties on the Department of Labor and Industry, the Workmen's Compensation Board, Workmen's Compensation Referees, and deans of medical schools; creating a medical board to determine controverted medical issues; establishing an Occupational Disease Fund in custody of the State Workmen's Insurance Board; imposing upon the Commonwealth a part of the compensation payable for certain occupational diseases; making an appropriation; and prescribing penalties," by extending the period of compensation for total disability caused by anthracosis, asbestosis and silicosis.

Referred to the Committee on Workmen's Compensation.

By Mr. DUNN.

HOUSE BILL No. 932.

An Act to further amend Section 108 of the act, approved the twenty-first day of June, one thousand nine hundred thirty-nine (P. L. 566), entitled "An act defining the liability of an employer to pay damages for occupational disease contracted by an employee arising out of and in the course of employment; establishing an elective schedule of compensation; providing procedure for the determination of liability and compensation thereunder; imposing duties on the Department of Labor and Industry, the Workmen's Compensation Board, Workmen's Compensation Referees, and deans of medical schools; creating a medical board to determine controverted medical issues; establishing an Occupational Disease Fund in custody of the State Workmen's Insurance Board; imposing upon the Commonwealth a part of the compensation payable for certain occupational diseases; making an appropriation; and prescribing penalties," by including lung infections and inflammations caused by exposure to amonia, gases, fumes and vapors as an occupational disease.

Referred to the Committee on Workmen's Compensation.

By Mr. DUNN.

HOUSE BILL No. 933.

An Act to further amend section four of the act approved the second day of June one thousand nine hundred thirty-seven (P. L. 1198) entitled "An act relating to employes and organizations thereof defining labor disputes prescribing the procedure by which and the conditions under which injunctions may be granted in such disputes and the scope thereof declaring certain

undertakings and promises between employers and employes contrary to public policy and void prescribing the nature of proof necessary in actions arising out of labor disputes against persons or associations prescribing the terms and conditions for bonds to be furnished prior to the issuance of injunctions prescribing the procedure in case of appeal from granting injunctions limiting the duration of temporary and permanent injunctions in case of labor disputes and providing for the payment of costs and repealing all acts or parts of acts inconsistent herewith" removing certain exceptions to the application of the act.

Referred to the Committee on Labor Relations.

By Messrs. KRATZ and ROBERT K. HAMILTON.

HOUSE BILL No. 934.

An Act relating to stationary steam boiler and engine operators requiring licensure; creating and conferring powers and imposing duties on the State Board of Stationary Steam Boiler and Engine Operators' Examiners and the Department of Public Instruction; providing for the granting, revocation and suspension of licenses granted by the board; providing for appeals from the board's action; and imposing penalties.

Referred to the Committee on Professional Licensure.

By Messrs. KRATZ and ROBERT K. HAMILTON.

HOUSE BILL No. 935.

An Act to further amend the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," by creating the State Board of Stationary Boiler and Engine Operators' Examiners as an administrative board in the Department of Public Instruction and to provide for the appointment of the members of said board.

Referred to the Committee on Professional Licensure.

By Messrs. SARRAF and KAMYK.

HOUSE BILL No. 936.

An Act to add Section 1406.1 to the act approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1333) entitled, "An act concerning elections, including general, municipal, special and primary elections, the nomination of candidates, primary and election expenses and election contests; creating and defining membership of county boards of elections; imposing duties upon the Secretary of the Commonwealth, courts, county boards of elections, county commissioners; imposing penalties for violation of the act, and codifying, revising and consolidating the laws relating thereto; and repealing certain acts and parts of acts relating to elections," by giving any candidate whose name is written, stamped or affixed upon a ballot the right to petition the court for the cumulation of such votes.



Referred to the Committee on Elections and Apportionment.

By Mr. COMER.

HOUSE BILL No. 937.

An Act providing for and regulating the licensing and practice of practical nursing and imposing penalties.

Referred to the Committee on Professional Licensure.

By Messrs. SARRAF and KAMYK.

HOUSE BILL No. 938.

An Act to further-amend clause (b) of Section 4 of the act approved the twenty-fourth day of June, one thousand nine hundred thirty-seven (P. L. 2051) entitled "An act relating to public assistance providing for and regulating assistance to certain of persons designated and defined as dependent children, aged persons, blind persons, and other persons requiring relief; providing for the administration of this act by the Department of Public Assistance and county boards of assistance hereby created for this purpose; authorizing the Department of Public Assistance to cooperate with and to accept and disburse moneys received, from the United States Government for assistance to such persons, providing for the liquidation of the State Emergency Relief Board, Boards of Trustees of the Mothers' Assistance Fund and Boards of Trustees of Pension Fund for the Blind and repealing laws relating to mothers' assistance pensions, for the blind, old age assistance and the State Emergency Relief Board" by permitting earnings or other income or supplement public assistance in certain cases.

Referred to Committee on Welfare.

By Mr. TOMPKINS.

HOUSE BILL No. 939.

An Act to repeal Section 8 of the act, approved the thirtieth day of June, one thousand nine hundred forty-seven (P. L. 1177), entitled "An act requiring operators, political subdivisions and the Commonwealth to seal abandoned coal mines so as to protect streams from acid mine drainage; conferring powers and imposing duties on the Department of Mines; prescribing penalties and making an appropriation," which provides penalties for removing or destroying the seals on abandoned coal mines, and for penetrating sealed mines without approval of the department.

Referred to Committee on Mines and Mining.

By Messrs. SCHMIDT and RICHTER.

HOUSE BILL No. 940.

An Act to amend subsection (a) of Section 1305, and Section 1306 of the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto," by providing for payment by the Commonwealth of tuition charges for certain non-resident children.

Referred to Committee on Education.

By Messrs. SCHMIDT and RICHTER.

HOUSE BILL No. 941.

An Act to amend Section 2504, and to further amend Section 2507 of the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto," by changing the amounts payable by the Commonwealth on account of vocational curriculums and vocational extension classes.

Referred to Committee on Education.

By Messrs. SCHMIDT and RICHTER.

HOUSE BILL No. 942.

An Act to further amend Section 2509 of the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto," by increasing reimbursement on account of courses for handicapped children.

Referred to the Committee on Education.

By Mr. BOLTON.

HOUSE BILL No. 943.

An Act to amend clause (a) of section twelve hundred seven of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribing fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees and miscellaneous receipts; making an appropriation and providing for refunds," by changing the disposition of fines and penalties collected for violations of the provisions of section nine hundred three of said act relating to weights of vehicles and loads.

Referred to the Committee on Motor Vehicles.

By Mr. WORLEY (By request).

HOUSE BILL No. 944.

An Act to amend subsection (c) of Section 3 and to further amend Section 607 of the act, approved the fifth day of August, one thousand nine hundred forty-one (P. L. 752), entitled "An act regulating and improving the civil service of certain departments and agencies of the Commonwealth; vesting in the State Civil Service Commission and a Personnel Director certain powers and duties; providing for classification of positions, adoption of compensation schedules and certification of payrolls; imposing duties upon certain officers and employees of the Commonwealth; authorizing service to other State departments or agencies and political subdivisions of the Commonwealth in matters relating to civil service; defining certain crimes and misdemeanors; imposing penalties; making certain appropriations, and repealing certain acts and parts thereof," by extending the provisions of said act to include all offices and positions in the Department of Welfare and the Department of Health.

Referred to the Committee on State Government.

By Mr. CURWOOD.

HOUSE BILL No. 945.

An Act to further amend the act, approved the fifth day of December, one thousand nine hundred thirty-six (1937 P. L. 2897), entitled "An act establishing a system of unemployment compensation to be administered by the Department of Labor and Industry and its existing and newly created agencies with personnel (with certain exceptions) selected on a civil service basis; requiring



employers to keep records and make reports, and certain employers to pay contributions based on payrolls to provide moneys for the payment of compensation to certain unemployed persons; providing procedure and administrative details for the determination, payment and collection of such contributions and the payment of such compensation; providing for cooperation with the Federal Government and its agencies; creating certain special funds in the custody of the State Treasurer; and prescribing penalties," by providing compensation for each day of unemployment; eliminating waiting period of one week.

Referred to the Committee on Workmen's Compensation.

By Mr. HAUDENSHIELD and Mrs. MARKLEY.

HOUSE BILL No. 946.

An Act to amend clause (e) of and to add clause (e.1) to Section 401 of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-seven (P. L. 2017), entitled "An act creating in each county (except of the first class) as a separate corporation, and in each city of the first and second class as a part of the city government, an institution district for the care and maintenance of certain indigent persons and children; prescribing the powers and duties of county commissioners, county treasurers, city departments of public welfare the State Department of Welfare and the State Department of Public Assistance in respect thereto; abolishing certain poor districts and terminating the terms of directors, overseers, guardians and managers of the poor and poor district auditors, and providing for the temporary employment of certain of them; providing for the transfer, vesting, sale and disposition of the property of poor districts and the payment of their obligations; imposing certain existing obligations on institution districts and on the Commonwealth; regulating the affairs of poor districts until abolished; revising, amending, changing and consolidating the law relating to the care of the poor; and repealing existing laws," by providing for the care of seniles on leave of absence from State mental hospitals; and eliminating certain obsolete provisions.

Referred to the Committee on Welfare.

By Messrs. VAN SANT and SCOTT.

HOUSE BILL No. 947.

An Act to amend the act, approved the fourteenth day of April, one thousand nine hundred twenty-five (P. L. 234), entitled "An act relating to Boarding Houses for Infants; providing for the licensing thereof and the adoption of rules and regulations for the maintenance, operation and conduct thereof by the Department of Welfare; and fixing penalties," by redefining "boarding houses for infants"; eliminating license fees; providing for an advisory committee with which the department shall confer in adopting rules and regulations; and increasing penalties.

Referred to the Committee on Welfare.

By Messrs. VAN SANT and SCOTT.

HOUSE BILL No. 948.

An Act to amend Sections 1, 8 and 13 of the act, approved the twenty-fifth day of June, one thousand nine hundred forty-seven (P. L. 940), entitled "An act relating to boarding houses for children; providing for the licensing and inspection thereof; and the adoption of rules and regulations for the maintenance, operation and conduct thereof, by the Department of Welfare; defining offenses; and prescribing penalties," by redefining "boarding houses for children"; providing for an advisory committee with which the department shall confer in adopting rules and regulations and increasing penalties.

Referred to the Committee on Welfare.

By Mr. SHOEMAKER

HOUSE BILL No. 949.

An Act to amend the act, approved the first day of July, one thousand nine hundred thirty-seven (P. L. 2667), entitled "An act authorizing the compounding, compromising and settlement by the Department of Public Instruction, with the approval of the Department of the Auditor General and the Department of Justice, of prosecutions for the violation of the acts of Assembly relating to the licensing and registration of persons engaged in professions, trades, and occupations in the Department of Public Instruction," by providing for the payment of the compromise fine into the State Treasury.

Referred to the Committee on Professional Licensure.

By Messrs. PRICE and VARNER.

HOUSE BILL No. 950.

An Act to further amend the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon the owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures fees, and miscellaneous receipts; making an appropriation and providing for refunds," by eliminating requirement that certain charges be brought before the nearest available magistrate.

Referred to the Committee on Motor Vehicles.

By Messrs. FLACK, WOOD, WHEELER, and WESCOTT.

HOUSE BILL No. 951.

An Act to further amend the act approved the first day of May, one thousand nine hundred thirty-three (P. L. 103), entitled "An act concerning townships of the second class; and amending, revising, consolidating, and changing the law relating thereto," by requiring supervisors to fix certain compensation of the township secretary, clarifying certain provisions relating to compensation of township auditors, authorizing certain training of policemen at township expense, increasing powers of supervisors to regulate garbage and rubbish, authorizing erection of parking meters and regulation of parking meter charges, providing for township acquisition and control of abandoned cemeteries, regulating the adoption of fire prevention codes, authorizing cooperation with other political subdivisions in promotion of health, authorizing control of disorderly practices, changing taxing powers of townships and the provisions of the act relating to public parks, recreation places and facilities and park and recreation boards.

Referred to Committee on Townships.

By Messrs. FLACK, WOOD, WHEELER, and WESCOTT.

HOUSE BILL No. 952.

An Act to further amend the act, approved the twenty-third day of June, one thousand nine hundred thirty-one (P. L. 932), entitled "An act relating to cities of the third class; and amending revising and consolidating the



law relating thereto," by further providing for filling of vacancies in certain offices and for notice and publication of fire protection codes and ordinances; authorizing borrowing by cities in anticipation of current revenue and for permanent improvements without issuance of bonds; increasing the criminal jurisdiction of the mayor as an alderman; authorizing appropriations of council to cover certain contracts which may be awarded without additional advertising; authorizing certain street construction and improvement by city employees and the sale of real estate by the city at public sale; providing for payment by city of certain costs in connection with shade trees, and further regulating purchases and contracts.

Referred to Committee on Cities—Third Class.

By Messrs. FLACK, WOOD, WHEELER, and  
WESCOTT. HOUSE BILL No. 953.

An Act to further amend the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-one (P. L. 1206), entitled "An act concerning townships of the first class; amending, revising, consolidating, and changing the law relating thereto," by changing the provisions thereof relating to public parks, playgrounds and other recreation places and facilities, and park and recreation boards.

Referred to Committee on Townships.

By Messrs. FLACK, WOOD, WHEELER, and  
WESCOTT. HOUSE BILL No. 954.

An Act to further amend section 530 and 532 of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-one (P. L. 1206), entitled "An act concerning townships of the first class; amending, revising, consolidating, and changing the law relating thereto," by regulating terms of persons appointed to offices of commissioner, treasurer or controller for unexpired terms.

Referred to Committee on Townships.

By Messrs. BANKER and BEAR. HOUSE BILL No. 955.

An Act to add Section 9.1 to the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-seven (P. L. 2051), entitled "An act relating to public assistance; providing for and regulating assistance to certain classes of persons designated and defined as dependent children, aged persons, blind persons and other persons requiring relief; providing for the administration of this act by the Department of Public Assistance and county boards of assistance hereby created for this purpose; authorizing the Department of Public Assistance to cooperate with, and to accept and disburse moneys received from, the United States Government for assistance to such persons; providing for the liquidation of the State Emergency Relief Board, Boards of Trustees of the Mothers' Assistance Fund, and Boards of Trustees of Pension Fund for the Blind; and repealing laws relating to mothers' assistance, pensions for the blind, old age assistance, and the State Emergency Relief Board," by authorizing payment by the Department of Public Assistance of unpaid debts due for rent, food and groceries by recipients of general assistance, imposing duties on county boards of assistance.

Referred to the Committee on Welfare.

By Mr. TOMPKINS. HOUSE BILL No. 956.

An Act to add subsection (f) to section 326 of the act, approved the twelfth day of June, one thousand nine hundred fifty-one (P. L. 533), entitled "An act relating to mental health; including mental illness, mental defect, epilepsy and inebriety; and amending, revising, consolidating and changing the laws relating thereto," by further providing for certain commitments by petition.

Referred to the Committee on Welfare.

By Messrs. SHOTWELL and McINROY.

HOUSE BILL No. 957.

An Act providing for the payment of salary, wages, medical and hospital expenses of full-time employees who for one year or more have been employed by the Commonwealth, or any county within the Commonwealth, who are injured in the performance of their duty and providing that absence from duty during such injury shall not be charged against any sick leave to which such employee may be entitled and also providing for recourse to pension privileges in the event of permanent disability.

Referred to the Committee on State Government.

## SENATE MESSAGE

### SENATE BILL FOR CONCURRENCE

The Clerk of the Senate being introduced, presented for concurrence, bill numbered and entitled as follows:

SENATE BILL No. 87.

An Act to reenact subsection A of section 1012 of the act approved the fifteenth day of May one thousand nine hundred thirty-three (P. L. 624) entitled as amended "An act relating to the business of banking and to the exercise of fiduciary powers by corporations providing for the organization of corporations with fiduciary powers and of banking corporations with or without fiduciary powers including the conversion of National banks into State banks and for the Licensing of private bankers and employees' mutual banking associations defining the rights powers duties liabilities and immunities of such corporations authorized to engage in a banking business with or without fiduciary powers of private bankers and employees' mutual banking associations and of the officers directors trustees shareholders attorneys and other employees of all such corporations employees' mutual banking associations or private bankers or of affiliated corporations associations or persons restricting the exercise of banking powers by any other corporation association or person and of fiduciary powers by any other corporation conferring powers and imposing duties upon the courts prothonotaries recorders of deeds and certain State departments commissions and officers imposing penalties and repealing certain acts and parts of acts" by making further provision concerning the powers and limitations on powers of banks and bank and trust companies

Referred to the Committee on Banking and Building and Loan Associations.

## RESOLUTIONS INTRODUCED AND REFERRED

By Messrs. BULLEN, LIPPINCOT, CONNER and CONNELLY.

In the House of Representatives, March 31, 1953.

The victor in sports deserves recognition of his ability and superiority. The victory of Yeadon High School in winning the class "A" high school basketball championship was more than a victory within its class, it represents the first time in Pennsylvania scholastic history that a class "B" high school has won a class "A" championship, and therefore justly deserves the praise of the people.

The hard play and clean sportsmanship displayed by the team, coupled with the expert guidance of its two fine coaches, John Naegeli and Edwin Kirschner were the factors responsible for the winning of this unprecedented championship.

Too often the mantle of public praise falls entirely upon the victor's shoulders. The loser is forgotten as soon as the game is over. It is not our intention to forget the other teams, without whose keen competition, sportsmanship and fine tutelage the victory would be rendered hollow.

The Sharon High School team, excellently coached by



Blaine Laycock and Donald Bennet, displayed all the attributes of champions and therefore deserve recognition for their fine play and sportsmanship, therefore be it

Resolved, That the House of Representatives extend to the coaches and players of the Yeadon High School Basketball Team its heartiest congratulations upon its great and unprecedented victory, and be it further

Resolved, That the congratulations of the House of Representatives be extended to the players and coaches of the Sharon High School for their exemplary play and fine sportsmanship and be it further

Resolved, That the Chief Clerk be directed to send a copy of this resolution to the Yeadon and Sharon High Schools.

Referred to the Committee on Rules.

By Messrs. DOWN and YOUNG.

In the House of Representatives, March 31, 1953.

The Sharon High School Basketball Team displayed the attributes of true champions in their unsuccessful game with Yeadon High School for the State Class A High School Basketball Championship.

Sharon should be proud of the fine team that represented their city.

The team has compiled an enviable record of 21 games won and only 3 games lost. Sharon High School won the Western Pennsylvania High School Championship by reason of its true sportsmanship, love of the game, keen competition and the expert tutelage of its coaches Blaine Laycock and Donald Bennett; therefore be it

Resolved, That the House of Representatives extend its heartiest congratulations to the coaches and players of the Sharon High School Basketball Team and wish it continued success in the future; and be it further

Resolved, That the Chief Clerk send copies of this resolution to coaches Laycock and Bennett and to the Sharon High School Basketball Team.

Referred to the Committee on Rules.

### SENATE MESSAGES

The Clerk of the Senate being introduced, presented extracts from the Journal of the Senate:

Senate Bills for concurrence Nos. 85, 163 and 327.

### LEAVE OF ABSENCE

By consent of the House leave of absence was granted as follows:

Mr. Wood for Mr. WORLEY for today's session, because of illness.

### REPORTS FROM COMMITTEE

Mr. HALL from the Committee on Ways and Means, reported as committed, House Bill No. 811, entitled:

An Act to reenact the title and to reenact and further amend the act, approved the sixteenth day of May, one thousand nine hundred thirty-five (P. L. 208), entitled, as amended, "An act to provide revenue for State purposes by imposing an excise tax, for a limited period of time, on the net incomes of certain corporations, joint-stock associations, and limited partnerships; providing for the assessment, collection, settlement and resettlement of taxes, and reviews and appeal therefrom; conferring powers, and imposing duties on certain persons, corporations, joint-stock associations, limited partnerships, State and county officers, boards and departments; making an appropriation; and providing penalties," by extending the provisions of the act for a further limited period of time.

Mr. HALL from the Committee on Ways and Means, reported as committed, House Bill No. 812, entitled:

An Act to reenact the title and to reenact and amend the act, approved the twenty-fourth day of August, one

thousand nine hundred fifty-one (1951-52 P. L. 417), entitled "An act to provide revenue for State purposes by imposing a property tax, for a limited period of time, on the net incomes derived from sources within the Commonwealth of certain corporations, joint-stock associations, and limited partnerships; excluding certain income; providing for the assessment, collection, settlement and resettlement of taxes, and reviews and appeal therefrom; conferring powers and imposing duties on certain persons, corporations, joint-stock associations, limited partnerships, State and county officers, boards and departments; making an appropriation; and providing penalties," by extending the provisions of the act for a further limited period of time.

Mr. HALL from the Committee on Ways and Means, reported as committed, House Bill No. 813, entitled:

An Act to further amend section twenty-one of the act, approved the first day of June, one thousand eight hundred eighty-nine (P. L. 420), entitled "A further supplement to an act entitled 'An act to provide revenue by taxation,' approved the seventh day of June, Anno Domini one thousand eight hundred and seventy-nine," by postponing the manufacturing exemption with regard to capital stock tax and the franchise tax on domestic and foreign corporations, joint-stock associations, limited partnerships and companies, for a further limited period of time.

Mr. HALL from the Committee on Ways and Means, reported as committed, House Bill No. 814, entitled:

An Act to reenact and amend Section 24 of the act, approved the first day of June, one thousand eight hundred eighty-nine (P. L. 420), entitled "further supplement to an act entitled 'An act to provide revenue by taxation,' approved the seventh day of June, Anno Domini one thousand eight hundred and seventy-nine," by excluding foreign insurance companies from the State tax on gross premiums, premium deposits and assessments received from insurance business transacted within this Commonwealth, and by extending the effective period of the tax.

Mr. HALL from the Committee on Ways and Means, reported as committed, House Bill No. 815 entitled:

An Act to reenact the title and reenact and further amend the act, approved the twenty-seventh day of December, one thousand nine hundred fifty-one (1951-52 P. L. 1742), entitled "An act to provide revenue by imposing a State tax relating to certain documents; prescribing and regulating the method and manner of evidencing the payment of such tax; conferring powers and imposing duties upon certain persons, partnerships, associations, and corporations, recorders of deeds, and the Department of Revenue; saving certain local taxes and authorizing amendments, extensions and supplements to the ordinances and resolutions relating thereto; and providing penalties," by changing the definition of document and value, by increasing the compensation of agents and providing for the payment of premiums on bonds, by making further requirements in connection with affidavit of value, and extending the provisions of the act for a further limited period of time.

Mr. HALL from the Committee on Ways and Means, reported as committed, House Bill No. 816, entitled:

An Act to further amend section twenty-three of the act, approved the first day of June, one thousand eight hundred eighty-nine (P. L. 420), entitled "A further supplement to an act entitled 'An act to provide revenue by taxation,' approved the seventh day of June, Anno Domini one thousand eight hundred and seventy-nine," by increasing for a further limited period of time the rate of tax imposed upon the gross receipts of certain companies, limited partnerships, associations, joint-stock associations, copartnerships and persons.



Mr. HALL from the Committee on Ways and Means, reported as committed, House Bill No. 817, entitled:

An Act to amend section four of the act approved the fourteenth day of January, one thousand nine hundred fifty-two (P. L. 1965) entitled "An act imposing a permanent and a temporary State tax on fuels used within the Commonwealth in internal combustion engines for the generation of power to propel motor vehicles using the public highways; providing for the collection and lien of the tax and the distribution and use of the proceeds thereof; requiring dealer-users to secure licenses and to file bonds as a guarantee of payment of taxes, penalties, interest, fines uncollectible check fees and Attorney General's fees, to file reports and to compile and retain certain records; requiring registration of carriers for hire; imposing duties on such persons; requiring persons selling or delivering fuels to licensed dealer-users to furnish information; imposing certain costs on counties; conferring powers and imposing duties on State officers and departments; providing for refunds of taxes, penalties and interest illegally or erroneously collected from licenses; and providing penalties," by extending the provisions of the additional tax for a limited time.

Mr. HALL from the Committee on Ways and Means, reported as committed, House Bill No. 818, entitled:

An Act to further amend section four of the act, approved the twenty-first day of May, one thousand nine hundred thirty-one (P. L. 149) entitled, as amended, "An act imposing a State tax, payable by those herein defined as distributors, on liquid fuels used or sold and delivered within the Commonwealth, which are practically, and commercially suitable for use in internal combustion engines for the generation of power; providing for the collection and lien of the tax, and the distribution and use of the proceeds thereof; requiring such distributors to secure permits, to file corporate surety bonds and reports, and to retain certain records; imposing duties on retail dealers, common carriers, county commissioners, and such distributors; providing for rewards; imposing certain costs on counties; conferring powers and imposing duties on certain State officers and departments; providing for refunds; imposing penalties; and making an appropriation," by extending the provisions of the additional tax for a limited time.

Mr. HALL from the Committee on Ways and Means, reported as committed, House Bill No. 819, entitled:

An Act to further amend section seventeen of the act, approved the twenty-first day of May, one thousand nine hundred thirty-one (P. L. 149), entitled, as amended, "An act imposing a State tax, payable by those herein defined as distributors, on liquid fuels used or sold and delivered within the Commonwealth, which are practically, and commercially suitable for use in internal combustion engines for the generation of power; providing for the collection and lien of the tax, and the distribution and use of the proceeds thereof; requiring such distributors to secure permits, to file corporate surety bonds and reports, and to retain certain records; imposing duties on retail dealers, common carriers, county commissioners, and such distributors; providing for rewards imposing certain costs on counties; conferring powers and imposing duties on certain State officers and departments; providing for refunds; imposing penalties; and making an appropriation," by extending for an additional period the right to partial reimbursement of taxes paid on liquid fuels consumed in the operation of certain tractors and machinery for agricultural purposes.

Mr. HALL from the Committee on Ways and Means, reported as committed, House Bill No. 908, entitled:

An Act to provide revenue by imposing a tax on the use and storage of tangible personal property within the Commonwealth; providing for the assessment and collec-

tion of the same and the settlement and resettlement thereof and appeals therefrom; providing for the duties of prothonotaries in connection therewith; prescribing penalties and providing for the use of the proceeds of such tax for public school purposes.

Mr. HALL from the Committee on Ways and Means, reported as committed, House Bill No. 909, entitled:

An Act to provide revenue by imposing tax on retail sales of tangible personal property to consumers; providing for the assessment and collection of the same and the settlement and resettlement thereof and appeals therefrom; imposing duties upon prothonotaries in connection therewith; prescribing penalties; and providing for the use of the proceeds of such tax for public school purposes.

### FORMER MEMBERS WELCOMED

The SPEAKER. The Chair is pleased to welcome to the Hall of the House a former Member of the House, Honorable Robert Clendenning of Delaware County.

The Chair also welcomes a Member of the 1933 Session, and President of City Council, Pittsburgh, Honorable Thomas J. Gallagher of Allegheny County.

### ANNOUNCEMENT BY SPEAKER

The SPEAKER. His Excellency, the Governor has requested the Chair to announce that dress for the Governor's Reception to the General Assembly, on Monday, April 13th, is optional.

### PERMISSION GRANTED COMMITTEE TO MEET DURING SESSION

Mr. EWING asked and obtained permission for the Committee on Cities—Counties, First—Second and Second Class A to meet during the session of the House.

### BILLS ON FIRST READING

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 10, entitled:

An Act to further amend the act, approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1333), entitled "An act concerning elections, including general, municipal, special and primary elections, the nomination of candidates, primary and election expenses and election contests; creating and defining membership of county boards of elections; imposing duties upon the Secretary of the Commonwealth, courts, county boards of elections, county commissioners; imposing penalties for violation of the act, and codifying, revising and consolidating the laws relating thereto; and repealing certain acts and parts of acts relating to elections," by permitting electors who have changed their residence from one election district to another, during a certain period, to vote in the election district in which they are registered.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 51, entitled:

An Act making a deficiency appropriation to the Department of Mines for the purpose of administering the provisions of "The Coal Mine Sealing Act of 1947."

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.



Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 142, entitled:

An Act making a deficiency appropriation to the Department of Welfare to reimburse State-aided hospitals and the Philadelphia General Hospital for part of the cost of training student nurses in approved schools of nursing.

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 149, entitled:

An Act providing for the construction and equipping of the Pennsylvania Institute for Rehabilitation of Alcoholics; providing for the acquisition of land; providing for the care, maintenance and control of alcoholic patients; imposing duties and conferring powers on the Department of Health and the Department of Property and Supplies.

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 156, entitled:

An Act to further amend clause (b) of section 4 of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-seven (P. L. 2051) entitled "An act relating to public assistance; providing for and regulating assistance to certain classes of persons designated and defined as dependent children, aged persons, blind persons and other persons requiring relief; providing for the administration of this act by the Department of Public Assistance and county boards of assistance hereby created for this purpose; authorizing the Department of Public Assistance to cooperate with, and to accept and disburse moneys received from, the United States Government for assistance to such persons; providing for the liquidation of the State Emergency Relief Board Boards of Trustees of the Mothers' Assistance Fund and Boards of Trustees of Pension Fund for the Blind; and repealing laws relating to mothers' assistance, pensions for the blind, old age assistance, and the State Emergency Relief Board," by providing that where the Commonwealth assigns to a third party, and lien or obligation secured for repayment of public assistance, the assignee can collect thereon only the amount he paid to the Commonwealth.

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 181, entitled:

An Act to further amend the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 1046) entitled as amended "An act appropriating the moneys in the Motor License Fund," by making certain money in the Motor License Fund subject to appropriation by the General Assembly.

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 199, entitled:

An Act making a deficiency appropriation to the Department of Public Instruction for aid to free public non-sectarian county libraries and for the purchase and transportation of books.

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 307, entitled:

An Act making a deficiency appropriation to the Brandywine Battlefield Park Commission for the payment of necessary expenses.

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 444, entitled:

An Act making an appropriation from the Public Building Construction Fund to the State Employees' Retirement Board to meet the obligations of the Commonwealth to the State Employees' Retirement System with respect to State employees receiving compensation from the Public Building Construction Fund.

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 445, entitled:

A Supplement to the act, approved the twenty-first day of January, one thousand nine hundred fifty-two (Appropriations Acts, 87), entitled "An act to provide for the ordinary expenses of the Executive, Legislative and Judicial Departments of the Commonwealths, interest on the public debt, and the support of the public schools for two years beginning June first, one thousand nine hundred fifty-one, and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first, one thousand nine hundred fifty-one," providing for deficiencies in certain appropriations made by the act for the fiscal biennium ending May thirty-first, one thousand nine hundred fifty-three.

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 456, entitled:

An Act making an appropriation from the Manufacturing Fund to the State Employees' Retirement Board to meet the obligations of the Commonwealth to the State Employees' Retirement System with respect to State Employees receiving compensation from the Manufacturing Fund.

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 501, entitled:

An Act to further amend clause (i) of Section 2320 of the act approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177) entitled, "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative



departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," by further providing for financial assistance to persons with defective vision.

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 592 entitled:

An Act to amend the title and to further amend sections 1, 2 and 3 of the act, approved the fourteenth day of May, one thousand nine hundred twenty-nine (P. L. 1721), entitled "An act providing for the service of process in civil suits on nonresident operators, or nonresident owners, of motor vehicles operated within the Commonwealth of Pennsylvania; and making the operation of such a motor vehicle on the public highways of the Commonwealth of Pennsylvania the equivalent of the appointment of the Secretary of Revenue of the Commonwealth of Pennsylvania, as the agent of the said nonresident, upon whom civil process may be served; and providing for further notice to the defendant in any such suit," by providing for service of process upon the Secretary of the Commonwealth and fixing fees therefor.

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 608, entitled:

A Joint Resolution proposing an amendment to article five, section thirteen of the Constitution of the Commonwealth of Pennsylvania, by further providing for the disposition of fees, fines and penalties in magistrates courts in Philadelphia.

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 655, entitled:

An Act making a deficiency appropriation to the Judicial Department for the compensation and expenses of traveling judges of the Court of Common Pleas.

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 665, entitled:

A Joint Resolution proposing an amendment to Article eight of the Constitution of the Commonwealth of Pennsylvania by adding thereto, a section providing for absentee voting.

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 703, entitled:

An Act to further amend the act, approved the twenty-eighth day of May, one thousand nine hundred thirty-seven (P. L. 1019), entitled "An act relating to statutory laws; prescribing an enacting clause for statutes; fixing the effective date and time of statutes hereafter enacted; providing for notice of application for local and special legislation, for the correction of errors in statutes, and for the printing and publication of statutes; prescribing rules for the interpretation of statutes; defining certain words and phrases when used in statutes; and prescribing rules for the construction and operation of amendments, re-enactments and repeals of statutes," by changing provisions relating to the effective date of laws affecting the budgets of political subdivisions; further providing for the correction of errors; and providing for the construction of references to certain laws which are repealed.

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 704, entitled:

An Act to amend the act, approved the twenty-eighth day of May, one thousand nine hundred thirty-seven (P. L. 1019), entitled "An act relating to statutory laws; prescribing an enacting clause for statutes; fixing the effective date and time of statutes hereafter enacted; providing for notice of application for local and special legislation, for the correction of errors in statutes, and for the printing and publication of statutes; prescribing rules and the interpretation of statutes; defining certain words and phrases when used in statutes; and prescribing rules for the construction and operation of amendments, reenactments and repeals of statutes," by clarifying the effect of amendments upon each other; and extending the same to previous enactments.

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 708, entitled:

An Act relating to and regulating the contracts of incorporated towns and providing penalties.

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 709, entitled:

An Act providing that the town councils of incorporated towns shall have the right to declare vacant the seats of councilmen or presidents of town councils for failure to qualify, and for failure to attend meetings or vote upon questions before the council.

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 743, entitled:



An Act appropriating eighteen hundred dollars to the Chief Clerk of the House of Representatives to be used for the purpose of paying the salaries of deceased members to the wife or husband or legal representative of such deceased member.

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 747, entitled:

An Act repealing Section 11 of the act, approved the twenty-first day of April, one thousand nine hundred forty-nine (P. L. 665) entitled "An act to carry into effect section one of article fifteen of the Constitution, giving cities of the first class the right and power to frame, adopt and amend their own charters and to exercise the powers and authority of local self-government, and providing the procedure therefor; imposing certain restrictions, limitations and regulations; imposing duties upon city councils, city officers, county boards of elections, courts and the Secretary of the Commonwealth; and providing for the payment of certain expenses by such cities; and imposing penalties," in so far as it relates to Fairmount Park and its Commissioners.

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 9, entitled:

An Act to further amend subsection C of section 1009 and section 1408 of the act, approved the fifteenth day of May, one thousand nine hundred thirty-three (P. L. 624), entitled, as amended, "An act relating to the business of banking, and to the exercise of fiduciary powers by corporations; providing for the organization or corporations with fiduciary powers, and of banking corporations, with or without fiduciary powers, including the conversion of National banks into State banks, and for the licensing of private bankers, and employees' mutual banking associations; defining the rights, powers, duties, liabilities, and immunities of such corporations, of existent corporations authorized to engage in a banking business, with or without fiduciary powers, of private bankers and employees' mutual banking associations, and of the officers, directors, trustees, shareholders, attorneys, and other employees of all such corporations, employees' mutual banking associations or private bankers, or of affiliated corporations, associations, or persons; restricting the exercise of banking powers by any other corporation, association, or person, and of fiduciary powers by any other corporation; conferring powers and imposing duties upon the courts, prothonotaries, recorders of deeds, and certain State departments, commissions, and officers; imposing penalties; and repealing certain acts and parts of acts," by changing the limitations on the amount which may under certain circumstances be invested in title insurance companies, and by making further provisions concerning the effect of merger or consolidation of banking institutions

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

#### PERMISSION TO ADDRESS HOUSE

Mr. ANDREWS asked and obtained unanimous consent to address the House.

Mr. Speaker, I wish to voice a plea for and on behalf of the majority Members of this House. I understand that tax legislation has begun to roll out of the Ways and Means Committee. I suggest to the leadership on the other side of the House, the majority leadership, that be-

fore they attempt to nail any members of their majority group to the cross, as far as tax legislation is concerned, that they be prepared to tell both the majority and the minority that the other branch of this General Assembly is irrevocably committed to enact any tax legislation which this House sends.

I do not believe that it is exactly fair to the majority Members of this House to take them down the line for tax legislation only to have a righteous Senate reject it.

#### BILLS ON SECOND READING

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 141, entitled:

An Act to amend Section 1 of the act approved the fifth day of August one thousand nine hundred thirty-two (P. L. 45) entitled "An act empowering cities of the first and second classes to levy assess and collect or to provide for the levying assessment and collection of certain additional taxes for general revenue purposes authorizing the establishment of bureaus and the appointment and compensation of officers and employees to assess and collect such taxes and permitting penalties to be imposed and enforced" by prohibiting the imposition of wage income or occupation taxes on non-residents and abolishing such taxes heretofore imposed.

The first section was read.

On the question,

Will the House agree to the section?

#### BILL POSTPONED

Mr. BOLTON. Mr. Speaker, I move that this bill be placed on the second reading postponed calendar.

The motion was agreed to.

#### BILL PASSED OVER

There being no objection

Senate Bill No. 7, Printer's No. 13

was passed over at the request of the SPEAKER.

#### BILL ON FINAL PASSAGE

#### BILL PASSED OVER

There being no objection

House Bill No. 120, Printer's No. 92

was passed over at the request of the SPEAKER.

#### BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 42 as follows:

An Act to further amend the act approved the thirteenth day of May one thousand nine hundred twenty-five (P. L. 644) entitled "An act relating to and regulating the solicitation of moneys and property for charitable religious benevolent humane and patriotic purposes" by providing for payment of costs in addition to compensation of solicitors and exempting additional organizations and corporations and national service clubs raising funds for child welfare projects from the provisions of the act

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The act approved the thirteenth day of May one thousand nine hundred twenty-five (P. L. 644) entitled "An act relating to and regulating the solicitation of moneys and property for charitable religious benevolent humane and patriotic purposes" is hereby amended

by adding after section 4 thereof a new section to read as follows

Section 4.1 Any solicitor or collector shall be entitled to receive reimbursement of the cost of collection expended by him in addition to the commission percentage of collection bonus or compensation for collection allowed by this act such costs shall not be included in any computation made for any purpose of commission bonus or other compensation agreed to be paid or paid to or accepted or received by any individual corporation copartnership or association for his or its services

Section 2 Section 11 of said act as last amended by the act approved the twenty-eighth day of June one thousand nine hundred fifty-one (P. L. 922) is hereby further amended to read as follows

Section 11 This act shall apply to fraternal organizations national service organizations civic organizations or nonprofit corporations incorporated under the laws of the Commonwealth which have obtained and is maintaining an exempt status with the director of internal revenue from the payment of income tax to the Federal Government nor to religious organizations raising funds for religious purposes colleges schools universities or associations of alumni or alumnae thereof raising funds for fellowships or scholarships national service clubs raising funds for child welfare projects federated women's clubs labor unions municipalities or subdivisions thereof nor to charitable institutions or agencies required by the provisions of existing law to file reports with the Department of Public Instruction or with any other department or office of the Commonwealth nor to any war veterans' organization or any subordinate units thereof whenever the purpose for which it is soliciting funds has been approved by the Department of Military Affairs

Section 2 The provisions of this act shall become effective immediately upon final enactment

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. MORAN. Mr. Speaker, I wonder if the sponsor of this bill would give a brief explanation of what the bill does.

Mr. STONER. Mr. Speaker, this bill amends the Solicitation Act of 1925. During the 1951 Session the Act was amended to eliminate churches, schools and religious organizations coming under the Act. The bill that has been amended here today eliminates national service clubs, such as Kiwanis, Rotary or Lions—such clubs as come under the national status.

Page 3, section 11, defines that a little more clearly in which it says any organization which has obtained "an exempt status with the Director of Internal Revenue from the payment of income taxes from the Federal Government."

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

#### YEAS—206

Adam,	Gibson,	Markley,	Schuster,
Alexander,	Gleason,	Mathews,	Schwartz,
Amarando,	Glick,	Maxwell,	Scott,
Andrews,	Goodling,	McCann,	Seyler,
Ashton,	Gramlich,	McCormack,	Shoemaker,
Auket,	Greenwood,	McCullough,	Shotwell,
Banker,	Guss,	McDermitt,	Smith, W. B.,
Barkdoll,	Gutendorf,	McGee,	Snider,
Baumunk,	Guthrie,	McInroy,	Spencer,
Bazin,	Hall,	McWhorter,	Stank,
Bear,	Hamilton, R. K.,	Metz,	Stevenson,
Blair,	Hamilton, W. H.,	Mihm,	Stimmel,

Boles,	Harris,	Mikula,	Stone,
Bolton,	Haudenshield,	Miller,	Stoner,
Bomberger,	Helm,	Mills,	Strausser,
Boory,	Hersch,	Monroe,	Sucher,
Bower,	Hewitt,	Moody,	Taylor,
Breisch,	Hocker,	Moore,	Thomas,
Breth,	Hoggard,	Moran,	Thompson,
Brown,	Ide,	Moscrip,	Toll,
Bucchin,	Jenkins,	Muldowney,	Tompkins,
Buchanan,	Jim,	Munley,	Toomey,
Bullen,	Johnson,	Murray, J. J.,	VanSant,
Capano,	Jones, Geo. E.,	Murray, P. G.,	Varallo,
Cianfrani,	Jones, Gran'le E.	Musto,	Varnier,
Cioffi,	Jones, Paul F.,	Naugle,	Vaughan,
Clapper,	Jones, T. H. W.,	Needham,	Verona,
Cochran,	Jump,	Ogilvie,	Wall,
Comer,	Kamyk,	Olsen,	Wallace,
Connelly,	Keller,	Parlante,	Walsh,
Conner,	Kent,	Peiffy,	Wargo,
Cooper,	Kerlin,	Peta,	Waterhouse,
Coyle,	Kline,	Petrosky,	Watkins,
Curwood,	Kohl,	Pettigrew,	Weldner,
Davis,	Kolankiewicz,	Pfaff,	Welsh,
Dougherty,	Kornick,	Phillips,	Wescott,
Down,	Kratz,	Polaski,	Whalley,
Downey,	Kromer,	Polen,	Wheeler,
DuBois,	Kubacki,	Poltenstein,	White,
Dunn,	Lafore,	Price,	Whitenight,
Erb,	Lederer,	Quisenberry,	Willardt,
Ewing,	Leisey,	Ragot,	Williams,
Farabaugh,	Leonard,	Readinger,	Wilt,
Fenrich,	Leven,	Reagan,	Wood,
Ferster,	Light,	Reidenbach,	Yeakel,
Filo,	Limper,	Richter,	Yetzer,
Flack,	Lippincott,	Rosen,	Young,
Fleischman,	Lopresti,	Rovanseck,	Zeit,
Floyd,	Lovett,	Royer,	Ziegler,
Flynn,	Lutty,	Rubin,	Smith, C. C.,
Frost,	Maguire,	Sarraf,	Speaker
Geer,	Mahan,	Schmidt,	

Nays—0

NOT VOTING—1

Worley,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered. That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 129 as follows:

An Act to further amend sections 4406 and 4408 of the act approved the twenty-third day of June one thousand nine hundred thirty-one (P. L. 932) entitled "An act relating to cities of the third class and amending revising and consolidating the law relating thereto" by providing for examination for promotions in the police department and limiting and providing the procedure for the demotion of certain police officers

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Sections 4406 and 4408 of the act approved the twenty-third day of June one thousand nine hundred thirty-one (P. L. 932) entitled "An act relating to cities of the third class and amending revising and consolidating the law relating thereto" as reenacted and amended by the act approved the twenty-eighth day of June one thousand nine hundred fifty-one (P. L. 662) are hereby further amended to read as follows

Section 4006 Selection of Appointee from Certified List of Applicants Said boards shall make and keep in numerical order a list containing the names of all applicants for civil service positions in said city who may pass the required mental and physical examinations Where more than one person takes examinations for any of said positions at the same time the names of all those successfully passing such examination shall be entered upon the list of eligible names in the order of their respective



percentages the highest coming first The board shall furnish to council a certified copy of all lists so prepared and kept Wherever any vacancy shall occur in any civil service position in said city the city council shall make written application to the president of the proper board who shall forthwith certify to the city council in writing the four names on the list of applicants for such position having the highest percentage where there are four or more eligible names on the list but if there be less than four eligible names on such list the board shall certify such name or names Thereupon the director of the department in which such appointment is to be made shall nominate to the city council a person from the list submitted to fill such vacancy If the city council approves such nomination the person nominated shall be appointed by council to fill such vacancy and shall be assigned for service in the department If the council does not approve such nomination then the director of the department in which such appointment is to be made shall submit another nomination for such position from the remaining names if any and if such nomination is not approved by the council he shall submit the third name if any and if such nomination is not approved he shall submit the fourth name if any The person whose nomination by the director is approved by the city council shall be appointed to fill such a position in the department or as building inspector In all cases the boards may recommend those in the employ of a department except the police department for promotion in case the person recommended is competent for the higher position The name of the person so appointed shall be immediately stricken from the list of said board and the names of the rejected persons shall immediately be restored to their proper place in said list Provided however That if the name of any applicant has been submitted to the said council and been rejected three times then such name shall be stricken from the eligible list Promotions to the rank or equivalent of corporal or above in the police department except to the rank of chief shall be based on merits to be ascertained by examinations to be prescribed by the police examining board All questions relative to promotions shall be practical in character and such as will fairly test the merit and fitness of persons seeking promotion The council shall have power to determine in each instance whether an increase in salary shall constitute a promotion all officers in the police department shall have the right to take examinations for promotion herein provided for

Section 4408 Suspension and Discharge Reduction of Employees Appeals All employees subject to civil service shall be subject to suspension by the director of the department for misconduct or violation of any law of this Commonwealth any ordinance of the city or regulation of the department pending action by the city council upon the charges made against any of such employees On hearing before the city council where they may be represented by counsel they may be fined or suspended for a period not exceeding thirty days with or without pay or they may be discharged by city council if found guilty of the charges made against them The director of each such department may for misconduct or violation as aforesaid suspend any employee of such department for a period of ten days with or without pay without preferring charges and without a hearing of council Provided however That if it should become necessary to reduce the number of men in said department for purposes of economy seniority rights shall prevail and any and all removals for such cause or causes shall be from the members last appointed and the member or members serving the shortest time shall be removed first but members with longer times of service may be discharged for cause

No police officer of the rank or equivalent of corporal or above except the chief after having taken the examination provided for in section four thousand four hundred six of this act and having been duly appointed in accordance therewith shall be reduced in rank or demoted without a hearing before the city council nor for any cause other than those for which he could be

suspended except on those cases where reduction in the force are made for reasons of economy in which event seniority rights shall prevail Such hearings before the city council shall be held in the same manner as hearings for suspension and the city council may reduce in rank or demote any such police officer found guilty of the charges against him

Any civil service employee aggrieved by the action of the council in fining suspending or discharging him or in the case of a police officer in demoting him shall have the right to appeal by petition to the court of common pleas within thirty days after receipt of written notice of such action which it shall be the duty of the council to give and the court shall hear the charges made against him de novo The issue before the court shall be whether the action of the council shall be affirmed or be modified in any respect or whether the charges should be dismissed Where any such employee has been suspended or police officer demoted by action of council and the charges are dismissed on appeal he shall receive full compensation for the entire period of suspension or demotion

And said bill having been read at length the third time considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

#### YEAS—202

Adam,	Glick,	Mathews,	Schuster,
Alexander,	Goodling,	Maxwell,	Schwartz,
Amarando,	Gramlich,	McCann,	Scott,
Andrews,	Greenwood,	McCormack,	Seyler,
Auker,	Guss,	McCullough,	Shoemaker,
Barkdoll,	Gutendorf,	McDermitt,	Shotwell,
Baumunk,	Guthrie,	McGee,	Smith, W. B.,
Bazin,	Hall,	McInroy,	Salder,
Bear,	Hamilton, R. K.,	McWherter,	Spencer,
Blair,	Hamilton, W. H.,	Metz,	Stank,
Boles,	Harris,	Mihm,	Stevenson,
Bolton,	Haudenschild,	Mikula,	Stimmel,
Bomberger,	Miller,	Mills,	Stone,
Boory,	Hersch,	Monroe,	Stoner,
Bower,	Hewitt,	Moody,	Strausser,
Breisch,	Hocker,	Moore,	Sucher,
Breth,	Hoggard,	Moran,	Taylor,
Bucchin,	Ide,	Mosecrip,	Thomas,
Buchanan,	Jenkins,	Jim,	Thompson,
Bullen,	Johnson,	Muldowney,	Toll,
Capano,	Jones, Geo. E.,	Munley,	Tompkins,
Clanfrani,	Jones, Gran'te E.	Murray, J. J.,	Toomey,
Cloffi,	Jones, Paul F.,	Murray, P. G.,	VanSant,
Clapper,	Jones, T. H. W.,	Naugle,	Varallo,
Cochran,	Jump,	Needham,	Varnar,
Comer,	Kamyk,	Ogilvie,	Vaughan,
Connelly,	Keller,	Olsen,	Verona,
Conner,	Kent,	Parlante,	Wall,
Cooper,	Kerlin,	Peify,	Wallace,
Coyle,	Kline,	Peta,	Walsh,
Curwood,	Kohl,	Petrosky,	Wargo,
Davis,	Kolankiewicz,	Pettigrew,	Waterhouse,
Dougherty,	Kornick,	Pfaff,	Watkins,
Down,	Kratz,	Phillips,	Weidner,
Downey,	Kromer,	Polaski,	Welsh,
Dunn,	Kubacki,	Polen,	Wescott,
Erb,	Lafore,	Poltenstein,	Whalley,
Ewing,	Lederer,	Price,	Wheeler,
Farabaugh,	Leisey,	Quisenberry,	White,
Fenrich,	Leonard,	Ragot,	Whitenight,
Ferster,	Leven,	Readinger,	Willaredt,
Filo,	Light,	Reagan,	Williams,
Flack,	Limper,	Reidenbach,	Wilt,
Fleischman,	Lippincott,	Richter,	Wood,
Floyd,	Lopresti,	Rosen,	Yeakel,
Flynn,	Lovett,	Rovanssek,	Yetzer,
Frost,	Lutty,	Royer,	Young,
Geer,	Maguire,	Rubin,	Zeitz,
Gibson,	Mahan,	Sarra,	Ziegler,
Gleason,	Markley,	Schmidt,	Smith, C. C.,
			Speaker

#### NAYS—4

Ashton,	Banker,	Brown,	DuBois,
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## NOT VOTING—1

Worley,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

## BILLS PASSED OVER

There being no objection

House Bill No. 333, Printer's No. 46,

House Bill No. 334, Printer's No. 47,

House Bill No. 335, Printer's No. 48 and

House Bill No. 585, Printer's No. 60.

were passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 588, as follows:

An Act making an appropriating from the Motor License Fund to the State Employees' Retirement Board to meet the obligations of the Commonwealth to the State Employees' Retirement System with respect to State employees receiving compensation from the Motor License Fund

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of three million six hundred twenty-three thousand seven hundred fourteen dollars (\$3,623,714) or as much thereof as may be necessary is hereby specifically appropriated out of the Motor License Fund to the State Employees' Retirement Board for the two fiscal years commencing the first day of June one thousand nine hundred fifty-three for payment from time to time into the the State Employees' Retirement Fund to meet the obligations of the Commonwealth to the State Employees' Retirement System with respect to State employees receiving compensation from the Motor License Fund

Section 2 Of the sum appropriated by this act there shall be paid into the State Employees' Retirement Fund to the credit of the State Annuity Reserve Account Number Two the sum of nine hundred sixty-nine thousand three hundred eleven dollars (\$969,311) to the credit of the Contingent Reserve Account the sum of two million six hundred four thousand four hundred three dollars (\$2,604,403) and to the credit of the Pennsylvania State Police Retirement Account the sum of fifty thousand dollars (\$50,000)

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

## YEAS—206

Adam,	Gibson,	Markley,	Schuster,
Alexander,	Gleason,	Mathews,	Schwartz,
Amarando,	Glick,	Maxwell,	Scott,
Andrews,	Goodling,	McCann,	Seyler,
Ashton,	Gramlich,	McCormack,	Shoemaker,
Auker,	Greenwood,	McCullough,	Shotwell,
Banker,	Guss,	McDermitt,	Smith, W. B.,
Barkdoll,	Gutendorf,	McGee,	Snider,
Baumunk,	Guthrie,	McInroy,	Spencer,
Bazin,	Hall,	McWherter,	Stank,
Bear,	Hamilton, R. K.,	Metz,	Stevenson,
Blair,	Hamilton, W. H.,	Mihm,	Stimmel,
Boles,	Harris,	Mikula,	Stone,
Bolton,	Haudenschild,	Miller,	Stoner,
Bomberger,	Helm,	Mills,	Strausser,
Boory,	Hersch,	Monroe,	Sucher,
Bower,	Hewitt,	Moody,	Taylor,

Breisch,	Hocker,	Moore,	Thomas,
Breth,	Hoggard,	Moran,	Thompson,
Brown,	Ide,	Moscip,	Toll,
Bucchin,	Jenkins,	Muldowney,	Tompkins,
Buchanan,	Jim,	Munley,	Toomey,
Bullen,	Johnson,	Murray, J. J.,	VanSant,
Capano,	Jones, Geo. E.,	Murray, P. G.,	Varallo,
Cianfrani,	Jones, Gran'le E.	Musto,	Varner,
Cloff,	Jones, Paul F.,	Naugle,	Vaughan,
Clapper,	Jones, T. H. W.,	Needham,	Verona,
Cochran,	Jump,	Ogilvie,	Wall,
Comer,	Kamyk,	Olsen,	Wallace,
Connelly,	Keller,	Parlante,	Walsh,
Conner,	Kent,	Peify,	Wargo,
Cooper,	Kerlin,	Peta,	Waterhouse,
Coyle,	Kilne,	Petrosky,	Watkins,
Curwood,	Kohl,	Pettigrew,	Weldner,
Davis,	Kolankiewicz,	Pfaff,	Welsh,
Dougherty,	Kornick,	Phillips,	Wescott,
Down,	Kratz,	Polaski,	Whalley,
Downey,	Kromer,	Polen,	Wheeler,
DuBois,	Kubacki,	Poltenstein,	White,
Dunn,	Lafore,	Price,	Whitenight,
Erb,	Lederer,	Quisenberry,	Willaredt,
Ewing,	Lelsey,	Ragot,	Williams,
Farabaugh,	Leonard,	Readinger,	Wilt,
Fenrich,	Leven,	Reagan,	Wood,
Ferster,	Light,	Reidenbach,	Yeakel,
Filo,	Limper,	Richter,	Yetzer,
Flack,	Lippincott,	Rosen,	Young,
Fleischman,	Lopresti,	Rovansek,	Zeltz,
Floyd,	Lovett,	Royer,	Ziegler,
Flynn,	Lutty,	Rubin,	Smith, O. C.,
Frost,	Maguire,	Sarrafi,	Speaker
Geer,	Mahan,	Schmidt,	

## NAYS—0

## NOT VOTING—1

Worley,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 596, as follows:

An Act making an appropriation to the Treasury Department out of various funds to pay replacement checks issued in lieu of outstanding checks when presented and to adjust errors.

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows:

Section 1 The following sums of moneys are hereby appropriated to the Treasury Department for the payment of replacement checks issued by that department in accordance with the provisions of the act approved the twelfth day of July one thousand nine hundred thirty-five (P. L. 996)

Out of the General Fund .....	\$10,000.00
Out of the Motor License Fund .....	10,000.00
Out of the Liquor License Fund .....	2,500.00
Out of the Fire Insurance Tax Fund .....	1,000.00
Out of the Fish Fund .....	150.00
Out of the Game Fund .....	750.00
Out of the School Employees' Retirement Fund .....	10,000.00
Out of the State Workmen's Insurance Fund .....	5,000.00
Out of the Milk Control .....	500.00
Out of the State Stores Fund .....	10,000.00
Out of the State School Fund .....	500.00
Out of the State Farm Show Fund .....	100.00
Out of the State Employees' Retirement Fund .....	5,000.00
Out of the Flood Control Fund .....	5,000.00

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?



Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

## YEAS—206

Adam,	Gibson,	Markley,	Schuster,
Alexander,	Gleason,	Mathews,	Schwartz,
Amarando,	Glick,	Maxwell,	Scott,
Andrews,	Goodling,	McCann,	Seyler,
Ashton,	Gramlich,	McCormack,	Shoemaker,
Auker,	Greenwood,	McCullough,	Shotwell,
Banker,	Guss,	McDermitt,	Smith, W. B.,
Barkdoll,	Gutendorf,	McGee,	Snider,
Baumunk,	Guthrie,	McInroy,	Spencer,
Bazin,	Hall,	McWherter,	Stank,
Bear,	Hamilton, R. K.,	Metz,	Stevenson,
Blair,	Hamilton, W. H.,	Mihm,	Stimmel,
Boles,	Harris,	Mikula,	Stone,
Bolton,	Haudenschild,	Miller,	Stoner,
Bomberger,	Helm,	Mills,	Strausser,
Boory,	Hersch,	Monroe,	Sucher,
Bower,	Hewitt,	Moody,	Taylor,
Brelsach,	Hocker,	Moore,	Thomas,
Breth,	Hoggard,	Moran,	Thompson,
Brown,	Ide,	Moscrip,	Toll,
Buccin,	Jenkins,	Muldowney,	Tompkins,
Buchanan,	Jim,	Munley,	Toomey,
Bullen,	Johnson,	Murray, J. J.,	VanSant,
Capano,	Jones, Geo. E.,	Murray, P. G.,	Varallo,
Cianfrani,	Jones, Gran'le E.	Musto,	Varner,
Cloff,	Jones, Paul F.,	Naugle,	Vaughan,
Clapper,	Jones, T. H. W.,	Needham,	Verona,
Cochran,	Jump,	Ogilvie,	Wall,
Comer,	Kamyk,	Olsen,	Wallace,
Connelly,	Keller,	Parlante,	Walsh,
Conner,	Kent,	Peiffy,	Wargo,
Cooper,	Kerlin,	Peta,	Waterhouse,
Coyle,	Kline,	Petrosky,	Watkins,
Curwood,	Kohl,	Pettigrew,	Weidner,
Davis,	Kolankiewicz,	Pfaff,	Welsh,
Dougherty,	Kornick,	Phillips,	Wescott,
Down,	Kratz,	Polaski,	Whalley,
Downey,	Kromer,	Polen,	Wheeler,
DuBois,	Kubacki,	Poltenstein,	White,
Dunn,	Lafore,	Price,	Whitenight,
Erb,	Lederer,	Quisenberry,	Willaredt,
Ewing,	Leisey,	Ragot,	Williams,
Farabaugh,	Leonard,	Readinger,	Wilt,
Fenrich,	Leven,	Reagan,	Wood,
Ferster,	Light,	Reidenbach,	Yeakel,
Filo,	Limper,	Richter,	Yetzler,
Flack,	Lippincott,	Rosen,	Young,
Fleischman,	Lopresti,	Rovansek,	Zeitz,
Floyd,	Lovett,	Royer,	Ziegler,
Flynn,	Lutty,	Rubin,	Smith, C. C.,
Frost,	Maguire,	Sarra,	Speaker
Geer,	Mahan,	Schmidt,	

## NAYS—0

## NOT VOTING—1

Worley,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 603 as follows:

An Act to further amend section one thousand three hundred ten point one of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 343) entitled "An act relating to the finances of the State government providing for the settlement assessment collection and lien of taxes bonus and all other accounts due the Commonwealth the collection and recovery of fees and other money or property due or belonging to the Commonwealth or any agency thereof including escheated property and the proceeds of its sale the custody and disbursement or other disposition of funds and securities belonging to or in the

possession of the Commonwealth and the settlement of claims against the Commonwealth the resettlement of accounts and appeals to the courts refund of moneys erroneously paid to the Commonwealth auditing the accounts of the Commonwealth and all agencies thereof of all public officers collecting moneys payable to the Commonwealth or any agency thereof and all receipts of appropriations from the Commonwealth and imposing penalties affecting every department board commission and officer of the State government every political subdivision of the State and certain officers of such subdivisions every person association and corporation required to pay assess or collect taxes or to make returns or reports under the laws imposing taxes for State purposes or to pay license fees or other moneys to the Commonwealth or any agency thereof every State depository and every debtor or creditor of the Commonwealth" by prescribing the method for the sale of escheated securities

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section one thousand three hundred ten point one of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 343) entitled "An act relating to the finances of the State government providing for the settlement assessment collection and lien of taxes bonus and all other accounts due the Commonwealth the collection and recovery of fees and other money or property due or belonging to the Commonwealth or any agency thereof including escheated property and the proceeds of its sale the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth and the settlement of claims against the Commonwealth the resettlement of accounts and appeals to the courts refunds of moneys erroneously paid to the Commonwealth auditing the accounts of the Commonwealth and all agencies thereof of all public officers collecting moneys payable to the Commonwealth or any agency thereof and all receipts of appropriations from the Commonwealth and imposing penalties affecting every department board commission and officer of the State government every political subdivision of the State and certain officers of such subdivisions every person association and corporation required to pay assess or collect taxes or to make returns or reports under the laws imposing taxes for State purposes or to pay license fees or other moneys to the Commonwealth or any agency thereof every State depository and every debtor or creditor of the Commonwealth" as last amended by the act approved the twenty-second day of December one thousand nine hundred fifty-one (P. L. 1721) is hereby further amended to read as follows

Section 1310.1 Sale of Escheatable Property by the Secretary of Revenue Whenever the Secretary of Revenue shall come into the possession of any escheatable property other than cash or real estate either by escheat or without escheat it shall be lawful for him to convert such property into cash in the following manner The Secretary shall in the best interests of the Commonwealth determine whether the various items of property shall be sold singly or in lots He then shall advertise once a week for the period of at least three weeks in three newspapers of general circulation one in Dauphin County one in Philadelphia County and one in Allegheny County respectively describing the said property stating a time at which it shall be available for inspection and specifying a date at which bids will be received for the sale thereof Upon receipt of one or more bids the Secretary shall sell said property to the highest bidder but the Secretary may decline to accept any or all bids for the reason that he deems them to be inadequate Provided That securities traded on any stock exchange may be sold by the Secretary at the market price of such securities on the date of sale without advertising or the receipt of bids therefor Upon the sale of such property the purchaser shall take an absolute title and should the property consist of registered securities the person partnership or corporation issuing the same shall make a proper transfer on its

books The proceeds of such sale shall be paid into the State Treasury If the property in question comes into the possession of the Secretary of Revenue without escheat the proceeds from the sale thereof shall be subject to refund in conformity with the provisions of the act approved the sixteenth day of May one thousand nine hundred nineteen (P. L. 177) entitled "An act providing for the payment into the State Treasury without escheat of certain moneys and property subject to escheat under the provisions of any act of the General Assembly and for the refund thereof with interest to persons entitled thereto and making an appropriation for such refund" its amendments and supplements but any money paid into the State Treasury in any such case shall be paid into it through the Department of Revenue

Section 2 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

#### YEAS—205

Adam,	Gibson,	Markley,	Schuster,
Alexander,	Gleason,	Mathews,	Schwartz,
Amarando,	Glick,	Maxwell,	Scott,
Andrews,	Goodling,	McCann,	Seyler,
Ashton,	Gramlich,	McCormack,	Shoemaker,
Auker,	Greenwood,	McCullough,	Shotwell,
Banker,	Guss,	McDermitt,	Smith, W. B.,
Barkdoll,	Gutendorf,	McGee,	Snider,
Baumunk,	Guthrie,	McInroy,	Spencer,
Bazin,	Hall,	McWherter,	Stank,
Bear,	Hamilton, R. K.,	Metz,	Stevenson,
Blair,	Hamilton, W. H.,	Mihm,	Stimmel,
Boles,	Harris,	Mikula,	Stone,
Bolton,	Haudenschild,	Miller,	Stoner,
Bombberger,	Helm,	Mills,	Strausser,
Boory,	Hersch,	Monroe,	Sucher,
Bower,	Hewitt,	Moody,	Taylor,
Breisch,	Hocker,	Moore,	Thomas,
Breth,	Hoggard,	Moran,	Thompson,
Brown,	Ide,	Moscrip,	Toll,
Bucchin,	Jenkins,	Muldowney,	Tompkins,
Buchanan,	Jim,	Munley,	Toomey,
Bullen,	Johnson,	Murray, J. J.,	VanSant,
Capano,	Jones, Geo. E.,	Murray, P. G.,	Varallo,
Cianfrani,	Jones, Gran'le E.	Musto,	Varner,
Cioffi,	Jones, Paul F.,	Naugle,	Vaughan,
Clapper,	Jones, T. H. W.,	Needham,	Verona,
Cochran,	Jump,	Ogilvie,	Wall,
Comer,	Kamyk,	Olsen,	Wallace,
Connelly,	Keller,	Parlante,	Walsh,
Conner,	Kent,	Pelfly,	Wargo,
Cooper,	Kerlin,	Peta,	Waterhouse,
Coyle,	Kilne,	Pettigrew,	Watkins,
Curwood,	Kohl,	Pfaff,	Weldner,
Davis,	Kolankiewicz,	Phillips,	Welsh,
Dougherty,	Kornick,	Polaski,	Wescott,
Down,	Kratz,	Polen,	Whalley,
Downey,	Kromer,	Poltstein,	Wheeler,
DuBois,	Kubacki,	Price,	White,
Dunn,	Lafore,	Quisenberry,	Whitenight,
Erb,	Lederer,	Ragot,	Willaredt,
Ewing,	Lelsey,	Readinger,	Williams,
Farabaugh,	Leonard,	Reagan,	Wilt,
Fenrich,	Leven,	Reidenbach,	Wood,
Ferster,	Light,	Richter,	Yeakel,
Filo,	Limper,	Rosen,	Yetzer,
Flack,	Lippincott,	Rovansek,	Young,
Fleischman,	Lopresti,	Royer,	Zeitz,
Floyd,	Lovett,	Rubin,	Ziegler,
Flynn,	Lutty,	Sarrafi,	Smith, C. C.,
Frost,	Maguire,	Schmidt,	Speaker
Geer,	Mahan,		

#### NAYS—1

Petrosky,

#### NOT VOTING—1

Worley,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 609 as follows:

An Act making an appropriation from the Motor License Fund to the Pennsylvania Public Safety Commission for the payment of the costs and expenses incurred in the work of the Commission

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of fifty thousand dollars (\$50,000) or as much thereof as is necessary is hereby specifically appropriated from the Motor License Fund to the Pennsylvania Public Safety Commission for the payment of the necessary costs and expenses incurred in carrying out the provisions of the act approved the eighteenth day of January one thousand nine hundred fifty-two (P. L. 2159) for the two fiscal years beginning June first one thousand nine hundred fifty-three

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. ANDREWS. Mr. Speaker, is this appropriation to the Pennsylvania Public Safety Commission for past services or for services to be performed?

Mr. GIBSON. Services to be performed, I understand.

Mr. ANDREWS. Another question, Mr. Speaker. What are the functions of the Public Safety Commission? What does it do?

Mr. GIBSON. Mr. Speaker, in answer to that question, the Pennsylvania Public Safety Commission was created under an Act of the 1951 Session of the Legislature, and it provides for the furtherance of safety programs and coordination of safety programs of various departments in the state in all fields of public safety in farm, school, industry, home, highway, and so on.

Mr. ANDREWS. Can the gentleman from Warren point to any one definite concrete accomplishment of this Commission during its term of service?

Mr. GIBSON. Mr. Speaker, in answer to the gentleman's question, the Commission was organized in January of this year, and they have so far made considerable progress in cor-relating the various safety activities of the departments of the state. There is a great deal to be done in that field. The Commission has found so far that there is a lot of information that is a duplication.

Various departments have compiled a wide variety of safety information, for instance on prevention of accident. One of the activities of this Commission will be to co-ordinate this effort to make for greater safety in farm work, in the homes, in the schools and on the highways. so far the Commission has barely scratched the surface of what may be accomplished.

Mr. ANDREWS. I thank the gentleman.

The amount to be appropriated is relatively small. Perhaps we should gamble that the appropriation will be justified, but through the years we have appointed too many bodies whose job it was to co-ordinate and consolidate the activities of various groups, and have just piled one body of co-ordinators upon departments



that were supposed to be able to co-ordinate themselves.

Why we should have a super-safety organization unless it is to take over the activities in the various departments I would not know. I am not prepared to oppose the appropriation because it is a relatively small one, but I doubt if it is a step in the right direction.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

## YEAS—197

Adam,	Geer,	Mahan,	Schuster,
Alexander,	Gibson,	Markley,	Schwartz,
Amarando,	Gleason,	Mathews,	Scott,
Andrews,	Glick,	Maxwell,	Seyler,
Ashton,	Goodling,	McCann,	Shoemaker,
Auker,	Gramlich,	McCormack,	Shotwell,
Banker,	Greenwood,	McCullough,	Smith, W. B.,
Barkdoll,	Gutendorf,	McGee,	Snider,
Baumunk,	Guthrie,	McInroy,	Spencer,
Bazin,	Hall,	McWhorter,	Stank,
Bear,	Hamilton, R. K.,	Metz,	Stevenson,
Blair,	Hamilton, W. H.,	Mihm,	Stimmel,
Boles,	Harris,	Mikula,	Stone,
Bolton,	Haudenschild,	Miller,	Stoner,
Bomberger,	Helm,	Mills,	Strausser,
Boory,	Hersch,	Monroe,	Sucher,
Bower,	Hewitt,	Moody,	Taylor,
Breisch,	Hocker,	Moore,	Thomas,
Breth,	Hoggard,	Moran,	Thompson,
Brown,	Ide,	Moscrip,	Toll,
Buchin,	Jenkins,	Muldowney,	Tompkins,
Buchanan,	Johnson,	Munley,	Toomey,
Bullen,	Jones, Geo. E.,	Murray, J. J.,	VanSant,
Capano,	Jones, Gran'te E.,	Murray, P. G.,	Varallo,
Cianfrani,	Jones, Paul F.,	Musto,	Varner,
Cloff,	Jones, T. H. W.,	Naugle,	Vaughan,
Clapper,	Jump,	Needham,	Verona,
Cochran,	Kamyk,	Oglivie,	Wall,
Comer,	Keller,	Olsen,	Wallace,
Connelly,	Kent,	Parlante,	Walsh,
Conner,	Kerlin,	Pelfly,	Wargo,
Cooper,	Kline,	Peta,	Waterhouse,
Coyle,	Kohl,	Pettigrew,	Watkins,
Curwood,	Kolankiewicz,	Pfaff,	Weidner,
Davis,	Kornick,	Phillips,	Welsh,
Dougherty,	Kratz,	Polaski,	Wescott,
Down,	Kromer,	Poltenstein,	Whalley,
Downey,	Kubacki,	Price,	Wheeler,
DuBois,	Lafore,	Quisenberry,	White,
Dunn,	Lederer,	Ragot,	Willaredt,
Erb,	Leisey,	Readinger,	Williams,
Ewing,	Leonard,	Reagan,	Wilt,
Fenrich,	Leven,	Reidenbach,	Wood,
Ferster,	Light,	Richter,	Yeakel,
Filo,	Limper,	Rosen,	Yetzer,
Flack,	Lippincott,	Royer,	Young,
Fleischman,	Lovett,	Rubin,	Zeitz,
Floyd,	Lutty,	Sarra,	Ziegler,
Flynn,	Maguire,	Schmidt,	Smith, C. C.,
Frost,			Speaker

## NAYS—3

Farabaugh,	Lopresti,	Petrosky,	Rovansek,
Guss,	McDermit,	Polen,	Whitenight,
Jim,			

## NOT VOTING—1

Worley,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 660, as follows:

An Act requiring that copies of bills introduced in the General Assembly be punctuated

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Bills introduced in the General Assembly shall be printed with all punctuations that are on the original bill as introduced

Section 2 The provisions of this act shall not be construed to repeal alter or amend Section 804 of The Administrative Code of 1929 nor any of the provisions of the Statutory Construction Act

Section 3 The provisions of this act shall become effective the first day of January one thousand nine hundred fifty-four

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. READINGER. Mr. Speaker, I desire to interrogate Mr. Lippincott, the sponsor of the bill.

The SPEAKER. Will the gentleman from Delaware permit himself to be interrogated?

Mr. LIPPINCOTT. I shall, Mr. Speaker.

Mr. READINGER. Mr. Speaker, I desire to ask the gentleman whether or not under Section 804 of the Administrative Code of 1929 referred to in this bill the Secretary of the Commonwealth is not authorized to punctuate bills enacted by the General Assembly.

Mr. LIPPINCOTT. Mr. Speaker, this bill will continue the present practice of having the Secretary of the Commonwealth finally punctuate the bills. It will merely provide that bills as printed and placed before the Members will be punctuated as they are punctuated when introduced.

Mr. READINGER. Mr. Speaker, may I ask the gentleman further whether, in his opinion, the Secretary of the Commonwealth may change the punctuation as we have written it if it would change the meaning of the bill?

Mr. LIPPINCOTT. Mr. Speaker, in my opinion, that still could be done as it presently is done.

Mr. READINGER. Mr. Speaker, may I ask the gentleman whether he thinks it is good policy to state in the bill that we may punctuate these bills and then have the Secretary of the Commonwealth change that punctuation which would effect a change in meaning?

At the present time there is no punctuation in the bills, and as I understand Section 804 of the Administrative Code, the Secretary of the Commonwealth could not add any punctuation to such bills if it would change the meaning thereof, but the gentleman seems to believe that under this bill that could be done. Am I correct?

Mr. LIPPINCOTT. I think, Mr. Speaker, the gentleman is correct in that. I might say that under the present practice as carried out, as far as I can find in every other state where bills are printed and also in Congress, the bills are punctuated when printed. I think it will greatly simplify the reading of the bills as far as our constitutions are concerned and save a great deal of time for the Members of this body after the bills are printed. But it will continue the practice as it is presently being carried out, of having the Secretary of the Commonwealth finally punctuate the bills.

Mr. READINGER. One further question. May I ask if the gentleman will agree to have this bill placed on the final passage postponed calendar? I ask that for the reason that I originally thought the Secretary of the



Commonwealth would be without power to change any meanings by punctuation, but as the gentleman seems to believe the bill will allow that, I certainly think the bill should be amended, and if not amended, should be defeated; because if we write a bill with punctuation in it we know what it means with that punctuation. We do not know what it would mean after the Secretary of the Commonwealth got through punctuating it.

Would the gentleman agree to have this placed on the final passage postponed calendar?

Mr. LIPPINCOTT. Mr. Speaker, I will agree.

#### BILL POSTPONED

Mr. READINGER. Mr. Speaker, I move that this bill be placed on the final passage postponed calendar.

The motion was agreed to.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 662, as follows:

An Act to further amend Sections 202 419 and 2112 of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" by changing the name of the State Board of Undertakers to the State Board of Funeral Directors

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 So much as applies to the Department of Health of Section 202 of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" as last amended by the act approved the sixth day of June one thousand nine hundred forty-five (P. L. 1398) is hereby further amended to read as follows

Section 202 Departmental Administrative Board Com-

missions and Offices The following boards commissions and offices are hereby placed and made departmental administrative boards commissions or offices as the case may be in the respective administrative departments mentioned in the preceding section as follows

\* \* \* \* \*

In the Department of Health

Sanitary Water Board

State Board of [Undertakers] Funeral Directors

Section 2 Sections 419 and 2112 of the act as amended by the act approved the twenty-first day of June one thousand nine hundred thirty-seven (P. L. 1865) are hereby further amended to read as follows

Section 419 [State Board of Undertakers] The State Board of Undertakers shall consist of the Secretary of Health ex officio and five persons who shall be practicing undertakers The terms of members of the board shall be for such periods of time as is now provided by law

Three members of the board shall constitute a quorum The board shall select from among their number a chairman and shall elect a secretary who need not be a member of the board

Each member of the board other than the Secretary of Health shall receive fifteen dollars per diem when actually engaged in the transaction of official business

The secretary of the board shall receive such reasonable compensation as the board may determine with the approval of the Secretary of Health]

State Board of Funeral Directors There shall be a State Board of Funeral Directors as a departmental administrative board in the Department of Health The State Board of Funeral Directors shall consist of five persons who shall be licensed funeral directors of good moral character and the Secretary of Health ex officio One member shall be appointed each year for a term of five years expiring on the thirty-first day of August or until his successor is appointed and qualified Vacancies shall be filled for the unexpired portion of the term only The present members of the State Board of Undertakers shall continue as members of the State Board of Funeral Directors until the expiration of their respective terms

Three members of the board shall constitute a quorum The board shall select from among their number a chairman and shall elect a secretary who need not be a member of the board Each member of the board other than the Secretary of Health shall receive fifteen dollars per diem when actually engaged in the transaction of official business The secretary of the board shall receive such reasonable compensation as the board may determine with the approval of the Secretary of Health

Section 2112 State Board of [Undertakers] Funeral Directors The State Board of [Undertakers] Funeral Directors shall continue to exercise the powers and perform the duties by law vested in and imposed upon the said board and upon the State Board of Undertakers

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question

Shall the bill pass finally?

Mr. MORAN. Mr. Speaker, I would like to interrogate the sponsor of this bill.

The SPEAKER. Will the gentleman from Wyoming, Mr. Greenwood permit himself to be interrogated?

Mr. GREENWOOD. I shall, Mr. Speaker.

Mr. MORAN. Mr. Speaker, in reading over this bill, it seems the main point in it is to change the name of the Board of Undertakers to the State Board of Funeral Directors. Is that right?

Mr. GREENWOOD. That is right.

Mr. MORAN. What is the purpose? What is the difference between an undertaker and a funeral director?

Mr. GREENWOOD. The purpose of this bill is to change



the wording or the name of the examining Board of Undertakers to Funeral Directors to conform with the rest of the laws.

Mr. MORAN. What difference does it make?

Mr. GREENWOOD. Not a great deal.

Mr. MORAN. Mr. Speaker, is the gentleman aware of the fact that regardless of what change you make, you are still going to be undertakers. I have no objection to the bill.

Mr. GREENWOOD. I refuse to be further interrogated.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

## YEAS—205

Adam,	Gibson,	Markley,	Schuster,
Alexander,	Gleason,	Mathews,	Schwartz,
Amarando,	Glick,	Maxwell,	Scott,
Andrews,	Goodling,	McCann,	Seyler,
Ashton,	Gramlich,	McCormack,	Shoemaker,
Auker,	Greenwood,	McCullough,	Shotwell,
Banker,	Guss,	McDermitt,	Smith, W. B.,
Barkdoll,	Gutendorf,	McGee,	Snider,
Baumunk,	Guthrie,	McInroy,	Spencer,
Bazin,	Hall,	McWherter,	Stank,
Bear,	Hamilton, R. K.,	Metz,	Stevenson,
Blair,	Hamilton, W. H.,	Mihm,	Stimmel,
Boles,	Harris,	Mikula,	Stone,
Bolton,	Haudenshield,	Miller,	Stoner,
Bomberger,	Helm,	Mills,	Strausser,
Boory,	Hersch,	Monroe,	Sucher,
Bower,	Hewitt,	Moody,	Taylor,
Breisch,	Hocker,	Moore,	Thomas,
Breth,	Hoggard,	Moran,	Thompson,
Brown,	Ide,	Moscrip,	Toll,
Bucchin,	Jenkins,	Muldowney,	Tompkins,
Buchanan,	Jim,	Munley,	Toomey,
Bullen,	Johnson,	Murray, J. J.,	VanSant,
Capano,	Jones, Geo. E.,	Murray, P. G.,	Varallo,
Cianfrani,	Jones, Gran'le E.	Musto,	Varnier,
Cioffi,	Jones, Paul F.,	Naugle,	Vaughan,
Clapper,	Jones, T. H. W.,	Needham,	Verona,
Cochran,	Jump,	Ogilvie,	Wall,
Comer,	Kamyk,	Olsen,	Wallace,
Connelly,	Keller,	Parlante,	Walsh,
Conner,	Kent,	Peiffy,	Wargo,
Cooper,	Kerlin,	Peta,	Waterhouse,
Coyle,	Kiline,	Petrosky,	Watkins,
Curwood,	Kohl,	Pettigrew,	Weidner,
Davis,	Kolankiewicz,	Pfaff,	Welsh,
Dougherty,	Kornick,	Phillips,	Wescott,
Down,	Kratz,	Polaski,	Whalley,
Downey,	Kromer,	Polen,	Wheeler,
Dunn,	Kubacki,	Poltenstein,	White,
Erb,	Lafore,	Price,	Whitenight,
Ewing,	Lederer,	Quisenberry,	Willaredt,
Farabaugh,	Lelsey,	Ragot,	Williams,
Fenrich,	Leonard,	Readinger,	Wilt,
Ferster,	Leven,	Reagan,	Wood,
Filo,	Light,	Reidenbach,	Yeakel,
Flack,	Limper,	Richter,	Yetzer,
Fleischman,	Lippincott,	Rosen,	Young,
Floyd,	Lopresti,	Rovansek,	Zeitz,
Flynn,	Lovett,	Royer,	Ziegler,
Frost,	Lutty,	Rubin,	Smith, C. C.,
Geer,	Maguire,	Sarra,	Speaker
	Mahan,	Schmidt,	

## NAYS—1

DuBols.

## NOT VOTING—1

Worley,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 60, as follows:

An Act to further amend the act approved the twenty-second day of June one thousand nine hundred thirty-one (P. L. 594) entitled "An act establishing certain township roads as State highways authorizing their construction maintenance and improvement under certain conditions and restrictions limiting the obligation of the Commonwealth in the construction of certain structures located on such highways conferring certain powers upon the Department of Highways and local authorities persons associations and corporations for sharing the cost of the maintenance and construction of such highways and making an appropriation to carry out the provisions of said act" by deleting a route in Lancaster County

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The following route established by the act approved the twenty-second day of June one thousand nine hundred thirty-one (P. L. 594) entitled "An act establishing certain township roads as State highways authorizing their construction maintenance and improvement under certain conditions and restrictions limiting the obligation of the Commonwealth in the construction of certain structures located on such highways conferring certain powers upon the Department of Highways and local authorities persons associations and corporations for sharing the cost of the maintenance and construction of such highways and making an appropriation to carry out the provisions of said act" as amended by the act approved the twelfth day of July one thousand nine hundred thirty-five (P. L. 806) is hereby deleted as indicated

[Route 36084 Beginning at a point in Conestoga Township at the New Safe Harbor Station of the Columbia and Port Deposit Branch of the Pennsylvania Railroad thence northerly to a point intersecting Route 36005 in Lancaster County a distance of about .35 of a mile]

Section 2 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

## YEAS—206

Adam,	Gibson	Markley,	Schuster,
Alexander,	Gleason,	Mathews,	Schwartz,
Amarando,	Glick,	Maxwell,	Scott,
Andrews,	Goodling,	McCann,	Seyler,
Ashton,	Gramlich,	McCormack,	Shoemaker,
Auker,	Greenwood,	McCullough,	Shotwell,
Banker,	Guss,	McDermitt,	Smith, W. B.,
Barkdoll,	Gutendorf,	McGee,	Snider,
Baumunk,	Guthrie,	McInroy,	Spencer,
Bazin,	Hall,	McWherter,	Stank,
Bear,	Hamilton, R. K.,	Metz,	Stevenson,
Blair,	Hamilton, W. H.,	Mihm,	Stimmel,
Boles,	Harris,	Mikula,	Stone,
Bolton,	Haudenshield,	Miller,	Stoner,
Bomberger,	Helm,	Mills,	Strausser,
Boory,	Hersch,	Monroe,	Sucher,
Bower,	Hewitt,	Moody,	Taylor,
Breisch,	Hocker,	Moore,	Thomas,
Breth,	Hoggard,	Moran,	Thompson,
Brown,	Ide,	Moscrip,	Toll,
Bucchin,	Jenkins,	Muldowney,	Tompkins,
Buchanan,	Jim,	Munley,	Toomey,
Bullen,	Johnson,	Murray, J. J.,	VanSant,
Capano,	Jones, Geo. E.,	Murray, P. G.,	Varallo,
Cianfrani,	Jones, Gran'le E.	Musto,	Varnier,
Cioffi,	Jones, Paul F.,	Naugle,	Vaughan,
Clapper,	Jones, T. H. W.,	Needham,	Verona,
Cochran,	Jump,	Ogilvie,	Wall,
Comer,	Kamyk,	Olsen,	Wallace,
Connelly,	Keller,	Parlante,	Walsh,
Conner,	Kent,	Peiffy,	Wargo,

Cooper,	Kerlin,	Peta,	Waterhouse,
Coyle,	Kline,	Petrosky,	Watkins,
Curwood,	Kohl,	Pettigrew,	Weldner,
Davis,	Kolankiewicz,	Pfaff,	Welsh,
Dougherty,	Kornick,	Phillips,	Wescott,
Down,	Kratz,	Polaski,	Whalley,
Downey,	Kromer,	Polen,	Wheeler,
DuBois,	Kubacki,	Poltenstein,	White,
Dunn,	Lafore,	Price,	Whitenight,
Erb,	Lederer,	Quisenberry,	Willaredt,
Ewing,	Lelsey,	Ragot,	Williams,
Farabaugh,	Leonard,	Readinger,	Wilt,
Fenrich,	Leven,	Reagan,	Wood,
Ferster,	Light,	Reidenbacn,	Yeakel,
Filo,	Limper,	Richter,	Yetzer,
Flack,	Lippincott,	Rosen,	Young,
Fleischman,	Lopresti,	Rovansek,	Zeltz,
Floyd,	Lovett,	Royer,	Ziegler,
Flynn,	Lutty,	Rubin,	Smith, C. C.,
Frost,	Maguire,	Sarraf,	Speaker
Geer,	Mahan,	Schmidt,	

NAYS—0

NOT VOTING—1

Worley,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

#### PERMISSION TO ADD ADDITIONAL SPONSORS

Mr. POLASKI asked and obtained unanimous consent to add additional sponsors to a bill to be introduced by him.

#### RESOLUTION

##### CONGRATULATIONS

Messrs. POLASKI, BOORY, WELSH, TAYLOR, McGEE, KAMYK, and ROYER offered a resolution which was read, considered and unanimously adopted as follows:

In the House of Representatives, April 6, 1953.

Leon J. Kolankiewicz, the son of Lawrence and Katherine (Korcz) Kolankiewicz, celebrates a birthday anniversary on April 6, 1953.

He attended the Philadelphia grammar schools, Brown Preparatory School, Drexel Institute and the Pennsylvania State College of Optometry, and now holds a degree of Doctor of Optometry. While in school he took part in baseball and track and was a member of Phi Theta Epsilon Fraternity.

Leon J. Kolankiewicz's many active and honorable achievements evidences the high qualities of his citizenship and the devotion of his services to the community, the State and the Nation, having served honorably in World War I, overseas during 1918 and 1919, being located in the Meuse-Argonne-Verdun sector; being a member of the American Legion, Post 396; Veterans of Foreign Wars, No. 861; Military Order of the Purple Heart; 315th Infantry Association; the Military Order of Pulaski; Moose Lodge No. 54; Advisory Council Education-Recreation Program of Philadelphia; Philadelphia Optometrical Society; Chairman of Literacy and Citizenship Educational-Recreational Program of the W.P.A.; President of American Relief for Poland in Philadelphia; Chairman of Polish American Citizens' Patriotic Committee 1930-1931; Vice-President Polish Beneficial; member of the Department Legislative Committee of the Veterans of Foreign Wars; and Vice Chairman of the Department Legislative Committee of the American Legion; Vice Chairman Thomas Jefferson Bicentennial Commission, 1943 to 1945; Director of the Paderewski Testimonial Fund, New York; Board Member of the National Council for the Kosciuszko

Foundation, New York; member of the International Institute Board of Directors; and President of the Polish American Citizens League of Pennsylvania.

Twenty-seven years ago he was married to the former Helen Lojewski, who bore him four sons, the oldest of whom is Lieutenant Leon J. Kolankiewicz, Jr., served four years in World War II and three years of which he was stationed in the Philippines.

The next oldest son, Captain Thaddeus Kolankiewicz, was a Marine pilot for four and one-half years in the second World War and served also in the Korean theater the latter part of 1952 and early part of 1953, being a veteran of one hundred and one flight missions.

The next oldest son, Ensign Robert Kolankiewicz, U. S. Navy, who is serving in Korean waters since 1952.

The youngest son, Pfc. Lawrence Kolankiewicz is a member of the Pennsylvania National Guard and R.O.T.C. at Temple University.

Leon is a highly respected member of the Philadelphia legislative delegation, representing the nineteenth district, having been elected to this House of Representatives in 1940, and reelected in 1942, 1944, 1948, 1950 and in 1952, now serving his sixth term in the House, therefore, be it

Resolved, That the House of Representatives extend its wholehearted felicitations to Mr. Kolankiewicz on his birthday anniversary and extend to him its wishes for many more such anniversaries in the future, and be it further

Resolved, That the Chief Clerk of this House transmit a copy of this resolution to Mr. Leon J. Kolankiewicz, at his home, 3111 Richmond Street, Philadelphia, Pennsylvania.

The SPEAKER. The Chair recognizes the gentleman from Philadelphia, Mr. Kolankiewicz.

Mr. KOLANKIEWICZ. Mr. Speaker, I want to thank the sponsors of that beautiful resolution, and I also want to thank the Speaker for the birthday greeting that I found in my mail box today.

Ever since I arrived in the House of Representatives, I always had the urge that I would like to spend a birthday up here with our boys.

Since the War broke out, the second World War, I did not have that opportunity, but I hope it may come again. I do want to express my appreciation of your hearty congratulations towards me today, because it is congratulations like that that help build the spirit and uphold the morale of the fathers of boys who are serving their country. Thank you very much.

#### PERMISSION TO ADD ADDITIONAL SPONSORS

Mr. STONE ask and obtained unanimous consent to add additional sponsors to a bill to be introduced by him.

#### REPORT FROM COMMITTEE

Mr. SPENCER from the Committee on Cities-Counties—First, Second and Second Class A, reported as amended, House Bill No. 917, entitled:

An Act to add Section 6.1 to the act, approved the twenty-first day of April, one thousand nine hundred forty-nine (P. L. 665), entitled "An act to carry into effect section one of article fifteen of the Constitution, giving cities of the first class the right and power to frame, adopt and amend their own charters and to exercise the powers and authority of local self-government, and providing the procedure therefor; imposing certain restrictions, limitation and regulations; imposing duties upon city councils, city officers, county boards of elections, courts and the Secretary of the Commonwealth; and providing for the payment of certain expenses by such cities; and imposing penalties," by providing for emergency amendments.



## INTERROGATION

Mr. ANDREWS asked and obtained unanimous consent to interrogate the Majority Leader.

Mr. ANDREWS. Is it the intention of the majority to be in session four days this week?

Mr. JOHNSON. Mr. Speaker, that is true.

Mr. ANDREWS. If it is not revealing party or caucus secrets, is it the intention of the majority to press tax legislation to a final conclusion this week?

Mr. JOHNSON. That is right.

Mr. ANDREWS. We can then conclude that the sales tax, as far as the House is concerned, will stand or fall next Thursday?

Mr. JOHNSON. That is correct.

Mr. ANDREWS. I thank the Majority Leader.

When the House convenes next Thursday will it be necessary for us on the minority side to resort to various parliamentary expedients to find out just exactly how many Members he has in the Hall of the House, or if we ask him, will he tell us?

Mr. JOHNSON. I will be glad to give you a report.

Mr. ANDREWS. Accurately?

Mr. JOHNSON. Very accurately.

Mr. ANDREWS. I thank the Majority Leader.

## SOUTH DAKOTA—SENATE RESOLUTION NO. 4

The SPEAKER laid before the House Senate Resolution No. 4 of the State of South Dakota applying for a convention to propose an amendment to the Constitution of the United States to provide an additional independent mode of proposing amendments to the constitution by the sovereign states their inherent power to amend the constitution.

Referred to the Committee on Rules

## COMMITTEE MEETING

HIGHWAYS—Mr. ROYER, Chairman, Room 329, Tuesday, April 7, at 9:30 a. m.

## ADJOURNMENT

Mr. KERLIN. Mr. Speaker, I move that this House do now adjourn until Tuesday, April 7, 1953 at 2:30 p. m.

The motion was agreed to, and (at 5:55 p. m.) the House adjourned.







# Legislative Journal.

Session 1953.

140th of the General Assembly.

Vol. 33.

HARRISBURG, PA., TUESDAY, APRIL 7, 1953.

No. 23.

## SENATE

TUESDAY, APRIL 7, 1953.

The Senate met at 2:00 o'clock p. m., Eastern Standard Time.

The PRESIDENT (Lieutenant-Governor Lloyd H. Wood) in the chair.

### PRAYER

The Chaplain, Rev. PAUL S. MONTGOMERY, Pastor of the First Presbyterian Church, Aspinwall, offered the following prayer:

Let us bow in prayer.

Before Thee, O God, these men pause before taking up the deliberations of the afternoon. We would seek Thy guidance for them in their behalf, for we realize how weak we are and we need Thy strength. Thou knowest the burdens they carry; Thou knowest, and we know too, that we seek a wisdom which is from on high, that we might apply it in our own lives and in the problems which are ours.

We would not go around our duties, but we would face them in the realization that Thou art able to give direction and thinking and understanding. So, we pray that the problems may be decided, and decisions made, as they give thought to the best interests of all the people.

So hear us, our Father, as we ask Thy blessing upon them in this assembly, upon them each in their own individual lives, that in all things Thy name may be honored and mankind bettered for their work. In Christ's Name, Amen.

### JOURNAL APPROVED

The PRESIDENT. A quorum of the Senate being present, the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. MAHANY and Mr. STEVENSON, further reading was dispensed with, and the Journal was approved.

### LEAVES OF ABSENCE

Mr. HARE asked and obtained leave of absence for Mr. KEPHART, due to illness.

He also asked and obtained leave of absence for Mr. CROWE, due to illness.

### NOMINATIONS BY THE GOVERNOR

#### REFERRED TO COMMITTEE

The Secretary to the Governor being introduced, presented communications in writing from His Excellency,

the Governor of the Commonwealth, which were read as follows, and referred to the Committee on Executive Nominations:

#### MEMBERS OF PENNSYLVANIA STATE PARK AND HARBOR COMMISSION OF ERIE

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, April 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as members of the Pennsylvania State Park and Harbor Commission of Erie, until the third Tuesday of January 1955, and until their successors shall have been appointed and qualified:

Clair H. Hillstrom, Wayne Street, Corry, Erie County, to fill a vacancy.

Eben J. Gunnison, 150 East Main Street, Girard, Erie County, to fill a vacancy.

JOHN S. FINE.

#### ALDERMAN

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, April 7, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Harry E. Brooks, 457 Grant Street, Williamsport, Lycoming County, for appointment as Alderman in and for the Ninth Ward of the City of Williamsport, Lycoming County, until the first Monday of January 1956, vice Franklin W. Border, resigned.

JOHN S. FINE.

### NOMINATIONS BY THE GOVERNOR

#### NOTARIES PUBLIC

He also presented in writing from His Excellency, the Governor of the Commonwealth, nominations for appointment as Notaries Public.

#### CONSIDERATION OF NOTARIES PUBLIC

Mr. WATSON. Mr. President, I move that the Senate do now proceed to the consideration of nominations for appointment as Notaries Public, sent to the Senate, by His Excellency, the Governor of the Commonwealth, on April 7, 1953.

Mr. WATKINS. Mr. President, I second the motion. The motion was agreed to.

The nominations were read as follows:

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, April 7, 1953.



To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Notaries Public, for terms of four years to compute from the dates shown:

To compute from date of confirmation

#### ALLEGHENY COUNTY

Miss Frances C. Geismar, Pittsburgh, 327 Rickey Ave.  
Thomas E. Vera, Pittsburgh, 700 Brookline Blvd.

#### DELAWARE COUNTY

Mrs. Pauline M. Margolis, Radnor Twp., Wayne.

#### GREENE COUNTY

William W. Harper, Franklin Twp., Waynesburg.

#### HUNTINGDON COUNTY

Mrs. Isabel P. Park, Three Springs.

#### PHILADELPHIA COUNTY

Abraham Bretiman, 1136 W. Columbia Ave. (22).  
Meyer Gold, 1846 Conlyn St. (41).  
Albert M. Greene, 137 Market St. (6).  
Mrs. June B. Hamblin, 1612 Morris Bldg., 1421 Chestnut St.  
Arthur J. Hanff, Jr., Ritz Carlton Hotel, 1342 Walnut St. (7).

#### WASHINGTON COUNTY

William Caplan, Charleroi.

To compute from the dates set opposite their names

#### PHILADELPHIA COUNTY

W. F. Walsh, N. W. Cor. Broad & Christian Sts., (46)., 4-7-53.

#### ERIE COUNTY

Mrs. Angelene Eagan, Erie. 4-11-53.

#### MERCER COUNTY

Herman M. Rodgers, Grove City. 4-11-53.

#### PHILADELPHIA COUNTY

Mrs. Mary Neri, 3655 York Road (40). 4-13-53.

#### MONTGOMERY COUNTY

Miss Josephine Ryan, Lower Merion Twp., Bryn Mawr. 4-21-53.

#### PHILADELPHIA COUNTY

Rocco L. Ferraro, 1546 Unity St. (24). 4-25-53.

#### FAYETTE COUNTY

Joseph C. McGill, Dawson. 4-26-53.

JOHN S. FINE.

A motion was made by Mr. WATSON. and Mr. WATKINS,

That the Senate do advise and consent to said nominations.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Bane,	Hare,	McCusker,	Stiefel,
Barr,	Harney,	McGinnis,	Taylor,
Berger,	Holland,	McMenamin,	Toole,
Blass,	Kessler,	McPherson, Jr.	Wade,
Camiel,	Koprivier, Jr.	Miller,	Wagner,

Chapman,	Lane,	Pechan,	Walker,
Dent,	Leader,	Peelor,	Watkins,
Diehm,	Letzler,	Probert,	Watson,
DiSilvestro,	Madigan,	Ruth,	Welner,
Fleming,	Mahany,	Silvert,	Wolfe,
Freed,	Mallery,	Snowden,	Wood,
Haluska.	McCreesh,	Stevenson,	Yosko,

NAYS—0

Two-thirds of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

#### COMMUNICATIONS FROM GOVERNOR

He also presented communications in writing from His Excellency, the Governor of the Commonwealth, which were read as follows:

#### APPROVED AND SIGNED SENATE

BILL No. 12, PRINTER'S No. 21

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, April 6, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 12, Printer's No. 21, entitled "An Act relating to certain commercial transactions in or regarding personal property and contracts and other documents concerning them including sales commercial paper bank deposits and collections documentary letters of credit bulk transfers warehouse receipts bills of lading other documents of title investment securities and secured transactions including certain sales of accounts chattel paper and contract rights providing for public notice to third parties in certain circumstances regulating procedure evidence and damages in certain court actions involving such transactions contracts or documents and to make uniform the law with respect thereto."

JOHN S. FINE.

#### APPROVED AND SIGNED SENATE CONCURRENT RESOLUTION, SERIAL No. 124

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, April 7, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Concurrent Resolution Serial No. 124, commemorating the Fiftieth Anniversary of the founding of Hershey, Pennsylvania, by Milton S. Hershey, and extending congratulations and best wishes to the management and employes of the several Hershey enterprises, the teachers and pupils in Milton Hershey School, and the citizens of Hershey and vicinity.

JOHN S. FINE.

#### HOUSE MESSAGES

#### HOUSE BILLS FOR CONCURRENCE

The Clerk of the House of Representatives being introduced, presented for concurrence bills of the House, as follows:

House Bill No. 42, entitled:

An Act to further amend the act approved the thirteenth day of May one thousand nine hundred twenty-five (P. L. 644) entitled "An act relating to and regulating the solicitation of moneys and property for charitable religious benevolent humane and patriotic purposes" by providing for payment of costs in addition to compensation of solicitors and exempting additional organizations and cor-

porations and national service clubs raising funds for child welfare projects from the provisions of the act.

Which was committed to the Committee on Education.

House Bill No. 129, entitled:

An Act to further amend section 4406 and 4408 of the act approved the twenty-third day of June one thousand nine hundred thirty-one (P. L. 932) entitled "An act relating to cities of the third class and amending revising and consolidating the law relating thereto" by providing for examination for promotions in the police department and limiting and providing the procedure for the demotion of police officers

Which was committed to the Committee on Local Government.

House Bill No. 588, entitled:

An Act making an appropriation from the Motor License Fund to the State Employees' Retirement Board to meet the obligations of the Commonwealth to the State Employees' Retirement System with respect to State employees receiving compensation from the Motor License Fund.

Which was committed to the Committee on Appropriations.

House Bill No. 596, entitled:

An Act making an appropriation to the Treasury Department out of various funds to pay replacement checks issued in lieu of outstanding checks when presented and to adjust errors

Which was committed to the Committee on Appropriations.

House Bill No. 603, entitled:

An Act to further amend section one thousand three hundred ten point one of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 343) entitled "An act relating to the finances of the State government providing for the settlement assessment collection and lien of taxes bonus and all other accounts due the Commonwealth the collection and recovery of fees and other money or property due or belonging to the Commonwealth or any agency thereof including escheated property and the proceeds of its sale the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth and the settlement of claims against the Commonwealth the resettlement of accounts and appeals to the courts refunds of moneys erroneously paid to the Commonwealth auditing the accounts of the Commonwealth and all agencies thereof of all public officers collecting moneys payable to the Commonwealth or any agency thereof and all receipts of appropriations from the Commonwealth and imposing penalties affecting every department board commission and officer of the State government every political subdivision of the State and certain officers of such subdivisions every person association and corporation required to pay assess or collect taxes or to make returns or reports under the laws imposing taxes for State purposes or to pay license fees or other moneys to the Commonwealth or any agency thereof of every State depository and every debtor or creditor of the Commonwealth" by prescribing the method for the sale of escheated securities

Which was committed to the Committee on State Government.

House Bill No. 609, entitled:

An Act making an appropriation from the Motor License Fund to the Pennsylvania Public Safety Commission for the payment of the costs and expenses incurred in the work of the Commission

Which was committed to the Committee on Appropriations.

House Bill No. 662, entitled:

An Act to amend Sections 202 419 and 2112 of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employees in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments boards and commissions shall be determined" by changing the name of the State Board of Undertakers to the State Board of Funeral Directors

Which was committed to the Committee on State Government.

HOUSE CONCURS IN SENATE BILL No. 60

He also returned to the Senate, Senate Bill No. 60, entitled:

An Act to further amend the act, approved the twenty-second day of June, one thousand nine hundred thirty-one (P. L. 594), entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligation of the Commonwealth in the construction of certain structures located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act," by deleting a route in Lancaster County.

with the information that the House has passed the same without amendments.

### BILL SIGNED

The President (Lieutenant-Governor Lloyd H. Wood) announced that the Chief Clerk having reported that the following bill had passed both houses of the General Assembly and the same being correct, the title was publicly read as follows:

An Act to further amend the act, approved the twenty-second day of June, one thousand nine hundred thirty-one (P. L. 594), entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligation of the Commonwealth in the construction of certain structures located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act," by deleting a route in Lancaster County.

Whereupon,

The President (Lieutenant-Governor Lloyd H. Wood) in the presence of the Senate signed the same.



## REPORTS FROM COMMITTEES

Mr. LETZLER, from the Committee on Highways reported as committed, Senate Bill No. 201, entitled:

An Act to further amend the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees and miscellaneous receipts; making an appropriation and providing for refunds," by changing the penalties for operating a motor vehicle, trailer or semi-trailer that has not been inspected.

He also, from the Committee on Highways reported as committed, Senate Bill No. 282, entitled:

An Act to further amend Section 607 of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 1005), entitled, as amended, "An act relating to and regulating tractors and their operation; providing for their registration by the Department of Revenue upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of tractors; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, and townships, within the Commonwealth, liability for damages caused by the negligent operation of tractors; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees and miscellaneous receipts; making and appropriation; and providing for refunds," by limiting the use of tractors of the second class.

He also, from the Committee on Highways reported as committed, Senate Bill No. 391, entitled:

An Act to further amend subsection (e) of section 608 of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905) entitled, "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties,

cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages, caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by changing applicant and operators license requirements.

Mr. WATSON, from the Committee on Highways reported as committed, Senate Bill No. 57, entitled:

An Act to amend Section 830 of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees and miscellaneous receipts; making an appropriation and providing for refunds," by prescribing the manner in which logs carried on certain vehicles and trailers shall be securely fastened.

He also, from the Committee on Highways reported as committed, Senate Bill No. 117, entitled:

An Act to amend section 608.1 of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof; owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties, imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by further providing for physical examinations and certificates signifying passage thereof by school bus drivers.

Mr. FLEMING, from the Committee on Forests and Waters, Game and Fish, reported as committed, Senate Bill No. 47, entitled:

An Act to amend the act, approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1225), entitled "An act concerning game and other wild birds and wild animals; and amending, revising, con-



solidating, and changing the law relating thereto," by requiring red markings on the back of hunters.

He also, from the Committee on Forests and Waters, Game and Fish, reported as amended Senate Bill No. 122, entitled:

An Act to amend the third paragraph of section two hundred twenty and to reenact and amend subsection C of section two hundred twenty-one of the act approved the second day of May one thousand nine hundred twenty-five (P. L. 448) entitled "An act relating to fish and amending revising consolidating and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth" by exempting certain members of the armed forces from the payment of a fee to the Commonwealth for resident and none-resident fishing licenses.

He also, from the Committee on Forests and Waters, Game and Fish, reported as committed Senate Bill No. 357, entitled:

An Act to amend section three hundred four of the act, approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1225), entitled "An act concerning game and other wild birds and wild animals; and amending, revising, consolidating, and changing the law relating thereto," by providing for additional complimentary hunting licenses.

He also, from the Committee on Forests and Waters, Game and Fish, reported as committed Senate Bill No. 360, entitled:

An Act to further amend section two hundred forty of the act, approved the second day of May, one thousand nine hundred twenty-five (P. L. 448), entitled "An act relating to fish; and amending, revising, consolidating, and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth," by providing for additional complimentary fishing licenses.

Mr. PEELOR, from the Committee on Highways, reported as committed House Bill No. 29, entitled:

An Act to further amend section 717.1 of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by increasing the fee for inspection certificates.

He also, from the Committee on Highways, reported as committed House Bill No. 89, entitled:

An Act to add subsection (d) to Section 1013 of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use

of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by requiring vehicles street cars and trackless trolley omnibuses to yield the right of way after stopping at an intersection marked with an official "Stop" sign.

He also, from the Committee on Highways, reported as committed House Bill No. 105, entitled:

An Act to amend Section 1222 of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by increasing secretary's fee for supplying certain information.

He also, from the Committee on Highways, reported as committed House Bill No. 110, entitled:

An Act to further amend the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties



imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by further fixing fees for annual registration and chassis and maximum gross weights of certain commercial vehicles

Mr. McGINNIS, from the Committee on Highways, reported as committed Senate Bill No. 19, entitled:

An Act to amend Section 607 of the act approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties, providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by providing for operating privileges of persons serving in the armed forces of the United States or in women's organizations officially connected therewith, and for the renewal of operators' licenses after honorable discharge.

He also, from the Committee on Highways, reported as committed Senate Bill No. 21, entitled:

An Act to further amend the act approved the twenty-second day of June one thousand nine hundred thirty-one ((P. L. 594) entitled "An act establishing certain township roads as State highways authorizing their construction maintenance and improvement under certain conditions and restrictions limiting the obligation of the Commonwealth in the construction of certain structures located on such highways conferring certain powers upon the Department of Highways and local authorities persons associations and corporations for sharing the cost of the maintenance and construction of such highways and making an appropriation to carry out the provisions of said act" by changing a certain route in Armstrong County.

Mr. McMENAMIN, from the Committee on Forests and Waters, Game and Fish, reported as committed Senate Bill No. 350, entitled:

An Act to further amend Section 20 of the act, approved the second day of May, one thousand nine hundred twenty-five (P. L. 448) entitled "An act relating to fish and amending, revising, consolidating and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth," by authorizing fishing in streams not stocked with trout.

#### REPORT FROM COMMITTEE ON EXECUTIVE NOMINATIONS

Mr. WATSON, from the Committee on Executive Nominations, reported with a favorable recommendation the following nominations, made by His Excellency, the Governor:

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.  
To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with the law, I have the honor Hereby to nominate for the advice and consent of the Senate the following:

#### MEMBER OF THE STATE REGISTRATION BOARD FOR PROFESSIONAL ENGINEERS

Robert C. Gorham, Pittsburgh, from May 3, 1952, for the term of six years, and until his successor shall have been appointed and qualified.

JOHN S. FINE.

#### MEMBER OF BOARD OF TRUSTEES, LOCUST MOUNTAIN STATE HOSPITAL

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, March 23, 1953  
To The Honorable, The Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Clare Beaver, Ringtown, Schuylkill County, for appointment as a member of the Board of Trustees of Locust Mountain State Hospital, for a term of four years, and until his successor is qualified, vice Orville Breisch, Ringtown, deceased.

JOHN S. FINE.

#### JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, March 31, 1953.  
To The Honorable, The Senate of the Commonwealth of Pennsylvania:

In Conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Thomas Bernard Welsh, 165 Bridge St., Morton, Delaware County, for appointment as Justice of the Peace in and for the Borough of Morton, Delaware County, until the first Monday of January 1956, vice Robert C. Stanley deceased.

JOHN S. FINE.

#### BILLS INTRODUCED AND REFERRED

Messrs. MALLERY and STEVENSON read in place and presented to the Chair Senate Bill No. 435, entitled:

An Act to add section 308 to the act, approved the first day of May, one thousand nine hundred thirty-three (P. L. 103), entitled "An act concerning townships of the second class; and amending, revising, consolidating, and changing the law relating thereto," by requiring boroughs and cities to pay for certain improvements and facilities when they annex a part of a township.

Which was committed to the Committee on Local Government.

Mr. PECHAN read in his place and presented to the Chair Senate Bill No. 436, entitled:

An Act relating to the practice of Ophthalmic Dispensing; providing for the licensure and registration of Dispensing Opticians; authorizing the issuance of certificates to registered qualified Ophthalmic Dispensers and Ophthalmic Technicians as Ophthalmic Dispensers; creating a State Board of Examiners for Dispensing Opticians to determine the respective qualifications of applicants and defining specific powers and duties thereof; providing for penalties for violations of the provisions thereof; and providing for appeals to Court.

Which was committed to the Committee on Education.

Messrs. WATKINS and PROPERT read in place and presented to the Chair Senate Bill No. 437, entitled:

An Act to amend the act, approved the ninth day of May, one thousand nine hundred forty-nine (P. L. 919), entitled "An act designating certain clerks of courts agents of the Commonwealth in the collection and transmission of fines, forfeited recognizances and other forfeitures imposed, lost or forfeited into any court for the use of the Commonwealth; prescribing their powers and duties; fixing their compensation; and providing procedures for transmission and settlement of certain moneys," by extending the provisions thereof to court ordered restitutions.

Which was committed to the Committee on Judiciary General.

Mr. LEADER read in his place and presented to the Chair Senate Bill No. 438, entitled:

An Act to add Section 699.8 to Article VI of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-nine (P. L. 872), entitled "An act to consolidate, amend, and revise the penal laws of the Commonwealth," by prohibiting the willful arranging of non-local bus schedules whereby bus drivers shall find it necessary to exceed speed limits prescribed by law; fixing penalties.

Which was committed to the Committee on Judiciary General.

Mr. MADIGAN read in his place and presented to the Chair Senate Bill No. 439, entitled:

An Act vesting authority in the Secretary of Agriculture to partially reimburse county commissioners for expenditures made from county treasuries for the purpose of eradicating rust spreading barberry bushes, and for the control of the stem rust disease of wheat, oats, barley and rye upon request of county commissioners, and authorizing the Department of Agriculture to establish regulations therefor.

Which was committee to the Committee on Agriculture.

Messrs. PROPERT and McMENAMIN read in place and presented to the Chair Senate Bill No. 440, entitled:

An Act requiring certain non-profit and cooperative associations and corporations to obtain the approval of the Pennsylvania Public Utility Commission before beginning to furnish telephone service on a cooperative or non-profit basis, or to furnish such service in areas not theretofore served; providing for regulation of such service after approval; and conferring powers and imposing duties upon the Pennsylvania Public Utility Commission.

Which was committed to the Committee on Corporations.

Messrs. HALUSKA and MALLERY read in place and presented to the Chair Senate Bill No. 441, entitled:

An Act to further amend the act, approved the twenty-second day of June, one thousand nine hundred thirty-one (P. L. 594), entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligation of the Commonwealth in the construction of certain structures located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act," by adding to a new route in Cambria County.

Which was committed to the Committee on Highways.

Messrs. HOLLAND, MAHANY and DENT (By request)

read in place and presented to the Chair Senate Bill No. 442, entitled:

An Act providing for the sale of the State medical and surgical hospitals and for the disposition of the purchase moneys therefor.

Which was committed to the Committee on Rules.

Messrs. LEITZLER and DENT read in place and presented to the Chair Senate Bill No. 443, entitled:

An Act to amend Section 785 of the act approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto," by requiring the payment to the State Public School Building Authority by the State Superintendent of Public Instruction of the State appropriations withheld for non-payment of rental by school districts.

Which was committee to the Committee on Education.

They also read in place and presented to the Chair Senate Bill No. 444, entitled:

An Act to further amend the act, approved the fifth day of July, one thousand nine hundred forty-seven (P. L. 1217), entitled "An act to promote the education and educational facilities of the people of the Commonwealth of Pennsylvania; creating a State Public School Building Authority as a body corporate and politic with power to construct, improve and operate projects and to lease the same and to fix and collect fees, rentals and charges for the use thereof; authorizing school districts to enter into contracts to lease; authorizing and regulating the issuance of bonds by said Authority; and providing for the payment of such bonds and the rights of the holders thereof; granting the right of eminent domain; increasing the powers and duties of the Department of Public Instruction; and providing that no debt of the Commonwealth shall be incurred in the exercise of any of the powers granted under this act; and making an appropriation to said Authority to pay expenses incident to its formation," by authorizing the sale of refunding bonds without advertisement or competitive bidding.

Which was committee to the Committee on Education.

## REPORTS FROM COMMITTEE

Mr. SNOWDEN. Mr. President, I ask unanimous consent to make reports from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. SNOWDEN, from the Committee on Highways, reported as amended, House Bill No. 7, entitled:

An Act to further amend section two of the act, approved the twenty-ninth day of May, one thousand nine hundred forty-five (P. L. 1107), entitled "An act providing for the construction, erection and maintenance of roadside rests adjacent to State highway routes; providing for the acquisition of interests in land by gift, purchase or condemnation; granting powers to, and imposing duties upon, the Department of Highways, the Secretary of Highways, the Governor and the Department of Property and Supplies; authorizing rules and regulations; and providing penalties for violations thereof; and making an appropriation," by eliminating the maximum cost of any one roadside rest.

He also, from the Committee on Highways, reported as amended Senate Bill No. 280, entitled:



An Act to further amend Clause (6) of Subsection (b) of Section 1002 of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees and miscellaneous receipts; making an appropriation and providing for refunds," by increasing the maximum speed limit as to certain motor vehicles.

### PETITIONS AND REMONSTRANCES

Mr. HOLLAND. Mr President and Members of the Senate, it has taken fifteen weeks in this General Assembly for the Republicans to build up strategy that is expected to result in either a sales tax or a wage tax. I must admit that it looks as though the hand of some high pressure advertising company has loaned their offices and staff to the Republican Party, in an attempt to relieve those who are best able to pay taxes and to place an additional burden of the backs of the family provider, who is trying to raise a family of five or six children, on what he is able to earn by actual work.

Mr. President, the plot of the Republican Majority Party has been divulged step by step. The first step was the Chesterman Report. In this report, made by some of the best business minds of the Commonwealth, the committee members pointed out ways and means to save the State approximately \$100,000,000 over a period of ten years. The Report was handed to the Members of the General Assembly, but, unfortunately, no extra copies were available for groups or individuals in the State who desired to study the recommendations that were made. I, personally, asked on this Floor of the Senate how copies could be obtained, and the Majority Leader said they were not available but were at the printer's and would be finished in two weeks. Copies are not available, as of today.

A Committee was formed, Mr. President, dominated by the Republican Majority Members of both the House and the Senate, and public hearings were undertaken. However, how could anyone appear in favor of a report which they had never seen? The Bureau heads, trying to protect their pay rolls, were well prepared to break down the report and discredit it with the public.

You know the results of the hearings, Mr. President. The Committee decided, that is the Republican Majority Members of the Committee, to discontinue the hearings and introduce the bills for debate and passage in the Senate. The people of Pennsylvania immediately started to doubt the results of the Chesterman Report, as to its ability to cut the budget to any extent that would result in a savings of taxes.

Now, the next step in the plot. A group of seventeen Senators, all Republicans, came up with a saving of \$146,000,000. This so-called "saving" was merely a shifting of the tax load from the State to the local communities. Eighty-eight million dollars of it affected the educational system of Pennsylvania, and the teachers' salaries were threatened by this clever propaganda. This move was done to scare the real estate owners, and especially to frighten the 60,000 teachers who would be personally affected by this change in taxation.

Then, the next step appeared. The results of the Tax Study Commission were released. The only part of this study which was featured and played up was that the easiest way out of the present tax dilemma was a sales or wage tax. Then, from different sources, releases to the newspapers started to appear in which the good points of a sales tax were stressed, and how easy it would be to maintain educational standards if either one of these taxes were passed.

The time has come, I believe, when certain politicians should stop thinking that they are so much brighter than "Mr. Taxpayer." Mr. President, the public has not been fooled on this maneuvering. I noticed in quite a few of the Sunday papers that it was pointed out that the public saw through the scheming of the Members of the Republican Party, who thought that, with a little high pressure and by putting fear in the local governments of having to accept a large tax load, they could drum up a lot of support for a sales tax.

I have been wondering, ever since the first day of this Session, where the Pennsylvania Manufacturers' Association, which is supposed to represent business in our Commonwealth, and the Chamber of Commerce, have been when many Members of this Senate were trying to secure economy in state government? Mr. President, the Manufacturers' Association did not seem interested in economy, as their head is a Republican politician, Mason Owlett, who is satisfied to put on new taxes to pay for inefficiency in government, provided the members of his Manufacturing Association are not taxed. Apparently Mr. Owlett is more interested in using the Manufacturers' Association to regain control of the Republican Party than he is in serving the manufacturing interests of our great State, which he is supposedly representing. Mr. Owlett knew that economy in government meant the cutting of a swollen pay roll and, as many stooges of his are still on the pay roll, he wanted to hold on to those political workers for the gubernatorial fight next year.

Mr. President, where the Chamber of Commerce has stood in the fight for economy in government has always been a question to me. They too seem to favor a "broad base tax" which should be rechristened "a broad back tax," as all that has been recommended to date would fall on the backs of the workers of Pennsylvania. Incidentally, these workers consist of many men who have returned from the Armed Services, and who are married and raising families. I might add that I am on the Board of Directors of the South Side Chamber of Commerce in Pittsburgh.

It is not too late, not by any means, Mr. President, to still enact into law the recommendations of the Chesterman Report, which will effect an economy in government. I voted for everyone of the bills that appeared in this Senate last week. I was convinced that this legislation, if passed and properly administered by an administrator who



was interested in having it work, would bring about a saving of money, as all the legislation pointed to better efficiency in government and efficiency in government always ends in less spending.

I believe that the Chesterman Report should be enacted into law, Mr. President, as it is the first suggestion that we ever had from an outside study on State Government since the Fisher Administration in 1927.

I call upon the Manufacturers' Association and the Chamber of Commerce for help, sincere help, in an attempt to defeat those powers in Pennsylvania which are playing petty politics at the expense of the taxpayer, and are more interested in maneuvering into a position for control of the Republican Party than in effecting economy and efficiency in government. Mr. President, here is the chance for the good people of Pennsylvania to start a crusade to insist that no taxes shall be levied until it is proven that every bit of "fat" has been cut out of the present budget.

Mr. MAHANY. Mr. President, I suppose that was a preview of the political speeches which we will hear next year by those who think they can use this Chesterman Report as a political football. A little while ago, at the Mosque, when we had a meeting with the church forces of the Commonwealth, I said that I was proud of this Senate in the way it was voting and considering the Chesterman Report recommendations because I said, for once, I believe that the Senate is not being political, and that we were voting on these bills as our conscience dictated. Now, I find that we are again talking about politics in connection with this Chesterman Report.

Mr. President, certainly I think that the Chesterman Committee Report as far as being political ammunition should be out the window, and I am surprised that Senator Holland is still riding that old shay.

Mr. President, the Minority Floor Leader last week, I think, very forthrightly put it, when he said, "I am much afraid, Mr. President, that a ghastly joke has been played upon the people of Pennsylvania. They have been led to believe that this Legislature had within its power, by simply following the recommendations of this committee and commission, the ability to save \$100,000,000 for the people of Pennsylvania." Then he said that it is more or less of a phony. Certainly, I think Senator Dent is to be commended for looking at this honestly, and I wish that all the Senators would do that rather than try to make political hay out of this report.

Mr. President, I was not here at the time, but I believe that had I been I would have gone along with the majority of the Senators in saying that further hearings on this report would not serve any good purpose and, perhaps, the thing to do was to put their recommendations into the form of bills, and present them to the Legislature where we could then examine this legislation which was offered to implement the recommendations. If there was anything good in it, we could vote it through. If there was anything bad in it, we could vote it down.

Mr. President, this problem was approached from not a party viewpoint, but from a nonpartisan viewpoint. Senator Dent, the Minority Leader, and myself, representing the Majority in the Senate, co-sponsored this legislation and we saw to it that the Members would have a chance to vote on it. They could not come up here and say that we buried it in some committee. So, we altered our usual practice in the Senate of referring bills to appropriate committees, and we referred these bills to

the Rules Committee, with the understanding that the Rules Committee would see to it that they were reported out.

Mr. President, no one can say that the Rules Committee was laying down on the job, because all of these bills have been reported out, which we have received, and reported out within twenty-four hours from the time which they were sponsored and referred to the Rules Committee. They cannot say anything about that. Then they hit the Calendar. How many of them have we looked at which would, save us very much of anything so far? They transfer bureaus from one department to another; they say by taking out this group of individuals from over on this side of the Capitol, and transferring them over to another room on the other side of the Capitol, we are going to save so much money. Well, now, we, who are experienced in State Government, know that is just foolish. It probably would not save any money to do that. It might cost more money than what is now being spent for those departments.

Mr. President, there is a bill, which is part of the Chesterman Committee Report, and you will find this bill on page 7 of our Calendar. It is Senate Bill No. 337. That is part of the Chesterman Committee Report and recommendations, and it has to do with changing the amount of money that the State Government is going to give to local school districts, so as to put them on a more equitable basis. I wonder how Senator Holland and some of these other Senators are going to vote on that bill when it is before the Senate. That bill is not going to save any money, but it is going to transfer the burden from the State Government back to the local districts, and we are going to be able to cut out about \$9,000,000 of the budget if that bill is passed and enacted into law.

Mr. President, I realize that the city of Pittsburgh, and some of these other places, are going to yell bloody murder about that bill, but that is one of the bills which is going to transfer a matter of \$9,000,000. You are not going to cut this budget very much without transferring the burden back to the local districts.

Mr. President, I hear Senators get up here and talk about fat in the budget. That is a nice way of putting it, but when you try to pin them down to where this fat is, they cannot say where it is. I say this budget does not have any fat in it; it is really too lean. There are a lot of things which we should have in that budget that are not there.

For instance, Mr. President, I read in the newspapers about how we should be appropriating some money to take care of the oak wilt in the State of Pennsylvania. If we don't do something about the oak tree blight, we may lose all the oak trees in Pennsylvania the same as we did our chestnut trees. They say we should spend some money to try to correct that situation. If we do not spend it now to do that job, it will not do us much good to spend it three years from now, because they will all be gone. Then it will cost a hundred times as much to do the job then that we should be starting now.

Mr. President, there are many things the Commonwealth of Pennsylvania should be doing. I know that every Senator, probably within my hearing, has received very pathetic letters from mothers, who have abnormal children in their homes, who are trying to get them into Polk or some other institution that hospitalizes those chil-



dren. We all get pathetic letters, where the doctors say that a particular subnormal child should be removed from the home and put into a hospital, because of the effect upon the rest of the family. We are not taking care of that problem. Pennsylvania should spend a lot of money by taking care of things which should be taken care of, and not worry about this little bit of a tax which the Senator is so worried about.

Mr. President, in other States which have enacted sales taxes, broad base taxes, most all of them have been initiated under Democratic controlled legislatures. I think in the group of States which have enacted them, there are around thirty that such a tax was enacted under Democratic governors. To make a political football out of this report I think is wrong.

Mr. President, I say we should attack these problems as we come to them, and do it on a forthright, honest basis and quit harping about the taxes, because they just do it for expediency. They know that in order to do this job we have to have further taxes.

Mr. President, as far as corporations are concerned that are owned by a lot of individual stockholders,—I will not say "big business" as they like to say—but most of the corporation stock is owned by small fellows. In Pennsylvania, we certainly have unloaded a big burden upon our business, to the extent that many businesses are going elsewhere to expand and to locate. We certainly are not attracting them into Pennsylvania by our type of tax program.

The simple truth, Mr. President, is that through the Democratic inspired administration in Washington, over the period of years, they have devalued the dollar to a point where you cannot buy a dollar's worth, the same kind of a dollar's worth, of merchandise anymore which you used to buy for a dollar. You go to the grocery store, and where you used to buy a lot of groceries for four or five dollars, now you can put in your pocketbook what you get for the same amount of money.

Mr. President, people cannot live today on the same salary which they used to get back in 1930. Consequently, the cost of our employees has gone up. We have to pay more money for stenographers and for the various other ones who operate our State Government, more money for school teachers and more money for everything. They cannot live now any better than we can on the same kind of money they received back in 1930. That is the reason our budget continues to increase.

Mr. President, it is not that we are throwing money away. We are just trying to establish a standard of living for these people so they will not have to go around with holes in their clothing, so they will have sufficient money to eat properly. We are trying to see to it that they are able to maintain a decent standard of living. Those are the things which, perhaps, will necessitate us in Pennsylvania seeking some new tax money.

Mr. HALUSKA. Mr. President, the gentleman from Crawford has now laid the groundwork for the passage of a sales tax. He points out in his discourse that adjacent States, and other States throughout the Nation, have inaugurated a sales tax under Democratic Governors. That is why we do not have more Democratic Governors, because of their actions.

Mr. President, the people of this Commonwealth do not want a sales tax. If the Republican Majority wishes to pass a sales tax, well and good. I wish them luck. We,

of the Democratic Party, will not give them one vote.

Mr. President, we do, however, realize our responsibilities. If we make appropriations, we must have taxation. We are willing to sit down with the Majority in order to work out a tax program, but not a sales tax nor a wage tax. It is quite apparent that they have a one-track mind. Two years ago it was a wage tax; today it is a sales tax. They can pass it; they have a majority in both branches of the government.

Mr. President, the gentleman speaks about Washington and the deflated dollar. Well, we have more of them now. He states that the dollar buys very little. Now they have their own party in power, and we shall wait and see what they will do about the situation. Back in my county a depression is on right now. The mines are closing every day. The railroads are furloughing men, plants are closing and the mills are working only part time. The cost of living has not come down, but they are making fewer dollars right now.

Mr. President, we hope the Eisenhower administration will show the way. They asked for a change, and the same battle cry will take place next year in the Commonwealth, when we are going to ask for a change to clear up the mess in Harrisburg. If we ever had a mess, we have it here. To add to the mess, we are asked to pass a sales tax. Many of you are going back home after you pass it, and you will stay back home.

Mr. LANE. Mr. President, I imagine that the Majority Leader has a responsibility to perform, but, of course, when he does his talking he should consider his prior actions.

Yesterday, Mr. President, the Majority Party defeated an amendment of mine to a strip mining bill. It was called to my attention that the gentlemen were so interested in the conservation of our natural resources. It seems that was not the case yesterday.

Mr. President, they talk about the devaluation of the dollar. Here we had a bill whereby \$300 was the amount per acre that the strippers put up back in 1943, and because I tried to amend that bill to make the bond comparable with the times—then he talks about the Democratic dollar. I thought we should increase that bond, but, no. The spokesman on the Majority Side then said we were tying up too much capital.

Now, if that be true, Mr. President, if what they said yesterday is true today, I feel that they are trying to work both sides of the street at the same time.

Mr. HOLLAND. Mr. President, I really am surprised that every time we have a Session, they talk about business going elsewhere. Every time there is a political campaign in Pennsylvania, the Republican Party goes out and tells about all the business they brought into Pennsylvania. Somebody is lying. The Department of Commerce sent out a very beautiful booklet, in which they showed that they had brought millions of dollars worth of business into Pennsylvania. I wish the Majority Leader would check with the people who give out these figures and see who is right, whether he is right or the Department of Commerce is right.

Mr. President, the Majority Leader speaks about the dollar that is not worth any money. I remember the days of the Republicans, when a dollar of any value would have been good in our pockets. We did not even have a nickel or a dime in our pockets. It is better to have

these dollars, which are not worth a whole lot, in our pockets than none at all, as we had in the days of Hoover.

Mr. President, anyone who runs a business does not decide what they are going to spend before they decide what they are going to make. That is exactly what this General Assembly is doing. We are considering taxation before we have decided what we are going to appropriate, and what is needed for appropriations. Therefore, we are putting the cart before the horse. Let us find out what we need first.

Mr. President, the only way we can find out what we need is by at least giving some study to the Chesterman Report. I say to you that no one in this Senate today can vote on these bills intelligently, because you have not given an opportunity to those people, who so desired, to study the Chesterman Report.

Mr. President, I still have in my files requests for eleven copies of the **Chesterman Report from manufacturer in Allegheny County, from the smaller manufacturers' group.** They said, "We cannot do anything until we study it." Now, who has studied the report? The only people who have studied it are the people who want to remain on the pay roll. We had to even fight to get the Chesterman Report, and it was through Senator Yosko that we put the reports, which we had received through the newspapers, into the Legislative Journal for our study.

Mr. President, I do not think that the people who are students of government over the years, who have helped make these reports, would make any suggestions unless they were sound. These are people who have studied government. They are from Penn State and some of the other universities, who teach government. I think these men are capable of making suggestions to us, because that is their business. We run more errands when we do get an opportunity to study government, and I think you all will agree with that.

Mr. President, the Majority Leader mentioned the "ghastly joke," which was said, he claimed, by Senator Dent. I think it was a ghastly joke on the public of Pennsylvania. However, the ghastly joke is, in effect, that you did not have supplies in order to make this report available to all interested parties in Pennsylvania. Had we had that report available, then I think it would be another story today.

Mr. President, I am really surprised that the Republican Party today is not interested in economy. In the last campaign, I heard a lot of talk about economy in government. It seems to me that economy in government is always when it does not affect your own party. Any time we talk about economy in government in Pennsylvania, we always throw in the fact and point out a few important functions of government like education or health. There are a lot of other functions of government here where money is being spent which should not be spent.

Mr. President, I think we should just forget all these bills for a while, and bring in some people who know something about government to discuss the Chesterman Report and give them a chance to study it. Then we will find there will be quite a difference in the cost of government in the State of Pennsylvania.

Mr. MAHANY. Mr. President, I have just been advised that the printer, or some representative of the printer, has delivered 10,000 copies of the Government Survey

Committee Reports, to Room 455 in the Education Building. That was just done today.

Mr. President, these reports are now available, and, although no plans have been worked out for distribution to the Senators or to their constituents, I am suggesting this. If the Democrats want any copies, I suggest they place their request with Senator Dent's office, and if the Republican Senators want any copies, that they place their requests in my office and I will try to get them to you. I feel that Senator Dent will also take care of his colleagues.

#### REPORT FROM JOINT LEGISLATIVE COMMITTEE ON TURNPIKE SAFETY

Mr. HARE. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. HARE. Mr. President, I am happy to report the preliminary statistical findings of the Joint Legislative Committee on Turnpike Safety. This is authorized by a joint resolution, passed by the House and Senate. On behalf of the Joint Legislative Committee, I have the honor to transmit herewith these preliminary findings.

Mr. President, copies of this report for distribution to the Members of the Senate have been placed in the post-office box of each member.

The PRESIDENT. The report will be noted in the Journal.

#### INTERROGATION

Mr. DENT. Mr. President, I desire to interrogate the gentleman from Somerset, Senator Hare.

The PRESIDENT. Will the gentleman from Somerset, Mr. Hare, permit himself to be interrogated?

Mr. HARE. I will, Mr. President.

Mr. DENT. Senator Hare, have you made public the specific recommendations that the committee prepared this morning?

Mr. HARE. Senator Dent, the specific six recommendations that the subcommittee agreed to this morning have been released, by newspaper releases, to the press.

Mr. DENT. Thank you, I wanted to know that because some Members of the Senate have read it, or looked at my report which I had here in printed form, and they said it was all right as far as it went, but it had not made any recommendations. I wanted them to know that we had released to the press the six specific recommendations of the committee.

#### CONSIDERATION OF EXECUTIVE NOMINATIONS

Mr. WATSON asked and obtained unanimous consent for immediate consideration of the nominations reported at today's Session.

#### EXECUTIVE SESSION

A motion was made by Mr. WATSON and Mr. WATKINS,

That the Senate do now resolve itself into Executive Session, for the purpose of acting upon the nominations reported at today's session.

Which was agreed to.

The nominations were read as follows:



Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, January 6, 1953.  
To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following:

#### MEMBERS OF THE STATE REGISTRATION BOARD FOR PROFESSIONAL ENGINEERS

Robert C. Gorham, Pittsburgh, from May 3, 1952, for the term of six years, and until his successor shall have been appointed and qualified.

JOHN S. FINE.

#### MEMBER OF BOARD OF TRUSTEES LOCUST MOUNTAIN STATE HOSPITAL

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, March 23, 1953.  
To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Clare Beaver, Ringtown, Schuylkill County, for appointment as a member of the Board of Trustees of Locust Mountain State Hospital, for the term of four years, and until his successor is qualified, vice Orville Breisch, Ringtown, deceased.

JOHN S. FINE.

#### JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, March 31, 1953.  
To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Thomas Bernard Welsh, 165 Bridge Street, Morton, Delaware County, for appointment as Justice of the Peace in and for the Borough of Morton, Delaware County, until the first Monday of January 1956, vice Robert C. Stanley, deceased.

JOHN S. FINE.

#### NOMINATIONS TAKEN FROM TABLE

Mr. WATSON. Mr. President, I call from the table the nominations submitted by His Excellency, the Governor, on March 3, 1953, for membership on the Chester County Board of Assistance.

The Clerk read the nominations as follows:

#### MEMBERS OF CHESTER COUNTY BOARD OF ASSISTANCE

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, March 3, 1953.  
To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as members of the Chester County Board of Assistance, to serve until December 31, 1955, and until their successors are duly appointed and qualified:

Mrs. Elizabeth Gawthrop (Republican), Price Street and Scanneltown Road, R. D., West Chester, vice Mrs. Ellen W. Krauss, West Chester, whose term expired.

Francis A. Bishop (Republican), 310 Main Street, Phoenixville, vice Dr. J. Elmer Gotwals, Phoenixville, whose term expired.

Milton Apfelbaum, Esq. (Democrat), 529 East Lincoln Highway, Coatesville (Reappointment).

JOHN S. FINE.

A motion was made by Mr. WATSON and Mr. WATKINS,

That the Senate do advise and consent to the nominations read by the Clerk.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

#### YEAS—48

Bane,	Hare,	McCusker,	Stiefel,
Barr,	Harney,	McGinnis,	Taylor,
Berger,	Holland,	McMenamin,	Toole,
Blass,	Kessler,	McPherson, Jr.	Wade,
Camiel,	Koprivier, Jr.	Miller,	Wagner,
Chapman,	Lane,	Pechan,	Walker,
Dent,	Leader,	Peelor,	Watkins,
Diehm,	Letzler,	Probert,	Watson,
DiSilvestro,	Madigan,	Ruth,	Welner,
Fleming,	Mahany,	Silvert,	Wolfe,
Freed,	Mallery,	Snowden,	Wood,
Haluska,	McCreesh,	Stevenson,	Yosko,

#### NAYS—0

Two-thirds of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

#### EXECUTIVE SESSION RISES

Mr. WATSON. Mr. President, I move that the Executive Session do now rise.

Mr. WATKINS. Mr. President, I second the motion.

The motion was agreed to.

#### CALENDAR

#### FINAL PASSAGE CALENDAR

#### BILL OVER IN ORDER

Mr. MAHANY. Mr. President, I ask unanimous consent that Senate Bill No. 297, on final passage, entitled:

An Act to further amend the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers, providing for the appointment of certain administrative officers, and of all deputies and other assistants and employees in certain departments, boards and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments, boards and commissions shall be determined," by making the Pennsylvania State Police and the Pennsylvania Board of Parole departmental administrative agencies in the Department of Justice; and prescribing their powers and duties.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

#### BILL DEFEATED ON FINAL PASSAGE

Agreeably to order,

The Senate resumed consideration of Senate Bill No. 339, entitled:

An Act to amend Clause (c) of Section 3 of the act, approved the fifth day of August, one thousand nine hundred forty-one (P. L. 752), entitled "An act regulating and improving the civil service of certain departments and agencies of the Commonwealth; vesting in the State Civil Service Commission and a Personnel Director certain powers and duties; providing for classification of positions, adoption of compensation schedules and certification of payrolls; imposing duties upon certain officers and employes of the Commonwealth; authorizing service to other State departments or agencies and political subdivisions of the Commonwealth in matters relating to civil service; defining certain crimes and misdemeanors; imposing penalties; making certain appropriations, and repealing certain acts and parts thereof," by further defining the term "Service of the Commonwealth" to include certain offices and positions in the Department of Public Instruction.

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

#### YEAS—12

Bane,	Haluska,	Leader,	Stiefel,
Barr,	Holland,	McMenamin,	Welner,
Berger,	Lane,	Silvert,	Yosko,

#### NAYS—33

Berger,	Kessler,	McGinnis,	Taylor,
Blass,	Koprivier, Jr.	McPherson, Jr.	Wade,
Chapman,	Letzler,	Miller,	Wagner,
Diehm,	Madigan,	Pechan,	Walker,
DiSilvestro,	Mahany,	Peelor,	Watkins,
Fleming,	Mallery,	Probert,	Watson,
Freed,	McCreesh,	Snowden,	Wolfe,
Hare,	McCusker,	Stevenson,	Wood,
Harney,			

Less than a Constitutional majority of all the Senators having voted "aye," the quest was determined in the negative.

### THIRD READING CALENDAR

#### BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 14, as follows:

An Act to repeal the act approved the fifteenth day of July one thousand nine hundred thirty-five (P. L. 1006) entitled "An act authorizing the Department of Property and Supplies with the approval of the Governor to sell and convey three contiguous parcels of land"

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The act approved the fifteenth day of July one thousand nine hundred thirty-five (P. L. 1006) entitled "An act authorizing the Department of Property and Supplies with the approval of the Governor to sell and convey three contiguous parcels of land" is hereby repealed

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

#### YEAS—48

Bane,	Hare,	McCusker,	Stiefel,
Barr,	Harney,	McGinnis,	Taylor,
Berger,	Holland,	McMenamin,	Toole,
Blass,	Kessler,	McPherson, Jr.	Wade,
Camiel,	Lane,	Miller,	Wagner,
Chapman,	Leader,	Pechan,	Walker,
Dent,	Koprivier, Jr.	Peelor,	Watkins,
Diehm,	Letzler,	Probert,	Watson,
DiSilvestro,	Madigan,	Ruth,	Welner,
Fleming,	Mahany,	Silvert,	Wolfe,
Freed,	Mallery,	Snowden,	Wood,
Haluska,	McCreesh,	Stevenson,	Yosko,

#### NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

### BILL OVER IN ORDER

Mr. MAHANY. Mr. President, I ask unanimous consent that Senate Bill No. 35, on third reading, entitled:

An Act to further amend Section 1 of the act, approved the twenty-fifth day of April, one thousand nine hundred twenty-nine (P. L. 723), entitled "An act regulating the investment of funds by administrative departments, boards, commissions, and officers of the State Government," by expanding the investment powers of State administrative departments, boards, commissions or officers.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

### BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 37, as follows:

An Act authorizing the Department of Property and Supplies to sell and convey a tract of land situate in the Township of North Union Fayette County Pennsylvania with the approval of the Governor

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The Department of Property and Supplies with approval of the Governor is hereby authorized on behalf of the Commonwealth of Pennsylvania to sell at public sale to the highest bidder the following described tract of land situate in North Union Township Fayette County Pennsylvania

Beginning at a point on the southerly curb line of the old Connellsville Road in line of land of Park Place Cemetery said point being offset south twenty degrees and twenty minutes East (S 20 degrees 20 minutes E) thirty and sixteen one hundredths (30.16) feet from the center line of the present State Highway Route Number 117 at Station 67 + 84.40 of the State Highway Enumeration as shown on the plan for Route 117 Section 9 approved by the Governor September 26 1941 thence North twenty degrees and twenty minutes West (N 20 degrees 20 minutes W) for a distance of five hundred forty-one and ninety-two one hundredths (541.92) feet to a point thence North sixty degrees and fifty minutes East (N 60 degrees 50 minutes E) for a distance of four hundred ninety-five and ninety-eight one hundredths (495.98) feet to a point thence South twenty-nine degrees and ten minutes East (S 29 degrees 10 minutes E) for a distance of two hundred (200) feet to a point said point being South sixty degrees and fifty minutes West (S 60 degrees 50 minutes W) fifty (50) feet from a concrete monument



thence South sixty degrees and fifty minutes West (S 60 degrees and 50 minutes W) for a distance of sixty-five (65) feet to a point said point being North sixty degrees and fifty minutes East (N 60 degrees 50 minutes E) one hundred eighty-three and sixty-one one hundredths (183.61) feet from a concrete monument thence South twenty-nine degrees and ten minutes East (S 29 degrees 10 minutes E) for a distance of three hundred and thirty-five and forty-six one hundredths (335.46) feet to a point on the southerly curb line of the old Connellsville Road and in line of land of St Mary's Cemetery said point being offset South twenty-nine degrees and ten minutes East (S 29 degrees 10 minutes E) fifty-five and forty-four one hundredths (55.44) feet from the centerline of the present State Highway Route Number 117 at Station 72 +94.82 of the State Highway Enumeration thence by the said Southerly curb line of the old Connellsville Road South sixty degrees and fifty minutes West (S 60 degrees and 50 minutes W) for a distance of five hundred fourteen and twenty-three one hundredths (514.23) feet to the place of beginning and containing 6.1081 acres subject to the reservations contained in Indenture dated June 2 1947 and recorded in the Office for Recording of Deeds in Fayette County Pennsylvania in Deed Book 640 page 132 by which the Commonwealth acquired title to this property

Section 2 The deed of conveyance shall be approved by the Department of Justice and shall be executed by the Secretary of Property and Supplies in the name of the Commonwealth of Pennsylvania

Section 3 All monies received from the sale of the land herein authorized shall be deposited in the Motor License Fund

Section 4 This act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

#### YEAS—48

Bane,	Hare,	McCusker,	Stiefel,
Barr,	Harney,	McGinnis,	Taylor,
Berger,	Holland,	McMenamin,	Toole,
Blass,	Kessler,	McPherson, Jr.	Wade,
Camiel,	Koprivier, Jr.	Miller,	Wagner,
Chapman,	Lane,	Pechan,	Walker,
Dent,	Leader,	Peelor,	Watkins,
Diehm,	Letzler,	Probert,	Watson,
DiSilvestro,	Madigan,	Ruth,	Weiner,
Fleming,	Mahany,	Silvert,	Wolfe,
Freed,	Mallery,	Snowden,	Wood,
Haluska,	McCreesh,	Stevenson,	Yosko,

#### NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

#### RECESS

Mr. MAHANY. Mr. President, I wonder if my colleagues will forgive me if I ask for about a five minute recess, for the purpose of having this Odd Fellows Home band come in and serenade us for about five minutes. Maybe it will bring a little harmony into the Session.

At this time, Mr. President, there will also be a meeting of the Local Government Committee, for the purpose of holding a public hearing.

Therefore, Mr. President, I move that the Senate do now take a recess for five minutes.

Mr. HARE. Mr. President, I second the motion. The motion was agreed to.

#### AFTER RECESS

The PRESIDENT. The time of recess having elapsed, the Senate will be in order.

#### PERMISSION TO ADDRESS SENATE

Mr. SILVERT asked and obtained unanimous consent to address the Senate.

Mr. SILVERT. Mr. President, in 1949 the Legislature granted home rule to the city of Philadelphia. In 1951, at a special election, the voters of Philadelphia adopted a new home rule charter consolidating county offices and city offices. Subsequently, the Council of Philadelphia, by a resolution duly passed, appointed an Advisory Consolidation Commission to study the problem of properly integrating the county offices, and to determine which of the county offices shall remain elective and which shall become appointive.

Mr. President, this consolidation commission submitted its report to the City Council of Philadelphia on February 9, 1953, which report of the commission has been adopted by City Council. The City Council of Philadelphia further passed a resolution, asking that this Legislature grant the City Council of Philadelphia authority to complete the consolidation of city and county offices, and by ordinance to definitely determine which offices shall be elective and which shall be appointive.

Therefore, Mr. President, this bill which I am about to introduce, on behalf of my colleagues, Senator Stiefel, Senator Weiner, Senator Camiel and myself, will accomplish the purposes of final city-county consolidation.

#### BILL INTRODUCED AND REFERRED

Mr. SILVERT. Mr. President, I ask unanimous consent to introduce a bill at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Messrs. SILVERT, STIEFEL, WEINER and CAMIEL read in place and presented to the Chair Senate Bill No. 445, entitled:

An Act to carry out the intent and purpose of Article XV, Section 1, and Article XIV, Section 8, of the Constitution of Pennsylvania and to supplement the First Class City Home Rule Act approved April 21, 1949, P. L. 665, by vesting in the Council of the City of Philadelphia full powers to legislate with respect to the election, appointment, compensation, organization, abolition, merger, consolidation, powers, functions and duties of certain officers, offices, boards and commissions of the City of Philadelphia; providing that such officers may be made appointive or abolished; and altering the term of the District Attorney of Philadelphia.

Which was committed to the Committee on Local Government.

#### THIRD READING CALENDAR

#### BILL OVER IN ORDER

Mr. MAHANY. Mr. President, I ask unanimous consent that Senate Bill No. 41, on third reading, entitled:

A Supplement to the act, approved the twenty-fifth day of June, one thousand nine hundred thirty-one (P. L. 1352), entitled "An act providing for joint action by



the Commonwealth of Pennsylvania and the State of New Jersey in the administration, operation, and maintenance of bridges over the Delaware River, and for the construction of additional bridge facilities across said river; authorizing the Governor, for these purposes, to enter into an agreement with the State of New Jersey; creating a Delaware River Joint Toll Bridge Commission and specifying the powers and duties thereof, including the power to finance the construction of additional bridges by the issuance of revenue bonds to be redeemed from revenues derived from tolls collected at such bridges; transferring to said commission all powers now exercised by existing commission created to acquire toll bridges over the Delaware River; and making an appropriation," by authorizing the Governor to enter into a supplemental compact or agreement on behalf of the Commonwealth of Pennsylvania with the State of New Jersey amending and supplementing the compact or agreement entitled "Agreement between the Commonwealth of Pennsylvania and the State of New Jersey creating the Delaware River Joint Toll Bridge Commission as a body corporate and politic and defining its powers and duties," as heretofore amended and supplemented; enlarging the jurisdiction and powers of said commission with respect to the acquisition, construction, administration, operation and maintenance of port and terminal facilities, the financing thereof, and the fixing, charging and collecting of tolls and other charges for the use of said port and terminal facilities; authorizing the issuance of negotiable bonds and obligations of the commission; providing for the designation of deputies to act for and in behalf of absent ex-officio members of said commission from Pennsylvania; authorizing the combining for financing purposes of any such port and terminal facilities with any bridge or bridges heretofore or hereafter constructed or acquired by said commission; and authorizing the Governor to apply, on behalf of the Commonwealth of Pennsylvania, to the Congress of the United States for its consent to such supplemental compact or agreement.

go over in its order, temporarily.

The PRESIDENT. Is there objection? The Chair hears none.

(The Senate was at ease.)

#### SENATE BILL No. 41 CALLED UP

Mr. MAHANY. Mr. President, I call up from the Third Reading Calendar Senate Bill No. 41, Printer's No. 40, which just went over in its order temporarily, for consideration at this time.

#### BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 41, as follows:

A Supplement to the act approved the twenty-fifth day of June one thousand nine hundred thirty-one (P. L. 1352) entitled "An act providing for joint action by the Commonwealth of Pennsylvania and the State of New Jersey in the administration operation and maintenance of bridges over the Delaware River and for the construction of additional bridge facilities across said river authorizing the Governor for these purposes to enter into an agreement with the State of New Jersey creating a Delaware River Joint Toll Bridge Commission and specifying the powers and duties thereof including the power to finance the construction of additional bridges by the issuance of revenue bonds to be redeemed from revenues derived from tolls collected at such bridges transferring to said commission all powers now exercised by existing commission created to acquire toll bridges over the Delaware River

and making an appropriation" by authorizing the Governor to enter into a supplemental compact or agreement on behalf of the Commonwealth of Pennsylvania with the State of New Jersey amending and supplementing the compact or agreement entitled "Agreement between the Commonwealth of Pennsylvania and the State of New Jersey creating the Delaware River Joint Toll Bridge Commission as a body corporate and politic and defining its powers and duties" as heretofore amended and supplemented enlarging the jurisdiction and powers of said commission with respect to the acquisition construction administration operation and maintenance of port and terminal facilities the financing thereof and the fixing charging and collecting of tolls and other charges for the use of said port and terminal facilities authorizing the issuance of negotiable bonds and obligations of the commission providing for the designation of deputies to act for and in behalf of absent ex-officio members of said commission from Pennsylvania authorizing the combining for financing purposes of any such port and terminal facilities with any bridge or bridges heretofore or hereafter constructed or acquired by said commission and authorizing the Governor to apply on behalf of the Commonwealth of Pennsylvania to the Congress of the United States for its consent to such supplemental compact or agreement

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The Governor is hereby authorized to enter into a supplemental compact or agreement on behalf of the Commonwealth of Pennsylvania with the State of New Jersey amending and supplementing the compact or agreement entitled "Agreement between the Commonwealth of Pennsylvania and the State of New Jersey creating the Delaware River Joint Toll Bridge Commission as a body corporate and politic and defining its powers and duties" which was executed on behalf of the Commonwealth of Pennsylvania by its Governor on the nineteenth day of December one thousand nine hundred and thirty-four and on behalf of the State of New Jersey by its Governor on the eighteenth day of December one thousand nine hundred and thirty-four as heretofore amended and supplemented such supplemental compact or agreement to be in substantially the following form

"Supplemental Agreement between the Commonwealth of Pennsylvania and the State of New Jersey amending and supplementing the compact or agreement entitled 'Agreement between the Commonwealth of Pennsylvania and the State of New Jersey creating the Delaware River Joint Toll Bridge Commission as a body corporate and politic and defining its powers and duties' as heretofore amended and supplemented by extending the powers of the commission to include certain port and terminal facilities

The Commonwealth of Pennsylvania and the State of New Jersey do hereby solemnly covenant and agree each with the other as follows

(1) Article I of the compact or agreement entitled 'Agreement between the Commonwealth of Pennsylvania and the State of New Jersey creating the Delaware River Joint Toll Bridge Commission as a body corporate and politic and defining its powers and duties' executed on behalf of the Commonwealth of Pennsylvania by its Governor on the nineteenth day of December one thousand nine hundred and thirty-four pursuant to an act of its General Assembly approved the twenty-fifth day of June one thousand nine hundred and thirty-one (P. L. 1352) as last amended by an act of said General Assembly approved the eighteenth day of May one thousand nine hundred and thirty-three (P. L. 827) and executed on behalf of the State of New Jersey by its Governor on the eighteenth day of December one thousand nine hundred and thirty-four pursuant to an act of its Senate and General Assembly approved June eleventh one thousand nine hundred and thirty-four (Chapter 215 Laws of 1934 RS (1937) 32:8-1) to which compact or agreement the consent of the Congress of the United States was given by section 9 of an Act of the Congress approved August 30 1935 (Public No. 411 74th Congress 49 Stat 1051 1058)



as heretofore amended and supplemented be and the same is hereby amended and supplemented to read as follows

#### Article I

There is hereby created a body corporate and politic to be known as the Delaware River Joint Toll Bridge Commission (hereinafter in this agreement called the 'Commission' 'commission') which shall consist of the commissioners on behalf of the Commonwealth of Pennsylvania provided for by the act approved the eighth day of May one thousand nine hundred and nineteen (P. L. 148) and its supplements and amendments for the acquisition of toll bridges over the Delaware River and of commissioners on behalf of the State of New Jersey provided for by the act approved the first day of April one thousand nine hundred and twelve (Chapter two hundred ninety-seven) and its supplements and amendments for the acquisition of toll bridges over the Delaware River which said commissions have heretofore been acting as a joint commission by virtue of reciprocal legislation

No action of the commission shall be binding unless a majority of the members of the commission from Pennsylvania and a majority of the members of the commission from New Jersey shall vote in favor thereof

In the event that any ex-officio member of the commission from Pennsylvania shall for any reason be absent from a meeting of the commission a deputy or other person in his department designated by him for such purpose shall be authorized to act at such meeting for and in behalf of such absent member and to vote in his place on all matters which may be presented for consideration at such meeting Such designation shall be signed by such ex-officio member and filed with the Secretary of the commission and shall continue in effect until the expiration of the term of office of such member or until another designation shall be made

The commission shall constitute the public corporate instrumentality of the Commonwealth of Pennsylvania and the State of New Jersey for the following public purposes and shall be deemed to be exercising an essential governmental function in effecting such [purpose] purposes to wit

(a) The administration operation and maintenance of the joint State-owned bridges across the Delaware River between the Commonwealth of Pennsylvania and the State of New Jersey and located north of the present stone arch bridge of the Pennsylvania Railroad across the Delaware River from Morrisville to Trenton

(b) The investigation of the necessity for additional bridge communications over the Delaware River [north of said railroad bridge] and the making of such studies surveys and estimates as may be necessary to determine the feasibility and cost of such additional bridge communications

(c) The preparation of plans and specifications for and location acquisition construction administration operation and maintenance of such additional bridge communications over the Delaware River [north of the aforesaid railroad bridge] at any location north of the boundary line between Bucks County and Philadelphia County in the Commonwealth of Pennsylvania as extended across the Delaware River to the New Jersey shore of said river as the commission deems necessary to advance the interests of the two States and to facilitate public travel and the issuance of bonds and obligations to provide moneys sufficient for the acquisition or construction of such bridges and the collection of tolls rentals and charges for the redemption of such bonds and obligations and the payment of interest thereon

(d) The procurement from the Government of the United States of any consents which may be requisite to enable [any project within its powers to be carried out] the commission to exercise any of its powers

(e) The investigation of the necessity for additional port and terminal facilities within the area hereinafter referred to as the 'district' comprising all of the territory within the counties of Bucks Northamp-

ton Monroe and Pike in Pennsylvania all of the territory within the counties of Sussex Warren Hunterdon and Mercer in New Jersey and that part of the territory within the county of Burlington in New Jersey north of the northerly bank of Rancocas Creek as said creek and its north branch extend in a general easterly direction from the Delaware River and through Mount Holly Pemberton and Browns Mills and other communities to the Burlington-Ocean County boundary line in New Jersey

(f) The acquisition construction administration operation and maintenance of such port and terminal facilities within the district as the commission may deem necessary to advance the interests of the two states the issuance of bonds or other obligations of the commission to provide moneys sufficient for the acquisition or construction of such facilities and the collection of fees rentals tolls and other charges for the payment of such bonds or obligations and the interest thereon and for the administration operation and maintenance of such facilities

(2) Article II of said compact or agreement as heretofore amended and supplemented be and the same is hereby amended and supplemented to read as follows

#### Article II

For the effectuation of its authorized purposes the commission is hereby granted the following powers

- (a) To have perpetual succession
- (b) To sue and be sued
- (c) To adopt and use an official seal
- (d) To elect a chairman vice-chairman secretary and treasurer and appoint an engineer The secretary treasurer and engineer need not be members of the commission
- (e) To adopt suitable by-laws for the management of its affairs
- (f) To appoint such other officers agents and employees as it may require for the performance of its duties
- (g) To determine the qualifications and duties of its appointees and to fix their compensation
- (h) To enter into contracts
- (i) To acquire own hire use operate and dispose of personal property
- (j) To acquire own use lease operate and dispose of real property and interest in real property and to make improvements thereon
- (k) To grant the use of by franchise lease and otherwise and to make and collect charges for the use of any property or facility owned or controlled by it
- (l) To borrow money upon its bonds or other obligations either with or without security
- (m) To exercise the power of eminent domain
- (n) To determine the exact location system and character of and all other matters in connection with any and all improvements or facilities which it may be authorized to own construct establish effectuate maintain operate or control
- (o) In addition to the foregoing powers to exercise the powers duties authority and jurisdiction heretofore conferred and imposed upon the aforesaid commissions hereby constituted a joint commission by reciprocal legislation of the Commonwealth of Pennsylvania and the State of New Jersey with respect to the acquisition of toll bridges over the Delaware River and management operation and maintenance of such bridges and the location acquisition construction administration operation and maintenance of additional bridge communications over the Delaware River [north of the aforesaid railroad bridge of the Pennsylvania Railroad] at any location north of the boundary line between Bucks County and Philadelphia County in the Commonwealth of Pennsylvania as extended across the Delaware River to the New Jersey shore of said



river The powers granted in this paragraph shall be in addition to those powers granted by paragraph (a) of Article X of this agreement

- (p) To exercise all other powers not inconsistent with the Constitutions of the [State] States of Pennsylvania and New Jersey or of the United States which may be reasonably necessary or incidental to the effectuation of its authorized purposes or to the exercise of any of the [foregoing] powers granted to the commission by this agreement or any amendment thereof or supplement thereto except the power to levy taxes or assessments for benefits and generally to exercise in connection with its property and affairs and in connection with property under its control any and all powers which might be exercised by a natural person or a private corporation in connection with similar property and affairs
- (q) To acquire construct rehabilitate improve maintain lease as lessor or as lessee repair and operate port and terminal facilities as hereinafter defined within the district including the dredging of ship channels and turning basins and the filling and grading of land therefor
- (r) To provide from time to time for the issuance of its bonds or other obligations for any one or more of its corporate purposes all bonds and other obligations hereafter issued by the commission shall have all the qualities and incidents of negotiable instruments
- (s) To fix charge and collect fees rentals tolls and other charges for the use of any of its port and terminal facilities so as to provide funds at least sufficient with other funds available for such purposes (1) to pay the cost of maintaining repairing and operating such port and terminal facilities including the administrative expenses of the commission chargeable thereto (2) to pay the bonds or other obligations issued on account of such facilities and the interest thereon as the same become due and payable and (3) to provide reserves for such purposes and to pledge such funds over and above such costs of maintenance repair and operation to the payment of such bonds or other obligations and the interest thereon
- (t) To petition the Interstate Commerce Commission any public service or public utilities commission or any other federal state or local authority whether administrative judicial or legislative for the adoption and execution of any physical improvement change in method rate of transportation system of handling freight warehousing docking lightering or transfer of freight which in the opinion of the commission may be designed to improve or facilitate the movement or handling of commerce within the district or improve the terminal or transportation facilities therein

As used in this agreement the term 'port and terminal facilities' shall mean and shall include without intending thereby to limit the definition of such term any one or more of the following or any combination thereof

(1) Every kind of terminal or storage structure or facility now in use or hereafter designed for use in the handling storage loading or unloading of freight or passengers at steamship railroad or motor terminals or airports and every kind of transportation facility now in use or hereafter designed for use in connection therewith and

(2) All real and personal property and all works buildings structures equipment machinery appliances and appurtenances necessary or convenient for the proper construction equipment maintenance and operation of such facility or facilities or any one or more of them

Notwithstanding any other provision of this agreement or any provision of law state or federal to the contrary the commission may combine for financing purposes any port and terminal facility or facilities constructed or acquired by it under the provisions of this agreement with any bridge or bridges heretofore or hereafter con-

structed or acquired by the commission subject to any limitations contained in any trust indenture securing bonds of the commission at the time outstanding

The powers herein granted to the commission with reference to port and terminal facilities shall supersede the right to exercise any such powers within the district as defined in paragraph (e) of Article I of this agreement by any other body which has been heretofore created by compact or agreement between the Commonwealth of Pennsylvania and the State of New Jersey

Nothing contained in any other of the provisions of this compact or agreement shall be deemed or construed to amend modify or repeal any of the powers rights or duties conferred by or limitations or restrictions expressed in Article X of this compact or agreement or any of the provisions of said Article X relating to a bridge to be constructed operated and maintained by the Pennsylvania Turnpike Commission or the New Jersey Turnpike Authority acting alone or in conjunction with each other"

Section 2 Upon its signature on behalf of the Commonwealth of Pennsylvania and the State of New Jersey the supplemental compact or agreement hereinabove set forth shall become binding and shall have the force and effect of an act of the General Assembly of the Commonwealth of Pennsylvania and the Delaware River Joint Toll Bridge Commission shall thereupon become vested with all the powers rights and privileges and be subject to the duties and obligations contained therein as though the same were specifically authorized and imposed by statute and the Commonwealth of Pennsylvania shall be bound by all the obligations assumed by it under such supplemental compact or agreement and the Governor shall transmit an original signed copy thereof to the Secretary of the Commonwealth for filing in his office

Section 3 The Governor is hereby authorized to apply on behalf of the Commonwealth of Pennsylvania to the Congress of the United States for its consent and approval to such supplemental compact or agreement

Section 4 If any provision of this act or the application thereof to any person or circumstance is held invalid such invalidity shall not affect other provisions or applications of the act which can be given effect without the invalid provision or application and to this end the provisions of this act are declared to be severable

Section 5 This act shall take effect immediately but the Governor shall not enter into the supplemental compact or agreement hereinabove set forth on behalf of the Commonwealth of Pennsylvania until passage by the State of New Jersey of a substantially similar act embodying the supplemental compact or agreement between the two states

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

Mr. YOSKO. Mr. President, I do not want to repeat what I said yesterday relative to this bill. I am going to ask the Members of the Senate to vote "no" on this bill, first, due to the questions I raised yesterday in my brief talk; second, because of the broad, unexplained implications in the bill; and, third, Mr. President, if there were nothing to hide, the promoters of this legislation would certainly, voluntarily, upon request for a public hearing, agree to such a hearing. Certainly those who had this bill drafted—I am talking about the promoters now—had something in mind when they prepared this bill. They had some sort of plans to accomplish something. Because it is foreign to us, at least to me, I think we should be advised on legislation such as this before we pass upon it.

Mr. President, I want to add just one more question to what I raised yesterday. We have a toll bridge in my district, a toll bridge which should have been free back in 1949. However, the promoters of this bill placed that



bridge in hock as security to float a bond issue to erect another bridge down in Trenton, which I understand now cannot pay its debts because it is not collecting sufficient tolls. This is an indication to me that at the time this bridge was placed in hock, the bridge down in Trenton was not needed, as was indicated by the hundreds of people who came up here pleading to the Senate not to pass the bill because of the number of houses that were to be torn down.

Mr. President, I would like to know, for instance, for the construction that might be involved in this bill here, will this toll bridge in Easton be used as a pawn to help finance something else, and continue as a toll bridge for a longer period of thirty years? I think we have a right to know these things.

As I said before, Mr. President, if the sponsors of the bill, or the promoters of the bill, have nothing to hide, they should agree to a public hearing, or an informal hearing, and give us a chance to find out just what is in back of somebody's mind, just what they propose to do, and just what plans they have. Since they have not done that, and since we do not know what the plans are of this commission, I ask the Members of this Senate to vote against the bill.

And the question recurring,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

#### YEAS—41

Bane,	Hare,	McGinnis,	Stevenson,
Barr,	Harney,	McMenamin,	Stiefel,
Berger,	Kessler,	McPherson, Jr.	Taylor,
Blass,	Koprivier, Jr.	Miller,	Wade,
Chapman,	Lane,	Pechan,	Wagner,
Dent,	Letzler,	Peelor,	Welker,
Diehm,	Madigan,	Probert,	Watkins,
DiSilvestro,	Mahany,	Ruth,	Watson,
Fleming,	Mallery,	Silvert,	Wolfe,
Freed,	McCusker,	Snowden,	Wood,
Haluska,			

#### NAYS—5

Camiel,	Leader,	Welner,	Yosko,
Holland,			

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 50, as follows:

An Act to further amend section 306 and to amend subsection A of section 318 of the act approved the fifth day of May one thousand nine hundred thirty-three (P. L. 289) entitled "An act relating to nonprofit corporations defining and providing for the organization merger consolidation and dissolution of such corporations conferring certain rights powers duties and immunities upon them and their officers and members prescribing the conditions on which such corporations may exercise their powers providing for the inclusion of certain existing corporations of the first class within the provisions of this act prescribing the terms and conditions upon which foreign nonprofit corporations may be admitted or may continue to do business within the Commonwealth conferring powers and imposing duties on the courts of common pleas prothonotaries of such courts recorders of deeds and certain State departments

commissions and officers authorizing certain local public officers and State departments to collect fees for services required to be rendered by this act imposing penalties and repealing certain acts and parts of acts relating to corporations" by authorizing nonprofit corporations to designate corporate trustees for the investment reinvestment and maintenance of their funds and assets held in trust or otherwise and to transfer such funds to such corporate trustees for such purposes and providing for the powers duties and liabilities of such trustees

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 306 of the act approved the fifth day of May one thousand nine hundred thirty-three (P. L. 289) entitled "An act relating to nonprofit corporations defining and providing for the organization merger consolidation and dissolution of such corporations conferring certain rights powers duties and immunities upon them and their officers and members prescribing the conditions on which such corporations may exercise their powers providing for the inclusion of certain existing corporations of the first class within the provisions of this act prescribing the terms and conditions upon which foreign nonprofit corporations may be admitted or may continue to do business within the Commonwealth conferring powers and imposing duties on the courts of common pleas prothonotaries of such courts recorders of deeds and certain State departments commissions and officers authorizing certain local public officers and State departments to collect fees for services required to be rendered by this act imposing penalties and repealing certain acts and parts of acts relating to corporations" as last amended by the act approved the second day of July one thousand nine hundred thirty-seven (P. L. 2838) is hereby further amended to read as follows

Section 306 Authority to Take and Hold Trust Property Investments Subject to any limitations or restrictions contained in its articles every nonprofit corporation formed for religious educational scientific or charitable purposes may without limitations as to value take receive and hold such real and personal property including the principal or interest of any money or other fund as may be given granted conveyed bequeathed devised to or otherwise vested in such corporation in trust for the purpose or purposes set forth in its articles Such real and personal property shall be faithfully and specifically used for or applied to the purpose or purposes for which it was given in trust to the corporation The directors of the corporation shall as trustees of such property be held to the same degree of responsibility and accountability as if not incorporated unless a less degree or a particular degree of responsibility and accountability is prescribed in the trust instrument or unless the directors remain under the control of the members of the corporation or third persons who retain the right to direct and do direct the actions of the directors as to the use of the trust property from time to time Unless otherwise specifically directed in the trust instrument by which any real or personal property money or other funds are given granted conveyed bequeathed devised to or otherwise vested in corporations formed for religious educational scientific or other charitable purposes the directors thereof shall have power to invest the funds thus received or the proceeds of any property thus received in such investments as in the honest exercise of their judgment they may after investigation determine to be safe and proper investments and to retain any investments heretofore so made The directors of the corporation shall keep accurate accounts of all trust funds separate and apart from the other funds of the corporation and shall unless the terms of the particular trust instrument provide otherwise make an annual report signed by the treasurer to the members of the corporation concerning the trust funds held under this section and the use made of such funds and of the income thereof

Any such nonprofit corporation may by appropriate action of its board of directors or trustees transfer any such real or personal property to a corporate trustee which shall be a bank and trust company or a trust company



incorporated under the laws of the Commonwealth of Pennsylvania or a national banking association having fiduciary powers and having its principal office in this Commonwealth as trustee and with like investment restrictions said transfers to be either revocable or irrevocable and upon the transfer of any such property any such nonprofit corporation shall be relieved of all liability for the investment and reinvestment thereof Such corporate trustee shall pay at least semi-annually or at more frequent intervals if so agreed the net income from such property to such nonprofit corporation for use and application to the purpose or purposes for which it was given in trust to such nonprofit corporation

Section 2 Subsection A of section 318 of the said act as added thereto by the act approved the ninth day of May one thousand nine hundred forty-seven (P. L. 196) is hereby amended to read as follows

Section 318 Common Trust Funds A Every nonprofit corporation may establish and maintain one or more common trust funds the assets of which shall be held invested and reinvested by the corporation itself or by a corporate trustee designated and empowered as hereinafter provided which corporate trustee shall be a bank and trust company or a trust company incorporated under the laws of Pennsylvania or a national banking association having fiduciary powers and having its principal office in Pennsylvania The board of directors or trustees of any such nonprofit corporation may by appropriate action designate such corporate trustee transfer such assets to it in trust and authorize it to invest reinvest apportion and amortize such assets subject to the same powers restrictions and obligations as are hereinafter provided with respect to investment reinvestment apportionment and amortization of such assets by the nonprofit corporation itself Upon transfer of any assets to such corporate trustee such nonprofit corporation shall be relieved of all duties and liabilities for the investment reinvestment apportionment and amortization thereof hereinafter imposed by this section and such duties and liabilities shall be assumed BY and shall appertain to such corporate trustee The corporate trustee shall pay at least semi-annually or at more frequent intervals if so agreed the net income from such assets to such nonprofit corporation for use and application to the several participating interests in such common trust fund the proportion of which participations in such net income to be designated upon payment thereof by the corporate trustee The nonprofit corporation may at any time withdraw the whole or part of any participating interests in such common trust fund for distribution by it as hereinafter provided The term "common trust fund" shall mean a fund maintained by the corporation for the collective investment and reinvestment of moneys of trusts and any other funds contributed thereto by such corporation as fiduciary or otherwise

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

#### YEAS—48

Bane,	Hare,	McCusker,	Stiefel,
Barr,	Harney,	McGinnis,	Taylor,
Berger,	Holland,	McMenamin,	Toole,
Blass,	Kessler,	McPherson, Jr.	Wade,
Camiel,	Lane,	Miller,	Wagner,
Chapman,	Koprivier, Jr.	Pechan,	Walker,
Dent,	Leader,	Peelor,	Watkins,
Diehm,	Letzler,	Propert,	Watson,
DISilvestro,	Madigan,	Ruth,	Welner,
Fleming,	Mahany,	Silvert,	Wolfe,
Freed,	Mallery,	Snowden,	Wood,
Haluska,	McCreesh,	Stevenson,	Yosko,

#### NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

### BILL ON THIRD READING AMENDED

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 91, entitled:

An Act to further amend Section 5 of the act, approved the thirty-first day of May, one thousand nine hundred forty-five (P. L. 1198), entitled "An act providing for the conservation and improvement of land affected in connection with the mining of bituminous coal by the open pit mining method; regulating such mining; and providing penalties," by further regulating backfilling and operation reports

And said bill having been read at length the third time, On the question,

Will the Senate agree to the bill on third reading?

Mr. YOSKO. Mr. President, with the consent of the sponsor of the bill I ask unanimous consent to offer amendments at this time.

The PRESIDENT. Is there objection? The Chair hears none.

The Clerk read the amendments as follows:

Amend Sec. 1 (Sec. 5), page 3, line 13, by striking out "may" and inserting in lieu thereof: "shall"; Amend Sec. 1 (Sec. 5), page 3, line 14, by striking out "may" and inserting in lieu thereof: "shall".

On the question,

Will the Senate agree to the amendments?

They were agreed to.

On the question,

Will the Senate agree to the bill on third reading, as amended?

### BILL OVER IN ORDER

Mr. MAHANY. Mr. President, I ask unanimous consent that Senate Bill No. 91, on third reading, go over in its order, as amended.

The PRESIDENT. Is there objection? The Chair hears none.

### BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The senate proceeded to the third reading and consideration of House Bill No. 111, as follows:

An Act to continue the imposition of the tax on gross premiums premium deposits and assessments received from business transacted within this Commonwealth by foreign insurance companies association and exchanges The General Assembly of the Commonwealth of Pennsylvania enacts as follows

Section 1 Every insurance company association or exchange of another State or foreign government authorized to do business in this Commonwealth shall continue to pay to the Commonwealth an annual tax at the rate of two per centum upon the gross premiums premium deposits and assessment of every character and description received from business transacted within this Commonwealth within the entire calendar year preceding

The annual report to the Department of Revenue the collection of the tax by the department and the penalties for failure to make the reports and pay the taxes shall be as provided by law

Section 2 The entire amounts received from the two per centum tax paid upon gross premiums premium de-



posits and assessments by foreign fire insurance companies associations and exchanges shall continue to be distributed and used for firemen's relief pension or retirement purposes as provided by Section two of the act approved the twenty-eighth day of June one thousand eight hundred ninety-five (Pamphlet Laws 408) as amended and the entire amounts received from the two per centum tax paid upon gross premiums premium deposits and assessments by foreign casualty insurance companies associations and exchanges shall continue to be distributed and used for police pension retirement or disability purposes as provided by the act approved the twelfth day of May one thousand nine hundred forty-three (Pamphlet Laws 259) as amended

Section 3 The provisions of this act shall become effective immediately upon final enactment and the tax imposed hereunder shall be collected on gross premiums premium deposits and assessments received during the calendar year one thousand nine hundred fifty-three and thereafter

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

#### YEAS—48

Bane,	Hare,	McCusker,	Stiefel,
Barr,	Harney,	McGinnis,	Taylor,
Berger,	Holland,	McMenamin,	Toole,
Blass,	Kessler,	McPherson, Jr.	Wade,
Camiel,	Koprivier, Jr.	Miller,	Wagner,
Chapman,	Lane,	Pechan,	Walker,
Dent,	Leader,	Peelor,	Watkins,
Diehm,	Letzler,	Proper,	Watson,
DiSilvestro,	Madigan,	Ruth,	Weiner,
Fleming,	Mahany,	Silvert,	Wolfe,
Freed,	Mallery,	Stevenson,	Wood,
Haluska,	McCreesh,	Snowden,	Yosko,

#### NAYS—0

A majority of all the Senators having voted "aye", the question was determined in the affirmative.

Ordered, That the clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which the concurrence of the House is requested.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 143, as follows:

An Act to validate and quiet the title to real estate in this Commonwealth held by a foreign corporation not authorized to transact business in Pennsylvania and heretofore conveyed to a citizen or citizens of the United States or a corporation authorized to hold such real estate

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The title to any real estate situate in this Commonwealth which may have been held prior to the first day of January one thousand nine hundred fifty-two by any foreign corporation not authorized under the laws of Pennsylvania to transact business in Pennsylvania the title to which real estate has been heretofore conveyed by such foreign corporation to any citizen or citizens of the United States or to any corporation incorporated under the laws of this Commonwealth or of any other state or commonwealth in the United States and authorized to hold such real estate is hereby declared

to be good and valid and free and clear of any right of escheat by the Commonwealth and such citizen citizens or corporation grantees as aforesaid and his their or its respective heirs successors and assigns shall hold and may convey such title and estate indefeasible as to any right of escheat which the Commonwealth might otherwise have by reason of said unauthorized holding and conveyance by such foreign corporation and all such conveyances heretofore made are hereby ratified and confirmed

Section 2 All acts and parts of acts are hereby repealed in so far as they are inconsistent with the provisions of this act

Section 3 This act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

#### YEAS—48

Bane,	Hare,	McCusker,	Stiefel,
Barr,	Harney,	McGinnis,	Taylor,
Berger,	Holland,	McMenamin,	Toole,
Blass,	Kessler,	McPherson, Jr.	Wade,
Camiel,	Koprivier, Jr.	Miller,	Wagner,
Chapman,	Lane,	Pechan,	Walker,
Dent,	Leader,	Peelor,	Watkins,
Diehm,	Letzler,	Proper,	Watson,
DiSilvestro,	Madigan,	Ruth,	Weiner,
Fleming,	Mahany,	Silvert,	Wolfe,
Freed,	Mallery,	Snowden,	Wood,
Haluska,	McCreesh,	Stevenson,	Yosko,

#### NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence,

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 171, as follows:

An Act authorizing and empowering the Supreme Court of Pennsylvania to prescribe by general rule the practice and procedure governing appeals to the Supreme or Superior Courts of Pennsylvania

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The Supreme Court of Pennsylvania is hereby authorized and empowered to prescribe by general rule the practice and procedure governing appeals in all instances where appeals are authorized by law from any adjudication to the Supreme or Superior Courts of Pennsylvania Such rules shall be consistent with the Constitution of this Commonwealth and shall neither abridge enlarge nor modify the substantive rights of any litigant nor the jurisdiction of any court or any agency of this Commonwealth nor affect any statute of limitations

Section 2 All acts and parts of acts are hereby repealed in so far as they are inconsistent with the provisions of this act

Section 3 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

## YEAS—48

Bane,	Hare,	McCusker,	Stiefel,
Barr,	Harney,	McGinnis,	Taylor,
Berger,	Holland,	McMenamin,	Toole,
Blass,	Kessler,	McPherson, Jr.	Wade,
Camel,	Koprivier, Jr.	Miller,	Wagner,
Chapman,	Lane,	Pechan,	Walker,
Dent,	Leader,	Peelor,	Watkins,
Diehm,	Letzler,	Propert,	Watson,
DiSilvestro,	Madigan,	Ruth,	Weiner,
Fleming,	Mahany,	Silver,	Wolfe,
Freed,	Mallery,	Snowden,	Wood,
Haluska,	McCreesh,	Stevenson,	Yosko,

## NAYS—0

A majority of all the Senators having voted "aye", the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence,

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 203, as follows:

An Act to amend subsection (a) of Section 9 of the act approved the twenty-sixth day of May one thousand nine hundred forty-nine (P. L. 1828) entitled "An act concerning the investment powers and duties of guardians committees trustees and other fiduciaries except personal representatives and prescribing the nature and kind of investments which may be made and retained by such fiduciaries" by authorizing investments in common stocks of investment companies meeting certain qualifications and eliminating the requirement that stock must be listed on an exchange as to the stock of investment companies

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Subsection (a) of Section 9 of the act approved the twenty-sixth day of May one thousand nine hundred forty-nine (P. L. 1828) entitled "An act concerning the investment powers and duties of guardians committees trustees and other fiduciaries except personal representatives and prescribing the nature and kind of investments which may be made and retained by such fiduciaries as last amended by the act approved the twenty-fourth day of August one thousand nine hundred fifty-one (P. L. 1410) is hereby amended to read as follows

## Section 9 Stocks

(a) Preferred and Common Stock Preferred and common stock of any corporation organized under the laws of the United States or of any commonwealth or state thereof or of the District of Columbia shall be an authorized investment if

(1) purchased in the exercise of that degree of judgment and care under the circumstances then prevailing which men of prudence discretion and intelligence exercise in the management of their own affairs not in regard to speculation but in regard to the permanent disposition of their funds considering the probable income to be derived therefrom as well as the probable safety of their capital

(2) in the case of preferred stock the corporation issuing the stock has earned a net profit in eight of the preceding ten fiscal years as reflected in its statements and during each of the preceding ten fiscal years has paid dividends in the specified amounts upon all its preferred stock if any outstanding during such year

(3) in the case of common stock the corporation issuing the stock has earned a net profit in twelve of the preceding sixteen fiscal years as reflected in its statements and during each of the preceding sixteen fiscal years has paid dividends in the specified amounts upon all its preferred stock if any outstanding during said year and in each of at least twelve of the preceding sixteen fiscal years has paid dividends in some amount upon all its common stock if any outstanding during such year and

(4) in the case of any stock other than stock of a bank

or insurance company or of an investment company (as hereinafter defined) the stock is listed or traded (or if unlisted or not entitled to trading privileges shall be eligible for listing and application for such listing shall have been made) on the New York Stock Exchange or any other exchange approved by the Secretary of Banking

No investment in common stock shall be made which at that time would cause the market value of the investments in common stocks to exceed one-third of the market value of the estate not including in such market value the value of any participation in a common trust fund No sale or other liquidation of any investment shall be required solely because of any change in market values whereby the percentages of stocks hereinabove set forth are exceeded In determining the market value of an estate a fiduciary may rely upon published market quotations as to those investments for which such quotations are available and upon such valuations of other property as in his best judgment seem fair and reasonable according to available information

When a corporation has acquired a substantial part of its property within sixteen years immediately preceding the investment by consolidation or merger or by the purchase of a substantial part of the property of any other corporation or corporations the earnings of the predecessor or constituents corporations shall be consolidated so as to ascertain whether the requirements of this section have been satisfied

"Corporation" as used in this section shall include a voluntary association a joint-stock association or company a business trust a Massachusetts trust a common-law trust and any other organization organized and existing for any lawful purpose and which like a corporation continues to exist notwithstanding changes in the personnel of its members or participants and conducts its affairs through a committee a board or some other group acting in a representative capacity

"Investment Company" as used in this section shall mean a corporation (as defined in this Section) which is registered as an investment company under the Federal Investment Company Act of 1940 as from time to time amended and which has no preferred stock bonds loans or any other outstanding securities having preference or priority as to assets or earnings over its common stock and which shall have net assets of not less than Ten million dollars (\$10,000,000) at the date of purchase.

"Common Stock" as used in this section shall include the stock certificates certificates of beneficial interests or trust participation certificates issued by any corporation or unincorporated association included under the definition of "corporation" in the preceding paragraph

Section 2 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

## REQUEST THAT BILL GO OVER IN ORDER

Mr. LANE. Mr. President, I ask unanimous consent that Senate Bill No. 203 go over in its order.

The PRESIDENT. Is there objection?

Mr. MAHANY. Mr. President, I object to the bill going over in its order.

(The Senate was at ease.)

And the question recurring,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

## YEAS—40

Bane,	Hare,	McGinnis,	Stevenson,
Barr,	Harney,	McMenamin,	Stiefel,
Berger,	Kessler,	McPherson, Jr.	Taylor,



Blass,  
Camiel,  
Chapman,  
DiSilvestro,  
Fleming,  
Freed,  
Haluska,

Koprivier, Jr.  
Leader,  
Letzler,  
Madigan,  
Mahany,  
Mallery,  
McCusker,

Miller,  
Pechan,  
Peelor,  
Probert,  
Ruth,  
Silvert,  
Snowden,

Wagner,  
Walker,  
Watkins,  
Watson,  
Weiner,  
Wolfe,  
Wood,

#### NAYS—5

Dent,  
Holland,

Lane,

Wade,

Yosko,

A majority of all the Senators having voted, "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence,

#### BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 207, as follows:

An Act authorizing suits against the Commonwealth in actions involving title to land or interests real

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Actions involving title to land or interests real in which the Commonwealth has a real or apparent interest may be brought against the Commonwealth as defendant or co-defendant or additional defendant

Section 2 All parties to such actions including the Commonwealth shall be subject to the provisions of existing laws and rules relating to pleadings practices and evidence as though they were individuals

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

#### YEAS—48

Bane,  
Barr,  
Berger,  
Blass,  
Camiel,  
Chapman,  
Dent,  
Diehm,  
DiSilvestro,  
Fleming,  
Freed,  
Haluska,

Hare,  
Harney,  
Holland,  
Kessler,  
Koprivier, Jr.  
Lane,  
Leader,  
Letzler,  
Madigan,  
Mahany,  
Mallery,  
McCreesh,

McCusker,  
McGinnis,  
McMenamin,  
McPherson, Jr.  
Miller,  
Pechan,  
Peelor,  
Probert,  
Ruth,  
Silvert,  
Snowden,  
Stevenson,

Stiefel,  
Taylor,  
Toole,  
Wade,  
Wagner,  
Walker,  
Watkins,  
Watson,  
Weiner,  
Wolfe,  
Wood,  
Yosko,

#### NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence,

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 294, as follows:

An Act to further amend subsections (b) (c) and (e) of section 4 of the act approved the twenty-fifth day of May one thousand nine hundred forty-five (P. L. 1050) entitled "An act relating to the collection of taxes levied by counties county institution districts cities of the third class boroughs towns townships certain school districts and vocational school districts conferring powers and imposing duties on tax collectors courts and

various officers of said political subdivisions and prescribing penalties" by clarifying the identity of certain taxing districts

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Subsection (b) of section 4 of the act approval the twenty-fifth day of May one thousand nine hundred forty-five (P. L. 1050) entitled "An act relating to the collection of taxes levied by counties county institution districts cities of the third class boroughs towns townships certain school districts and vocational school districts conferring powers and imposing duties on tax collectors courts and various officers of said political subdivisions and prescribing penalties" as last amended by the act approved the sixteenth day of May one thousand nine hundred fifty-one (P. L. 314) is hereby further amended to read as follows

#### Section 4 Bonds of Tax Collectors

\* \* \* \* \*

(b) In boroughs towns and townships of the second class the elected tax collector shall be collector of borough town or township taxes as the case may be and of county [and] county institution district school district and vocational school district taxes He shall before he enters upon the duties of his office take and subscribe an oath of office and file the same in the office of the clerk of the court of quarter sessions of the county He shall enter into one surety bond to the Commonwealth for all taxes to be collected by him in an amount to be fixed by the court of quarter sessions of the county which amount shall never exceed the estimated amount of taxes charged in the duplicates to be delivered to him in one year Such bond may at the option of the tax collector be an annual bond or may cover the full term of office for which the tax collector shall have been elected Such bond shall have thereon at least two sufficient sureties or one bonding company and the sufficiency of the sureties on the bond shall be approved by the court of quarter sessions at any time prior to the delivery of a tax duplicate to the tax collector The bond shall be filed in the office of the clerk of the court of quarter sessions on or before the fifteenth day of March of the year in which the tax collector qualifies for office and annually thereafter except where the first bond given by the tax collector covers the full term of office for which he was elected Should any of the taxing districts be of the opinion at any time that the bond given by the tax collector is not sufficient in amount or as to the surety thereon the said taxing district may apply to the court by petition to have the tax collector furnish additional bond in the manner provided by this section Thereupon the tax collector shall furnish such additional bond if any as the court of quarter sessions may prescribe but not exceeding the limitation as to the amount hereinbefore prescribed

Section 2 Subsections (c) and (e) of said section four of said act as amended by the act approved the fifth day of June one thousand nine hundred forty-seven (P. L. 453) are hereby further amended to read as follows

#### Section 4 Bonds of Tax Collectors

\* \* \* \* \*

(c) In boroughs towns and townships of the second class the condition of the bond shall be that the collector as tax collector for the borough town or township as the case may be and for the county [and] the county institution district school district and vocational school district shall account for and pay over all taxes penalties and interest received and collected by him to the taxing districts entitled thereto

\* \* \* \* \*

(e) The bond given by a borough town or township tax collector shall be for the use of the borough town or township as the case may be and for the county [and] the county institution district school district and vocational school district

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

## YEAS—48

Bane,	Hare,	McCusker,	Stiefel,
Barr,	Harney,	McGinnis,	Taylor,
Berger,	Holland,	McMenamin,	Toole,
Blass,	Kessler,	McPherson, Jr.	Wade,
Camiel,	Koprivier, Jr.	Miller,	Wagner,
Chapman,	Lane,	Pechan,	Walker,
Dent,	Leader,	Peelor,	Watkins,
Diehm,	Letzler,	Propert,	Watson,
DiSilvestro,	Madigan,	Ruth,	Weiner,
Fleming,	Mahany,	Silvert,	Wolfe,
Freed,	Mallery,	Snowden,	Wood,
Haluska,	McCreesh,	Stevenson,	Yosko,

## NAYS—0

A majority of all the Senators having voted "aye", the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence,

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 300, as follows:

An Act to further amend Section 5 of the act approved the eleventh day of June one thousand nine hundred forty-seven (P. L. 565) entitled "An act providing compensation to certain persons who served in the military or naval forces of the United States or of any of her allies during World War II providing the method of making payment to representatives of persons who because of death or incapacity cannot personally receive compensation imposing certain duties on the Adjutant General making an appropriation and providing penalties" by extending the time during which applications may be filed for veterans' compensation

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 5 of the act approved the eleventh day of June one thousand nine hundred forty-seven (P. L. 565) entitled "An act providing compensation to certain persons who served in the military or naval forces of the United States or of any of her allies during World War II providing the method of making payment to representatives of persons who because of death or incapacity cannot personally receive compensation imposing certain duties on the Adjutant General making an appropriation and providing penalties" as amended by the act approved the tenth day of May one thousand nine hundred fifty-one (P. L. 298) is hereby further amended to read as follows

Section 5 Application for Compensation Applications for compensation shall be made to the Adjutant General on such forms and in such manner as he shall prescribe

Applicants shall state on their application whether or not they have applied for or received a bonus gratuity or compensation of a nature similar to that provided for by this act from any other state in the Union.

All applications shall be made (1) personally by the veteran or (2) in case of death or mental incompetency preventing the making of a personal application then by such representative of the veteran as the Adjutant General shall by regulation prescribe An application made by a representative other than one authorized by such regulation shall be held void

The Adjutant General shall not accept or consider any application filed with him after the thirty-first day of December one thousand nine hundred [fifty-one] fifty-three

Section 2 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

## YEAS—48

Bane,	Hare,	McCusker,	Stiefel,
Barr,	Harney,	McGinnis,	Taylor,
Berger,	Holland,	McMenamin,	Toole,
Blass,	Kessler,	McPherson, Jr.	Wade,
Camiel,	Koprivier, Jr.	Miller,	Wagner,
Chapman,	Lane,	Pechan,	Walker,
Dent,	Leader,	Peelor,	Watkins,
Diehm,	Letzler,	Propert,	Watson,
DiSilvestro,	Madigan,	Ruth,	Weiner,
Fleming,	Mahany,	Silvert,	Wolfe,
Freed,	Mallery,	Snowden,	Wood,
Haluska,	McCreesh,	Stevenson,	Yosko,

## NAYS—0

A majority of all the Senators having voted "aye", the question was determined in the affirmative.

Ordered, That the clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 322, as follows:

An Act to amend the title and sections 1 and 2 of the act approved the third day of May one thousand nine hundred thirty-three (P. L. 242) entitled "An act prohibiting the payment by counties of costs in criminal cases discharged after preliminary hearings before magistrates justices of the peace and aldermen unless names and addresses of prosecutors defendants and witnesses appear on the transcript thereof" by requiring the transcript of all such proceedings to be delivered to the county commissioners within a certain period and extending the provisions of said act to summary offenses

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The title and sections 1 and 2 of the act approved the third day of May one thousand nine hundred thirty-three (P. L. 242) entitled "An act prohibiting the payment by counties of costs in criminal cases discharged after preliminary hearings before magistrates justices of the peace and aldermen unless names and addresses of prosecutors defendants and witnesses appear on the transcript thereof" are hereby amended to read as follows

## An Act

Prohibiting the payment by counties of costs in criminal cases discharged after [preliminary] hearings before magistrates justices of the peace and aldermen unless names and addresses of prosecutors defendants and witnesses appear on the transcript thereof and the transcript delivered to the county commissioners within a certain period

Section 1 Be it enacted &c That no county shall hereafter be liable for the payment of any costs in any prosecution brought before any magistrate alderman or justice of the peace against any person on the charge of having committed any crime or summary offense when such charge shall upon examination at a [preliminary] hearing appear to be unfounded and shall be dismissed or discharged by such magistrate alderman or justice of the peace and the costs thereof directed to be paid by the county or where the defendant is convicted and sentenced to jail in default of the payment of the fine and costs imposed unless there shall be endorsed upon the transcript of such proceedings the names and specific



addresses of the prosecutor the defendant or defendants and of all the witnesses who were called and sworn and who testified at such hearing or examination and the transcript delivered to the office of the county commissioners within thirty (30) days after the hearing.

Section 2 It is unlawful for the county commissioners or the controller of any county to order authorize or approve the payment of any costs in any such proceedings unless the transcript thereof shall contain the name and specific address of the prosecutor the defendant or defendants and all witnesses and has been delivered to the office of the county commissioners as required by the preceding section of this act

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

#### YEAS—48

Bane,	Hare,	McCusker,	Stiefel,
Barr,	Harney,	McGinnis,	Taylor,
Berger,	Holland,	McMenamin,	Toole,
Blass,	Kessler,	McPherson, Jr.	Wade,
Camiel,	Kopriver, Jr.	Miller,	Wagner,
Chapman,	Lane,	Pechan,	Walker,
Dent,	Leader,	Peelor,	Watkins,
Diehm,	Letzler,	Propert,	Watson,
DiSilvestro,	Madigan,	Ruth,	Weiner,
Fleming,	Mahany,	Silvert,	Wolfe,
Freed,	Mallery,	Snowden,	Wood,
Haluska,	McCreesh,	Stevenson,	Yosko,

#### NAYS—0

A majority of all the Senators having voted "aye", the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

#### BILL OVER IN ORDER

Mr. MAHANY. Mr. President, I ask unanimous consent that Senate Bill No. 337, on third reading, entitled:

An Act to further amend the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools, amending, revising, consolidating and changing the laws relating thereto," by limiting the amount of reimbursement by the Commonwealth to school districts and vocational school districts; and requiring the Department of Public Instruction to administer the financial affairs of financially handicapped and distressed school districts in certain cases.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

#### REQUEST THAT BILL GO OVER IN ORDER

Mr. MAHANY. Mr. President, I ask unanimous consent that Senate Bill No. 340, on third reading, entitled:

An Act to further amend Section 208 of the act approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards,

and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," by clarifying the holding over after expiration of the term of office of persons appointed by the Governor and repealing inconsistent provisions.

go over in its order.

The PRESIDENT. Is there objection?

Mr. DENT. Mr. President, before this bill goes over in its order, I want to suggest that this is the bill which, by accident, became one of the bills which was introduced regarding the Chesterman Committee Report. Now, I find myself in the embarrassing position of sponsoring a bill to which I am wholeheartedly opposed. I would suggest that the gentleman who co-sponsored this bill, I presume by accident also, go along with me. I would like to move that this bill be sent back to the "burial committee." If you want to introduce the bill under your own signature, it is perfectly all right with me.

The PRESIDENT. The Chair is in the position where he feels like he is being asked to represent a client who is trying to free himself from contributory negligence.

How does the Majority Floor Leader feel about this matter?

Mr. MAHANY. Mr. President, of course, I understand that there are many of these bills, bearing Senator Dent's signature, to which he is opposed. If this one in particular is especially obnoxious to him, I think it is only fair that we do that, because it was my mistake.

Mr. President, this bill came in with a whole package, and at that time the Department of Justice and the Legislative Reference Bureau were delivering packages of bills to my desk in connection with the Chesterman Committee Report, and this one happened to be delivered along with the rest of them. I just took it for granted that it was part of the Chesterman Committee Report. I was in error.

#### REQUEST THAT BILL GO OVER IN ORDER WITHDRAWN

Mr. MAHANY. Mr. President, I, therefore, withdraw my request that Senate Bill No. 340, on third reading, go over in its order.

#### BILL RECOMMITTED

Mr. MAHANY. Mr. President, I now move that Senate Bill No. 340, on third reading, be recommitted to the Committee on Rules. I think we should have a chance to bury a bill in the Rules Committee for a change.

Mr. DENT. Mr. President, I second the motion.

The motion was agreed to.

#### BILLS ON THIRD READING, DEFEATED ON FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 371, entitled:

An Act to amend clause (c) of Section 3 of the act, approved the fifth day of August, one thousand nine

hundred forty-one (P. L. 752) entitled "An act regulating and improving the civil service of certain departments and agencies of the Commonwealth; vesting in the State Civil Service Commission and a Personnel Director certain powers and duties; providing for classification of positions, adoption of compensation schedules and certification of payrolls; imposing duties upon certain officers and employes of the Commonwealth; authorizing service to other State departments or agencies and political subdivisions of the Commonwealth in matters relating to civil service; defining certain crimes and misdemeanors; imposing penalties; making certain appropriations, and repealing certain acts and parts thereof," by extending the provisions of said act to Anthracite Mine Inspectors and Bituminous Mine Inspectors.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

(During the calling of the roll, the following occurred:)

Mr. MILLER. Mr. President, I wish to be recorded as voting "no."

The PRESIDENT. The gentleman from Beaver will be so recorded.

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

#### YEAS—7

Holland, Leader,	McMenamin, Silver,	Stiefel, Weiner,	Yosko,
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#### NAYS—38

Bane,	Haluska,	McCusker,	Stevenson,
Barr,	Hare,	McGinnis,	Taylor,
Berger,	Harney,	McPherson, Jr.	Wade,
Blass,	Kessler,	Miller,	Wagner,
Camel,	Koprivier, Jr.	Pechan,	Walker,
Chapman,	Lane,	Peelor,	Watkins,
Dent,	Letzler,	Propert,	Watson,
DiSilvestro,	Madigan,	Ruth,	Wolfe,
Fleming,	Mahany,	Snowden,	Wood,
Freed,	Mallery,		

Less than a Constitutional majority of all the Senators having voted "aye," the question was determined in the negative.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 372, entitled:

An Act abolishing the Anthracite Mine Inspectors' Examining Board and the Mine Inspectors' Examining Board for the Bituminous Coal Mines of Pennsylvania.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

#### YEAS—6

Holland,	Silver,	Weiner,	Yosko,
McMenamin,	Stiefel,		

#### NAYS—39

Bane,	Haluska,	Mallery,	Stevenson,
Barr,	Hare,	McCusker,	Taylor,
Berger,	Harney,	McGinnis,	Wade,
Blass,	Kessler,	McPherson, Jr.	Wagner,
Camel,	Koprivier, Jr.	Miller,	Walker,
Chapman,	Lane,	Pechan,	Watkins,
Dent,	Leader,	Peelor,	Watson,

DiSilvestro,	Letzler,	Propert,	Wolfe,
Fleming,	Madigan,	Ruth,	Wood,
Freed,	Mahany,	Snowden,	

Less than a Constitutional majority of all the Senators having voted "aye," the question was determined in the negative.

#### BILL OVER IN ORDER

Mr. MAHANY. Mr. President, I ask unanimous consent that Senate Bill No. 373, on third reading, entitled:

An Act to amend Section 601 of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," by defining the powers and duties of the Budget Secretary; revising the method of preparing the budget; and prohibiting duplications.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

#### BILL RECOMMITTED

Mr. MAHANY. Mr. President, I notice that Senate Bill No. 374 carries an appropriation, and it has not as yet passed the eagle eye of the Appropriation Committee of the Senate.

Therefore, Mr. President, I move that Senate Bill No. 374, on third reading, entitled:

An Act creating a commission to study the feasibility and extent to which the functions of the local health units, county boards of assistance and county institution districts should be combined; prescribing their powers and duties, and making an appropriation.

be recommitted to the Committee on Appropriations for the purpose of further study.

Mr. HARE. I second the motion, Mr. President.

The motion was agreed to.

#### BILL ON THIRD READING, DEFEATED ON FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 376, entitled:

An Act transferring powers and duties relating to local assessments and tax statistics from the Department of Internal Affairs to the State Tax Equalization Board; and imposing duties on local officers.

And said bill having been read at length the third time, and agreed to,

On the question,



Shall the bill pass finally?

Mr. DENT. Mr. President, I would like to know if there is any Member of the Senate who can tell me how this bill, in any way, saves the taxpayers of Pennsylvania any money or creates any revenue.

The PRESIDENT. Are there any volunteers?

Mr. MAHANY. Senator Holland, I believe has some ideas about that. He is an authority on that.

The PRESIDENT. The Majority Floor Leader suggests an authority from Allegheny County.

Mr. HOLLAND. Mr. President, I am not an authority, and I did not have an opportunity to study this bill in detail, because the Republican Majority has held these things up so long and has wasted so much time for fourteen weeks. However, I do think that what has been done on local assessments, on the equalization of local assessments, up to date is practically nil.

Mr. President, as an authority, I think I shall go for the suggestion of the Chesterman Report, and hope that it will effect economy eventually.

The PRESIDENT. Is that responsive to the gentleman's question?

Mr. DENT. Well, Mr. President, it is an answer.

I just want to say, Mr. President, that we have heard about bureaucracies and departments being created, but this Tax Equalization Board was created for a specific function. It has one job to do. In order to perpetuate the job and the commission, we now find that we are taking duties from another department and putting them in that department. There is no suggestion that it saves a nickel; there is no suggestion that it will raise any revenue. I, for one, cannot see how the people of Pennsylvania would benefit and in the end I believe that it will be costly to the State Government, because it is the creation of another bureau. Out of a temporary committee, we are making a permanent position.

Mr. HOLLAND. Mr. President, this Senate has killed the bill that does away with the Department of Internal Affairs, which was part of the suggestions made, to do away with the Department of Internal Affairs and transfer it to another department. Therefore, this bill is not necessary at this time because you killed the Department of Internal Affairs bill.

And the question recurring,

Shall the bill pass finally?

MOTION THAT SENATE BILL No. 376 BE RECOMMITTED TO COMMITTEE

Mr. HOLLAND. Mr. President, I move that this bill be recommitted to the Committee on Rules, because it is not needed at this time.

Mr. HALUSKA. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

Mr. MAHANY. Mr. President, it does not necessarily follow that because the Department of Internal Affairs bill was defeated,—that is, the bill to abolish the Department of Internal Affairs was defeated,—that this bill would go down the same drain. This bill simply provides that the duties relating to local assessments and tax statistics be taken care of by the State Tax Equalization Board, instead of by the Department of Internal Affairs.

Mr. President, we agreed that these bills would be reported from the Rules Committee and would be voted

by the individual Members of the Senate, according to the dictates of their own conscience, as to how they felt, whether the bill was good or whether it was bad. It is now before us. I cannot see any useful purpose in recommitting it to the Rules Committee. Therefore, I wish to object to the motion, and ask my colleagues to vote "no" on it.

Mr. MALLERY. Mr. President, this bill is the most glaring example as to how commissions once established can grow. I am definitely, and always have been, opposed to the cost—

#### POINT OF ORDER

Mr. MAHANY. Point of order, Mr. President.

The PRESIDENT. Will the Senator yield?

Mr. MALLERY. Yes, Mr. President.

The PRESIDENT. For what purpose does the gentleman from Crawford rise?

Mr. MAHANY. Mr. President, I would like to raise a point of order at this time. I would just like to tell Senator Mallery that if he will withhold his comments on the bill until after we vote on this motion, as to whether or not the bill should be recommitted, I think then his remarks would be in order.

The PRESIDENT. Surely the Members of the Senate know that it is contrary to the provisions of the Senate Rules to debate a motion to recommit.

And the question recurring,

Will the Senate agree to the motion?

#### POINT OF ORDER

Mr. HALUSKA. Mr. President, I rise to a point of order.

The PRESIDENT. The gentleman will state his point of order.

Mr. HALUSKA. Mr. President, am I permitted to withdraw my second to the motion?

The PRESIDENT. The Senator may certainly withdraw his second to the motion. Is the Chair to infer that there is no one else to second this motion?

MOTION THAT SENATE BILL No. 376 BE RECOMMITTED TO COMMITTEE WITHDRAWN

Mr. HALUSKA. Mr. President, I withdraw my second to the motion.

The PRESIDENT. Does the gentleman from Allegheny, Mr. Holland, desire to withdraw his motion?

Mr. HOLLAND. Mr. President, inasmuch as this bill is part of the package, and is tied up with the Department of Internal Affairs, it does not make any difference if it is killed in the Senate or in committee.

Therefore, I wish to withdraw my motion to recommit, and ask my colleagues on this side to vote "no" on the bill.

And the question recurring,

Shall the bill pass finally?

Mr. MAHANY. Mr. President, I did not mean to interfere with Senator Mallery's debate on the bill, and now I would like to give him the opportunity to continue if he wishes.

Mr. MALLERY. Mr. President, my remarks will be brief.

Mr. President, this commission was set up, as Senator Dent stated, to perform but one purpose, and that was

to determine the reimbursement fractions. This commission has been spending, as I recall, over \$200,000 a year. There certainly is someone in this Senate who will know, or can suggest, ways and means of performing that function without spending that much money.

Mr. HALUSKA. Mr. President, first I would like to state why I withdrew my second to Senator Holland's motion.

After reading this bill, Mr. President, I found that I erred. Last week I spoke briefly on the duties of that important office. I spoke about the duties of the Secretary, and now I see why this bill was introduced.

Mr. President, it appears to me that perhaps the Secretary of Internal Affairs might once again want to take a postgraduate course and go to college, and surely he could not do his work and take up a postgraduate course, because the last four years he attended college to become a lawyer.

Mr. President, the department head may have a lot of work, and I think it is fair enough to remove this work from his office to another department in order to give that gentleman a chance to go to college at our expense, and buy more Cadillacs and have a good time on the taxpayers' money.

Mr. President, I think we should vote for this bill.

Mr. LANE. Mr. President, I think we should vote against this piece of legislation. I say so because it is a part of the duties of the Secretary of Internal Affairs. It does not belong to the Tax Equalization Board.

Mr. President, I certainly concur in the remarks made by Senator Mallery. We should vote "no" on this bill at this time.

And the question recurring,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

#### YEAS—5

Haluska, Leader,	McMenamin,	Weiner,	Yosko,
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#### NAYS—41

Bane,	Hare,	McCusker,	Stevenson,
Barr,	Harney,	McGinnis,	Stiefel,
Berger,	Holland,	McPherson, Jr.	Taylor,
Blass,	Kessler,	Miller,	Wade,
Camel,	Kopriver, Jr.	Pechan,	Wagner,
Chapman,	Lane,	Peelor,	Walker,
Dent,	Letzler,	Probert,	Watkins,
Diehm,	Madigan,	Ruth,	Watson,
DiSilvestro,	Mahany,	Silver,	Wolfe,
Fleming,	Mallery,	Snowden,	Wood,
Freed,			

Less than a Constitutional majority of all the Senators having voted "aye," the question was determined in the negative.

#### BILLS OVER IN ORDER

Mr. MAHANY. Mr. President, I ask unanimous consent that Senate Bill No. 378, on third reading, entitled:

An Act discontinuing the Soldiers' and Sailors' Home at Erie, Pennsylvania; abolishing the board of trustees thereof; authorizing the use of the property for other State purposes or the sale thereof; and conferring powers and duties on certain State officers.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. MAHANY. Mr. President, I ask unanimous consent that Senate Bill No. 379, on third reading, entitled:

An Act to further amend the act, approved the fifth day of December, one thousand nine hundred thirty-six (1937 P. L. 2879), entitled "An act establishing a system of unemployment compensation to be administered by the Department of Labor and Industry and its existing and newly created agencies with personnel (with certain exceptions) selected on a civil service basis; requiring employers to keep records and make reports; and certain employers to pay contributions based on payrolls to provide moneys for the payment of compensation to certain unemployed persons; providing procedure and administrative details for the determination, payment and collection of such contributions and the payment of such compensation; providing for cooperation with the Federal Government and its agencies; creating certain special funds in the custody of the State Treasurer; and prescribing penalties," by prescribing the method of payments from the Special Administration Fund.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

#### SECOND READING CALENDAR

##### BILL OVER IN ORDER

Mr. MAHANY. Mr. President, I ask unanimous consent that Senate Bill No. 6, on second reading, entitled:

An Act to amend the act approved the nineteenth day of June, one thousand nine hundred thirteen (P. L. 534), entitled "An act relating to appointment of deputy constables," by defining the jurisdiction of deputy constables.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

#### BILLS RECOMMENDED

Mr. WATKINS. Mr. President, I move that Senate Bill No. 268, on second reading, entitled:

An Act to further amend section one of the act, approved the twenty-sixth day of April, one thousand nine hundred forty-five (P. L. 318), entitled "An act to regulate the sale and possession of penicillium (penicillin), and its derivatives, preparations and compounds in the interest of public health," by providing certain exceptions to said act and by omitting the word "written."

be recommended to the Committee on Public Health and Welfare.

Mr. DiSILVESTRO. Mr. President, I second the motion.

The motion was agreed to.

Mr. WATKINS. Mr. President, I move that Senate Bill No. 269, on second reading, entitled:

An Act to further amend section one of the act, approved the twelfth day of May, one thousand nine hundred thirty-nine (P. L. 133), entitled "An act to regulate the sale and possession of sulfanilamide and its derivatives in the interest of public health," by omitting the word "written."

be recommended to the Committee on Public Health and Welfare.

Mr. DiSILVESTRO. Mr. President, I second the motion.

The motion was agreed to.

#### BILL ON SECOND READING AMENDED

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,



The Senate proceeded to the second reading and consideration of Senate Bill No. 285, entitled:

An Act to reenact and amend the act, approved the twenty-first day of July, one thousand nine hundred forty-one (P. L. 425), entitled "An act to establish a system uniform throughout the Commonwealth for the compensation of witnesses, regulating the amount, payment and taxation as costs thereof, and repealing inconsistent legislation."

The first, second and third sections were read and agreed to.

The title was read.

On the question,

Will the Senate agree to the title?

Mr. McPHERSON, JR. offered the following amendment:

Amend Title, page 1, last line of Title, by inserting after "legislation" the following: "by including witnesses appearing to testify before any coroner, coroner's jury or inquest and providing for payment of fees."

It was agreed to.

The title was agreed to as amended.

And said bill having been read at length the second time, as amended,

On the question,

Will the Senate agree to the bill on second reading, as amended?

### BILLS OVER IN ORDER

Mr. McPHERSON, JR. Mr. President, I ask unanimous consent that Senate Bill No. 285, on second reading, go over in its order, as amended.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. MAHANY. Mr. President, I ask unanimous consent that Senate Bill No. 326, on second reading, entitled:

An Act creating as bodies corporate and politic "Public Auditorium Authorities" in counties of the second class and in cities of the second class singly or jointly prescribing the rights powers and duties of such Authorities authorizing such Authorities to acquire construct improve maintain and operate public auditoriums to borrow money and issue bonds therefor providing for the payment of such bonds and prescribing the rights of the holders thereof conferring the right of eminent domain on such Authorities empowering such Authorities to enter into contracts leases and licenses with and to accept grants from private sources the Federal Government State political subdivisions of the State or any agency thereof authorizing the making of said grants from bond funds or current revenues authorizing Authorities to collect rentals admissions license fees for the use of the project exempting the property and securities of such Public Auditorium Authorities from taxation

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. MAHANY. Mr. President, I ask unanimous consent that Senate Bill No. 347, on second reading, entitled:

An Act providing for the sale of the State medical and surgical hospitals and for the disposition of the purchase moneys therefor.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. MAHANY. Mr. President, I ask unanimous consent that Senate Bill No. 375, on second reading, entitled:

An Act to further amend the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employees in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments, boards and commissions shall be determined," by transferring powers and duties relating to professional and vocational licenses and solicitation registration from the Department of Public Instruction and the professional and vocational licensing boards to the Department of State; creating professional and vocational advisory boards in the Department of State; making the Pennsylvania State Board of Censors a departmental board in the Department of State; transferring powers and duties relating to airport regulations, licensing and inspection from the Pennsylvania Aeronautics Commission to the Department of State; and abolishing the several professional and vocational examining and licensing boards

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. MAHANY. Mr. President, I ask unanimous consent that Senate Bill No. 377, on second reading, entitled:

An Act to amend the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto," by changing the State teachers' college districts; discontinuing seven State teachers' colleges; abolishing their boards of trustees; authorizing the use of the properties for other State purposes or the public sale thereof; and conferring powers and imposing duties on certain State officers and agencies.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. MAHANY. Mr. President, I ask unanimous consent that Senate Bill No. 380, on second reading, entitled:

An Act to further amend the act, approved the fifth day of December, one thousand nine hundred thirty-six (1937 P. L. 2897), entitled "An act establishing a system of unemployment compensation to be administered by the Department of Labor and Industry and its existing and newly created agencies with personnel (with certain exceptions) selected on a civil service basis; requiring employers to keep records and make reports, and certain employers to pay contributions based on payrolls to provide moneys for the payment of compensation to certain unemployed persons; providing procedure and administrative details for the determination, payment and collection of such contributions and the payment of such compensation; providing for cooperation with the Fed-



eral Government and its agencies; creating certain special funds in the custody of the State Treasurer; and prescribing penalties," by requiring the Unemployment Compensation Board of Review to coordinate work of referees; and prohibiting hearings de novo on further appeals.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. MAHANY. Mr. President, I ask unanimous consent that Senate Bill No. 381, on second reading, entitled:

An Act to further amend the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges, abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards, and commissions shall be determined," by providing for the establishment in the Department of Labor and Industry of the Industrial Board as a departmental advisory board, and abolishing the Industrial Board as a departmental administrative board.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

#### BILL ON SECOND READING AMENDED

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 382, entitled:

An Act to further amend the act, approved the ninth day of April, one thousand nine hundred twenty-nine, (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards, and commissions shall be determined," by merging the State Employees' Retirement Board and the Public School Employees' Retirement Board and establishing a joint board known as the State and Public School Employees' Retirement Board.

The first section was read.

On the question,

Will the Senate agree to the section?

Mr. WADE offered the following amendments:

Amend Sec. 1, page 3, line 20 by inserting after "amended"; "as to Department of State by the acts approved the twenty-fifth day of May, one thousand nine hundred forty-five, (P. L. 1015) and the sixth day of June, one thousand nine hundred forty-five (P. L. 1398) and as to Department of Public Instruction"; Amend Sec. 1 (Sec. 202) page 6, line 15 by striking out "Institution" and inserting in lieu thereof: "Institute".

They were agreed to.

The section was agreed to as amended.

The second, third, fourth and fifth sections were read and agreed to.

The title was read.

On the question,

Will the Senate agree to the title?

Mr. WADE offered the following amendment:

Amend Title, page 1, line 1 of Title by inserting after "To": "reenact and".

It was agreed to.

The title was agreed to as amended.

And said bill having been read at length the second time, as amended,

On the question,

Will the Senate agree to the bill on second reading, as amended?

#### BILLS OVER IN ORDER

Mr. WADE. Mr. President, I ask unanimous consent that Senate Bill No. 382, on second reading, go over in its order as amended.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. MAHANY. Mr. President, I ask unanimous consent that Senate Bill No. 383, on second reading, entitled:

An Act to further amend the act, approved the first day of May one thousand nine hundred twenty-nine (P. L. 1046), entitled as amended "An act appropriating the moneys in the Motor License Fund," by appropriating certain money in the Motor License Fund to the Department of Public Works for highway purposes.

go over in its order.

The PRESIDENT. Is there objection?

Mr. BARR. Mr. President, since we are talking about Senate Bill No. 383, how can we vote on a bill such as this, appropriating money to the Department of Public Works, when there is no such department? Can anyone answer that question for me?

Mr. MAHANY. Mr. President, this bill, of course, is predicated on the idea that we will create a Department of Public Works. However, it has been requested that the bill go over in its order, and I see it carries an appropriation.

The PRESIDENT. There being no objection, the bill will go over in its order.

#### BILL ON SECOND READING AMENDED

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,



The Senate Proceeded to the second reading and consideration of Senate Bill No. 384, entitled:

An Act to further amend the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, board, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," by creating as a departmental administrative advisory board in the Department of State, the State Investment Council; and prescribing its powers, duties and personnel.

The first section was read.

On the question,

Will the Senate agree to the section?

Mr. WADE offered the following amendments:

Amend Sec. 1, page 3, line 15, by striking out "act approved" and inserting in lieu thereof: "acts approved the second day of May, one thousand nine hundred forty-nine (P. L. 867) and"; Amend Sec. 1, page 3, line 17 by inserting after "hereby" "reenacted and"; Amend Sec. 1, (Sec. 203) page 4, line 13, by striking out "Department of State" and inserting in lieu thereof: "Insurance Department."

On the question,

Will the Senate agree to the amendments?

Mr. WOOD. Mr. President, I object to the amendments as read.

Mr. HOLLAND. Mr. President, I desire to interrogate the gentleman from Cumberland, Senator Wade.

The PRESIDENT. Will the gentleman from Cumberland, Mr. Wade, permit himself to be interrogated?

Mr. WADE. I will, Mr. President.

Mr. HOLLAND. Senator Wade, if I follow these amendments, what you have done is put the bill back to where it was before. Is that right?

Mr. WADE. No, that is not correct.

Mr. President, the amendments purport to put the two retirement systems into the Department of Insurance, where they will have the benefit of an actuary now employed by the Department of Insurance.

Mr. HOLLAND. I think they should promote you to Majority Floor Leader. You are better at answering me.

Mr. WADE. Mr. President, perhaps I do not understand the gentleman's question.

Mr. HOLLAND. Senator Wade, I am asking you whether your amendments do away with the bill entirely, and place it in the same status in which it is at the present time.

Mr. WADE. No, Mr. President, that is not true. The retirement system for State employees is now in the Department of State. The retirement system for the school employees is now in the Department of Public Instruction. This bill, if enacted, as amended, would transfer both to

the Department of Insurance where they would have the benefit of an actuary.

Mr. HOLLAND. I certainly thank you, Senator Wade, for making it so very clear.

And the question recurring,

Will the Senate agree to the amendments?

#### AMENDMENTS ADOPTED

Mr. WADE. Mr. President, I move that the amendments to Section 1 be adopted.

Mr. BERGER. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

Mr. YOSKO. Mr. President, I desire to interrogate the gentleman from Cumberland, Senator Wade.

The PRESIDENT. Will the gentleman from Cumberland, Mr. Wade, permit himself to be interrogated?

Mr. WADE. I will, Mr. President.

Mr. YOSKO. Just a point of clarification, Senator Wade. You said, in answer to a question asked by Senator Holland, that these two retirement funds were being transferred to the Department of Insurance to give them the opportunity of using the services of an actuary. Is that correct?

Mr. WADE. That is correct, Mr. President. It is now necessary for the Department of Insurance to employ an actuary. Currently, neither of the retirement funds have the benefit of a full time actuary. However, it is necessary for them to employ, at very frequent intervals, an actuary at \$100 a day, plus expenses. If this transfer were made, it would not be necessary to employ an outside actuary for the State Retirement Fund or the School Retirement Fund.

Mr. YOSKO. I recognize you as an expert on insurance, Senator Wade.

Mr. WADE. I thank the gentleman, sincerely.

Mr. YOSKO. Do I understand that each of the retirement funds employ their own actuaries from time to time, or is there one functioning for all of the funds in the State Government?

Mr. WADE. Mr. President, the answer to that question is that there are two separate actuaries employed; one for the State Employees' Fund, and one for the State School Retirement Fund. They are not the same ones. They are separately employed, and not employed constantly. They are called in when their services are needed.

These funds are of very substantial size. The school teachers' fund has assets in excess of \$400,000,000. The State Employees' Fund has assets in excess of \$200,000,000. I think combined it is about \$700,000,000. This is larger than most life insurance companies, which have two and three, and sometimes more, actuaries.

Mr. YOSKO. Do I understand, then, that it is your intention to have one actuary functioning in connection with these funds instead of two or three, at whatever the number might be?

Mr. WADE. Mr. President, I do not understand the gentleman's question.

Mr. YOSKO. Do I understand that it is your proposal, by these amendments, to cut down the number of actuaries?

Mr. WADE. That is correct, Mr. President. I believe that perhaps the actuary currently employed regularly by the Insurance Department would have more than he could do, because these funds are very substantial in size.

It certainly would not be as expensive as it is currently and, too, the service to the funds would be better, much better. The administration of the funds would be better.

Mr. YOSKO. Then I think the amendments are good amendments.

And the question recurring,

Will the Senate agree to the motion?

(A voice vote having been taken, the question was determined in the affirmative.)

The section was agreed to as amended.

The second section was read.

On the question,

Will the Senate agree to the section?

Mr. WADE offered the following amendment:

Amend Sec. 2, (Sec. 464) page 4, line 18, by striking out "Secretary of State" and inserting in lieu thereof: "Insurance Commissioner."

It was agreed to.

The section was agreed to as amended.

The third section was read.

On the question,

Will the Senate agree to the section?

Mr. WADE offered the following amendments:

Amend Sec. 3, page 5, line 5 by striking out "eight" and inserting in lieu thereof: "fifteen"; Amend Sec. 3, page 5, line 6 by striking out "after section eight hundred nine" and inserting in lieu thereof: "at the end"; Amend Sec. 810, page 5, line 7 by striking out "810" and inserting in lieu thereof: "1504".

They were agreed to.

The section was agreed to as amended

The title was read.

On the question,

Will the Senate agree to the title?

Mr. WADE offered the following amendments:

Amend Title, page 1, line 1 of Title, by inserting after "To": "reenact and"; Amend Title, page 2, third from last line of Title, by striking out "administrative"; Amend Title, page 2, third from last line of Title by inserting after "the": "Insurance"; Amend Title, page 2, third from last line of Title, by striking out "of State".

They were agreed to.

The title was agreed to as amended.

And said bill having been read at length the second time, as amended.

On the question,

Will the Senate agree to the bill on second reading, as amended?

### BILLS OVER IN ORDER

Mr. WADE. Mr. President, I ask unanimous consent that Senate Bill No. 384, on second reading, go over in its order, as amended.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. MAHANY. Mr. President, I ask unanimous consent that Senate Bill No. 385, on second reading, entitled:

An Act to further amend Sections 4 and 7 of the act approved the first day of May, one thousand nine hundred twenty-nine (P. L. 1046) entitled "An act appropriating the moneys in the Motor License Fund," by making money in the Motor License Fund available to the Department of Justice for the use of the Pennsylvania State Police.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. MAHANY. Mr. President, I ask unanimous consent that Senate Bill No. 386, on second reading, entitled:

An Act to amend the act, approved the seventh day of June, one thousand nine hundred twenty-three (P. L. 681), entitled "An act to enable an incorporated hospital, association to acquire by lease or purchase any State owned hospital, specially devoted to the reception, care and treatment of injured persons, or of any State owned general medical and surgical hospital; and to provide for the regulation and management thereof," by requiring the trustees of State medical and surgical hospitals to transfer their facilities to local incorporated hospital associations within a specified time; discontinuing operation and maintenance by the Commonwealth thereafter; and providing for the use of the properties for other State purposes, or for the sale thereof.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. MAHANY. Mr. President, I ask unanimous consent that Senate Bill No. 387, on second reading, entitled:

An Act to amend the act approved the fifth day of August, one thousand nine hundred forty-one (P. L. 752) entitled "An act regulating and improving the civil service of certain departments and agencies of the Commonwealth; vesting in the State Civil Service Commission and a Personnel Director certain powers and duties; providing for classification of positions, adoption of compensation schedules and certification of payrolls; imposing duties upon certain officers and employees of the Commonwealth; authorizing service to other State departments or agencies and political subdivisions of the Commonwealth in matters relating to civil service; defining certain crimes and misdemeanors; imposing penalties; making certain appropriations, and repealing certain acts and parts thereof," by continuing the civil service status of employees administering the Public Assistance Law.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. MAHANY. Mr. President, I ask unanimous consent that Senate Bill No. 388, on second reading, entitled:

An Act creating a commission to study grants made to State-aided medical and surgical hospitals for determining the most equitable methods of calculating such grants; prescribing its powers and duties; and making an appropriation.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. MAHANY. Mr. President, I ask unanimous consent that Senate Bill No. 389, on second reading, entitled:

An Act to reenact and further amend portions of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers' Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing



for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," by abolishing the boards of trustees of State institutions in the Department of Welfare; creating an advisory board for each such institution; defining their powers and the powers and duties of the Department of Health and Welfare with respect thereto; and renaming the departmental administrative agencies in the Department of Health and Welfare and the State advisory boards and commissions.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

### BILLS ON FIRST READING

Mr. MAHANY. Mr. President, I move that the Senate do now proceed to the first reading of all bills reported from committees for the first time at today's session.

Mr. TAYLOR. Mr. President, I second the motion.

The motion was agreed to.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 7, entitled:

An Act to further amend section two of the act approved the twenty-ninth day of May one thousand nine hundred forty-five (P. L. 1107) entitled "An act providing for the construction erection and maintenance of roadside rests adjacent to State highway routes providing for the acquisition of interests in land by gift purchase or condemnation granting powers to and imposing duties upon the Department of Highways the Secretary of Highways the Governor and the Department of Property and Supplies authorizing rules and regulations and providing penalties for violations thereof and making an appropriation" by eliminating the maximum cost of any one roadside rest

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 19, entitled:

An Act to amend Section 607 of the act approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties, providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by providing for operating privileges of persons serving in the armed forces of the United States or in women's organizations officially connected therewith, and

for the renewal of operators' licenses after honorable discharge

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 21, entitled:

An Act to further amend the act approved the twenty-second day of June one thousand nine hundred thirty-one (P. L. 594) entitled "An act establishing certain township roads as State highways authorizing their construction maintenance and improvement under certain conditions and restrictions limiting the obligation of the Commonwealth in the construction of certain structures located on such highways conferring certain powers upon the Department of Highways and local authorities persons associations and corporations for sharing the cost of the maintenance and construction of such highways and making an appropriation to carry out the provisions of said act" by changing a certain route in Armstrong County.

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 29, entitled:

An Act to further amend Section 717.1 of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties, providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by increasing the fee for inspection certificates.

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 47, entitled:

An Act to amend the act, approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1225), entitled "An act concerning game and other wild birds and wild animals; and amending, revising, consolidating, and changing the law relating thereto," by requiring red markings on the back of hunters.

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

Agreeably to order,



The Senate proceeded to the first reading and consideration of Senate Bill No. 57, entitled:

An Act to amend Section 830 of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees and miscellaneous receipts; making an appropriation and providing for refunds," by prescribing the manner in which logs carried on certain vehicles and trailers shall be securely fastened.

And said bill having been read at length the first time.  
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 89, entitled:

An Act to add subsection (d) to Section 1013 of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerk thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by requiring vehicles, street cars and trackless trolley omnibuses to yield the right of way after stopping at an intersection marked with an official "Stop" sign.

And said bill having been read at length the first time.  
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 105, entitled:

An Act to amend Section 1222 of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley

omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing the records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by increasing secretary's fee for supplying certain information

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 110, entitled:

An Act to further amend the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts, and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles, imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees and miscellaneous receipts; making an appropriation and providing for refunds," by further fixing fees for annual registration and chassis and maximum gross weights of certain commercial vehicles.

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 117, entitled:

An Act to amend section 608.1 of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways; peace officers, mayors, burgesses, magistrates, aldermen, justices of the



peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties, imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees and miscellaneous receipts; making an appropriation and providing for refunds," by further providing for physical examinations and certificates signifying passage thereof by school bus drivers

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 122, entitled:

An Act to amend the third paragraph of section two hundred twenty and to reenact and amend subsection C of section two hundred twenty-one of the act approved the second day of May one thousand nine hundred twenty-five (P. L. 448) entitled "An act relating to fish and amending revising consolidating and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth" by exempting certain members of the armed forces from the payment of a fee to the Commonwealth for resident and non-resident fishing licenses.

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 201, entitled:

An Act to further amend the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claim; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by changing the penalties for operating a motor vehicles, trailer or semi-trailer that has not been inspected.

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 280, entitled:

An Act to further amend Clause (6) of Subsection (b) of Section 1002 of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) en-

titled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by increasing the maximum speed limit as to certain motor vehicles.

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 282, entitled:

An Act to further amend Section 607 of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 1005), entitled, as amended "An act relating to and regulating tractors and their operation; providing for their registration by the Department of Revenue upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of tractors; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, and townships, within the Commonwealth, liability for damages caused by the negligent operation of tractors; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees and miscellaneous receipts; making an appropriation; and providing for refunds," by limiting the use of tractors of the second class.

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 350, entitled:

An Act to further amend Section 20 of the act, approved the second day of May, one thousand nine hundred twenty-five (P. L. 448) entitled "An act relating to fish and amending, revising, consolidating and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth," by authorizing fishing in streams not stocked with trout.

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 357, entitled:

An Act to amend section three hundred four of the act, approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1225), entitled "An act concerning game and other wild birds and wild animals; and amending, revising, consolidating, and changing the law relating thereto," by providing for additional complimentary hunting licenses.

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 360, entitled:

An Act to further amend section two hundred forty of the act, approved the second day of May, one thousand nine hundred twenty-five (P. L. 448), entitled "An act relating to fish; and amending, revising, consolidating, and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth," by providing for additional complimentary fishing licenses.

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 391, entitled:

An Act to further amend subsection (e) of section 608 of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by changing applicant and operators license requirements.

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

### ADJOURNMENT

Mr. MAHANY. Mr. President, I move that the Senate do now adjourn until Wednesday, April 8, 1953, at 3:00 o'clock p. m., Eastern Standard Time.

Mr. HARE. Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 6:19 o'clock p. m., Eastern Standard Time, until Wednesday, April 8, 1953, at 3:00 o'clock p. m., Eastern Standard Time.

## HOUSE OF REPRESENTATIVES

TUESDAY, April 7, 1953.

The House met at 2:30 p. m.

The SPEAKER (Charles C. Smith) in the Chair.

### PRAYER

Reverend Wesley Dixon, guest chaplain, Minister of the First Baptist Church of Kittanning, Pa., and guest of the gentlemen from Armstrong, Messrs. Helm and Guthrie, offered the following prayer:

O God, our help in ages past, our hope for years to come, we thank Thee that Thou are present with us this day. Thou art always a God at hand.

Thou knowest our weaknesses; give us strength, we pray. Fill our minds with Thy wisdom and our hearts with Thy love.

We thank Thee for our state and all who have the responsibility of its government. Grant that each one may be filled with great courage and deep conviction. In this day, may the faith of our fathers be revived in us, to the end that this may remain the land of the free and the home of the brave.

Through Jesus Christ, Our Lord. Amen.

### JOURNAL APPROVAL POSTPONED

The SPEAKER. Are there any corrections to the Journal of Monday, April 6, 1953?

Mr. HELM. Mr. Speaker, I move that the approval of the Journal for Monday, April 6, be postponed until the Journal is in print.

The motion was agreed to.

### BILLS INTRODUCED AND REFERRED

By Mrs. MARKLEY and Mr. VAN SANT.

HOUSE BILL No. 958.

An Act to add Subdivision (b.1) to Article XV of the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto," by authorizing expanded audio-visual education programs and matching of State and district moneys for payment of the costs thereof.

Referred to the Committee on Education.

By Messrs. McDERMIT and ROVANSEK.

HOUSE BILL No. 959.

An Act to repeal certain sections of, and to add Section 321 to, the act, approved the twenty-first day of June, one thousand nine hundred thirty-nine (P. L. 566), entitled "An act defining the liability of an employer to pay damages for occupational disease contracted by an employee arising out of and in the course of employment; establishing an elective schedule of compensation; providing procedure for the determination of liability and compensation thereunder; imposing duties on the Department of Labor and Industry, the Workmen's Compensation Board, Workmen's Compensation Referees, and deans of medical schools; creating a medical board to determine controverted medical issues; establishing an Occupational Disease Fund in custody of the State Workmen's Insurance Board; imposing upon the Commonwealth a part of the compensation payable for certain occupational diseases; making an appropriation; and prescribing penalties," by providing for payment of compensation to be paid out of



the State Workmen's Compensation Fund; abolishing the Occupational Disease Fund; and eliminating certain provisions for elective compensation.

Referred to the Committee on Workmen's Compensation.

By Mr. WILBUR H. HAMILTON.

HOUSE BILL No. 960.

An Act prohibiting the city solicitor of Philadelphia from engaging independent counsel in litigation or other legal work of the city; and prohibiting the payment from city funds therefor.

Referred to the Committee on Cities—Counties—First—Second and Second Class A.

By Messrs. WILLIAMS, POLEN, FLYNN and CAPANO.

HOUSE BILL No. 961.

An Act forbidding employers to charge individuals a fee for medical examination as a condition of employment, subject to certain restrictions.

Referred to the Committee on Labor Relations.

By Messrs. WILLIAMS, POLEN, FLYNN and CAPANO.

HOUSE BILL No. 962.

An Act to amend the title, section two hundred four, the article heading of article three, and subsection (a) of section three hundred one; and to repeal sections three hundred two, three hundred three, and three hundred four of the act, approved the twenty-first day of June, one thousand nine hundred thirty-nine (P. L. 566), entitled "An act defining the liability of an employer to pay for damages for occupational disease contracted by an employee arising out of and in the course of employment; establishing an elective schedule of compensation; providing procedure for the determination of liability and compensation thereunder; imposing duties on the Department of Labor and Industry, the Workmen's Compensation Board, Workmen's Compensation Referees, and deans of medical schools; creating a medical board to determine controverted medical issues; establishing an Occupational Disease Fund in custody of the State Workmen's Insurance Board; imposing upon the Commonwealth a part of the compensation payable for certain occupational diseases; making an appropriation; and prescribing penalties," making the schedules of compensation compulsory upon all employers.

Referred to the Committee on Workmen's Compensation.

By Mr. BUCCHIN.

HOUSE BILL No. 963.

An Act to prohibit the calling of any tax assessed or levied by any political subdivision a "poll tax"; and making taxes so designated invalid and uncollectible.

Referred to the Committee on Municipal Corporations.

By Mr. RAGOT.

HOUSE BILL No. 964.

An Act to further amend the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto," by authorizing the investment of funds by school districts with certain limitations and the deposit of funds in any banking institution as a depository.

Referred to the Committee on Education.

By Messrs. LEISEY and ASHTON.

HOUSE BILL No. 965.

An Act to add Article XX-A to the act, approved the first day of May, one thousand nine hundred thirty-three (P. L. 103), entitled "An act concerning townships of the second class; and amending, revising, consolidating, and changing the law relating thereto," by authorizing the creation of a planning commission and prescribing their powers and duties.

Referred to the Committee on Townships.

By Mr. DOUGHERTY.

HOUSE BILL No. 966.

An Act providing that no employee of this Commonwealth or any political subdivision thereof shall be barred from political activity.

Referred to the Committee on State Government.

By Messrs. EWING and HAUDENSHIELD.

HOUSE BILL No. 967.

An Act regulating bondsmen and sureties; defining and providing for the registration and licensure of professional bondsmen; imposing powers and duties on courts of quarter sessions, district attorneys and the Insurance Commissioner, and providing penalties.

Referred to the Committee on Judiciary.

By Mr. CIOFFI.

HOUSE BILL No. 968.

A Joint Resolution proposing an amendment to section one, article nine of the Constitution of the Commonwealth of Pennsylvania providing for graduated inheritance taxes.

Referred to the Committee on Ways and Means.

By Mr. BOLTON.

HOUSE BILL No. 969.

An Act to further amend subsection (c) of Section 501 of the act, approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1225), entitled "An act concerning game and other wild birds and wild animals; and amending, revising, consolidating, and changing the law relating thereto," by requiring a season for bows and arrows preceding each antlerless deer season.

Referred to the Committee on Game and Forestry.

By Mr. CONNELLY.

HOUSE BILL No. 970.

An Act to further amend the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-one (Pamphlet Laws 1206), entitled "An act concerning townships of the first class; amending, revising, consolidating, and changing the law relating thereto," by providing salaries for members of zoning board of adjustment.

Referred to the Committee on Townships.

By Mr. SCOTT.

HOUSE BILL No. 971

An Act to further amend clause (c) of section 9 of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-seven (P. L. 2051), entitled "An act relating to public assistance; providing for and regulating assistance to certain classes of persons designated and defined as dependent children, aged persons, blind persons, and other persons requiring relief; providing for the administration of this act by the Department of Public Assistance and county boards of assistance hereby created for this purpose; authorizing the Department of Public Assistance to cooperate with, and to accept and disburse moneys received from, the United States Government for assistance to such persons; providing for the liquidation of the State Emergency Relief Board, Boards of Trustees of the Mothers' Assistance Fund, and Boards of Trustees of Pension Fund for the Blind; and repealing

laws relating to mothers' assistance, pensions for the blind, old age assistance, and the State Emergency Relief Board," by changing eligibility provisions relating to pensions for the blind.

Referred to the Committee on Welfare.

By Mr SCOTT. HOUSE BILL No.972

An Act to amend Section 1209 of the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto," by further regulating qualifications of teachers.

Referred to the Committee on Education.

By Mr. AUKER. HOUSE BILL No. 973.

A Joint Resolution proposing an amendment to Article IX, Section 1 of the Constitution of Pennsylvania by authorizing exemption of persons sixty-two years of age and over from per capita taxes and taxes on persons and occupations.

Referred to the Committee on Municipal Corporations.

By Mr. AUKER. HOUSE BILL No. 974.

An Act to amend part of Section 1 of the act, approved the tenth day of May, one thousand nine hundred twenty-one (P. L. 455), entitled "An act to fix the number of Representatives in the General Assembly of the State, and to apportion the State into representative districts as provided by the Constitution," by changing the number of Representatives elected in each district in the county of Blair.

Referred to the Committee on Elections an Apportionment.

By Mrs. MARKLEY. HOUSE BILL No. 975.

An Act to further amend Section 1072.1 and to reenact and amend Section 1075 of the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto," by authorizing certain districts operating joint schools or departments to elect an associate superintendent; authorizing such districts and districts of the third class having associate superintendents to participate in all matters brought before the county convention of school directors; requiring the approval of the county board of school directors in all cases; and providing for the salaries of associate superintendents.

Referred to the Committee on Education.

By. Messrs. ANDREWS and MIKULA  
HOUSE BILL No. 976.

An Act to further amend Section 4 of the act, approved the twenty-sixth day of June, one thousand nine hundred thirty-one (P. L. 1397) entitled "An act creating in counties of the third class a board for the assessment and revision of taxes; providing for the appointment of the members of such board by the county commissioners; providing for their salaries, payable by the county; abolishing existing boards; defining the powers and duties of such board; regulating the assessment of persons, property, and occupations for county, borough, town, township, school, and poor purposes; authorizing the appointment of subordinate assessors, a solicitor, engineers, and clerks; providing for their compensation, payable by such counties; abolishing the office of ward, borough,

and township assessors, so far as making of assessments and valuations for taxation is concerned; and providing for the acceptance of this act by cities," by providing an indefinite term of office for subordinate assessors; providing for their suspension or removal and for appeals therefrom.

Referred to the Committee on Municipal Corporations.

By. Messrs. ANDREWS and MIKULA.  
HOUSE BILL No. 977.

An Act to further amend the act, approved the twenty-third day of June, one thousand nine hundred thirty-one (P. L. 932) entitled "An act relating to cities of the third class; and amending, revising, and consolidating the law relating thereto," by providing that the city assessor and assistant assessors shall be appointed and shall hold offices under civil service.

Referred to the Committee on Cities-Third Class.

By. Messrs. ANDREWS and MIKULA.  
HOUSE BILL No. 978.

An Act to amend Section 3 of the act, approved the twenty-first day of June, one thousand nine hundred thirty-nine (P. L. 626), entitled "An act providing for and regulating the assessment and valuation of all subjects of taxation in counties of the second class; creating and prescribing the powers and duties of a Board of Property Assessment, Appeals and Review; imposing duties on certain county and city officers; abolishing the board for the assessment and revision of taxes in such counties; and prescribing penalties," by providing an indefinite term of office for subordinate and special assessors; providing for the suspension or removal, and for appeals.

Referred to the Committee on Cities-Counties-First-Second and Second Class A.

By Mr. PEIFLY. HOUSE BILL No. 979.

An Act to further amend Section 977 of the act, approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1333), entitled "An act concerning elections including general, municipal, special and primary elections, the nomination of candidates, primary and election expenses and election contests; creating and defining membership of county boards of elections; imposing duties upon the Secretary of the Commonwealth, courts, county boards of elections, county commissioners; imposing penalties for violation of the act, and codifying, revising and consolidating the laws relating thereto; and repealing certain acts and parts of acts relating to elections," by increasing time for presenting petition to common pleas court setting forth objections to nomination petitions and papers.

Referred to the Committee on Elections and Apportionment.

By Mr. DUNN HOUSE BILL No. 980.

An Act conferring jurisdiction on alderman, magistrates and justices of the peace over cases involving juveniles accused of larceny or malicious mischief.

Referred to the Committee on Judiciary.

By Mr. DUNN. HOUSE BILL No. 981.

An Act to further amend the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-nine (P. L. 872), entitled "An act to consolidate, amend and revise the penal laws of the Commonwealth," by prohibiting the moving of a motor vehicle without the consent of the owner in certain cases and providing penalties.

Referred to the Committee on Motor Vehicles.



By Mr. GOODLING.

HOUSE BILL No. 982.

An Act to further amend the act approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto," by revising the provisions thereof relative to the tenure of professional employees; and providing for the expiration and reactivation of certain teachers' certificates.

Referred to the Committee on Education.

By Mr. TAYLOR.

HOUSE BILL No. 983.

An Act to promote the safety of employes and travelers upon railroads, by requiring common carriers by railroad to furnish flag protection to all trains occupying the main track; imposing powers and duties on the Public Utility Commission and other agencies of the Commonwealth relative thereto, and providing penalties.

Referred to the Committee on Railroads and Railways.

By Messrs. BOLTON and CLAPPER.

HOUSE BILL No. 984.

An Act to amend Section 1605 of the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto;" by providing for preparation and adoption of certain courses in vocational education or vocational industrial education upon application of certain groups of pupils.

Referred to the Committee on Education.

By Messrs. MIKULA and ANDREWS.

HOUSE Bill No. 985.

An Act to further amend the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-one (P. L. 932), entitled "An act relating to cities of the third class; and amending, revising, and consolidating the law relating thereto," by providing an indefinite term of office for assistant assessors, and for city assessors taking office on or after the effective date of this act; providing for their suspension or removal and for appeals.

Referred to the Committee on Cities-Third Class.

By Messrs. THOMAS H. W. JONES and KELLER.

HOUSE BILL No. 986.

An Act to further amend the act, approved the second day of May, one thousand nine hundred twenty-nine (P. L. 1237), entitled "An act affecting martial relations; prescribing grounds and regulating proceedings for divorce and the annulment of bigamous marriages; and amending, revising, and consolidating the law relating thereto," by making hopeless or incurable mental illness a ground for divorce; and providing alimony in such instance.

Referred to the Committee on Judiciary.

By Mr. COCHRAN.

HOUSE BILL No. 987.

An Act prohibiting the use of intimidation or misrepresentation of authority by tax collectors, and providing penalties.

Referred to the Committee on Municipal Corporations.

By Mr. FLACK.

HOUSE BILL No. 988.

An Act to further amend section three of the act approved the twenty-second day of June, one thousand nine hundred thirty-one (P. L. 694, entitled "An act imposing a tax on gross receipts as an excise on the use of the public highways by certain owners or operators of motor vehicles transporting passengers and property for hire" by allowing certain deductions from credits against the tax.

Referred to the Committee on Way and Means.

By Messrs. SEYLER and KELLER (By request).

HOUSE BILL No. 989.

An Act to further amend the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto," by defining the term "visual examiner" and providing for the giving of visual examinations to children in the public schools.

Referred to the Committee on Education.

By Mr. QUISENBERRY.

HOUSE BILL No. 990.

An Act to amend Section 3 of the act, approved the nineteenth day of May, one thousand eight hundred eighty-seven (P. L. 138), entitled "An act providing for payment of costs in criminal cases by the proper county," by fixing the time within which costs must be paid to constables.

Referred to the Committee on Judiciary.

By Mr. QUISENBERRY.

HOUSE BILL No. 991.

An Act to amend Section 871 of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-nine (P. L. 872), entitled "An act to consolidate, amend and revise the penal laws of the Commonwealth," by penalizing the cheating or defrauding of restaurants.

Referred to the Committee on Judiciary.

By Mr. QUISENBERRY.

HOUSE BILL No. 992.

An Act investing attorneys-at-law with the office of notary public upon filing in the office of the recorder of deeds of a certificate of admission to practice as an attorney-at-law before the Supreme Court of the Commonwealth of Pennsylvania.

Referred to the Committee on Judiciary.

By Messrs. PAUL F. JONES, ALEXANDER, PETTIGREW, GRANVILLE E. JONES, HERSCH, McCORMACK, and POLTENSTEIN. HOUSE BILL No. 993.

An Act to amend Section 654 of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-nine (P. L. 872), entitled "An act to consolidate, amend and revise the penal laws of the Commonwealth," by changing the definition of a place of public accommodation, resort or amusement and the penalties relative thereto; and providing for the suspension and revocation of licenses or permits.

Referred to the Committee on Judiciary.

By Messrs. STONE, WILLIAM B. SMITH and ROBERT K. HAMILTON. HOUSE BILL No. 994.

A Joint Resolution proposing an amendment to article nine, section one of the Constitution of the Commonwealth of Pennsylvania, to exempt blind, paraplegic and double or quadruple amputee veterans from the payment of personal and property taxes.

Referred to the Committee on Municipal Corporations.

By Messrs. RAGOT and OLSEN. HOUSE BILL No. 995.

An Act relating to and regulating the practice of massage; providing for the licensure and for the revocation and suspension of licenses of masseurs and masseuses by the Department of Public Instruction; conferring powers and imposing duties upon the Department of Public Instruction and prescribing penalties.

Referred to the Committee on Professional Licensure.

By Messrs. KUBACKI and READINGER.

HOUSE BILL No. 996.

An Act to further amend Section 33 of the act, approved the twenty-fifth day of May, one thousand nine hundred forty-five (P. L. 1050), entitled "An act relating to the collection of taxes levied by counties, county institution districts, cities of the third class, boroughs, towns, townships, certain school districts and vocational school districts; conferring powers and imposing duties on tax collectors, courts and various officers of said political subdivisions; and prescribing penalties," by changing the salaries of the tax collector in cities of the third class.

Referred to the Committee on Cities—Third Class.

By Mr. COMER. HOUSE BILL No. 997.

An Act providing for and regulating the licensing and practice of practical nursing and imposing penalties.

Referred to the Committee on Professional Licensure.

By Mr. COMER.

HOUSE BILL No. 998.

An Act to further amend the act, approved the twentieth day of May, one thousand nine hundred fifteen (P. L. 566) entitled "An act requiring cities of the first class to establish a pension fund for employes of said cities, and all county or other public employes, if any, paid by appropriation of the city councils thereof, and out of the treasury of said cities; and regulating the administration and the payment of such pensions," by increasing minimum pensions in certain cases.

Referred to the Committee on Cities—Counties—First—Second and Second Class A.

By Mr. LEDERER. HOUSE BILL No. 999.

An Act providing that no resolution, ordinance or law or rule or regulation shall prohibit certain political activities by employes of cities of the first class.

Referred to the Committee on Cities—Counties First—Second and Second Class A.

By Messrs. PAUL G. MURRAY and ANDREWS.

HOUSE BILL No. 1000.

An Act to further amend section two of act, approved the twentieth day of June, one thousand nine hundred nineteen (P. L. 521), entitled, as amended, "An act providing for the imposition and collection of certain taxes upon the transfer of property passing from a decedent who was a resident of this Commonwealth at the time of his death, and of property within this Commonwealth of a decedent who was a nonresident of the Commonwealth at the time of his death; defining and taxing transfers made in contemplation of death; defining as a transfer and taxing right of survivorship in property as to which such right exists; and making it unlawful for any corporation of this Commonwealth, or national banking association located therein, to transfer the stock of such corporation or banking association standing in the name of any such decedent, until the tax on the transfer thereof has been paid; and providing penalties; and cit-

ing certain acts for repeal," by exempting from tax transfers of property from a decedent to the public schools or to certain corporations or associations owning places of religious worship or hospitals, religious, educational, charitable or other benevolent institutions or branches, posts or camps of honorably discharged soldiers, sailors or marines.

Referred to the Committee on Ways and Means.

## SENATE MESSAGE

### SENATE BILLS FOR CONCURRENCE

The Clerk of the Senate being introduced, presented for concurrence, bills numbered and entitled as follows

SENATE BILL No. 85.

An Act to amend the act approved the twenty-first day of January, one thousand nine hundred fifty-two (Appropriation Acts page 87) entitled "An act to provide for the ordinary expenses of the Executive, Legislative and Judicial Departments of the Commonwealth, interest on the public debt, and the support of the public schools for two years beginning June first, one thousand nine hundred fifty-one, and for the payment of bills, incurred and remaining unpaid at the close of the fiscal year ending May thirty-first, one thousand nine hundred fifty-one," by changing the conditions for expending appropriation for incidental expenses of the Senate.

Referred to the Committee on Appropriations.

SENATE BILL No. 163.

An Act to further amend the last paragraph of section five hundred seven of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers, providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," by authorizing departments, boards and commissions to contract for utility services furnished by electric cooperative corporations.

Referred to the Committee on State Government.

SENATE BILL No. 327.

An Act to further amend the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing creating, reorganizing or authorizing the reorganization of certain administrative departments boards and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments,



boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employees in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments, boards, and commissions shall be determined," by making the Pennsylvania Historical and Museum Commission a departmental administrative commission in the Department of Public Instruction, and prescribing its powers and duties.

Referred to the Committee on State Government.

#### PERMISSION GRANTED COMMITTEE TO MEET DURING SESSION

Mr. WOOD asked and obtained permission for the Committee on Appropriations to meet during the session of the House.

Mr. ANDREWS. Mr. Speaker, I simply rise to ask that the House be in recess until the Appropriations Committee returns.

The SPEAKER. For the information of the Minority Leader, the Chair only intends to clear the table, if the gentleman has no objection while the Appropriation Committee is having a meeting?

Mr. ANDREWS. Mr. Speaker, as a matter of principle, I believe that we might as well reach a decision now concerning the calling of Committee meetings while the House is in session. We shall object to Committee meetings while the House is in session.

#### RECESS

The SPEAKER. If there is no objection, the Chair will declare a short recess until the Committee on Appropriations returns.

#### AFTER RECESS

The SPEAKER. The time of recess having expired, the House was called to order.

The SPEAKER (Charles C. Smith) in the Chair.

#### SENATE MESSAGES

The Clerk of the Senate being introduced, presented extracts from the Journal of the Senate:

Senate Bills for concurrence Nos. 336 and 338.

#### TIME OF NEXT MEETING

The Clerk of the Senate being introduced presented an extract from the Journal of the Senate, which was read as follows:

In the Senate, April 6, 1953.

Resolved, (if the House of Representatives concur), That when the Senate adjourns this week it reconvene on Monday, April 13, 1953 at four o'clock p. m., E. S. T., and when the House of Representatives adjourns this week it reconvene on Monday, April 13, 1953 at four-thirty o'clock p. m., E. S. T.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

On the question,

Will the House concur in the resolution of the Senate? It was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

#### REPORT OF JOINT STATE GOVERNMENT COMMISSION

##### TURNPIKE SAFETY

Mr. ROYER presented the following communication and report from the Joint State Government Commission.

The communication was read by the Clerk as follows:

April 7, 1953.

To the Honorable, the House of Representatives of the General Assembly of the Commonwealth of Pennsylvania:

On behalf of the Joint Legislative Committee on Turnpike Safety, I have the honor to transmit herewith, a Report of Findings.

Copies of this report for distribution to the members of the House of Representatives have been placed in the post office boxes of each member.

Respectfully submitted,

Fred P. Hare, Jr.  
Chairman.

(For report, see Appendix)

#### PERMISSION TO ADDRESS HOUSE

Mr. ANDREWS asked and obtained unanimous consent to address the House.

Mr. Speaker, we have agreed on this side that when the House convenes tomorrow it convene at 2:00 o'clock. I wish to state the reasons why we agree to the 2:00 o'clock time for meeting.

If mine enemy would commit suicide, should I help him sharpen the knife lest through failure to have a sharp knife he fail to accomplish his purpose. Starting at 2:00 o'clock will give the Majority Leader more time to assemble all the members of the majority party in this chamber.

We wish that he should have full and complete opportunity to bring about the attendance in this House of every member of the majority group who is physically able to travel here. We will even agree to delay if purchase any member of the majority must needs travel slowly in an ambulance.

We believe that the deliberations tomorrow and the following day are the most important that will face this chamber during this Session, and we would not want the will of the majority party to be frustrated by reason of the absence of any of its members.

#### PERMISSION TO ADDRESS HOUSE

Mr. JOHNSON asked and obtained unanimous consent to address the House.

Mr. Speaker, I would like to say to the gentleman that we on this side, tomorrow and Thursday, will be out in full strength. We are a group of eager, able-bodied men ready and willing to do business for the people of Pennsylvania. We will all be here with bells on.

If the gentleman thinks we are going to commit political suicide, that is wishful thinking on his part. I think that this week, it is true, will be probably the most historic week of this Session and maybe in the history of this state for a good many years.

We are going to try to do a job for the people of this state and show them that we can properly arrange the financial affairs of the Commonwealth. We hope to do the right job, have the people satisfied with what we

have done and help balance this budget so we can have an orderly termination of this Session. So we will all be here with bells on tomorrow.

I want to announce to the Republican side the real reason for our meeting at 2:00 o'clock. We will have a Republican caucus at 10:00 o'clock tomorrow morning which will give us ample time and we will meet here for the 2:00 o'clock Session as planned.

Mr. ANDREWS. Mr. Speaker, just one further brief word. If the Majority Leader accomplishes the purposes he has outlined, those purposes will be accomplished solely by reason of tomorrow's caucus, and we want to leave him in a position where he will have the entire forenoon to exercise his art of persuasion.

## BAND OF ODD FELLOWS CHILDREN'S HOME WELCOMED

The SPEAKER. The Chair welcomes to the Hall of the House, the Band of the Odd Fellows Childrens Home of Meadville, Pennsylvania, under the supervision of Mr. Edward Reed and Mrs. Carrie Patchen. They are the guests of the gentleman from Crawford, Mr. Kent and the gentleman from Erie, Mr. Waterhouse.

By permission of the House, the Band rendered a number of selections.

The SPEAKER. The Chair would like to thank the Band for their very excellent rendition of the music they played

## LEAVE OF ABSENCE

By consent of the House leave of absence was granted as follows:

Mr. Wood for Mr. WORLEY for today because of illness.

## FORMER MEMBERS WELCOMED

The SPEAKER. The Chair welcomes to the House a former Member from Philadelphia, Honorable Philip Sterling.

The Chair also welcomes to the Hall of the House another former Member from Philadelphia, Honorable Louis Sax.

The SPEAKER. The Chair requests the gentleman from Northumberland, Mr. Stank, to come to the rostrum to preside as Speaker pro tempore.

Mr. STANK IN THE CHAIR.

## REPORTS FROM COMMITTEE

Mr. TAYLOR from the Committee on Highways, reported as committed, House Bill No. 381, entitled:

An Act to amend section 911 of the act, approved the first day of June, one thousand nine hundred forty-five (P. L. 1242), entitled, "An act relating to roads, streets, highways and bridges, amending, revising, consolidating and changing the laws administered by the Secretary of Highways and by the Department of Highways relating thereto," by enlarging the authority of boroughs and townships to participate in the widening of State highways.

Mr. BAUMUNK from the Committee on Highways, reported as committed, House Bill No. 382, entitled:

An Act to further amend the act, approved the first day of May, one thousand nine hundred thirty-three (P. L. 103), entitled "An act concerning townships of

the second class; and amending, revising, consolidating and changing the law relating thereto," by authorizing township supervisors to widen or straighten State highways and to make a plan of the Department of Highways the official plan of a township.

## BILLS ON FIRST READING

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 811, entitled:

An Act to reenact the title and to reenact and further amend the act approved the sixteenth day of May one thousand nine hundred thirty-five (P. L. 208) entitled as amended "An act to provide revenue for State purposes by imposing an excise tax for a limited period of time on the net incomes of certain corporations joint-stock associations and limited partnerships providing for the assessment collection settlement and reestablishment of taxes and reviews and appeal therefrom conferring powers and imposing duties on certain persons corporations Joint-stock associations limited partnerships State and county officers boards and departments making an appropriation and providing penalties" by extending the provisions of the act for a further limited period of time.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 812, entitled:

An Act to reenact the title and to reenact and amend the act approved the twenty-fourth day of August one thousand nine hundred fifty-one (1951-1952 P. L. 417) entitled "An act to provide revenue for State purposes by imposing a property tax for a limited period of time on the net incomes derived from sources within the Commonwealth of certain corporations joint-stock associations and limited partnerships excluding certain income providing for the assessment collection settlement and resettlement of taxes and reviews and appeal therefrom conferring powers and imposing duties on certain persons corporations joint-stock associations limited partnerships State and county officers boards and departments making an appropriation and providing penalties" by extending the provisions of the act for a further limited period of time.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 813, entitled:

An Act to further amend section twenty-one of the act approved the first day of June one thousand eight hundred eighty-nine (P. L. 420) entitled "A further supplement to an act entitled 'An act to provide revenue by taxation' approved the seventh day of June Anno Domini one thousand eight hundred and seventy-nine" by postponing the manufacturing exemption with regard to capital stock tax and the franchise tax on domestic and foreign corporations joint-stock associations limited partnerships and companies for a further limited period of time.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 814, entitled:

An Act to reenact and amend Section 24 of the act approved the first day of June one thousand eight hundred eighty-nine (P. L. 420) entitled "A further supplement to



an act entitled 'An act to provide revenue by taxation' approved the seventh day of June Anno Domini one thousand eight hundred and seventy-nine" by excluding foreign insurance companies from the State tax on gross premiums premium deposits and assessments received from insurance business transacted within this Commonwealth and by extending the effective period of the tax.

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 815, entitled:

An Act to reenact the title and reenact and further amend the act approved the twenty-seventh day of December one thousand nine hundred fifty-one (1951-1952 P. L. 1742) entitled "An act to provide revenue by imposing a State tax relating to certain documents prescribing and regulating the method and manner of evidencing the payment of such tax conferring powers and imposing duties upon certain persons partnerships associations and corporations recorders of deeds and the Department of Revenue saving certain local taxes and authorizing amendments extensions and supplements to the ordinances and resolutions relating thereto and providing penalties" by changing the definition of document and value by increasing the compensation of agents and providing for the payment of premiums on bonds by making further requirements in connection with affidavit of value and extending the provisions of the act for a further limited period of time.

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 816, entitled:

An Act to further amend section twenty-three of the act approved the first day of June one thousand eight hundred eighty-nine (P. L. 420) entitled "A further supplement to an act entitled 'An act to provide revenue by taxation' approved the seventh day of June Anno Domini one thousand eight hundred and seventy-nine" by increasing for a further limited period of time the rate of tax imposed upon the gross receipts of certain companies limited partnerships associations joint-stock associations, copartnerships and persons.

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 817, entitled:

An Act to amend section four of the act approved the fourteenth day of January one thousand nine hundred fifty-two (P. L. 1965) entitled "An act imposing a permanent and a temporary State tax on fuels used within the Commonwealth in internal combustion engines for the generation of power to propel motor vehicles using the public highways providing for the collection and lien of the tax and the distribution and use of the proceeds thereof requiring dealer-users to secure licenses and to file bonds as a guarantee of payment of taxes penalties interest fines uncollectible check fees and Attorney General's fees to file reports and to compile and retain certain records requiring registration of carriers for hire imposing duties on such persons requiring persons so selling or delivering fuels to licensed dealer-users to furnish information imposing certain costs on counties conferring powers and imposing duties on State officers and departments providing for refunds of taxes penalties and interest illegally or erroneously collected from licenses and

providing penalties" by extending the provisions of the additional tax for a limited time.

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 818, entitled:

An Act to further amend section four of the act approved the twenty-first day of May one thousand nine hundred thirty-one (P. L. 149) entitled as amended "An act imposing a State tax payable by those herein defined as distributors on liquid fuels used or sold and delivered within the Commonwealth which are practically and commercially suitable for use in internal combustion engines for the generation of power providing for the collection and lien of the tax and the distribution and use of the proceeds thereof requiring such distributors to secure permits to file corporate surety bonds and reports and to retain certain records imposing duties on retail dealers common carriers county commissioners and such distributors providing for rewards imposing certain costs on counties conferring powers and imposing duties on certain State officers and departments providing for refunds imposing penalties and making an appropriation" by extending the provisions of the additional tax for a limited time.

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 819, entitled:

An Act to further amend section seventeen of the act approved the twenty-first day of May one thousand nine hundred thirty-one (P. L. 149) entitled as amended "An act imposing a State tax payable by those herein defined as distributors on liquid fuels used or sold and delivered within the Commonwealth which are practically and commercially suitable for use in internal combustion engines for a generation of power providing for the collection and lien of the tax and the distribution and use of the proceeds thereof requiring such distributors to secure permits to file corporate surety bonds and reports and to retain certain records imposing duties on retail dealers common carriers county commissioners and such distributors providing for rewards imposing certain costs on counties conferring powers and imposing duties on certain State officers and departments providing for refunds imposing penalties and making an appropriation" by extending for an additional period the right to partial reimbursement of taxes paid on liquid fuels consumed in the operation of certain tractors and machinery for agricultural purposes.

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 908, entitled:

An Act to provide revenue by imposing a tax on the use and storage of tangible personal property within the Commonwealth providing for the assessment and collection of the same and the settlement and resettlement thereof and appeals therefrom providing for the duties of prothonotaries in connection therewith prescribing penalties and providing for the use of the proceeds of such tax for public school purposes.

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.



Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 909, entitled:

An Act to provide revenue by imposing a tax on retail sales of tangible personal property to consumers providing for the assessment and collection of the same and the settlement an resettlement thereof and appeals therefrom imposing duties upon prothonotaries in connection therewith prescribing penalties and providing for the use of the proceeds of such tax for public school purposes.

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 917, entitled:

An Act to add Section 6.1 to the act approved the twenty-first day of April one thousand nine hundred forty-nine (P. L. 665) entitled "An act to carry into effect section one of article fifteen of the Constitution giving cities of the first class the right and power to frame adopt and amend their own charters and to exercise the powers and authority of local self-government and providing the procedure therefor imposing certain restrictions limitations and regulations imposing duties upon city councils city officers county boards of elections courts and the Secretary of the Commonwealth and providing for the payment of certain expenses by such cities and imposing penalties" by providing for emergency amendments.

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

### BILLS ON SECOND READING

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 10, entitled:

An Act to further amend the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1333) entitled "An act concerning elections including general municipal special and primary elections the nomination of candidates primary and election expenses and election contests creating and defining membership of county boards of elections imposing duties upon the Secretary of the Commonwealth courts county boards of elections county commissioners imposing penalties for violation of the act and codifying revising and consolidating the laws relating thereto and repealing certain acts and parts of acts relating to elections" by permitting electors who have changed their residence from one election district to another during a certain period to vote in the election district in which they are registered.

And said bill having been read at length the second time and agreed to,  
Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 51, entitled:

An Act Making a deficiency appropriation to the Department of Mines for the purpose of administering the provisions of "The Coal Mine Sealing Act of 1947."

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 142, entitled:

An Act Making a deficiency appropriation to the Department of Welfare to reimburse State-aided hospitals and the Philadelphia General Hospital for part of the cost of training student nurses in approved schools of nursing.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 149, entitled:

An Act Providing for the construction and equipping of the Pennsylvania Institute for Rehabilitation of Alcoholics providing for the acquisition of land providing for the care maintenance and control of alcoholic patients imposing duties and conferring powers on the Department of Health and the Department of Property and Supplies

The first section was read.

On the question,

Will the House agree to the section?

### BILL RECOMMITTED

Mr. JOHNSON. Mr. Speaker, I move that this bill be recommitted to the Committee on Appropriations.

The motion was agreed to.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 156, entitled:

An Act To further amend clause (b) of section 4 of the act approved the twenty-fourth day of June one thousand nine hundred thirty-seven (P. L. 2051) entitled "An act relating to public assistance providing for and regulating assistance to certain classes of persons designated and defined as dependent children aged persons blind persons and other persons requiring relief providing for the administration of this act by the Department of Public Assistance and county boards of assistance hereby created for this purpose authorizing the Department of Public Assistance to cooperate with and to accept and disburse moneys received from the United States Government for assistance to such persons providing for the liquidation of the State Emergency Relief Board Boards of Trustees of the Mothers' Assistance Fund and Boards of Trustees of Pension Fund for the Blind and repealing laws relating to mothers' assistance pensions for the blind old age assistance and the State Emergency Relief Board" by providing that where the Commonwealth assigns to a third party any lien or obligation secured for repayment of public assistance the assignee can collect thereon only the amount he paid to the Commonwealth

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 181, entitled:

An Act To further amend the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 1046) entitled as amended "An act appropriating the moneys in the Motor License Fund" by making certain money in the Motor License Fund subject to appropriation by the General Assembly.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,



The House proceeded to the second reading and consideration of House Bill No. 199, entitled:

An Act Making a deficiency appropriation to the Department of Public Instruction for aid to free public non-sectarian county libraries and for the purchase and transportation of books.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 307, entitled:

An Act Making a deficiency appropriation to the Brandywine Battlefield Park Commission for the payment of necessary expenses.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 444, entitled:

An Act Making an appropriation from the Public Building Construction Fund to the State Employees' Retirement Board to meet the obligations of the Commonwealth to the State Employees' Retirement System with respect to State employees receiving compensation from the Public Building Construction Fund.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 445, entitled:

A Supplement To the act approved the twenty-first day of January one thousand nine hundred fifty-two (Appropriation Acts page 87) entitled "An act to provide for the ordinary expenses of the Executive Legislative and Judicial Departments of the Commonwealth interest on the public debt and the support of the public schools for two years beginning June first one thousand nine hundred fifty-one and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first one thousand nine hundred fifty-one" providing for deficiencies in certain appropriations made by the act for the fiscal biennium ending May thirty-first one thousand nine hundred fifty-three.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 456, entitled:

An Act Making an appropriation from the Manufacturing Fund to the State Employees' Retirement Board to meet the obligations of the Commonwealth to the State Employees' Retirement System with respect to State employees receiving compensation from the Manufacturing Fund.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 501, entitled:

An Act To further amend clause (i) of Section 2320 of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" by further providing for financial assistance to persons with defective vision.

The first section was read.

On the question,

Will the House agree to the section?

#### BILL RECOMMENDED

Mr. SCOTT. Mr. Speaker, I move that this bill be recommended to the Committee on Appropriations.

The motion was agreed to.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 592, entitled:

An Act To amend the title and to further amend sections 1 2 and 3 of the act approved the fourteenth day of May one thousand nine hundred twenty-nine (P. L. 1721) entitled "An act providing for the service of process in civil suits on non-resident operators or nonresident owners of motor vehicles operated within the Commonwealth of Pennsylvania and making the operation of such a motor vehicle on the public highways of the Commonwealth of Pennsylvania the equivalent of the appointment of the Secretary of Revenue of the Commonwealth of Pennsylvania as the agent of the said nonresident upon whom civil process may be served and providing for further notice to the defendant in any such suit" by providing for service of process upon the Secretary of the Commonwealth and fixing fees therefor.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 608, entitled:

A Joint Resolution Proposing an amendment to article five section thirteen of the Constitution of the Commonwealth of Pennsylvania by further providing for the disposition of fees fines and penalties in magistrates courts in Philadelphia.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 655, entitled:

An Act Making a deficiency appropriation to the Judicial Department for the compensation and expenses of traveling judges of the Court of Common Pleas.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 665, entitled:

A Joint Resolution Proposing an amendment to Article eight of the Constitution of the Commonwealth of Pennsylvania by adding thereto a section providing for absentee voting.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 703, entitled:

An Act to further amend the act approved the twenty-eighth day of May one thousand nine hundred thirty-seven (P. L. 1019) entitled "An act relating to statutory laws prescribing an enacting clause for statutes fixing the effective date and time of statutes hereafter enacted providing for notice of application for local and special legislation for the correction of errors in statutes and for the printing and publication of statutes prescribing rules for the interpretation of statutes defining certain words and phrases when used in statutes and prescribing rules for the construction and operation of amendments re-enactments and repeals of statutes" by changing provisions relating to the effective date of laws affecting the budgets of political subdivisions further providing for the correction of errors and providing for the construction of references to certain laws which are repealed

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 704, entitled:

An Act to amend the act approved the twenty-eighth day of May one thousand nine hundred thirty-seven (P. L. 1019) entitled "An act relating to statutory laws prescribing an enacting clause for statutes fixing the effective date and time of statutes hereafter enacted providing for notice of application for local and special legislation for the correction of errors in statutes and for the printing and publication of statutes prescribing rules for the interpretation of statutes defining certain words and phrases when used in statutes and prescribing rules for the construction and operation of amendments re-enactments and repeals of statutes" by clarifying the effect of amendments upon each other and extending the same to previous enactments

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 708, entitled:

An Act to and regulating the contracts of incorporated towns and providing penalties.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 709, entitled:

An Act providing that the town councils of incorporated towns shall have the right to declare vacant the seats of councilmen or presidents of town councils for failure to qualify and for failure to attend meetings or vote upon questions before the council.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 743, entitled:

An Act appropriating eighteen hundred dollars to the Chief Clerk of the House of Representatives to be used for the purpose of paying the salaries of deceased members of the wife or husband or legal representative of such deceased member.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 747, entitled:

An Act repealing Section 11 of the act approved the twenty-first day of April one thousand nine hundred forty-nine (P. L. 665) entitled "An act to carry into effect section one of article fifteen of the Constitution giving cities of the first class the right and power to frame adopt and amend their own charters and to exercise the powers and authority of local self-government and providing the procedure therefor imposing certain restrictions limitations and regulations imposing duties upon city councils city officers county boards of elections courts and the Secretary of the Commonwealth and providing for the payment of certain expenses by such cities and imposing penalties" in so far as it relates to Fairmount Park and its Commissioners.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

#### BILLS PASSED OVER

There being no objection

Senate Bill No. 7, Printer's No. 13 and

Senate Bill No. 9, Printer's No. 16

were passed over at the request of the SPEAKER pro tempore.

The SPEAKER (Charles C. Smith) in the Chair.

The SPEAKER. The Chair thanks the gentleman from Northumberland, Mr. Stank, for presiding.

#### BILL ON FINAL PASSAGE

Agreeably to order,

The House proceeded to the consideration on final passage of House Bill No. 120, entitled:



An Act to reenact and amend the Title and Section 1 of the act approved the twenty-eighth day of June one thousand nine hundred thirty-five (P. L. 477) entitled as amended "An act providing for the payment of the salary medical and hospital expenses of policemen firemen and park guards by counties cities boroughs towns and townships who are injured in the performance of their duty and providing that absence during such injury shall not reduce any usual sick leave period" by extending its provisions to cover some cases of diseases of the heart or tuberculosis of the respiratory system and providing for payment in the case of total permanent disability and for employment at other duties in the case of continuing partial disability.

#### RECONSIDERATION OF VOTE

Mr. READINGER. Mr. Speaker, I move that the vote by which this bill passed finally be reconsidered.

Mr. WILBUR H. HAMILTON. Mr. Speaker, I second the motion.

The SPEAKER. How did the gentleman from Berks, Mr. Readinger vote on the final passage of this bill?

Mr. READINGER. Mr. Speaker, I voted in the majority.

The SPEAKER. How did the gentleman from Philadelphia, Mr. Hamilton, vote on the final passage of this bill?

Mr. WILBUR H. HAMILTON. Mr. Speaker, I voted in the majority.

On the question,

Will the House agree to the motion?

It was agreed to.

Mr. READINGER. Mr. Speaker, I move that the vote by which this bill passed third reading be reconsidered.

The motion was agreed to.

On the question recurring,

Will the House agree to the bill on third reading?

Mr. READINGER. Mr. Speaker, I ask unanimous consent to offer a correctional amendment at this time.

The SPEAKER. The amendment will be read by the Clerk for information.

The Clerk read the amendment as follows:

Amend title, page 2, last two lines of title, by striking out "total permanent disability and for employment at other duties in the case of continuing partial disability" and inserting in lieu thereof: "disability for an extended period of time."

The SPEAKER. Will the House give unanimous consent to the offering of an amendment at this time? Is there objection? The Chair hears none.

On the question,

Will the House agree to the amendment?

Mr. READINGER. Mr. Speaker, I am asking consent to offer amendments at this time to the title. They are merely correctional amendments to make the title conform with the body of the bill.

Mr. WILBUR H. HAMILTON. Mr. Speaker, I desire to express my approval of these amendments to the bill.

On the question recurring,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, That the bill as amended lie over for printing.

#### BILL ON FINAL PASSAGE POSTPONED

Agreeably to order,

The bill having been called up from the postponed calendar by Mr. Lippincott

The House resumed the consideration on final passage of House Bill No. 660, entitled:

An Act requiring that copies of bills introduced in the General Assembly be punctuated.

On the question recurring,

Shall the bill pass finally?

Mr. LIPPINCOTT. Mr. Speaker, in view of my interrogation yesterday on this bill, I would like to discuss briefly the present method of printing bills and how it would be changed by this bill.

Under the present system the typewritten bill as introduced usually contains punctuation; thereafter the bill is printed for our use without the punctuation. When the bill is finally passed and approved it is sent to the Secretary of the Commonwealth who inserts the final punctuation. The reason he inserts it is that many bills are introduced with no punctuation or with obviously inaccurate punctuation that would distort the intention of the Legislature.

In answer to a question put to me yesterday by the gentleman from Berks, Mr. Readinger, I said that in my opinion the Secretary of the Commonwealth could, under this bill, change the meaning of an act by changing the punctuation. I think that is true as far as the simple grammatical meaning of the bill is concerned. Of course, it is true today under our present system.

However, the Statutory Construction Act specifically provides

In no case shall the punctuation of a law control or affect the intention of the Legislature in the enactment thereof

In other words, in interpreting the law, the courts are supposed to disregard completely the punctuation. That is now the law and it will still be the law under this bill. So that neither the printing of punctuation nor the final punctuation will be considered by the courts in determining the intention of the law itself or of the Legislature.

The alternative, assuming we want punctuation in our bills when printed, is to freeze the punctuation in the bills as passed and prohibit the Secretary of the Commonwealth from putting in the final punctuation.

I think there are certain obvious defects in this. First, it would prevent the correction of inaccurate punctuation perhaps put in a bill by someone not familiar or not skilled in punctuation. And secondly, it might result in floods of amendments to insert or delete punctuation.

To sum up the bill before the House, it would provide that bills shall be printed with punctuation for the convenience of the Legislators with all the punctuation that is in the original bill when introduced. Final punctuation will still be done by the Secretary of the Commonwealth. Punctuation will still not be considered in determining the intention of the Legislature when a bill is before the court.

In conclusion, I believe that the printing of punctuation will reduce the time we spend in considering these bills; it will make them more readily understood by the Members of the Legislature and our constituents. As far as I can find out, the United States Congress and

every state except Pennsylvania print their bills with punctuation.

I, therefore, urge the passage of this bill.

Mr. READINGER. Mr. Speaker, the gentleman from Delaware has very ably explained the meaning of this bill and the operation of the present law. Much of his argument carries a great deal of weight, and I think does have a great deal of merit. However, we have a fundamental problem involved in this bill which I think we should resolve now or in the very near future.

Up until the present time, under the various acts set forth in the bill, the Secretary of the Commonwealth has had the power to punctuate, to correct misspelled words and to insert words where they are obviously missing, or to take out a word that obviously does not belong where it is. I do not think any of us have any quarrel with that; but if we are going to start punctuating our own bills, as this bill now provides, and we are going to read those bills as they pass through here, and we are going to understand them as they are punctuated, I for one do not want the Secretary of this Commonwealth at any time to change that punctuation unless it is obviously an error.

In other words, in many bills a comma might appear where no comma has any business being or has no meaning where it might be. But there are other instances in which the moving of a comma may change materially the meaning of a bill.

I heard a very interesting story earlier today which somewhat illustrates the power of the placement of a comma. This was told to Mr. Lippincott and myself by Mr. Hannestad, the Director of the Legislative Reference Bureau. If I remember it correctly, it was something like this.

A man over in some foreign country had been sentenced for a crime. He had been sentenced to hang. As the custodian took him up on the scaffold, a note arrived from the Governor of the land which said, "Hang him not wait until arrive." Now if you put the comma after "hang him," he would be hanged, and they would not wait for the arrival of the Governor. But if you put a comma after the word "not," it would then read "hang him not, wait until I arrive."

Now we do not expect anyone to be hanged or not hanged in the state of Pennsylvania because of this Bill. I might say if we are going to punctuate our bills from now on, I would like to see those commas, semicolons, or whatever else we put in there, have a meaning. I would like to see the law changed so that the courts will respect our punctuation.

We are the Legislators and not the Secretary of the Commonwealth. And while some bill's meaning may be changed only once in ten years, in my opinion that would be too much. I do not think the Secretary of the Commonwealth has any intention of changing the meaning of a bill, but how do we know what might happen in the future.

#### PARLIAMENTARY INQUIRY

Mr. READINGER. Mr. Speaker, I rise to a parliamentary inquiry.

The SPEAKER. The gentleman will state it.

Mr. READINGER. Mr. Speaker, may I at this time move to lay this bill on the table?

The SPEAKER. A motion to lay on the table is in order at this time.

#### BILL LAID ON TABLE

Mr. READINGER. Mr. Speaker, I move that this bill be laid upon the table for the purpose of allowing us more time for a proper study of this matter before taking final action on the bill.

On the question,

Will the House agree to the motion?

The SPEAKER. The Chair is unable to make a decision.

Upon a rising vote, one hundred and eleven or more than a majority having voted in the affirmative, the question was determined in the affirmative and the motion was agreed to.

#### ANNOUNCEMENT

The SPEAKER. The leader of the Philadelphia Democratic Delegation has requested a caucus of the Philadelphia Members in the Old House Caucus Room immediately after the session and requests that the Members go promptly to the caucus.

#### PERMISSION TO ADDRESS HOUSE

Mr. ANDREWS asked and obtained unanimous consent to address the House.

Mr. Speaker, we are sympathetic with the purposes which the sponsor of this bill desires to serve. We are not laying it on the table for the purpose of disposing of the question, but the issue is so important that we feel we need additional legal advice. The advice from the top echelon of the profession and those in best position, men who have served in the legislatures, who have been members of the court, to advise us further as to the position we should take.

#### PERMISSION TO ADDRESS HOUSE

Mr. BRETH asked and obtained unanimous consent to address the House.

Mr. Speaker, I am sure you are going to be interested because I want to quote today the words of a Republican Governor of a rock-ribbed Republican state.

The solution of tax problems is not in my opinion to be found by the substitution or addition of new broad base taxes at this time. I refer specifically to the sales or income tax. I shall oppose any proposal calling for the enactment of either of these taxes at this session of the legislature.

One reason for my taking this stand is because of the probability that the federal administration will give new leadership to the working out of an agreement for a clear cut division of taxing authority between it and the individual state.

I am also confident that there will be some relief from the federal income tax burden in the next two years . . .

This Republican Governor goes on to say:

I . . . propose a citizen's committee to report to the 1955 legislature on the question of how should revenue be raised to support the essential services of our state.

On this committee, I would like to see such taxpayers as a housewife, a working man, a merchant, a manufacturer, a professional man and a farmer. I would not include the so-called tax experts, members of the Legislature or Representatives of the administrative departments of state government.

The committee should be authorized to employ such



technical help as it needs. It should not be called a tax commission, for it would concern itself with more than taxes. It would also study the need for our state services which require all of this current and proposed income.

He finally ends by saying:

Remember this, no government, federal or state can give you anything which it has not first taken away from you.

Well now, Mr. Speaker, those are my sentiments, but they are not my words. They are the words though of Governor Hugh Greg, Republican Governor of the State of New Hampshire in his address to the legislature at the opening of the legislative session in New Hampshire this year.

I am heartily in favor of that suggestion and I would like to see such a committee set up by this Legislature here and I intend to introduce a resolution to do just that. But as for the broad base taxes that he mentions, and especially the sales tax which is on the calendar today, I am a bit fearful of the results that such a tax might bring about.

It has been stated that the two percent tax would raise \$140 million a year, which would be \$280 million in the next two years. Then it would be absolutely predictable that we would in this state have sizeable surpluses.

The important thing about surpluses in the state of Pennsylvania as far as my memory is concerned as a Legislator, and back over a few years at least, I can recall a state surplus disappeared usually like a light fog does on a sunny morning. They simply vanish into thin air. I remember years when certain Governors had various surpluses they boasted about, \$16 million, 66 million, 110 million and at one time they talked about \$200 million surpluses.

Now the point is, when those surpluses did accrue the common taxpayer did not get the benefit. I remember a \$110 million surplus which was given back as relief in corporate taxes. Not one cent tax taken off the cigarettes or beer, or gasoline or things that the common taxpayer used and which created and caused those surpluses. The relief was not given to the common little taxpayer.

Mr. Speaker, to forestall any recurrence of these vanishing surpluses which accrued in the State Treasury where they are disposed of usually at the whim of the Governor for pet projects, I am going to introduce a bill today, co-sponsored by Representative Dean Polen of Washington, that will provide that any surpluses in the State Treasury shall accrue and be credited to the payment of principle and interest of the soldier's bonus, which is the biggest state obligation we have in Pennsylvania today. That will either directly or indirectly be returnable in benefits to the taxpayer who pays on the bottom of the tax heap. The sales tax, or broad base taxes, are necessarily directed at the common individual and he is the one that deserves any relief that should come and would accrue from any surpluses.

If a sales tax is aimed to raise \$280 million there is bound to be a surplus, a sizeable surplus. If we would direct such surpluses as I could see from the sales tax or any other broad base tax that might bring in \$100 million or even \$150 million surplus, that they should be used to reduce the soldier's bonus principle and interest then as taxpayers in the event such taxes are enacted the common taxpayer would get the proper benefit.

## BILLS ON THIRD READING

### BILLS PASSED OVER

There being no objection

House Bill No. 333, Printer's No. 46,

House Bill No. 334, Printer's No. 47,

House Bill No. 335, Printer's No. 48 and

House Bill No. 585, Printer's No. 60,

were passed over at the request of the SPEAKER.

### PERMISSION TO ADD ADDITIONAL SPONSORS

Mr. GOODLING asked and obtained unanimous consent to add additional sponsors to a resolution to be introduced by him.

Mr. POLASKI asked and obtained unanimous consent to add additional sponsors to a bill to be introduced by him.

Mr. WILLIAM B. SMITH asked and obtained unanimous consent to add additional sponsors to a bill to be introduced by him.

Mr. CIANFRANI asked and obtained unanimous consent to add additional sponsors to a bill to be introduced by him.

Mr. TOLL asked and obtained unanimous consent to add additional sponsors to a bill to be introduced by him.

Mr. WELSH asked and obtained unanimous consent to add additional sponsors to a bill to be introduced by him.

### BILL SIGNED BY SPEAKER

Bills numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the titles were publicly read as follows:

#### SENATE BILL No. 60.

An Act To further amend the act approved the twenty-second day of June one thousand nine hundred thirty-one (P. L. 594) entitled "An act establishing certain township roads as State highways authorizing their construction maintenance and improvement under certain conditions and restrictions limiting the obligation of the Commonwealth in the construction of certain structures located on such highways conferring certain powers upon the Department of Highways and local authorities persons associations and corporations for sharing the cost of the maintenance and construction of such highways and making an appropriation to carry out the provisions of said act" by deleting a route in Lancaster County.

Whereupon,

The SPEAKER, in the presence of the House, signed the same.

### COMMITTEE MEETINGS

CITIES—THIRD CLASS Mr. MIKULA, Chairman, Room 521, Wednesday, April 8, at 9:30 a. m.

COUNTIES—Mr. ERB, Chairman, Room 323, Wednesday, April 8, at 9:45 a. m.

There will be a caucus of the Democratic Members at 11:00 a. m. on Wednesday morning—Old House Caucus Room.

Republican Caucus, Wednesday, April 8, at 10:00 a. m. New House Caucus Room.

### ADJOURNMENT

Mr. WALLACE. Mr. Speaker, I move that this House do now adjourn until Wednesday, April 7, 1953 at 2:00 p. m.

The motion was agreed to, and (at 4:46 p. m.) the House adjourned.

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HARRISBURG, PA., WEDNESDAY, APRIL 8, 1953.

No. 24.

## SENATE

WEDNESDAY, April 8, 1953.

The Senate met at 3:00 o'clock p. m., Eastern Standard Time.

The PRESIDENT (Lieutenant-Governor Lloyd H. Wood) in the Chair.

### PRAYER

In the absence of the Chaplain, the gentleman from Lancaster, Mr. KESSLER, offered the following prayer:

We are again standing with bowed heads, asking Thy blessing at the opening of this Session of the Senate. We thank Thee for our heritage, and for the many good things that we enjoy at Thy hands. We are mindful of the great need we have for Thy guidance in these days.

Look into our hearts and minds; replace all that is small, and mean, and petty and selfish with some of Thy infinite wisdom and a goodly measure of Thy understanding love, so that our work today might reflect Thy glory, Amen

### JOURNAL APPROVED

The PRESIDENT. A quorum of the Senate being present, the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. MAHANY and Mr. HARE, further reading was dispensed with, and the Journal was approved.

### LEAVES OF ABSENCE

Mr. HARE asked and obtained leave of absence for Mr. KEPHART, due to illness.

He also asked and obtained leave of absence for Mr. CROWE, due to illness.

He also asked and obtained leave of absence for Mr. WOOD, because of pressing business.

He also asked and obtained leave of absence for Mr. SNOWDEN, because of pressing business.

### NOMINATIONS BY THE GOVERNOR

#### NOTARIES PUBLIC

The Secretary to the Governor being introduced, presented in writing from His Excellency, the Governor of the Commonwealth, nominations for appointment as Notaries Public.

#### CONSIDERATION OF NOTARIES PUBLIC

Mr. WATSON. Mr. President, I move that the Senate do now proceed to the consideration of nominations for appointment as Notaries Public, sent to the Senate, by His Excellency, the Governor of the Commonwealth, on April 8, 1953.

Mr. WATKINS. Mr. President, I second the motion. The motion was agreed to.

The nominations were read as follows:

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, April 8, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Notaries Public, for terms of four years to compute from the dates shown:

To compute from date of confirmation

#### ALLEGHENY COUNTY

Miss Margaret M. Greiner, Pittsburgh, 343 Fourth Ave.  
John H. Haney, Pittsburgh, 2020 Forbes Street (19).

#### BLAIR COUNTY

Miss Doris M. Dietrick, Altoona.

#### DELAWARE COUNTY

Stephen Inciardi, Clifton Heights.  
William R. J. McKeon, Lansdowne.

#### FAYETTE COUNTY

Mrs. Genevieve Urani, Luzerne Twp., New Salem.

#### LUZERNE COUNTY

Thos. Beamesderfer, Kingston.

#### MONTGOMERY COUNTY

Mrs. Lily MacDonough, Abington Twp., Abington.  
J. Harold Watt, Lower Merion Twp., Ardmore.

#### PHILADELPHIA COUNTY

Robert K. Estep, 4665 Frankford Ave. (24).  
J. G. Gordon III, 124-30 Walnut Street (6).  
Jay Harold Rosenwald, 2111 Unruh Avenue (24).  
Jacob D. Saltzman, 437 Chestnut Street (6).

#### VENANGO COUNTY

Mrs. Neva F. Allebach, Franklin.

#### WESTMORELAND COUNTY

Mrs. Ann M. Albright, Greensburg.



To compute from the dates set opposite their names

#### PHILADELPHIA COUNTY

Francis H. VanZandt, 709 E. Allegheny Avenue (34),  
4-13-53.

Maurice L. VanZandt, 709 E. Allegheny Avenue (34),  
4-13-53.

#### VENANGO COUNTY

Charles A. Staab, Cornplanter Twp., Oil City, 4-19-53.

JOHN S. FINE.

A motion was made by Mr. WATSON and Mr. WATKINS,

That the Senate do advise and consent to said nominations.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

#### YEAS—46

Bane,	Hare,	McCusker,	Stiefel,
Barr,	Harney,	McGinnis,	Taylor,
Berger,	Holland,	McMenamin,	Toole,
Blass,	Kessler,	McPherson, Jr.	Wade,
Camiel,	Koprivier, Jr.	Miller,	Wagner,
Chapman,	Lane,	Pechan,	Walker,
Dent,	Leader,	Peelor,	Watkins,
Diehm,	Letzler,	Probert,	Watson,
DiSilvestro,	Madigan,	Ruth,	Weiner,
Fleming,	Mahany,	Silvert,	Wolfe,
Freed,	Mallory,	Stevenson,	Yosko,
Haluska,	McCreesh,		

#### NAYS—0

Two-thirds of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

### NOMINATIONS BY THE GOVERNOR

#### REFERRED TO COMMITTEE

He also presented communications in writing from His Excellency, the Governor of the Commonwealth, which were read as follows, and referred to the Committee on Executive Nominations:

#### MEMBER OF CLINTON COUNTY BOARD OF ASSISTANCE

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, April 8, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Dr. Charles Coxe (Republican), 35 North Fairview Street, Lock Haven, Clinton County, for appointment as a member of the Clinton County Board of Assistance, to serve until December 31, 1955, and until his successor is duly appointed and qualified, vice J. Frank Banghart, Lock Haven, whose term expired.

JOHN S. FINE.

#### JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, April 8, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate David G. Shade, R. D. No. 1, Millerstown, Perry County, for

appointment as Justice of the Peace in and for the Township of Greenwood, Perry County, until the first Monday of January 1954, to fill a vacancy.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, April 8, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Harry J. Hemer, 1727 Indiana Avenue, Monaca, Beaver County, for appointment as Justice of the Peace and for the Borough of Monaca, Beaver County, until the first Monday of January 1956, Vice Harrison A. Weigle, resigned.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, April 8, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Charles C. Young, McClure, Snyder County, for appointment as Justice of the Peace in and for the Township of West Beaver, Snyder County, until the first Monday of January 1956, vice Warren A. Baker resigned.

JOHN S. FINE.

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, April 8, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Lewis A. Yerskey, 111 Myrtle Street, Girard, Erie County, for appointment as Justice of the Peace in and for the Borough of Girard, Erie County, until the first Monday of January 1954, to fill a vacancy.

JOHN S. FINE.

### HOUSE MESSAGE

#### HOUSE CONCURS IN SENATE CONCURRENT RESOLUTION

The Clerk of the House of Representatives being introduced, informed the Senate that the House has concurred in resolution from the Senate as follows:

#### TIME OF NEXT MEETING

In the Senate, April 6, 1953.

Resolved, (if the House of Representatives concur), That when the Senate adjourns this week it reconvene on Monday, April 13, 1953 at four o'clock p. m. E. S. T. and when the House of Representatives adjourns this week it reconvene on Monday, April 13, 1953 at four-thirty o'clock p. m. E. S. T.

### REPORTS FROM COMMITTEES

Mr. PROPERT from the Committee on Local Government, reported as committed, Senate Bill No. 43, entitled:

An Act to amend Section 1 of the act, approved the fifth day of August one thousand nine hundred thirty-two (P. L. 45), entitled "An act empowering cities of the first and second classes to levy, assess and collect, or to provide for the levying, assessment and collection of, certain additional taxes for general revenue purposes; authorizing the establishment of bureaus, and the appointment and compensation of officers and employes to assess and collect such taxes; and permitting penalties to be imposed and enforced," by prohibiting the imposition of wage, income or occupation taxes on nonresidents and abolishing such taxes heretofore imposed.



He also from the Committee on Local Government, reported as committed, Senate Bill No. 86, entitled:

An Act to further amend Section 4 of the act, approved the second day of May, one thousand nine hundred forty-five (P. L. 382), entitled "An act providing for the incorporation as bodies corporate and politic of 'Authorities' for municipalities, counties and townships; prescribing the rights, powers and duties of such Authorities heretofore or hereafter incorporated; authorizing such Authorities to acquire, construct, improve, maintain and operate projects, and to borrow money and issue bonds therefor; providing for the payment of such bonds, and prescribing the rights of the holders thereof; conferring the right of eminent domain on such Authorities; authorizing such Authorities to enter into contracts with and to accept grants from the Federal Government or any agency thereof; and conferring exclusive jurisdiction on certain courts over rates," by extending the purposes and powers of Authorities to include housing projects and authorizing the leasing and fixing of rentals in the operation thereof.

He also from the Committee on Local Government reported as amended, Senate Bill No. 215, entitled:

An Act to amend the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-seven (P. L. 2017) entitled "An act creating in each county (except of the first class) as a separate corporation, and in each city of the first and second class as a part of the city government, an institution district for the care and maintenances of certain indigent persons and children; prescribing the powers and duties of county commissioners, county treasurers, city departments of public welfare, the State Department of Welfare and the State Department of Public Assistance in respect thereto; abolishing certain poor districts and terminating the terms of directors, overseers, guardians and managers of the poor and poor district auditors, and providing for the temporary employment of certain of them; providing for the transfer, vesting, sale and disposition of the property of poor districts and the payment of their obligations; imposing certain existing obligations on institution districts and on the Commonwealth; regulating the affairs of poor districts until abolished; amending, changing and consolidating the law relating to the care of the poor; and repealing existing laws," by further providing for the administration of the fiscal affairs of the county institution districts; regulating the making of contracts and purchases; authorizing such districts to take by gift, grant, devise, or bequest money and property in trust; and conferring powers and imposing duties on county commissioners, county treasurers, county controllers and county auditors.

He also from the Committee on Local Government reported as amended, Senate Bill No. 323, entitled:

An Act to further amend the act, approved the twenty-first day of May, one thousand nine hundred forty-three (P. L. 571), entitled as amended "An act relating to assessment for taxation in counties of the fourth, fifth, sixth, seventh and eighth classes; designating the subjects, property and persons subject to and exempt from taxation for county, borough, town, township, school, except in cities and county institution district purposes; and providing for and regulating the assessment and valuation thereof for such purposes; creating in each such county a board for the assessment and revision of taxes; defining the powers and duties of such boards; providing for the acceptance of this act by cities; regulating the office of ward, borough, town and township assessors; abolishing the office of assistant triennial assessor in townships of the first class; providing for the appointment of a chief assessor, assistant assessors and other employees; providing for their compensation payable by such counties; prescribing certain duties of and certain fees to be collected by the recorder of deeds and municipal officers who issue building permits; imposing duties on taxables making im-

provements on land and grantees of land; prescribing penalties; and eliminating the triennial assessment," by further classifying real estate for the purpose of assessment for taxation, clarifying the law as to the oath of assessors, and further prescribing the manner of making assessments prior to and after the establishment of the permanent record system required by law.

He also from the Committee on Local Government reported as committed, Senate Bill No. 359, entitled:

An Act to further amend Section 1 of the act, approved the twenty-fifth day of June, one thousand nine hundred forty-seven (P. L. 971), entitled "An act relating to the annual salaries and compensation of certain county officers of counties of the eighth class," by increasing the annual salaries of county commissioners.

He also from the Committee on Local Government reported as committed, Senate Bill No. 399, entitled:

An Act relating to counties of the third, fourth, fifth, sixth, seventh and eighth classes; amending, revising, consolidating and changing the laws relating thereto.

Mr. YOSKO from the Committee on Insurance reported as committed, Senate Bill No. 302, entitled:

An Act to amend section 308 of the act, approved the seventeenth day of May, one thousand nine hundred twenty-one (P. L. 682), entitled "An act relating to insurance; amending, revising, and consolidating the law providing for the incorporation of insurance companies, and the regulation, supervision, and protection of home and foreign insurance companies, Lloyds associations, reciprocal and inter-insurance exchanges, and fire insurance rating bureaus, and the regulation and supervision of insurance carried by such companies, associations, and exchanges, including insurance carried by the State Workmen's Insurance Fund; providing penalties; and repealing existing laws," by enumerating certain types of vacancies occurring in the board of directors of insurance companies and providing for filing thereof.

Mr. WAGNER from the Committee on Insurance reported as committed, Senate Bill No. 292, entitled:

An Act to further amend the act, approved the seventeenth day of May, one thousand nine hundred twenty-one (P. L. 682), entitled "An act relating to insurance; amending, revising and consolidating the law providing for the incorporation of insurance companies, and the regulation, supervision, and protection of home and foreign insurance companies, Lloyds associations, reciprocal and inter-insurance exchanges, and fire insurance rating bureaus, and the regulation and supervision of insurance carried by such companies, associations, and exchanges, including insurance carried by the State Workmen's Insurance Fund; providing penalties; and repealing existing laws," by further providing for the types or kinds of insurance business which certain domestic and foreign companies may transact, requiring certain domestic companies to amend their charters before transacting such additional kinds of insurance, fixing the minimum capital and financial requirements necessary to transact such additional kinds of insurance by both domestic and foreign companies and making such requirements additional conditions to licensure of certain foreign companies.

Mr. FREED from the Committee on Insurance reported as committed, Senate Bill No. 349, entitled:

An Act to further amend the act, approved the seventeenth day of July, one thousand nine hundred thirty-five (P. L. 1092), entitled "An act defining fraternal benefit societies and their status; authorizing such societies to create subordinate lodges and to pay benefits to members and their beneficiaries from funds collected, and regulating such benefits and collections providing for the



organization and incorporation of such societies and for their supervision, regulation, and examination by the Insurance Commissioner, and for the admission of foreign societies designating tables of mortality as a basis for rates of contribution; requiring all societies to make annual and other reports; and appointing the Insurance Commissioner as attorney for service of process; providing penalties for any violations of the act; exempting such societies from taxation and certain other societies from its provisions; and requiring beneficial associations, other than fraternal benefit societies, to report to and be supervised by the Insurance Commissioner; and repealing existing laws," by further regulating contracts and funds of such societies.

### BILLS INTRODUCED AND REFERRED

Messrs. WADE and WATKINS read in place and presented to the Chair Senate Bill No. 446, entitled:

An Act to further amend the act, approved the seventeenth day of May, one thousand nine hundred twenty-one (P. L. 682) entitled "An act relating to insurance; amending, revising, and consolidating the law providing for the incorporation of insurance companies, and the regulation, supervision, and protection of home and foreign insurance companies, Lloyds associations, reciprocal and inter-insurance exchanges, and fire insurance rating bureaus, and the regulation and supervision of insurance carried by such companies, associations, and exchanges, including insurance carried by the State Workmen's Insurance Fund; providing penalties; and repealing existing laws," by further regulating workmen's compensation and occupational disease insurance rates, and changing the provision relating to such insurance as to policy requirements, suits for premiums and annual reports.

Which was committed to the Committee on Insurance.

They also read in place and presented to the Chair Senate Bill No. 447, entitled:

An Act to amend the act, approved the first day of July one thousand nine hundred thirty-seven (P. L. 2532), entitled "An act to establish funds to provide security for the payment of benefits in event of the insolvency of an insurance carrier authorized to write workmen's compensation insurance in this Commonwealth; and to provide for the administration thereof," by extending the provisions of the act to insurance carriers authorized to write insurance under the Pennsylvania Occupational Disease Act.

Which was committed to the Committee on Insurance.

Mr. WADE read in his place and presented to the Chair Senate Bill No. 448, entitled:

An Act to further amend section two hundred eight of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employees in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees

of certain departments, boards and commissions shall be determined," by clarifying the holding over after expiration of the term of office of persons appointed by the Governor and repealing inconsistent provisions.

Which was committed to the Committee on State Government.

Mr. WATKINS read in his place and presented to the Chair Senate Bill No. 449, entitled:

An Act to amend Section 1 of the act, approved the twenty-fifth day of June, one thousand nine hundred forty-seven (P. L. 948), entitled "An act authorizing the laying out, and taking over by the Secretary of Highways, with the approval of the Governor, of new State highway routes in certain cases; providing for their laying out, opening, construction, reconstruction and maintenance, at the expense of the Commonwealth and making an appropriation," by providing for an additional route in Delaware County and Philadelphia.

Which was committed to the Committee on Highways.

Mr. WAGNER read in his place and presented to the Chair Senate Bill No. 450, entitled:

An Act relating to the establishment and operation of educational television stations; conferring powers and imposing duties upon the Department of Public Instruction.

Which was committed to the Committee on Education.

He also read in his place and presented to the Chair Senate Bill No. 451, entitled:

An Act to amend the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto," by authorizing certain contracts relating to television.

Which was committed to the Committee on Education.

He also read in his place and presented to the Chair Senate Bill No. 452, entitled:

An Act to further amend section four of the act, approved the thirty-first day of March, one thousand nine hundred forty-nine (P. L. 372), entitled "An act to promote the welfare of the people of the Commonwealth; creating the General State Authority as a body corporate and politic with power to construct, improve, equip, furnish, and operate projects, and to lease the same, and to fix fees, rentals, and charges for the use thereof; authorizing and regulating the issuance of bonds for said Authority, and providing for the payment of such bonds, and the rights of the holders thereof; and to enter into agreements with the Government of the United States or any Federal agency; and authorizing the Department of Property and Supplies to grant, assign, convey, or lease to the Authority lands of the Commonwealth and interests therein, and to acquire lands therefor; granting the right of eminent domain; empowering The General State Authority to sell and convey projects and property to the Commonwealth; and providing that no debt of the Commonwealth shall be incurred in the exercise of any of the powers granted by this act," by authorizing educational television stations.

Which was committed to the Committee on Education.

He also read in his place and presented to the Chair Senate Bill No. 453, entitled:

An Act making an appropriation to the Department of Public Instruction for the maintenance and operation of equipment for educational television.



Which was committed to the Committee on Appropriations.

He also read in his place and presented to the Chair Senate Bill No. 454, entitled:

An Act to amend Section 11.1 of the act, approved the eighteenth day of July, one thousand nine hundred seventeen (P. L. 1043) entitled "An act establishing a public school employees' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing employees, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon boards having the employment of public school employees; exempting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties" by providing for certain repayments to contributors in case of withdrawal.

Which was committed to the Committee on State Government.

He also read in his place and presented to the Chair Senate Bill No. 455, entitled:

An Act to further amend clause seven of section one of the act, approved the eighteenth day of July, one thousand nine hundred seventeen (P. L. 1043) entitled "An act establishing a public school employees' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing employees, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon boards having the employment of public school employees; exempting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties," by extending the time for officers and employees of the Department of Public Instruction, State Teachers' Colleges, Thaddeus Stevens Trade School, Pennsylvania State Oral School for the Deaf, and the Pennsylvania Soldiers' Orphan School, to withdraw from the retirement system and receive reimbursement for moneys paid in.

Which was committed to the Committee on State Government.

He also read in his place and presented to the Chair Senate Bill No. 456, entitled:

An Act to further amend the act, approved the eighteenth day of July, one thousand nine hundred seventeen (P. L. 1043) entitled "An act establishing a public school employees' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing employees, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon boards having the employment of public school employees; exempting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties," by further providing for return to service with full retirement rights.

Which was committed to the Committee on State Government.

He also read in his place and presented to the Chair Senate Bill No. 457, entitled:

An Act to amend the act approved the fourteenth day of January, one thousand nine hundred fifty-two (P. L. 2015), entitled "A supplement to the act, approved the eighteenth day of July, one thousand nine hundred seventeen (P. L. 1043), entitled 'An act establishing a public school employees' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing employees, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon boards having the employment of public school employees; exempting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties,' by extending certain benefits heretofore granted to school employees entering the armed forces of the United States to certain other similarly qualified school employees," by further extending such benefits.

Which was committed to the Committee on State Government.

Messrs. SILVERT, WEINER, CAMIEL and STIEFEL read in place and presented to the Chair Senate Bill No. 458, entitled:

An Act to amend Section one of the act, approved the twenty-fifth day of May, one thousand nine hundred fifty-one (P. L. 415), entitled "An act relating to habeas corpus; conferring jurisdiction upon the judges of the courts of common pleas; prescribing venue; defining procedure in all cases; authorizing service to be made upon persons anywhere in the Commonwealth; providing for the imposition of costs; allowing appeals; specifying the appellate court to which appeals may be taken; and repealing inconsistent legislation, including that conferring jurisdiction on courts of quarter sessions," by extending jurisdiction as to habeas corpus to courts of quarter sessions.

Which was committed to the Committee on Judiciary General.

They also read in place and presented to the Chair Senate Bill No. 459, entitled:

An Act to permit summons to displace warrants in certain cases.

Which was committed to the Committee on Judiciary General.

They also read in place and presented to the Chair Senate Bill No. 460, entitled:

An Act to provide for special investigations by the quarter sessions courts upon petition of the district attorney of any city or county of widespread public evils, the procedure therein, the powers to issue subpoenas, grant immunity to witnesses, and conduct contempt proceedings in connection therewith.

Which was committed to the Committee on Judiciary General.

They also read in place and presented to the Chair Senate Bill No. 461, entitled:

An Act to amend Section 416 of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-nine (P. L. 872), entitled "An act to consolidate, amend and revise the penal laws of the Commonwealth," by providing that the presence of the deadly weapon within the vehicle is within the offense.

Which was committed to the Committee on Judiciary General.



They also read in place and presented to the Chair Senate Bill No. 462, entitled:

An Act to amend section 8 of the act, approved the tenth day of May, one thousand nine hundred forty-nine (P. L. 1066), entitled "An act establishing a mode of selecting and drawing jurors for counties of the first class and imposing penalties," by providing for the transfer of jurors from one court of criminal jurisdiction to another.

Which was committed to the Committee on Judiciary General.

### REPORT FROM COMMITTEE

Mr. WEINER. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WEINER, from the Committee on Insurance, reported as committed, Senate Bill No. 299, entitled:

An Act to amend sections two hundred three and three hundred eight of the act, approved the seventeenth day of May, one thousand nine hundred twenty-one (P. L. 682), entitled "An act relating to insurance; amending, revising, and consolidating the law providing for the incorporation of insurance companies, and the regulation, supervision, and protection of home and foreign insurance companies, Lloyds associations, reciprocal and inter-insurance exchanges, and fire insurance rating bureaus, and the regulation and supervision of insurance carried by such companies, associations, and exchanges, including insurance carried by the State Workmen's Insurance Fund; providing penalties; and repealing existing laws," by changing certain qualifications of incorporators, directors and trustees.

### PETITIONS AND REMONSTRANCES

Mr. MAHANY. Mr. President, yesterday we again acted on several of the Government Economy Survey Committee recommendation bills, which were introduced by Senator Dent and myself, and I thought we discussed each one quite at length and decided where they did not save any money, they were of no value. Therefore, a large majority voted against the bills. Then, this morning, I happened to look at the newspaper, which happened to be the Harrisburg Patriot, and I saw a headline, "More Economy Bills Defeated in Upper House." The sub-headline said, "Democrats in Favor."

Now, Mr. President, I know it is like Don Quixote, joisting with windmills, for me to try to persuade the newspapers to endeavor to give the true reflection of what is going on down here. These newspapers are represented here by a number of good reporters, and I hope that they report back to their newspapers what we are actually doing. Instead of saying, "More Economy Bills Defeated in Upper House," I think they should say that the Chesterman bills were defeated because there was not any economy shown.

Mr. President, I felt very disturbed when I read that, and then I arrived at my office and received the Titusville Herald which is printed in my little town, and read an editorial in that paper, of Tuesday morning, April 7, 1953, and I got a little encouragement. I want to read this editorial to my colleagues, and also for the purpose of getting it in the record. The editorial reads as follows:

"The Truth About Economy" is the headline of that editorial, and it says:

"'Chesterman Report' does not mean the same thing as the word 'economy.' The voters of Pennsylvania should not clamor for the blind adoption of the report, thinking that doing so will reduce the cost of state government. If they persist in the attitude that the report is a sort of holy writ on pure and inexpensive government, they are sure to be deceived.

"Because of misinformed public opinion, our legislators are now afraid to vote against the report's recommendations lest they be accused of being against economy in government. This sorry state of affairs should be corrected immediately.

"The Chesterman report is by no means the collection of truth and wisdom that many voters assume. As a matter of fact, it may be quite the opposite—much closer to what John H. Dent, Senate Democratic floor leader, thinks it may be. Said Mr. Dent:

"'I'm afraid a ghastly joke has been played on the public in promises of great economies. I think that if followed, many of these proposals would give us not a better government, but a more bureaucratic one.'

"There are two things to be said in favor of the Chesterman report. First, the chairman of the State Government Survey Committee, which brought out the report, is Francis J. Chesterman, an outstanding citizen with a fine record with the Bell Telephone Company of Pennsylvania. Second, the publicity when portions of the report were released late last year and earlier this year was magnificently done.

"But, that publicity job has misled thousands of Pennsylvanians.

"This newspaper is closely connected with the Pennsylvania Historical and Museum Commission. The Commission, now an independent body reporting directly to the governor, rates one sentence in the Chesterman report, to the effect that it should be put under the Department of Education.

"Because of its association with the commission, The Herald has given close attention to the Chesterman report. We feel certain we are fair and just in making these two blanket assertions about much of it:

"1. It is not a thorough job, and in this respect is by no means comparable to the Hoover Commission report on the Federal Government

"2. It is not realistic, but is more like something which could have been dreamed up by an eager and intelligent bunch of college undergraduates whose visions have not yet been shattered by contact with the real thing.

"Take the recommendation about the Historical and Museum Commission, for example. Not one penny will be saved by putting that commission under the Department of Education. But such a move will certainly increase the 'bureaucratic' tendency that Mr. Dent referred to.

"The commission was under the Department of Education, several years ago. Red tape hampered its work, so it was set free from the department. But the Chesterman report would wrap it up in that same red tape again.

"It might look better on the charts to have the commission under education, but it certainly won't work better, or make any economics whatever.

"The best thing Pennsylvania can do is to forget the Chesterman report—but not its lesson.

"The lesson is that the voters of this state desperately



want all possible economy in government. Their enthusiastic response to the publicity puffs of the Chesterman report proved this.

"The second part of the lesson is that sincere and honest study is necessary before any governmental savings can be made, not just the three or four months given to the vast and intricate problem by the Chesterman group."

That completes the editorial, Mr. President.

Mr. President, this morning the Rules Committee had an open public hearing on Senate Bill No. 334, at which time people were heard from various parts of the State, representing the producers of milk, the processors of milk, even the consumers of milk and the restaurants which also dispense milk. None of those people showed us how any savings could be made by transferring the Milk Control Commission to the Department of Agriculture.

Mr. President, even the Secretary of Agriculture, himself, who was there, stated that he could see no savings. He could not see how he could do the job any better, and, although he would not come right out and say so, that the Chesterman Committee Report recommendations were not well-founded. He, in fact, essentially concluded that.

Mr. President, I wish the newspapers of the State of Pennsylvania would try to show the people that this Senate is giving due consideration to all these reports and recommendations, and legislation has been introduced and we are trying to find out if there are any nuggets in the reports and recommendations. If we are going to pass them into law, and if they cannot save the people any money, certain'y we should not blindly accept that legislation and vote it into law. It is up to use to decide when they save money and when they do not. I believe that is the guide we have tried to take here in the Senate in connection with this legislation.

Mr. DENT. Mr. President, I know that the distinguished Majority Leader does not have too much to do at night. I would like to send the rest of these newspapers over, so he can analyze them for us for next week.

The PRESIDENT. The Minority Floor Leader passes over more reading material, with the suggestion that what has already been read be spread upon the Journal, and what he just received be spread upon the table.

## CALENDAR

### FINAL PASSAGE CALENDAR

#### BILL OVER IN ORDER

Mr. MAHANY. Mr. President, I ask unanimous consent that Senate Bill No. 297, on final passage, entitled:

An Act to further amend the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment

of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," by making the Pennsylvania State Police and the Pennsylvania Board of Parole departmental administrative agencies in the Department of Justice; and prescribing their powers and duties.

go over in its order.

The PRESIDENT. Is there objections? The Chair hears none.

### THIRD READING CALENDAR

#### BILL OVER IN ORDER

Mr. MAHANY. Mr. President, I ask unanimous consent that Senate Bill No. 35, on third reading, entitled:

An Act to further amend Section 1 of the act approved the twenty-fifth day of April one thousand nine hundred twenty-nine (P. L. 723) entitled "An act regulating the investment of funds by administrative departments boards commissions and officers of the State Government" by expanding the investment powers of State administrative departments boards commissions or officers

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

### BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 91, as follows:

An Act to further amend Section 5 of the act approved the thirty-first day of May one thousand nine hundred forty-five (P. L. 1198), entitled "An act providing for the conservation and improvement of land affected in connection with the mining of bituminous coal by the open pit mining method regulating such mining and providing penalties" by further regulating backfilling and operation reports

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 5 of the act approved the thirty-first day of May one thousand nine hundred forty-five (P. L. 1198) entitled "An act providing for the conservation and improvement of land affected in connection with the mining of bituminous coal by the open pit mining method regulating such mining and providing penalties" as amended by the act approved the twenty-third day of May one thousand nine hundred forty-nine (P. L. 1730) is hereby further amended to read as follows

Section 5 Operation Report and Backfilling Within thirty (30) days after starting the removal of overburden at each operation for the removal of coal by open pit mining the operator shall file an operation report with the Department of Mines on a form to be prescribed and furnished by the secretary giving the following information (a) Name or number of the operation (b) Location of the operation as to county and township and with reference to the nearest public road (c) A description of the tract or tracts by metes and bounds and (d) The name and address of the landowner or his duly authorized representative

The report shall also specify the distance to which the bottom of the spoil banks made by the open pit mining operation may approach any stream of water having a well defined channel Such distances may be fixed by the Department of Mines at such number of feet as in the judgment of the department after consultation with the Water and Power Resources Board taking into con-



sideration the character of the overburden is necessary to protect the channel of the stream.

The operator shall backfill the operation made by the open pit mining operation to a distance of fifteen (15) feet beyond the boundary line of the right of way of any public highway and to distance of two hundred (200) feet from any dwelling house public building school church commercial or institutional building The backfilling shall be done in such a manner as to insure lateral support of a public highway and to provide a slope having an angle not exceeding forty (40) degrees The Department of Mines shall specify the time within which it shall be completed in order to protect the public safety and shall require such backfilling to be done in part before the completion of the open pit mining operation

Nothing contained in this section shall be construed to prohibit the relocation of any public road in the manner provided by law or the change of the course or channel of any stream in the manner provided by law upon permit issued by the Water and Power Resources Board

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

#### YEAS—46

Bane,	Hare,	McCusker,	Stiefel,
Barr,	Harney,	McGinnis,	Taylor,
Berger,	Holland,	McMenamin,	Toole,
Blass,	Kessler,	McPherson, Jr.	Wade,
Camiel,	Koprivier, Jr.	Miller,	Wagner,
Chapman,	Lane,	Pechan,	Walker,
Dent,	Leader,	Peelor,	Watkins,
Diehm,	Letzler,	Propert,	Watson,
DiSilvestro,	Madigan,	Ruth,	Weiner,
Fleming,	Mahany,	Silvert,	Wolfe,
Freed,	Mallery,	Stevenson,	Yosko,
Haluska,	McCreesh,		

#### NAYS—0

A majority of all the Senators having voted, "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

### BILLS OVER IN ORDER

Mr. MAHANY. Mr. President, I ask unanimous consent that Senate Bill No. 337, on third reading, entitled:

An Act to further amend the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools amending, revising, consolidating and changing the laws relating thereto," by limiting the amount of reimbursement by the Commonwealth to school districts and vocational school districts; and requiring the Department of Public Instruction to administer the financial affairs of financially handicapped and distressed school districts in certain cases.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. MAHANY. Mr. President, I ask unanimous consent that Senate Bill No. 373, on third reading, entitled:

An Act to amend Section 601 of the act, approved the ninth day of April, one thousand nine hundred twenty-

nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employees in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments, boards and commissions shall be determined," by defining the powers and duties of the Budget Secretary; revising the method of preparing the budget; and prohibiting duplications.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. MAHANY. Mr. President, I ask unanimous consent that Senate Bill No. 378, on third reading, entitled:

An Act discontinuing the Soldiers' and Sailors' Home at Erie, Pennsylvania; abolishing the board of trustees thereof; authorizing the use of the property for other State purposes or the sale thereof; and conferring powers and duties on certain State officers.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. MAHANY. Mr. President, I ask unanimous consent that Senate Bill No. 379, on third reading, entitled:

An Act to further amend the act, approved the fifth day of December, one thousand nine hundred thirty-six (1937 P. L. 2879), entitled "An act establishing a system of unemployment compensation to be administered by the Department of Labor and Industry and its existing and newly created agencies with personnel (with certain exceptions) selected on a civil service basis; requiring employers to keep records and make reports; and certain employers to pay contributions based on payrolls to provide moneys for the payment of compensation to certain unemployed persons; providing procedure and administrative details for the determination, payment and collection of such contributions and the payment of such compensation; providing for cooperation with the Federal Government and its agencies; creating certain special funds in the custody of the State Treasurer; and prescribing penalties," by prescribing the method of payments from the Special Administration Fund.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

### SECOND READING CALENDAR

#### BILL ON SECOND READING, AMENDMENTS OFFERED

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 6, entitled:



An Act to amend the act approved the nineteenth day of June one thousand nine hundred thirteen (P. L. 534) entitled "An act relating to appointment of deputy constables" by defining the jurisdiction of deputy constables

The first section was read.

On the question,

Will the Senate agree to the section?

Mr. LANE. Mr. President and members of the Senate, Senate Bill No. 6 deals with deputy constables, and under the present amendment in this particular measure, it is going to prohibit the service of papers by deputy constables throughout the Commonwealth of Pennsylvania.

Mr. President, as I said the other day, the passage of this legislation, will, in my opinion, obstruct justice in the rural districts of this Commonwealth, because in a number of cases your law enforcement is centered around your justices of the peace offices, and the services by their constables and deputy constables.

I understand, Mr. President, that there seems to be some sort of a controversy in the city of Pittsburgh and the County of Allegheny. With that I have no quarrel, and I have no interest. I am speaking as a former member of the minor judiciary, and I think I am well acquainted with the problems, especially in the rural areas.

Mr. President, quite a number of people have contacted me in regard to this, and representatives of the Magistrates Association in Pennsylvania have expressed extreme concern in the event that this legislation is passed.

Mr. President, the amendments which I am about to offer will, in my opinion, cure the evil of roving deputy constables. What they will do, they will prohibit them from making an arrest on view outside of the bailiwick for which they were appointed, and only in cases where a felony was committed. However, these amendments will give them the right to serve papers and processes of law. Unless we have this legislation, you are going to find that, in these rural areas, there is going to be very little law enforcement.

Mr. President, I talked with an alderman from Oil City. She told me that if this law were passed, she would have to close her office, because there are only four constables in the County of Venango, and of the four constables, they are all gainfully employed and only a deputy constable works out of this particular office.

Mr. President, I do not know whether anything I say here this afternoon will make any difference. The majority Party has the votes. I do not believe that by any stretch of our imagination could we consider this a political measure.

I appreciate the problems that the gentleman from Allegheny might have in his particular area, but I am afraid, Mr. President, that if we do not adopt my amendments we are not doing the right thing in regard to law enforcement.

Mr. LANE offered the following amendments:

Amend Sec. 1, (Sec. 1), page 2, lines 12 to 15 both inclusive, by striking out "exercise" in line 12, all of lines 13 and 14, and "or justice of the peace" in line 15, and inserting in lieu thereof the following: "make an arrest on view"; Amend Sec. 1, (Sec. 1), page 2, line 16, by inserting after the word "elected" the following: except in the case of a felony."

On the question,

Will the Senate agree to the amendments?

Mr. FLEMING. Mr. President and Members of the Senate, I rise to oppose these amendments offered by the gentleman from Washington.

Mr. President, I listened with a great deal of interest to what he said this bill would do. I would have to disagree with him on the ultimate effect of the bill.

Mr. President, the amendments which he has offered would completely emasculate the bill as I have introduced it. The bill which I have introduced is an exact copy of a similar bill which was passed by the House of Representatives in the 1951 Session, but failed to come out of committee in the Senate at that time. This bill does not interfere with any elected constable in the State of Pennsylvania.

Mr. President, in so far as the case that he cited—I believed it was in Venango County, I may be wrong, up there somewhere—where the lady alderman, or the lady justice of the peace, would have to close her office, that would not be so. It would not be so because even though the elected constable from her particular township, or from her particular borough, or the ward of a city, wherever she might be, was not active, all that would be necessary would be that the elected constable from that particular political subdivision would go into the court of Venango County and ask to have a deputy constable appointed. That deputy constable could work out of that lady squire's office, could serve any type of a paper that she might have and could proceed into any part of Venango County, or, in the case of felonies and in some misdemeanors, could proceed into any part of Pennsylvania to serve that warrant.

Mr. President, I do not know the rules of court in Venango County. I know that in Allegheny County, when a constable goes out of the county, if he is to be paid for the service of that paper, he must first receive the approval of the court or the district attorney's office. If that rule is the same in Venango County, with that approval, then that deputy could go out. If they did not want to secure the services of a deputy constable for the particular political subdivision that is involved, they could get an elected constable from any of the surrounding wards, boroughs or townships.

This bill, Mr. President,—I realize I am arguing the merits of the bill, but I have to since the other gentleman did argue somewhat on them—will only curb a malpractice which is being perpetrated on the people, not only of Allegheny County but I am sure in all parts of the State of Pennsylvania, where deputy constables do not operate out of the place from which they are appointed, but immediately go into other offices and do the things that are so reprehensible to the people of Pennsylvania.

I would ask the membership of this body, Mr. President, to vote down the amendments offered.

Mr. LANE. Mr. President, before making a motion for the adoption of the amendments, I would like to speak just briefly in rebuttal.

Mr. President, what the gentleman states is true. If the constable of that particular bailiwick was so minded, he could go into court and ask the court to appoint a deputy. However, in a number of cases, and I believe you gentlemen will agree, quite a number of constables would not take that trouble.



Mr. President, a number of your elected constables in Pennsylvania today are gainfully employed in other occupations. The ultimate result would be that if you prohibit deputy constables from serving papers, you are going to most certainly obstruct justice.

I say to you, Mr. President, I do not want to become involved in any quarrel in any political subdivision. All I want to do is see that justice is done.

Mr. President, I am a Past President of the Magistrates Association of my county; I am a former instructor of the Magistrates Association in our county; and I was a justice of the peace for fifteen years. I say to you that on many occasions I have had to use deputy constables out of my particular bailiwick. It was absolutely necessary in cases of sickness or illness, or in case someone had to go away, or where we would have to have a warrant served. We had to have them served then and there, because in a number of cases they were alleged felonies.

I realize, Mr. President, that we can force the constables to perform their duties under their bonds, but it is a long drawn out practice and you just cannot get it done.

Mr. President, I say to you here this afternoon that my amendments will correct the evil of roving constables. I have no comfort for roving constables. I do not like to see them run all over the county, because they should serve in their own bailiwick. However, where services of writs are concerned, I say we should make that available to those who administer justice.

Mr. President, I ask the membership to support my amendments.

And the question recurring,

Will the Senate agree to the amendments?

#### MOTION THAT AMENDMENTS BE ADOPTED

Mr. LANE. Mr. President, I Move the adoption of the amendments to Section 1.

Mr. DENT. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

Mr. DENT. Mr. President, sometimes we become a little excited with the pride of authorship, and, although it is pointed out in every logical way that we are making a mistake, we will not allow any remedies to be offered.

Mr. President, I do not think any man on this side approves of the so-called roving constable at whom, I believe, this act is aimed. Mr. President, as Senator Lane has so ably pointed out, if his amendments are accepted you reduce the constable to a process server. That is all he becomes. We take away from the deputy constable any of the rights he now has, which allows the evils that Senator Fleming is talking about to crop up in various districts, particularly in Allegheny County.

Mr. President, you certainly do not change the basic law just because there are some violators and unethical persons in Allegheny County. If you accept these amendments, you stop the very thing that has caused you trouble in Allegheny County, because you take from that deputy constable the right to make an arrest on view except in the case of a felony. Under our laws, any citizen has the right to make an arrest on view in the case of a felony.

Therefore, Mr. President, all Senator Lane is trying to do is to say to Senator Fleming, and the Members of this Senate, that we agree with you to wipe out the roving

constable, and the dangers of that type of officer, but still give to the justices of the peace and the aldermen the right that, in a pinch or in an emergency, they can employ the deputy of another constable and send him out to serve papers.

Mr. President, what can be wrong with serving papers? He has no right to make an arrest; he has no right to violate the principle of the act which he now violates in Allegheny County, by going into jurisdictions other than his own. The only way he can operate in any fashion is to become nothing but a paper or process server for a squire, who finds himself handicapped.

Mr. President, I want to tell you that I come from a city of six wards. We have one active constable in the whole six wards, and that person is in the hospital right now. If, for instance, you were an alderman in that town and you wanted a deputy, and your constable, who happens to be politically antagonistic towards you, will not serve your papers and will not do any work for you. Then, in turn, when you go to court, and the court forces him to name deputies, he names a couple of deputies of the same stripe. Do you mean to tell me that such an alderman has any recourse other than to go to some other constable? In my town, there would not be any other constable because they all work in factories. I do not know why, but they just do not work at the job of being constable.

Therefore, Mr. President, if you are aiming to eliminate the roving constable, we will vote with you. However, if you are aiming to make this a punitive measure against certain individuals, or aldermen whom you personally do not like, or Mr. Malone does not like, then I say to you that the Members of this Senate are not acting in the capacity of Senators. We should not, at this time, allow ourselves to be used by any individual, grinding an ax of his own.

Mr. President, I say to the Members of this Senate that the aldermen, as a group, the aldermen and the justices of the peace all over this State, and especially in the rural counties, are valuable public officers. I think the time has come when we should stop trying to be punitive in legislation, and try to be constructive.

Mr. FLEMING. Mr. President, I had not intended to rise a second time and I assure you this will be the last time.

Mr. President, Senator Dent says that we are changing the basic law of Pennsylvania. With that I certainly cannot agree. All this does is regulate the activity of a deputy constable.

Here, Mr. President, is the way a deputy constable is appointed. I believe most of the Members of the Senate know this. The constable of a particular ward, borough or township, goes into the court of the particular county in which he resides, and, under oath, he says to the judge of that court, "I have too much business in my office, and I need a deputy to help serve the papers which are emanating from this particular justice of the peace."

In Allegheny County, Mr. President, not only does the elected constable go in and make such a statement at the time he asks for the appointment of a deputy, but the court requires an additional letter, either a letter from the justice of the peace or the alderman, or the personal presence of the squire, I will call him, who, likewise, says under oath "I have too much business in my office, and Constable 'X' needs a deputy to help him



serve the papers." The court then appoints the applicant as a deputy constable. He then does not serve out of that particular office, but we find that he has been appointed. Now, I am speaking purely objectively. Perhaps that is not the right expression, but I want to use a hypothetical case, and I assure the gentlemen of the Senate that I do not know that this would be correct. I want you to remember that it is a purely hypothetical case.

Mr. President, the constable in the seventh ward in the city of Pittsburgh has a deputy appointed. He has already, in open court, said that he needed the deputy constable to help with the service of papers in the seventh ward in the city of Pittsburgh. The deputy constable is appointed, and he never serves a paper out of the alderman's office in the seventh ward. He goes over to the nineteenth ward, or he goes out to the Borough of Whitaker, or he goes to the Borough of Ben Avon or he goes to the Borough of Sewickley and operates. That is where the evils of the deputy constable arise.

Mr. President, I am told that in the city of Harrisburg there are deputy constables appointed out of certain wards who have not served a paper out of there in a number of years. They are working out of another alderman's office altogether.

Mr. President, I want to assure the gentlemen of the Senate that we are not impeding justice with this act, because any alderman who finds himself in the position which the justice of the peace in the borough of Jeanette finds himself, where the constable is sick, he can go into the adjoining townships,—I do not know the names of them—but he can go into any borough or any township in the county of Westmoreland, and get the elected constable of any of those places to come in and serve papers out of his office.

Mr. President, I want to assure the gentlemen of this Senate that this will in no way impair justice. It will do away with a lot of evils which have crept up, not only in Allegheny County but all over the Commonwealth of Pennsylvania.

Mr. President, I would also like to assure my good friend, John Dent, that this legislation is not inspired by the District Attorney of Allegheny County, James F. Malone. I believe in all fairness to Mr. Malone, although I do not know this, he has not told me, that he would be in favor of this legislation, because he currently has a drive on regarding the malpractices which are occurring among the minor judiciary in Allegheny County. I want to assure Senator Dent, and the other Members of the Senate, that this is not his legislation; this is my legislation.

Mr. DENT. Mr. President, I think the arguments given by the gentleman from Allegheny, Senator Fleming, are the best arguments that can be had for the amendments.

Mr. President, the only violations of ethics are by those who go out from one jurisdiction to another to make arrests and to become, as I call them, "raiding and roaming constables." Under the amendments of Senator Lane, they are prohibited from this activity, and this is the activity that is obnoxious. There certainly cannot be, in my humble opinion, anything wrong with a peace officer going out to serve a paper, regardless of where he comes from, so long as he is a legally constituted officer.

Mr. President, in the rural counties, especially mine,

constables do not work full time at the job of being constable. Most of the constables in Westmoreland County work in factories, or on the farms, or in the shops, or in the mines. We do not have the same kind of a system which you have in Allegheny County.

Mr. President, if you would like to restrict this to Allegheny County, because you have some violations that I do not know anything about, except what I read in the newspapers, and if it is as bad as it is, it should be corrected. I am for helping you correct it. There is not one of the violations about which they are complaining in Allegheny County which could possibly take place if Senator Lane's amendments are accepted by this Senate, because they cannot make anything other than a nominal fee by serving papers. They cannot do anything else. All of the things which are evil in the constable business today are the things that have crept up because somebody gets appointed, as he said.

Incidentally, Mr. President, I believe that when the judge names a deputy, or rather gives permission for the naming of a deputy, he can prescribe exactly the limitations of that deputy constable's range of activity. If the judges in Allegheny County want to correct that situation, they can do it right from the bench, by prescribing the activities and the jurisdiction in which the constable can operate.

Mr. President, we do not want to do anything in this Senate which would perpetuate a system that is evil. However I do not think you should cripple a justice of the peace who works on a part time basis, as they do in the rural counties. They are not full time jobs in my county. There are a few, yes, who happen to be along the highways and get enough cases to keep them, and to make a living income out of it, but, in the main, they are just part time jobs and they do a few hours work in the evening.

What would happen, Mr. President, if this bill goes through and a justice of the peace has a constable who is sick, and he has two deputies who are on vacation, and the neighboring constable, for his own reasons, does not want to serve the papers? How can he get a paper served? That is why constables name deputies out where we come from, because they do not want to bother with a full time job. There is not enough in it for them to make a full time job out of it, so they name deputies, for the convenience of the alderman, to serve ordinary papers in the people's court.

Let us remember, Mr. President, that the justice of the peace is still, in the minds of a great many people, the people's court, where little family quarrels are taken before them, and where a great many of the wash line cases are heard and are wiped out before they become matters of great importance and come to the local courts. They handle a great many cases, and settle a great many cases, long before they ever get to the courts, and they save you and I a great deal of money in Pennsylvania. I do not think you should cripple the minor judiciary of the State of Pennsylvania.

Mr. LANE. Mr. President, everyone wants to go home and I do, too. I want to catch a plane out of here at 7:10 tonight.

Mr. President, this piece of legislation sincerely disturbs me for this reason. I want to cite to you, Mr. President, that in my county of Washington we have



thirty-four boroughs, we have thirty-six townships and we have two third class cities. In our townships, Mr. President, all of them are second class with the exception of one. In a first class township, you have two constables elected by the people. In a second class township, you have one constable. In your boroughs, you have two constables.

Mr. President, as Senator Dent stated, in a number of cases the constables are gainfully employed, and they do not care too much about their job because there is not too much in it. They do not receive a great sum of money for their work, for it is all on a fee basis.

We must, however, still administer justice, Mr. President. We do not have traffic courts. All we have is a couple of policemen, probably, who patrol the highway. All your laws are administered through the office of the justice of the peace. If he does not have someone to serve the process, he certainly is handicapped, and it is going to be very detrimental to the welfare of the people. I understand that in certain counties in Pennsylvania they do not even have county detectives. In those cases, the constables and deputy constables serve the processes.

Mr. President, I say to you that my amendment make a deputy constable nothing more than a process server. I am not for deputy constables who racketeer. I have no use for them. Most Magistrate Associations take care of their own troubles, and they keep their own house in order. I am proud to say that in my county of Washington we have a very good, efficient operating group there. They are not subject to any criticism, and I say they are doing a good job.

All my amendments do, you understand, Mr. President, is make the deputy constables process servers. They cannot make an arrest on view outside their bailiwick. I ask the Members to adopt these amendments because it is good, constructive legislation.

And the question recurring,

Will the Senate agree to the motion?

Mr. LANE. I ask for a roll call, Mr. President.

The yeas and nays were required by Mr. LANE, and were as follows, viz:

#### YEAS—13

Bane,	Haluska,	Leader,	Ruth,
Barr,	Holland,	McGinnis,	Silvert,
Dent,	Lane,	McMenamin,	Welner,
			Yosko,

#### NAYS—23

Berger,	Hare,	Mahany,	Wade,
Blass,	Harney,	McCusker,	Wagner,
Chapman,	Kessler,	Miller,	Walker,
Diehm,	Koprivier, Jr.	Propert,	Watkins,
Fleming,	Letzler,	Stevenson,	Wolfe,
Freed,	Madigan,	Taylor,	

So the question was determined in the negative.

And the question recurring,

Will the Senate agree to the section?

It was agreed to.

The title was read and agreed to.

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

#### BILLS ON SECOND READING

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 7, entitled:

An Act to further amend section two of the act, approved the twenty-ninth day of May, one thousand nine hundred forty-five (P. L. 1107), entitled "An act providing for the construction, erection and maintenance of roadside rests adjacent to State highway routes; providing for the acquisition of interests in land by gift, purchase or condemnation; granting powers to, and imposing duties upon, the Department of Highways, the Secretary of Highways, the Governor and the Department of Property and Supplies; authorizing rules and regulations; and providing penalties for violation thereof; and making an appropriation," by eliminating the maximum cost of any one roadside rest.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 19, entitled:

An Act to amend Section 607 of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles, tractors, street cars, trackless trolley, omnibuses, bicycles, pedestrians and the riding of animals upon the highways of this Commonwealth, providing for the titling, including liens, encumbrances and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, borough, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees and miscellaneous receipts; making an appropriation and providing for refunds," by providing for operating privileges of persons serving in the armed forces of the United States or in women's organizations officially connected therewith and for the renewal of operators' license after honorable discharge

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 21, entitled:

An Act to further amend the act approved the twenty-second day of June one thousand nine hundred thirty-one (P. L. 594) entitled "An act establishing certain township roads as State highways authorizing their construction maintenance and improvement under certain conditions and restrictions limiting the obligation of the Commonwealth in the construction of certain structures located on



such highways conferring certain powers upon the Department of Highways and local authorities persons associations and corporations for sharing the cost of the maintenance and construction of such highways and making an appropriation to carry out the provisions of said act" by changing a certain route in Armstrong County

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 29, entitled:

An Act to further amend Section 717.1 of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by increasing the fee for inspection certificates.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

### BILL OVER IN ORDER

Mr. MAHANY. Mr. President, I ask unanimous consent that Senate Bill No. 47, on second reading, entitled:

An Act to amend the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1225) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" by requiring red markings on the back of hunters

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

### BILL ON SECOND READING

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 57, entitled:

An Act to amend Section 830 of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals

upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by prescribing the manner in which logs carried on certain vehicles and trailers shall be securely fastened

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

### BILL OVER IN ORDER

Mr. MAHANY. Mr. President, I ask unanimous consent that House Bill No. 89, on second reading, entitled:

An Act to add subsection (d) to Section 1013 of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by requiring vehicles, street cars and trackless trolley omnibuses to yield the right of way after stopping at an intersection marked with an official "Stop" sign.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

### BILL ON SECOND READING

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 105, entitled:

An Act to amend Section 1222 of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for



the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by increasing secretary's fee for supplying certain information

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

### BILL OVER IN ORDER

Mr. MAHANY. Mr. President, I ask unanimous consent that House Bill No. 110, on second reading, entitled:

An Act to further amend the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles, imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees and miscellaneous receipts; making an appropriation and providing for refunds," by further fixing fees for annual registration and chassis and maximum gross weights of certain commercial vehicles.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

### BILLS ON SECOND READING

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 117, entitled:

An Act to amend Section 608.1 of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators

thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by further providing for physical examinations and certificates signifying passage thereof by school bus drivers

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 122, entitled:

An Act to amend the third paragraph of section two hundred twenty and to reenact and amend subsection C of section two hundred twenty-one of the act approved the second day of May one thousand nine hundred twenty-five (P. L. 448) entitled "An act relating to fish and amending revising consolidating and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth" by exempting certain members of the armed forces from the payment of a fee to the Commonwealth for resident and non-resident fishing licenses

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 201, entitled:

An Act to further amend the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by changing the penalties for operating a motor vehicle trailer or semi-trailer that has not been inspected



And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

### BILL OVER IN ORDER

Mr. MAHANY. Mr. President, I ask unanimous consent that Senate Bill No. 280, on second reading, entitled:

An Act to further amend Clause (6) of Subsection (b) of Section 1002 of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by increasing the maximum speed limit as to certain motor vehicles

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

### BILLS ON SECOND READING

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 282, entitled:

An Act to further amend Section 607 of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 1005) entitled as amended "An act relating to and regulating tractors and their operation providing for their registration by the Department of Revenue upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of tractors providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns and townships within the Commonwealth liability for damages caused by the negligent operation of tractors imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by limiting the use of tractors of the second class

And said bill having read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 285, entitled:

An Act to reenact and amend the act approved the twenty-first day of July one thousand nine hundred forty-one (P. L. 425) entitled "An act to establish a system uniform throughout the Commonwealth for the compensation of witnesses regulating the amount payment and taxation as costs thereof and repealing inconsistent legislation" by including witnesses appearing to testify before any coroner coroner's jury or inquest and providing for payment of fees

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

### BILLS OVER IN ORDER

Mr. MAHANY. Mr. President, I ask unanimous consent that Senate Bill No. 326, on second reading, entitled:

An Act creating as bodies corporate and politic "Public Auditorium Authorities" in counties of the second class and in cities of the second class singly or jointly prescribing the rights powers and duties of such Authorities authorizing such Authorities to acquire construct improve maintain and operate public auditoriums to borrow money and issue bonds therefor providing for the payment of such bonds and prescribing the rights of the holders thereof conferring the right of eminent domain on such Authorities empowering such Authorities to enter into contracts leases and licenses with and to accept grants from private sources the Federal Government State political subdivisions of the State or any agency thereof authorizing the making of said grants from bond funds or current revenues authorizing Authorities to collect rentals admissions license fees for the use of the project exempting the property and securities of such Public Auditorium Authorities from taxation

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. MAHANY. Mr. President, I ask unanimous consent that Senate Bill No. 347, on second reading, entitled:

An Act providing for the sale of the State medical and surgical hospitals and for the disposition of the purchase moneys therefor

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

### BILLS ON SECOND READING

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 350, entitled:

An Act to further amend Section 20 of the act approved the second day of May one thousand nine hundred twenty-five (P. L. 448) entitled "An act relating to fish and amending revising consolidating and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth" by authorizing fishing in streams not stocked with trout

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order.



The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 357, entitled:

An Act to amend section three hundred four of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1225) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" by providing for additional complimentary hunting licenses

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 360, entitled:

An Act to further amend section two hundred forty of the act approved the second day of May one thousand nine hundred twenty-five (P. L. 448) entitled "An act relating to fish and amending revising consolidating and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth" by providing for additional complimentary fishing licenses

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

### BILLS OVER IN ORDER

Mr. MAHANY. Mr. President, I ask unanimous consent that Senate Bill No. 375, on second reading, entitled:

An Act to further amend the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," by transferring powers and duties relating to professional and vocational licenses and solicitation registration from the Department of Public Instruction and the professional and vocational licensing boards to the Department of State; creating professional and vocational advisory boards in the Department of State; making the Pennsylvania State Board of Censors a departmental board in the Department of State; transferring powers and duties relating to airport regulation, licensing and inspection from the Pennsylvania Aeronautics Commission to the Department of State; and abolishing the several professional and vocational examining and licensing boards.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. MAHANY. Mr. President, I ask unanimous consent that Senate Bill No. 377, on second reading, entitled:

An Act to amend the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto," by changing the State teachers' college districts; discontinuing seven State teachers' colleges; abolishing their boards of trustees; authorizing the use of the properties for other State purposes or the public sale thereof; and conferring powers and imposing duties on certain State officers and agencies.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. MAHANY. Mr. President, I ask unanimous consent that Senate Bill No. 380, on second reading, entitled:

An Act to further amend the act, approved the fifth day of December, one thousand nine hundred thirty-six (1937, P. L. 2897), entitled "An act establishing a system of unemployment compensation to be administered by the Department of Labor and Industry and its existing and newly created agencies with personnel (with certain exceptions) selected on a civil service basis; requiring employers to keep records and make reports, and certain employers to pay contributions based on payrolls to provide moneys for the payment of compensation to certain unemployed persons; providing procedure and administrative details for the determination, payment and collection of such contributions and the payment of such compensation; providing for cooperation with the Federal Government and its agencies; creating certain special funds in the custody of the State Treasurer; and prescribing penalties," by requiring the Unemployment Compensation Board of Review to coordinate work of referees; and prohibiting hearings de novo on further appeals.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. MAHANY. Mr. President, I ask unanimous consent that Senate Bill No. 381, on second reading, entitled:

An Act to further amend the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges, abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," by providing for the establishment in the Department of Labor and Industry of the Industrial Board as a departmental advisory board, and abolishing the Industrial Board as a departmental administrative Board.

go over in its order.



The PRESIDENT. Is there objection? The Chair hears none.

Mr. MAHANY. Mr. President, I ask unanimous consent that Senate Bill No. 382, on second reading, entitled:

An Act to reenact and further amend the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges, abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employees in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments, boards and commissions shall be determined," by merging the State Employees' Retirement Board and the Public School Employees' Retirement Board and establishing within the Insurance Department a joint board known as the State and Public School Employees' Retirement Board.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. MAHANY. Mr. President, I ask unanimous consent that Senate Bill No. 383, on second reading, entitled:

An Act to further amend the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 1046), entitled as amended "An act appropriating the moneys in the Motor License Fund," by appropriating certain money in the Motor License Fund to the Department of Public Works for highway purposes.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. MAHANY. Mr. President, I ask unanimous consent that Senate Bill No. 384, on second reading, entitled:

An Act to reenact and further amend the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges, abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employees in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments, boards and commissions shall be determined" by creating as a departmental advisory board in the Insurance Department the State Investment Council and prescribing its powers duties and personnel.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. MAHANY. Mr. President, I ask unanimous consent that Senate Bill No. 385, on second reading, entitled:

An Act to further amend Sections 4 and 7 of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 1046) entitled "An act appropriating the moneys in the Motor License Fund," by making money in the Motor License Fund available to the Department of Justice for the use of the Pennsylvania State Police.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. MAHANY. Mr. President, I ask unanimous consent that Senate Bill No. 386, on second reading, entitled:

An Act to amend the act, approved the seventh day of June, one thousand nine hundred twenty-three (P. L. 681), entitled "An act to enable an incorporated hospital association to acquire by lease or purchase any State owned hospital, specially devoted to the reception, care and treatment of injured persons, or of any State owned general medical and surgical hospital; and to provide for the regulation and management thereof," by requiring the trustees of State medical and surgical hospitals to transfer their facilities to local incorporated hospital associations within a specified time; discontinuing operation and maintenance by the Commonwealth thereafter; and providing for the use of the properties for other State purposes, or for the sale thereof.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. MAHANY. Mr. President, I ask unanimous consent that Senate Bill No. 387, on second reading, entitled:

An Act to amend the act approved the fifth day of August, one thousand nine hundred forty-one (P. L. 752), entitled "An act regulating and improving the civil service of certain departments and agencies of the Commonwealth; vesting in the State Civil Service Commission and a Personnel Director certain powers and duties; providing for classification of positions, adoption of compensation schedules and certification of payrolls; imposing duties upon certain officers and employees of the Commonwealth; authorizing service to other State departments or agencies and political subdivisions of the Commonwealth in matters relating to civil service; defining certain crimes and misdemeanors; imposing penalties; making certain appropriations, and repealing certain acts and parts thereof," by continuing the civil service status of employees administering the Public Assistance Law.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. MAHANY. Mr. President, I ask unanimous consent that Senate Bill No. 388, on second reading, entitled:

An Act creating a commission to study grants made to State-aided medical and surgical hospitals for determining the most equitable methods of calculating such grants; prescribing its powers and duties; and making an appropriation.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. MAHANY. Mr. President, I ask unanimous consent that Senate Bill No. 389, on second reading, entitled:



An Act to reenact and further amend portions of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," by abolishing the boards of trustees of State institutions in the Department of Welfare; creating an advisory board for each such institution; defining their powers and the powers and duties of the Department of Health and Welfare with respect thereto; and renaming the departmental administrative agencies in the Department of Health and Welfare and the State advisory boards and commissions.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

#### BILL ON SECOND READING

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 391, entitled:

An Act to further amend subsection (e) of section 608 of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by changing applicant and operators license requirements.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

#### BILLS ON FIRST READING

Mr. MAHANY. Mr. President, I move that the Senate do now proceed to the first reading of all bills reported from committees for the first time at today's session.

Mr. HARE. Mr. President, I second the motion. The motion was agreed to.

Agreeably to order.

The Senate proceeded to the first reading and consideration of Senate Bill No. 43, entitled:

An Act to amend Section 1 of the act approved the fifth day of August, one thousand nine hundred thirty-two (P. L. 45), entitled "An act empowering cities of the first and second classes to levy, assess and collect, or to provide for the levying, assessment and collection of, certain additional taxes for general revenue purposes; authorizing the establishment of bureaus, and the appointment and compensation of officers and employes to assess and collect such taxes; and permitting penalties to be imposed and enforced," by prohibiting the imposition of wage income or occupation taxes on non-residents and abolishing such taxes heretofore imposed.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 86, entitled:

An Act to further amend Section 4 of the act, approved the second day of May, one thousand nine hundred forty-five (P. L. 382), entitled "An act providing for the incorporation as bodies corporate and politic of 'Authorities' for municipalities, counties and townships; prescribing the rights, powers and duties of such Authorities heretofore or hereafter incorporated; authorizing such Authorities to acquire, construct, improve, maintain and operate projects, and to borrow money and issue bonds therefor; providing for the payment of such bonds, and prescribing the rights of the holders thereof; conferring the rights of eminent domain on such Authorities; authorizing such Authorities to enter into contracts with and to accept grants from the Federal Government or any agency thereof; and conferring exclusive jurisdiction on certain courts over rates," by extending the purposes and powers of Authorities to include housing projects and authorizing the leasing and fixing of rentals in the operation thereof

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 215, entitled:

An Act to amend the act approved the twenty-fourth day of June one thousand nine hundred thirty-seven (P. L. 2017) entitled "An act creating in each county (except of the first class) as a separate corporation and in each city of the first and second class as a part of the city government an institution district for the care and maintenance of certain indigent persons and children prescribing the powers and duties of county commissioner county treasurers city departments of public welfare the State Department of Welfare and the State Department of Public Assistance in respect thereto abolishing certain poor districts and terminating the terms of directors overseers guardians and managers of the poor and poor district auditors and providing for the temporary employment of certain of them providing for the transfer vesting sale and disposition of the property of poor districts and the payment of their obligations imposing certain existing obligations on institution districts and on the Commonwealth regulating the affairs of poor districts until abolished revising amending changing and consolidating the law relating to the care of the poor and repealing existing laws" by further providing for the administration of the fiscal affairs of the county institution districts regulating the making of contracts and pur-



chases authorizing such districts to take by gift grant devise or bequest money and property in trust and conferring powers and imposing duties on county commissioners county treasurers county controllers and county auditors.

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 292, entitled:

An Act to further amend the act, approved the seventeenth day of May, one thousand nine hundred twenty-one (P. L. 682), entitled "An act relating to insurance; amending, revising and consolidating the law providing for the incorporation of insurance companies, and the regulation, supervision, and protection of home and foreign insurance companies, Lloyds associations, reciprocal and inter-insurance exchanges, and fire insurance rating bureaus, and the regulation and supervision of insurance carried by such companies, associations, and exchanges, including insurance carried by the State Workmen's Insurance Fund; providing penalties; and repealing existing laws," by further providing for the types or kinds of insurance business which certain domestic and foreign companies may transact, requiring certain domestic companies to amend their charters before transacting such additional kinds of insurance, fixing the minimum capital and financial requirements necessary to transact such additional kinds of insurance by both domestic and foreign companies and making such requirements additional conditions to licensure of certain foreign companies.

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 299, entitled:

An Act to amend sections two hundred three and three hundred eight of the act approved the seventeenth day of May one thousand nine hundred twenty-one (P. L. 682) entitled "An act relating to insurance amending revising and consolidating the law providing for the incorporation of insurance companies and the regulation supervision and protection of home and foreign insurance Companies Lloyds associations reciprocal and inter-insurance exchanges and fire insurance rating bureaus and the regulation and supervision of insurance carried by such companies associations and exchanges including insurance carried by the State Workmen's Insurance Fund providing penalties and repealing existing laws" by changing certain qualifications of incorporators directors and trustees

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 302, entitled:

An Act to amend section 308 of the act approved the seventeenth day of May one thousand nine hundred twenty-one (P. L. 682) entitled "An act relating to insurance amending revising and consolidating the law providing for the incorporation of insurance companies and the regulation supervision and protection of home and foreign insurance companies Lloyds associations reciprocal and inter-insurance exchanges and fire insurance rating bureaus and the regulation and supervision of insurance carried by such companies associations and exchanges including insurance carried by the State Workmen's Insurance Fund providing penalties and repealing existing laws" by enumerating certain types of vacancies occurring in the board of directors of insurance companies and providing for filling thereof.

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 323, entitled:

An Act to further amend the act approved the twenty-first day of May one thousand nine hundred forty-three (P. L. 571) entitled as amended "An act relating to assessment for taxation in counties of the fourth fifth sixth seventh and eighth classes designating the subjects property and persons subject to and exempt from taxation for county borough town township school except in cities and county institution district purposes and providing for and regulating the assessment and valuation thereof for such purposes creating in each such county a board for the assessment and revision of taxes defining the powers and duties of such boards providing for the acceptance of this act by cities regulating the office of ward borough town and township assessors abolishing the office of assistant triennial assessor in townships of the first class providing for the appointment of a chief assessor assistant assessors and other employees providing for their compensation payable by such counties prescribing certain duties of and certain fees to be collected by the recorder of deeds and municipal officers who issue building permits imposing duties on taxables making improvements on land and grantees of land prescribing penalties and eliminating the triennial assessment" by further classifying real estate for the purpose of assessment for taxation clarifying the law as to the oath of assessors and further prescribing the manner of making assessments after the establishment of the permanent record system required by law.

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 349, entitled:

An Act to further amend the act approved the seventeenth day of July one thousand nine hundred thirty-five (P. L. 1092) entitled "An act defining fraternal benefit societies and their status authorizing such societies to create subordinate lodges and to pay benefits to members and their beneficiaries from funds collected and regulating such benefits and collections providing for the organization and incorporation of such societies and for their supervision regulation and examination by the Insurance Commissioner and for the admission of foreign societies designating tables of mortality as a basis for rates of contribution requiring all societies to make annual and other reports and appointing the Insurance Commissioner as attorney for service of process providing penalties for any violations of the act exempting such societies from taxation and certain other societies from its provisions and requiring beneficial associations other than fraternal benefit societies to report to and be supervised by the Insurance Commissioner and repealing existing laws" by further regulating contracts and funds of such societies.

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 359, entitled:

An Act to further amend Section 1 of the act approved the twenty-fifth day of June one thousand nine hundred forty-seven (P. L. 971) entitled "An act relating to the annual salaries and compensation of certain county officers of counties of the eighth class" by increasing the annual salaries of county commissioners.



And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 399, entitled:

An Act relating to counties of the third, fourth, fifth, sixth, seventh and eighth classes; amending, revising, consolidating and changing the laws relating thereto.

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

#### ADJOURNMENT

Mr. MAHANY. Mr. President, I move that the Senate do now adjourn until Monday, April 13, 1953, at 4:00 o'clock p. m., Eastern Standard Time.

Mr. HARE. Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 5:35 o'clock p. m., Eastern Standard Time, until Monday, April 13, 1953, at 4:00 o'clock p. m., Eastern Standard Time.

## HOUSE OF REPRESENTATIVES

WEDNESDAY, April 8, 1953

The House met at 2:00 p. m.

The SPEAKER (Charles C. Smith) in the Chair.

## PRAYER

The Chaplain, Reverend William Hugh Fryer, offered the following prayer:

O God, the Protector of all who put their trust in Thee: we pray for the good estate of this our beloved land, that it may please Thee to preserve to us the blessings of an equal and impartial freedom. Unite in mutual understanding men of alien faith and race; revive in all hearts a spirit of devotion to the public good, that strife and tumult may be appeased and justice and truth exalted. Enable us and all people faithfully to discharge the duties of our different spheres, that so the kingdom of brotherhood and peace may be hastened upon the earth and Thy will be done even as now it is done in Heaven. Amen.

## JOURNAL APPROVAL POSTPONED

The SPEAKER. Are there any corrections to the Journal of Tuesday, April 7, 1953?

Mr. JOHNSON. Mr. Speaker, I move that the approval of the Journal for Tuesday, April 7 be postponed until the Journal is in print.

The motion was agreed to.

## ANNOUNCEMENT

The SPEAKER. There will be a Republican caucus at 2:30 in the new Caucus Room immediately.

There will also be a Democratic caucus at 2:30, in the old House Caucus Room.

## RECESS

The SPEAKER. If there is no objection, the Chair will declare a recess until 4:00 p. m. The Chair hears none, and a recess is declared.

## AFTER RECESS

The time of recess having expired, the House was called to order.

The SPEAKER (Charles C. Smith) IN THE CHAIR.

The SPEAKER. We on the Republican side of the House have only one lady Member and today is her birthday. In honor of her birthday the Chair will request her to act as Speaker pro tempore during part of the calendar.

Mrs. MARKLEY IN THE CHAIR.

## BILLS INTRODUCED AND REFERRED

By Mr. STIMMEL. HOUSE BILL No. 1001.

An Act to amend paragraph (a) of section eleven of the act approved the twenty-fourth day of May one thousand nine hundred forty-five (P. L. 991) entitled "An act to promote elimination of blighted areas and supply sanitary housing in areas throughout the Commonwealth; by declaring acquisition, sound replanning and redevelopment of such areas to be for the promotion of health, safety, convenience and welfare; creating public bodies corporate and politic to be known as Redevelopment Authorities; authorizing them to engage in the elimination of blighted areas and to plan and contract with private,

corporate or governmental redevelopers for their redevelopment; providing for the organization of such authorities; defining and providing for the exercise of their powers and duties, including the acquisition of property by purchase, gift or eminent domain; the leasing and selling of property, including borrowing money, issuing bonds and other obligations, and giving security therefor; restricting the interest of members and employes of authorities; providing for notice and hearing; supplying certain mandatory provisions to be inserted in contracts with redevelopers; prescribing the remedies of obligees of redevelopment authorities; conferring certain duties upon local planning commissions, the governing bodies of cities and counties, and on certain State officers, boards and departments," by requiring certain redevelopers to reimburse public utilities for the costs of removing, altering, constructing, reconstructing, locating, relocating, or otherwise changing their facilities in certain cases.

Referred to Committee on Public Health and Sanitation.

By Mr. HELM.

HOUSE BILL No. 1002.

An Act to further amend the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto," by providing for establishment of intermediate service areas to replace county boards of school directors, county superintendent and supervisors of special education and to assume their functions; defining the powers and duties of intermediate service area governing boards and officers; fixing the qualifications and minimum salaries of such officers; imposing duties and conferring powers upon the Superintendent of Public Instruction, the State Council of Education, district and county boards of school directors, county superintendents, county commissioners and school administrative officers.

Referred to Committee on Education.

By Mr. WILLAREDT.

HOUSE BILL No. 1003.

An Act to further amend the act, approved the first day of May, one thousand nine hundred thirty-three (P. L. 103), entitled "An act concerning townships of the second class; and amending, revising, consolidating, and changing the law relating thereto," by providing for the appointment of boards of health and health officers; prescribing their powers and duties; providing for the enforcement of the administration of health laws by such board and officers; providing for a president and secretary of such boards; imposing duties on the Secretary of Health, and providing for payments of expenses by townships.

Referred to the Committee on Townships.

By Mr. YOUNG.

HOUSE BILL No. 1004.

An Act to further amend the act approved the eighteenth day of July, one thousand nine hundred seventeen (P. L. 1043), entitled "An act establishing a public school employees retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions of the Commonwealth and contributing employees defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon boards having the employment of public school employees exempting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties," by increasing the number of employee members of the board and providing for their election.

Referred to the Committee on Education.



By Mr. YOUNG.

HOUSE BILL No. 1005.

An Act to further amend Subsection 11 of Section 4 of the act approved the eighteenth day of July one thousand nine hundred seventeen (P. L. 1043), entitled "An act establishing a public school employees' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions of the Commonwealth and contributing employees defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon boards having the employment of public school employees exempting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" by requiring board meetings to be open to representatives of employee organizations.

Referred to the Committee on Education.

By Messrs. WILLIAM B. SMITH and ROBERT K. HAMILTON.

HOUSE BILL No. 1006.

An Act to add Section 420.1 to the act, approved the second day of June, one thousand nine hundred fifteen (P. L. 736), entitled "An act defining the liability of an employer to pay damages for injuries received by an employee in the course of employment; establishing an elective schedule of compensation; providing procedure for the determination of liability and compensation thereunder; and prescribing penalties," by providing that reasonable attorneys' fees and expenses actually incurred by employees or their dependents in successful claims for compensation or petitions for the review or setting aside of agreements shall be paid by the employer as costs of the proceeding.

Referred to the Committee on Workmens Compensation.

By Messrs. TOMPKINS and HAUDENSHIELD.

HOUSE BILL No. 1007.

An Act to amend Section 2 of the act, approved the nineteenth day of May, one thousand eight hundred eighty seven (P. L. 138), entitled "An act providing for payment of costs in criminal cases by the proper county," by allowing the district attorneys of the several counties necessary expenses, in cases appealed to any appellate court of this Commonwealth or of the United States.

Referred to the Committee on Judiciary.

By Mr. MULDOWNEY.

HOUSE BILL No. 1008.

An Act to prohibit the holding of unlicensed greyhound race meetings; to provide for a state greyhound racing commission; prescribe its powers and duties and to fix the compensation of its members; to provide for licensing and taxing such racing and apportioning the moneys derived therefrom; to provide for and regulate the making of parti-mutuel pools within the enclosure of licensed race tracks; providing certain penalties for the violation of this act and for other purposes relating thereto.

Referred to the Committee on Law and Order.

By Mr. TOMPKINS.

HOUSE BILL No. 1009.

An Act to amend section 272 of the act, approved the second day of May, one thousand nine hundred twenty-five (P. L. 448), entitled "An act relating to fish; and amending, revising, consolidating, and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth," by imposing the costs of prosecution in certain cases upon the Pennsylvania Fish Commission.

Referred to the Committee on Fisheries.

By Mr. STONE.

HOUSE BILL No. 1010.

An Act to amend the act approved the first day of April, one thousand nine hundred nine (P. L. 95), entitled "An act authorizing the parties in interest, or their counsel, to select auditors and masters needed in judicial proceedings; except in divorce cases," by authorizing the court judge, except in the orphans' court, to appoint such auditors and masters in the absence of agreement by the parties in interest.

Referred to the Committee on Judiciary.

By Messrs. DUNN and MUSTO.

HOUSE BILL No. 1011.

An Act imposing a State tax payable by those herein defined as distributors on fuel oil used or sold and delivered within the Commonwealth, providing for the collection and lien of the tax requiring such distributors to secure permits to give security to file reports, and to retain certain records imposing duties on retail dealers, common carriers, and such distributors providing for rewards imposing certain costs on counties conferring powers, and imposing duties on certain State officers and departments providing for refunds and prescribing penalties.

Referred to the Committee on Ways and Means.

By Messrs. BOLTON and KRATZ.

HOUSE BILL No. 1012.

An Act to add section 3.1 to the act, approved the thirteenth day of May, one thousand nine hundred twenty-five (P. L. 644), entitled "An act relating to and regulating the solicitation of moneys and property for charitable, religious, benevolent, humane, and patriotic purposes," by requiring officers and solicitors for certain charitable organizations to take a loyalty oath and imposing duties on the Department of Public Instruction.

Referred to Committee on Welfare.

By Messrs. McWHERTER and WHEELER.

HOUSE BILL No. 1013.

An Act to amend section 701 of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-nine (P. L. 872), entitled "An act to consolidate, amend and revise the penal laws of the Commonwealth," by changing the penalty for commission of murder in the first degree.

Referred to Committee on Judiciary.

By Mr. VAUGHN.

HOUSE BILL No. 1014.

An Act to further amend the act, approved the twenty-seventh day of June, one thousand nine hundred forty-seven (P. L. 1095), entitled "An act providing for the regulation of mining of anthracite coal by the open pit or strip mining method and for the conservation and improvement of lands affected directly or indirectly by such mining; requiring operators to register, pay a license fee and secure a permit to engage in strip mining and file a bond conditioned for compliance with this act; requiring backfilling of stripping pits and leveling and planting lands affected to prevent erosion and the pollution of waters and to protect public health, safety and welfare; conferring powers and imposing duties upon the Department of Mines and the Department of Forests and Waters; providing for appeals, and imposing penalties, and making appropriations," by increasing the amount of bond to be filed by operators; prohibiting renewal of a permit after forfeiture of a bond or a portion thereof by any operator.

Referred to Committee on Mines and Mining.



By Mr. VAUGHN.

HOUSE BILL No. 1015.

An Act to further amend the act, approved the thirty-first day of May, one thousand nine hundred forty-five (P. L. 1198), entitled "An act providing for the conservation and improvement of land affected in connection with the mining of bituminous coal by the open pit mining method; regulating such mining; and providing penalties," by increasing the amount of the bond or collateral to be filed by operators; prohibiting renewal of a registration after a bond or collateral or a portion thereof has been forfeited by any operator.

Referred to Committee on Mines and Mining.

By Messrs. WESCOTT and METZ.

HOUSE BILL No. 1016.

An Act fixing the fees and mileage of the coroner in counties of the seventh and eighth classes.

Referred to the Committee on Counties.

By Mr. WESCOTT.

HOUSE BILL No. 1017.

An Act to further amend Section 7 of the act, approved the twenty-ninth day of May, one thousand nine hundred thirty-one (P. L. 280), entitled "An act relating to delinquent taxes on seated lands, and prescribing interest charges on nonpayment thereof; requiring the receivers and collectors of county, city, borough, town, township, school district and poor district taxes to make a return to the county commissioners of such unpaid taxes, and providing for the lien thereof; authorizing the county treasurers to collect such taxes, and to sell seated lands at public sale for taxes heretofore or hereafter returned as unpaid; and authorizing the county commissioners to purchase such lands and resell the same under certain circumstances," by further providing for serving of notice of sale when notice cannot be served by mail.

Referred to the Committee on Municipal Corporations.

By Messrs. HAUDENSHIELD and COOPER.

HOUSE BILL No. 1018.

An Act making an appropriation for the preparation of the war Record of Pennsylvania organizations and veterans who participated in the armed conflict in Korea, and creating a commission for such purposes.

Referred to the Committee on Appropriations.

By Mrs. MARKLEY.

HOUSE BILL No. 1019.

An Act to further amend Section 222 of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employees in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments, boards and commissions shall be determined," by extending the provisions of work-hours and vacations to include employees of state institutions.

Referred to the Committee on State Government.

By Mr. WILT.

HOUSE BILL No. 1020.

An Act to amend the title and further amend the act, approved the twenty-eighth day of May, one thousand nine hundred thirty-one (P. L. 202), entitled "An act providing for the licensing and regulation of motor boats operated or navigated upon any public stream, artificial or natural body of water, or non-tidal waters of any river within the Commonwealth; conferring powers and imposing duties on certain police officers and the Board of Fish Commissioners, including the enforcement of certain existing laws; and prescribing penalties," by transferring duties of enforcement to the Pennsylvania State Police.

Referred to the Committee on State Government.

By Mr. HELM.

HOUSE BILL No. 1021.

An Act to further amend the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees and miscellaneous receipts; making and appropriation and providing for refunds," by further regulating size and weight of buses.

Referred to the Committee on Motor Vehicles.

By Messrs. CIANFRANI and MAGUIRE.

HOUSE BILL No. 1022.

An Act to amend Section 2503 of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and all deputies and other assistants and employees in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments, boards and commissions shall be determined," by requiring the State Athletic Commission to initiate, sanction and approve boxing bouts to determine champions in the various weight divisions in this Commonwealth.

Referred to the Committee on Law and Order.

By Mr. ZIEGLER.

HOUSE BILL No. 1023.

An Act to further amend section two of the act, approved the twentieth day of June, one thousand nine



hundred nineteen (P. L. 521), entitled, as amended, "An act providing for the imposition and collection of certain taxes upon the transfer of property passing from a decedent who was a resident of this Commonwealth at the time of his death, and of property within this Commonwealth of a decedent who was a nonresident of the Commonwealth at the time of his death; defining and taxing transfers made in contemplation of death; defining as a transfer and taxing the right of survivorship in property as to which such right exists; and making it unlawful for any corporation of this Commonwealth, or national banking association located therein, to transfer the stock of such corporation or banking association, standing in the name of any such decedent, until the tax on the transfer thereof has been paid; and providing penalties; and citing certain acts for repeal," by decreasing the rate of tax in certain instances from fifteen per centum to ten per centum.

Referred to the Committee on Ways and Means.

By Messrs. ZIEGLER and OGILVIE.

HOUSE BILL No. 1024.

An Act to further amend clause (b) of Section 4 of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-seven (P. L. 2051), entitled "An act relating to public assistance; providing for and regulating assistance to certain classes of persons designated and defined as dependent children, aged persons, blind persons and other persons requiring relief; providing for the administration of this act by the Department of Public Assistance and county boards of assistance hereby created for this purpose; authorizing the Department of Public Assistance to cooperate with, and to accept and disburse moneys received from, the United States Government for assistance to such persons; providing for the liquidation of the State Emergency Relief Board, Boards of Trustees of the Mothers' Assistance Fund, and Boards of Trustees of Pension Fund for the Blind; and repealing laws relating to mothers' assistance, pensions for the blind, old age assistance and the State Emergency Relief Board," by requiring certain exemptions as to disability compensation or pensions received by war veterans.

Referred to the Committee on Welfare.

By Messrs. WELSH, TAYLOR, and FLOYD.

HOUSE BILL No. 1025.

An Act to amend the act, approved the twenty-fifth day of April, one thousand nine hundred twenty-seven (P. L. 381), entitled "An act concerning arbitration, and to make valid and enforceable written provisions and agreements for the arbitration of disputes in certain contracts, including contracts to which the State or any municipal subdivision thereof may be a party; regulating the procedure under such provisions and agreements; and conferring certain powers and imposing certain duties upon the courts with reference thereto," extending the provisions thereof, with certain exceptions, to written collective bargaining contracts for arbitration of controversies; further providing for modification or correction of awards; and further defining the effect of judgments; confirming, modifying or correcting awards.

Referred to the Committee on Labor Relations.

By Messrs. WILLIAM B. SMITH, ROBERT K. HAMILTON, STONE, WILT, HAUDENSHIELD, McCULLOUGH and CIOFFI.

HOUSE BILL No. 1026.

An Act to facilitate vehicular traffic in the southwestern section of the Commonwealth by providing for the construction, operation and maintenance of a turnpike from a point at or near the point where turnpike authorized by Pennsylvania Turnpike Erie Extension Act connects with

the Pennsylvania Turnpike or the western extension thereof to the West Virginia border, to connect with the West Virginia Turnpike or any extension thereof, at such point as the Pennsylvania Turnpike Commission may decide is the most feasible and practicable, and conferring powers and imposing duties on the Pennsylvania Turnpike Commission; authorizing the issuance of turnpike revenue bonds of the Commonwealth payable solely from tolls to pay the cost of such turnpike; providing that no debt of the Commonwealth shall be incurred in the exercise of any of the powers granted by this act; providing for the collection of tolls for the payment of such bonds and for the cost of maintenance, operation and repair of the turnpike; making such turnpike bonds exempt from taxation; constituting such bonds legal investments in certain instances; requiring suits against the commission to be brought in Dauphin County; prescribing conditions on which such turnpike shall become free; providing for grade separations, grade changes and relocations and restoration of public roads and State highways affected by the turnpike; providing for condemnation; granting certain powers and authority to municipal subdivisions and agencies of the Commonwealth to cooperate with the commission; and authorizing the issuance of turnpike revenue refunding bonds.

Referred to the Committee on Highways.

By Messrs. SNIDER, POLASKI, FLYNN, KORNICK and KOHL.

HOUSE BILL No. 1027.

An Act regulating the number of hours of duty in any calendar week for police officers and paid firemen employed by political subdivisions without diminution of existing salaries or compensation.

Referred to the Committee on Municipal Corporations.

By Messrs. TOLL, WELSH, BAZIN, CIANFRANI and ALEXANDER.

HOUSE BILL No. 1028.

An Act to carry out the intent and purpose of Article XV, Section 1, and Article XIV, Section 8, of the Constitution of Pennsylvania and to supplement the First Class City Home Rule Act approved April 21, 1949, P. L. 665, by vesting in the Council of the City of Philadelphia full powers to legislate with respect to the election, appointment, compensation, organization, abolition, merger, consolidation, powers, functions and duties of certain officers, offices, boards and commissions of the City of Philadelphia; providing that such officers may be made appointive or abolished; and altering the term of the District Attorney of Philadelphia.

Referred to the Committee on Cities, Counties, First, Second and Second Class A.

By Messrs GEER and WILT.

HOUSE BILL No. 1029.

An Act to add Section 15.1 to the act approved the eighteenth day of July one thousand nine hundred seventeen (P. L. 1043), entitled "An act establishing a public school employees' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing employees defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon boards having the employment of public school employees exempting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" by authorizing the election of options by certain contributors at any time prior to retirement or death and providing a presumption of an election in certain cases.

Referred to the Committee on Education.



By Messrs. GEER and WILT. HOUSE BILL No. 1030.

An Act to further amend Section 1122 of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30), entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by limiting the conditions under which boards of school directors may terminate the services of professional employees.

Referred to the Committee on Education.

By Messrs. BRETH and POLEN.

HOUSE BILL No. 1031.

An Act providing that all State Treasury surpluses shall be applied to the reduction of State World War II bonded indebtedness.

Referred to the Committee on State Government.

By Mr. KUBACKI.

HOUSE BILL No. 1032.

An Act to further amend the act, approved the eighteenth day of July, one thousand nine hundred seventeen (P. L. 1043), entitled "An act establishing a public school employees' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing employees, defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon boards having the employment of public school employees; exempting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties," by changing length of credited service and age for superannuation retirement; exempting certain employees from the provisions of said act upon certain conditions.

Referred to the Committee on Education.

## SENATE MESSAGE

### SENATE BILLS FOR CONCURRENCE

The Clerk of the Senate being introduced, presented for concurrence, bills numbered and entitled as follows:

SENATE BILL No. 336.

A Joint Resolution proposing an amendment to article four, section eight of the Constitution of the Commonwealth of Pennsylvania, by making changes in the appointment and tenure of the Superintendent of Public Instruction.

Referred to the Committee on State Government.

SENATE BILL No. 338.

An Act to amend Section 408 of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employees in certain departments,

boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments, boards and commissions shall be determined," by removing the Superintendent of Public Instruction from membership on the State Council of Education and further regulating appointment of members.

Referred to the Committee on State Government.

## RESOLUTIONS INTRODUCED AND REFERRED

By Messrs. GRANVILLE E. JONES, CIANFRANI and MAGUIRE. (Concurrent) RESOLUTION No. 41.

In the House of Representatives, April 7, 1953.

Whereas, Conditions in the field of boxing and disclosures in the press have suggested that racketeers have established a toe-hold therein, and that the honesty of certain managers and promoters is questionable; therefore be it

Resolved, (if the Senate concur) That a joint investigating committee be appointed to consist of five members of the House of Representatives, appointed by the Speaker, and five members of the Senate appointed by the President pro tempore. The committee shall be empowered to investigate, study and determine the conditions existing in the field of boxing in this Commonwealth, as well as the qualifications and integrity of managers and promoters engaged in such sport and the effect, if any, exercised by the State Athletic Commission in respect thereto; and, be it further

Resolved, That the joint investigating committee be authorized to employ counsel, to have the right of subpoena, to hear witnesses under oath, and to seek the cooperation of the State police as investigating agents in discovering the existence of the racket element in the operation of the sport of boxing in this Commonwealth; and be it further

Resolved, That the joint committee make a full report to the General Assembly at the next regular Session to be held in 1955, embodying its recommendations and findings.

Referred to the Committee on Rules.

By Messrs. GOODLING, LIGHT, BARKDOLL, McCULLOUGH, REAGAN, WOOD, BREISCH and WESCOTT. RESOLUTION No. 42.

In the House of Representatives, April 7, 1953.

Whereas, The Commonwealth of Pennsylvania operates twenty-seven institutional farms with a total of 36,556 acres, of which 13,868 acres are tillable; and

Whereas, The purpose of these farms is furnishing inmates of the institutions with suitable work and high quality food, and at the same time to form a part of the institutional system of caring for inmates; and

Whereas, Wide variations in the efficiency of practices employed at the various institutional farms are alleged to exist; and

Whereas, It is of great importance to the Commonwealth that waste and inefficiency be abolished; therefore be it

Resolved, That the Joint State Government Commission is hereby directed to make a study of the operation of institutional farms conducted by the Commonwealth of Pennsylvania with a view to determining (1) the economic soundness of the individual farms particularly in regard to the effect on efficient operation of diversification and size of units; (2) the feasibility of organizing a system of efficient interchange of products from the various institutional farms by the various institutions; (3) improvement of purchasing practices in order to ferret out and change impractical and antiquated standards; and (4) the maintenance of better cost records to sufficiently reflect farm expenditures and results; and be it further

Resolved, That the Joint State Government Commission



is hereby directed to prepare a report of its investigation and submit such report, together with its recommendations to the next regular session of the General Assembly.

Referred to the Committee on Rules.

## IOWA—SENATE CONCURRENT RESOLUTION NO. 16

The SPEAKER laid before the House Senate Concurrent Resolution No. 16 of the State of Iowa memorializing Congress to give serious consideration to amending Public Law 552 of the 82nd Congress so as to provide that black powder may be used in deep mines in any state in which there is no danger from methane gas.

Referred to the Committee on Rules.

## SENATE MESSAGES

The Clerk of the Senate being introduced, presented extracts from the Journal of the Senate:

Senate Bills for concurrence

House Bills concurred in by Senate: Nos. 41; 50, 143, 171, 203, 207, 294 and 322.

## SENATE MESSAGE

### HOUSE BILLS CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, returned bills from the House of Representatives numbered and entitled as follows:

#### HOUSE BILL No. 14.

An Act to repeal the act, approved the fifteenth day of July, one thousand nine hundred thirty-five (P. L. 1006), entitled "An act authorizing the Department of Property and Supplies, with the approval of the Governor, to sell and convey three contiguous parcels of land."

#### HOUSE BILL No. 37.

An Act authorizing the Department of Property and Supplies to sell and convey a tract of land situate in the Township of North Union Fayette County Pennsylvania with the approval of the Governor.

#### HOUSE BILL No. 300.

An Act to further amend Section 5 of the act approved the eleventh day of June one thousand nine hundred forty-seven (P. L. 565) entitled "An act providing compensation to certain persons who served in the military or naval forces of the United States or of any of her allies during World War II providing the method of making payment to representatives of persons who because of death or incapacity cannot personally receive compensation imposing certain duties on the Adjutant General making an appropriation and providing penalties" by extending the time during which applications may be filed for veterans' compensation.

With the information that the Senate has passed the same without amendment.

## LEAVES OF ABSENCE

By consent of the House leave of absence was granted as follows:

Mr. Wood for Mr. WORLEY for today's session because of illness.

Mr. SCHMIDT for himself for tomorrow's session.

## REPORTS FROM COMMITTEE

Mr. RAGOT from the Committee on Counties, reported as committed, House Bill No. 549, entitled:

An Act to amend Section 3 of the act, approved the nineteenth day of May, one thousand eight hundred eighty-seven (P. L. 138), entitled "An act providing for payment of costs in criminal cases by the proper county," by fixing the time for payment of costs of aldermen and justices of the peace by counties.

Mr. KELLER from the Committee on Counties, reported as committed, House Bill No. 550, entitled:

An Act to further amend Section 1 of the act, approved the eleventh day of May, one thousand eight hundred seventy-four (P. L. 132) entitled "An act relating to payment of costs in cases of felony," by fixing the time for payment of costs of aldermen and justices of the peace payable by counties.

Mr. POLASKI from the Committee on Cities—Third Class, reported as committed, House Bill No. 612, entitled:

An Act to further amend the act, approved the twenty-fifth day of June, one thousand eight hundred ninety-five (P. L. 275), entitled "An act dividing the cities of this State into three classes with respect to their population, and designating the mode of ascertaining and changing the classification thereof in accordance therewith," by classifying cities into five classes and providing for the government of second class B cities.

Mr. POLASKI from the Committee on Cities—Third Class, reported as amended, House Bill No. 613, entitled:

An Act authorizing cities of the second class B to adopt the city manager plan of government; providing for referendums; providing for the conduct of city government thereunder and conferring powers and imposing duties on city and county officials, and courts of common pleas.

Mr. LAFORE from the Committee on Counties, reported as committed, Senate Bill No. 76, entitled:

A Joint Resolution proposing an amendment to section one article fourteen of the Constitution of the Commonwealth of Pennsylvania permitting county treasurers to hold successive terms

## PERMISSION TO ADD ADDITIONAL SPONSORS

Mr. POLTENSTEIN asked and obtained unanimous consent to add additional sponsors to a bill to be introduced by him.

## BILLS ON FIRST READING

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 381, entitled

An Act to amend section 911 of the act approved the first day of June one thousand nine hundred forty-five (P. L. 1242) entitled "An act relating to roads, streets, highways and bridges amending revising consolidating and changing the laws administered by the Secretary of Highways and by the Department of Highways relating thereto" by enlarging the authority of boroughs and townships to participate in the widening of State highways.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 382, entitled

An Act to further amend the act approved the first day of May one thousand nine hundred thirty-three (P. L. 103) entitled "An act concerning townships of the second class and amending revising consolidating and changing the law relating thereto" by authorizing township supervisors to widen or straighten State highways and to make a plan of the Department of Highways the official plan of a township.

And said bill having been read at length the first time.  
Ordered, To be laid aside for second reading.

### FORMER MEMBER WELCOMED

The SPEAKER pro tempore. The Chair welcomes to the Hall of the House a former Member from Lebanon County, Honorable Samuel G. Kurtz.

The SPEAKER (Charles C. Smith) IN THE CHAIR.

The SPEAKER. The Chair thanks the lady from Lehigh, Mrs. Markley, for presiding.

### WOMEN'S GUILD WELCOMED

The SPEAKER. The Chair welcomes to the Hall of the House a delegation of ladies from the Women's Guild of, Christ Evangelican and Reformed Church of Bethlehem, Northampton County, under the supervision of their Chairlady, Miss Grace Kresge. They are the guests of the gentlemen from Northampton, Messrs. RAGOT, PIEFLY, IDE and BUCCHIN.

### BILLS ON SECOND READING

The SPEAKER. If there is no objection, the Chair will pass over the second reading calendar temporarily while we are awaiting the receipt of amendments. The Chair hears none and will return to the second reading calendar later.

### BILL ON FINAL PASSAGE

#### BILL PASSED OVER

There being no objection

House Bill No. 120, Printer's No. 108  
was passed over at the request of The SPEAKER.

### BILLS ON THIRD READING

#### BILL PASSED OVER

There being no objection

House Bill No. 10, Printer's No. 71.  
was passed over at the request of Mr. READINGER.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 51 as follows:

An Act making a deficiency appropriation to the Department of Mines for the purpose of administering the provisions of "The Coal Mine Sealing Act of 1947"  
The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of one hundred twenty-five thousand dollars (\$125,000) or as much as may be necessary is hereby specifically appropriated to the Department of Mines for the payment of the deficiency in the appropriation for the purpose of administering the provisions of "The Coal Mine Sealing Act of 1947" for the two fiscal years beginning June first one thousand nine hundred fifty-one

Section 2 This act shall become effective immediately upon final enactment

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. ANDREWS. Mr. Speaker, I simply want to call the attention of the Members of the House to the fact that we are asked to act upon a series of some ten or twelve deficiency appropriation bills, totaling in excess of \$12 million. In some instances the deficiency run by a department is in excess of \$3 million.

We have at the present time, as far as the Legislature is concerned, no adequate machinery for screening these deficiency appropriation bills. We have no legislative comptroller in a position to call a halt in any way when departments exceed their appropriations. And the way we run business in this Commonwealth we really do not have to appropriate within \$50 million of what we are going to spend, because apparently the departments can come in when the Legislature assembles with the deficiencies running all the way from \$12 million to \$50 million as they have in the past.

We have no way of knowing as we sit here whether the deficiencies were the result of necessity or of mismanagement. Our Appropriations Committee has no machinery, no staff with which it can audit and question the correctness of any of these deficiency appropriation bills. We have to swallow \$12 million as a result of the judgment of departmental executives who spent all their money before the period ended and had to come in for a deficiency appropriation. We cannot do anything about that now, but it is a problem to which I believe the wise heads in the General Assembly should address themselves as the days go by.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

#### YEAS—206

Adam,	Gibson,	Markley,	Schuster,
Alexander,	Gleason,	Mathews,	Schwartz,
Amarando,	Glick,	Maxwell,	Scott,
Andrews,	Goodling,	McCann,	Seyler,
Ashton,	Gramlich,	McCormack,	Shoemaker,
Auker,	Greenwood,	McCullough,	Shotwell,
Banker,	Guss,	McDermitt,	Smith, W. B.,
Barkdoll,	Gutendorf,	McGee,	Snider,
Baumunk,	Guthrie,	McInroy,	Spencer,
Bazin,	Hall,	McWhorter,	Stank,
Bear,	Hamilton, R. K.,	Metz,	Stevenson,
Blair,	Hamilton, W. H.,	Mihm,	Stimmel,
Boles,	Harris,	Mikula,	Stone,
Bolton,	Haudenshield,	Miller,	Stoner,
Bomberger,	Helm,	Mills,	Strausser,
Boory,	Hersch,	Monroe,	Sucher,
Bower,	Hewitt,	Moody,	Taylor,
Breisch,	Hocker,	Moore,	Thomas,
Breth,	Hoggard,	Moran,	Thompson,
Brown,	Ide,	Moscrip,	Toll,
Bucchin,	Jenkins,	Muldowney,	Tompkins,
Buchanan,	Jim,	Munley,	Toomey,
Bullen,	Johnson,	Murray, J. J.,	VanSant,
Capano,	Jones, Geo. E.,	Murray, P. G.,	Varallo,
Clanfrani,	Jones, Gran'te E.	Musto,	Varnier,
Cioffi,	Jones, Paul F.,	Naugle,	Vaughan,
Clapper,	Jones, T. H. W.,	Needham,	Verona,
Cochran,	Jump,	Ogilvie,	Wall,
Comer,	Kamyk,	Olsen,	Wallace,
Connelly,	Keller,	Parlante,	Walsh,
Conner,	Kent,	Peiffy,	Wargo,
Cooper,	Kerlin,	Peta,	Waterhouse,
Coyle,	Kline,	Petrosky,	Watkins,



Curwood,	Kohl,	Pettigrew,	Weldner,
Davis,	Kolankiewicz,	Pfaff,	Welsh,
Dougherty,	Kornick,	Phillips,	Wescott,
Down,	Kratz,	Polaski,	Whalley,
Downey,	Kromer,	Polen,	Wheeler,
DuBois,	Kubacki,	Poltenstein,	White,
Dunn,	Lafore,	Price,	Whitenight,
Erb,	Lederer,	Quisenberry,	Willaredt,
Ewing,	Lelsey,	Ragot,	Williams,
Farabaugh,	Leonard,	Readinger,	Wilt,
Fenrich,	Leven,	Reagan,	Wood,
Ferster,	Light,	Reidenbach,	Yeakel,
Filo,	Limper,	Richter,	Yetzer,
Flack,	Lippincott,	Rosen,	Young,
Fleischman,	Lopresti,	Rovansek,	Zeitz,
Floyd,	Lovett,	Royer,	Ziegler,
Flynn,	Lutty,	Rubin,	Smith, C. C.,
Frost,	Maguire,	Sarrafi,	Speaker
Geer,	Mahan,	Schmidt,	

NAYS—0

NOT VOTING—1

Worley,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 142 as follows:

An Act making a deficiency appropriation to the Department of Welfare to reimburse State-aided hospitals and the Philadelphia General Hospital for part of the cost of training student nurses in approved schools of nursing

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of seven hundred fifty thousand dollars (\$750,000) or so much thereof as may be necessary is hereby specifically appropriated to the Department of Welfare for the payment of the deficiency in the appropriation for the two fiscal years commencing the first day of June one thousand nine hundred fifty-one to be paid to State-aided medical and surgical hospitals and the Philadelphia General Hospital for the purpose of reimbursing such hospitals for part of the cost of training student nurses in approved schools of nursing

Payments from the appropriation herein made shall be made to such hospitals from time to time at the rate of one hundred fifty dollars (\$150) annually for each student nurse being trained in a hospital

Section 2 The provisions of this act shall be administered under regulations established or to be established by the Department of Welfare and the Auditor General

Section 3 This act shall become effective immediately upon final enactment

And said bill having been read at length the third time considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Adam,	Gibson,	Markley,	Schuster,
Alexander,	Gleason,	Mathews,	Schwartz,
Amarando,	Glick,	Maxwell,	Scott,
Andrews,	Goodling,	McCann,	Seyler,
Ashton,	Gramlich,	McCormack,	Shoemaker,
Auker,	Greenwood,	McCullough,	Shotwell,
Banker,	Guss,	McDermitt,	Smith, W. B.,
Barkdoll,	Gutendorf,	McGee,	Snider,
Baumunk,	Guthrie,	McInroy,	Spencer,
Bazin,	Hall,	McWherter,	Stank,

Bear,	Hamilton, R. K.,	Metz,	Stevenson,
Blair,	Hamilton, W. H.,	Mihm,	Stimmel,
Boles,	Harris,	Mikula,	Stone,
Bolton,	Haudenschild,	Miller,	Stoner,
Bomberger,	Helm,	Mills,	Stusser,
Boory,	Hersch,	Monroe,	Sucher,
Bower,	Hewitt,	Moody,	Taylor,
Breisch,	Hocker,	Moore,	Thomas,
Breth,	Hoggard,	Moran,	Thompson,
Brown,	Ide,	Moscrip,	Toll,
Bucchin,	Jenkins,	Muldowney,	Tompkins,
Buchanan,	Jim,	Munley,	Toomey,
Bullen,	Johnson,	Murray, J. J.,	VanSant,
Capano,	Jones, Geo. E.,	Murray, P. G.,	Varallo,
Cianfrani,	Jones, Gran'le E.	Musto,	Varnier,
Cioffi,	Jones, Paul F.,	Naugle,	Vaughan,
Clapper,	Jones, T. H. W.,	Needham,	Verona,
Cochran,	Jump,	Ogilvie,	Wall,
Comer,	Kamyk,	Olsen,	Wallace,
Connelly,	Keller,	Parlante,	Walsh,
Conner,	Kent,	Peiffy,	Wargo,
Cooper,	Kerlin,	Peta,	Waterhouse,
Coyle,	Kline,	Petrosky,	Watkins,
Curwood,	Kohl,	Pettigrew,	Weldner,
Davis,	Kolankiewicz,	Pfaff,	Welsh,
Dougherty,	Kornick,	Phillips,	Wescott,
Down,	Kratz,	Polaski,	Whalley,
Downey,	Kromer,	Polen,	Wheeler,
DuBois,	Kubacki,	Poltenstein,	White,
Dunn,	Lafore,	Price,	Whitenight,
Erb,	Lederer,	Quisenberry,	Willaredt,
Ewing,	Lelsey,	Ragot,	Williams,
Farabaugh,	Leonard,	Readinger,	Wilt,
Fenrich,	Leven,	Reagan,	Wood,
Ferster,	Light,	Reidenbach,	Yeakel,
Filo,	Limper,	Richter,	Yetzer,
Flack,	Lippincott,	Rosen,	Young,
Fleischman,	Lopresti,	Rovansek,	Zeitz,
Floyd,	Lovett,	Royer,	Ziegler,
Flynn,	Lutty,	Rubin,	Smith, C. C.,
Frost,	Maguire,	Sarrafi,	Speaker
Geer,	Mahan,	Schmidt,	

NAYS—0

NOT VOTING—1

Worley,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 156 as follows:

An Act to further amend clause (b) of section 4 of the act approved the twenty-fourth day of June one thousand nine hundred thirty-seven (P. L. 2051) entitled "An act relating to public assistance providing for and regulating assistance to certain classes of persons designated and defined as dependent children aged persons blind persons and other persons requiring relief providing for the administration of this act by the Department of Public Assistance and county boards of assistance hereby created for this purpose authorizing the Department of Public Assistance to cooperate with and to accept and disburse moneys received from the United States Government for assistance to such persons providing for the liquidation of the State Emergency Relief Board Boards of Trustees of the Mothers' Assistance Fund and Boards of Trustees of Pension Fund for the Blind and repealing laws relating to mothers' assistance pension for the blind old age assistance and the State Emergency Relief Board" by providing that where the Commonwealth assigns to a third party any lien or obligation secured for repayment of public assistance the assignee can collect thereon only the amount he paid to the Commonwealth

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Clause (b) of section 4 of the act approved the twenty-fourth day of June one thousand nine hundred thirty-seven (P. L. 2051) entitled "An act relating to public assistance providing for and regulating assistance to certain classes of persons designated and defined as dependent children aged persons blind persons and other persons requiring relief providing for the administration of this act by the Department of Public assistance and county boards of assistance hereby created for this purpose authorizing the Department of Public assistance to cooperate with and to accept and disburse moneys received from the United States Government for assistance to such persons providing for the liquidation of the State Emergency Relief Board Boards of Trustees of the Mothers' Assistance Fund and Boards of Trustees of Pension Fund for the Blind and repealing laws relating to mothers' assistance pensions for the blind old age assistance and the State Emergency Relief Board" as last amended by the act approved the twenty-first day of May one thousand nine hundred forty-three (P. L. 434) is hereby further amended to read as follows

Section 4 General Powers and Duties of Department of Public Assistance

The Department of Public Assistance shall have the power and its duties shall be

\* \* \* \* \*

(b) To establish with the approval of the State Board of Public Assistance rules regulations and standards consistent with the law as to eligibility for assistance and as to its nature and extent Provided That whenever a recipient of public assistance as a prerequisite to receiving assistance or otherwise has been required to encumber in favor of the Commonwealth any property or to give any bond note or other obligation in any sum to secure the repayment of moneys received as assistance or for any other purposes and such bonds notes judgments mortgages or other obligations are thereafter assigned by the Commonwealth to any third party the assignee shall not be entitled to collect and the person liable for the payment of the lien or obligation shall not be liable for the payment of any amount greater than the amount the assignee paid for the assignment notwithstanding the face amount of such lien or obligation This provision shall not be effective as to the collection of interest accruing after the date of the assignment or costs of collection

Section 2 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Adam,	Gibson,	Markley,	Schuster,
Alexander,	Gleason,	Mathews,	Schwartz,
Amarando,	Glick,	Maxwell,	Scott,
Andrews,	Goodling,	McCann,	Seyler,
Ashton,	Gramlich,	McCormack,	Shoemaker,
Auker,	Greenwood,	McCullough,	Shotwell,
Banker,	Guss,	McDermitt,	Smith, W. B.,
Barkdoll,	Gutendorf,	McGee,	Snider,
Baumunk,	Guthrie,	McInroy,	Spencer,
Bazin,	Hall,	McWherter,	Stank,
Bear,	Hamilton, R. E.,	Metz,	Stevenson,
Blair,	Hamilton, W. H.,	Mihm,	Stimmel,
Boles,	Harris,	Mikula,	Stone,
Bolton,	Haudenshield,	Miller,	Stoner,
Bomberger,	Helm,	Mills,	Strausser,
Boory,	Hersch,	Monroe,	Sucher,
Bower,	Hewitt,	Moody,	Taylor,
Breisch,	Hocker,	Moore,	Thomas,
Breth,	Hoggard,	Moran,	Thompson,
Brown,	Ida,	Moscrip,	Toll,
Bucchin,	Jenkins,	Muldowney,	Tompkins,
Buchanan,	Jim,	Munley,	Toomey,
Bullen,	Johnson,	Murray, J. J.,	VanSant,
Capano,	Jones, Geo. E.,	Murray, P. G.,	Varallo,

Cianfrani,	Jones, Gran'te E. Musto,	Varner,
Cloffi,	Jones, Paul F., Naugle,	Vaughan,
Clapper,	Jones, T. H. W., Needham,	Verona,
Cochran,	Jump,	Wall,
Comer,	Kamyk,	Wallace,
Connelly,	Keller,	Walsh,
Conner,	Kent,	Wargo,
Cooper,	Kerlin,	Waterhouse,
Coyle,	Kilne,	Watkins,
Curwood,	Kohl,	Weldner,
Davis,	Kolankiewicz,	Welsh,
Dougherty,	Kornick,	Wescott,
Down,	Kratz,	Whalley,
Downey,	Kromer,	Wheeler,
DuBois,	Kubacki,	White,
Dunn,	Lafore,	Whitenight,
Erb,	Lederer,	Willaredt,
Ewing,	Lelsey,	Williams,
Farabaugh,	Leonard,	Wilt,
Ferlich,	Leven,	Wood,
Ferster,	Light,	Yeakel,
Filo,	Limper,	Yetzer,
Flack,	Lippincott,	Young,
Fleischman,	Lopresti,	Zeitler,
Floyd,	Lovett,	Ziegler,
Flynn,	Lutty,	Smith, C. C.,
Frost,	Maguire,	Speaker
Geer,	Mahan,	Schmidt,

NAYS—0

NOT VOTING—1

Worley,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 181, as follows:

An Act to further amend the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 1046) entitled as amended "An act appropriating the money in the Motor License Fund" by making certain money in the Motor License Fund subject to appropriation by the General Assembly

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The act approved the first day of May one thousand nine hundred twenty-nine (P. L. 1046) entitled as amended "An act appropriating the moneys in the Motor License Fund" as reenacted and amended by the act approved the twenty-ninth day of June one thousand nine hundred thirty-seven (P. L. 2412) is hereby further amended by adding after section 4 thereof a new section to read as follows

Section 4.1 The remainder of the money from time to time in the Motor License Fund shall be subject to appropriation by the General Assembly for purposes permitted by the Constitution

Section 2 Section 4 renumbered 5 of said act is hereby repealed

Section 3 The provisions of this act shall become effective the first day of June one thousand nine hundred fifty-three

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. AUKER. I would like to ask the gentleman from Armstrong, Mr. Helm, if there is not a provision now in our Constitution prohibiting expenditures of any Motor Funds through the General Fund and whether or not this law would not be unconstitutional.



Mr. HELM. Mr. Speaker, in response to the gentleman from Blair, I would like to say that this bill would not change the constitutional provision at all. We will still not be able to spend Highway funds for any purpose other than highways. It does not put the money into the General Fund.

Mr. AUKER. What does the bill do?

Mr. HELM. This bill will require the Department of Highways to spend its money subject to appropriation by this General Assembly. It puts the power to appropriate Highway Funds into the hands of the General Assembly.

Mr. AUKER. Under this bill could appropriations be made for any other purpose than for highways out of motor license funds?

Mr. HELM. They could not be, Mr. Speaker.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

## YEAS—205

Adam	Gibson,	Markley,	Schmidt,
Alexander,	Gleason,	Mathews,	Schuster,
Amarando,	Glick,	Maxwell,	Schwartz,
Andrews,	Goodling,	McCann,	Scott,
Ashton,	Gramlich,	McCormack,	Seyler,
Auker,	Greenwood,	McCullough,	Shoemaker,
Banker,	Guss,	McDermitt,	Shotwell,
Barkdoll,	Gutendorf,	McGee,	Smith, W. B.,
Baumunk,	Guthrie,	McInroy,	Snider,
Bazin,	Hall,	McWherter,	Spencer,
Bear,	Hamilton, R. K.,	Metz,	Stank,
Blair,	Hamilton, W. H.,	Mihm,	Stevenson,
Boies,	Harris,	Mikula,	Stimmel,
Bolton,	Haudenshield,	Miller,	Stone,
Bomberger,	Helm,	Mills,	Stoner,
Boory,	Hersch,	Monroe,	Strausser,
Bower,	Hewitt,	Moody,	Sucher,
Breisch,	Hocker,	Moore,	Taylor,
Breth,	Hoggard,	Moran,	Thomas,
Brown,	Ide,	Moscrip,	Thompson,
Bucchin,	Jenkins,	Muldowney,	Toll,
Buchanan,	Jim,	Munley,	Tompkins,
Bullen,	Johnson,	Murray, J. J.,	Toomey,
Capano,	Jones, Geo. E.,	Murray, P. G.,	VanSant,
Clanfrani,	Jones, Gran'le E.	Musto,	Varallo,
Cloff,	Jones, Paul F.,	Naugle,	Varnier,
Clapper,	Jones, T. H. W.,	Needham,	Vaughan,
Cochran,	Jump,	Ogilvie,	Verona,
Comer,	Kamyk,	Olsen,	Wall,
Connelly,	Keller,	Parlante,	Wallace,
Conner,	Kent,	Peiffy,	Walsh,
Cooper,	Kerlin,	Peta,	Wargo,
Coyle,	Kline,	Petrosky,	Waterhouse,
Curwood,	Kohl,	Pettigrew,	Watkins,
Davis,	Kolankiewicz,	Pfaff,	Weldner,
Dougherty,	Kornick,	Phillips,	Welsh,
Down,	Kratz,	Polaski,	Wescott,
Downey,	Kromer,	Polen,	Whalley,
DuBois,	Kubacki,	Poltenstein,	Wheeler,
Dunn,	Lafore,	Price,	White,
Erb,	Lederer,	Quisenberry,	Whitenight,
Ewing,	Leisey,	Ragot,	Willaredt,
Farabaugh,	Leonard,	Readinger,	Williams,
Fenrich,	Leven,	Reagan,	Wilt,
Ferster,	Light,	Reidenbach,	Wood,
Filo,	Limper,	Richter,	Yeakel,
Flack,	Lippincott,	Yetzer,	
Fleischman,	Lopresti,	Young,	
Floyd,	Lovett,	Zeitz,	
Flynn,	Lutty,	Ziegler,	
Frost,	Maguire,	Smith, C. C.,	
Geer,	Mahan,	Speaker	

## NAYS—1

Wheeler,

## NOT VOTING—1

Worley,

The majority required by the Constitution having voted

in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 199, as follows:

An Act making a deficiency appropriation to the Department of Public Instruction for aid to free public non-sectarian county libraries and for the purchase and transportation of books

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of twenty-five thousand dollars (\$25,000) or as much thereof as may be necessary is hereby specifically appropriated to the Department of Public Instruction for the two fiscal years commencing June first one thousand nine hundred fifty-one for the payment of the deficiency in the appropriation for aid to free non-sectarian county libraries and for the purchase and transportation of books to be used for demonstration and circulation purposes to carry into effect the provisions of the act approved the twenty-third day of June one thousand nine hundred thirty-one (P. L. 1203)

Section 2 This act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

## YEAS—206

Adam,	Gibson,	Markley,	Schuster,
Alexander,	Gleason,	Mathews,	Schwartz,
Amarando,	Glick,	Maxwell,	Scott,
Andrews,	Goodling,	McCann,	Seyler,
Ashton,	Gramlich,	McCormack,	Shoemaker,
Auker,	Greenwood,	McCullough,	Shotwell,
Banker,	Guss,	McDermitt,	Smith, W. B.,
Barkdoll,	Gutendorf,	McGee,	Snider,
Baumunk,	Guthrie,	McInroy,	Spencer,
Bazin,	Hall,	McWherter,	Stank,
Bear,	Hamilton, R. K.,	Metz,	Stevenson,
Blair,	Hamilton, W. H.,	Mihm,	Stimmel,
Boies,	Harris,	Mikula,	Stone,
Bolton,	Haudenshield,	Miller,	Stoner,
Bomberger,	Helm,	Mills,	Strausser,
Boory,	Hersch,	Monroe,	Sucher,
Bower,	Hewitt,	Moody,	Taylor,
Breisch,	Hocker,	Moore,	Thomas,
Breth,	Hoggard,	Moran,	Thompson,
Brown,	Ide,	Moscrip,	Toll,
Bucchin,	Jenkins,	Muldowney,	Tompkins,
Buchanan,	Jim,	Munley,	Toomey,
Bullen,	Johnson,	Murray, J. J.,	VanSant,
Capano,	Jones, Geo. E.,	Murray, P. G.,	Varallo,
Clanfrani,	Jones, Gran'le E.	Musto,	Varnier,
Cloff,	Jones, Paul F.,	Naugle,	Vaughan,
Clapper,	Jones, T. H. W.,	Needham,	Verona,
Cochran,	Jump,	Ogilvie,	Wall,
Comer,	Kamyk,	Olsen,	Wallace,
Connelly,	Keller,	Parlante,	Walsh,
Conner,	Kent,	Peiffy,	Wargo,
Cooper,	Kerlin,	Peta,	Waterhouse,
Coyle,	Kline,	Petrosky,	Watkins,
Curwood,	Kohl,	Pettigrew,	Weldner,
Davis,	Kolankiewicz,	Pfaff,	Welsh,
Dougherty,	Kornick,	Phillips,	Wescott,
Down,	Kratz,	Polaski,	Whalley,
Downey,	Kromer,	Polen,	Wheeler,
DuBois,	Kubacki,	Poltenstein,	White,
Dunn,	Lafore,	Price,	Whitenight,
Erb,	Lederer,	Quisenberry,	Willaredt,
Ewing,	Leisey,	Ragot,	Williams,
Farabaugh,	Leonard,	Readinger,	Wilt,
Fenrich,	Leven,	Reagan,	Wood,
Ferster,	Light,	Reidenbach,	Yeakel,

Filo, Flack, Fleischman, Floyd, Flynn, Frost, Geer,	Limper, Lippincott, Lopresti, Lovett, Lutty, Maguire, Mahan,	Richter, Rosen, Rovasek, Royer, Rubin, Sarraf, Schmidt,	Yetzer, Young, Zeltz, Ziegler, Smith, C. C., Speaker
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## NAYS—0

## NOT VOTING—1

Worley,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

## BILLS PASSED OVER

There being no objection

House Bill No. 307, Printer's No. 77

House Bill No. 333, Printer's No. 46

House Bill No. 334, Printer's No. 47 and

House Bill No. 335, Printer's No. 48

were passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 444, as follows:

An Act making an appropriation from the Public Building Construction Fund to the State Employees' Retirement Board to meet the obligations of the Commonwealth to the State Employees' Retirement System with respect to State employees receiving compensation from the Public Building Construction Fund

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of one thousand six hundred forty dollars (\$1640) or as much thereof as may be necessary is hereby specifically appropriated out of the Public Building Construction Fund to the State Employees' Retirement Board for the two fiscal years commencing the first day of June one thousand nine hundred fifty-three for payment from time to time into the State Employees' Retirement Fund to meet the obligations of the Commonwealth to the State Employees' Retirement System with respect to State employees receiving compensation from the Public Building Construction Fund

Section 2 Of the sum appropriated by this act there shall be paid into the State Employees' Retirement Fund to the credit of the State Annuity Reserve Account Number Two the sum of four hundred thirteen dollars (\$413) and to the credit of the Contingent Reserve Account the sum of one thousand two hundred twenty-seven dollars (\$1227)

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

## YEAS—206

Adam, Alexander, Amarando, Andrews, Ashton, Auker, Banker, Barkdoll, Baumunk, Bazin, Bear, Blair,	Gibson, Gleason, Glick, Goodling, Gramlich, Greenwood, Guss, Gutendorf, Guthrie, Hall, Hamilton, R. K., Hamilton, W. H., Mihm,	Markley, Mathews, Maxwell, McCann, McCormack, McCullough, McDermitt, McGee, McInroy, McWherter, Metz, Mihm,	Schuster, Schwartz, Scott, Seyler, Shoemaker, Shotwell, Smith, W. B., Snider, Spencer, Stank, Stevenson, Stimmel,
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Boles, Bolton, Bomberger, Boory, Bower, Breisch, Breth, Brown, Bucchin, Buchanan, Bullen, Capano, Clanfrani, Cioffi, Clapper, Cochran, Comer, Connelly, Conner, Cooper, Coyle, Curwood, Davis, Dougherty, Down, Downey, DuBois, Dunn, Erb, Ewing, Farabaugh, Fenrich, Ferster, Filo, Flack, Fleischman, Floyd, Flynn, Frost, Geer,	Harris, Haudenschild, Helm, Hersch, Hewitt, Hocker, Hoggard, Ide, Jenkins, Jim, Johnson, Jones, Geo. E., Jones, Gran'le E. Jones, Paul F., Jones, T. H. W., Jump, Kamyk, Keller, Kent, Kerlin, Kline, Kohl, Korwood, Kolankiewicz, Kornick, Kratz, Kromer, Kubacki, Lafore, Lederer, Lelsey, Leonard, Leven, Light, Limper, Lippincott, Lopresti, Lovett, Lutty, Maguire, Mahan, Schmidt,	Mikula, Miller, Mills, Monroe, Moody, Moore, Moran, Moscrip, Muldowney, Munley, Murray, J. J., Murray, P. G., Musto, Naugle, Needham, Ogilvie, Olsen, Parlante, Pelfly, Peta, Petrosky, Pettigrew, Pfaff, Phillips, Polaski, Polen, Poltenstein, Price, Quisenberry, Ragot, Readinger, Reagan, Reidenbach, Richter, Rosen, Rovasek, Royer, Rubin, Sarraf, Schmidt,	Stone, Stoner, Strausser, Sucher, Taylor, Thomas, Thompson, Toll, Tompkins, Toomey, VanSant, Varallo, Varner, Vaughan, Verona, Wall, Wallace, Walsh, Wargo, Waterhouse, Watkins, Weldner, Welsh, Wescott, Whalley, Wheeler, White, Whitenight, Willardt, Williams, Wilt, Wood, Yeakel, Yetzer, Young, Zeltz, Ziegler, Smith, C. C., Speaker
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## NAYS—0

## NOT VOTING—1

Worley,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 445, as follows:

A Supplement to the act approved the twenty-first day of January one thousand nine hundred fifty-two (Appropriation Acts page 87) entitled "An act to provide for the ordinary expenses of the Executive Legislative and Judicial Departments of the Commonwealth interest on the public debt and the support of the public schools for two years beginning June first one thousand nine hundred fifty-one and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first one thousand nine hundred fifty-one" providing for deficiencies in certain appropriations made by the act for the fiscal biennium ending May thirty-first one thousand nine hundred fifty-three

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The following sums or as much thereof as may be necessary for deficiencies in certain appropriations made to the Department of Forests and Waters Department of Health Department of Labor and Industry Department of Public Instruction Department of State Department of Welfare and the Judicial Department by the act to which this is a supplement are hereby specifically appropriated to such departments as follows

## I Executive Department

To the Department of Forests and Waters

For the payment of the deficiency in the appropriation



for the payment of the salaries or other compensation of a secretary and such other employees including among others captains pilots engineers harbor masters firemen deck hands watchmen laborers and cooks as may be necessary for the proper conduct of the work of the Navigation Commission for the Delaware River and its navigable tributaries for the payment of the costs of repairs maintenance supplies fuel insurance oil and equipment of patrol boats and for the payment of the rent and care of the offices stationery telephone services books charts and general expenses of the commission the sum of twenty-three thousand dollars (\$23,000)

#### To the Department of Health

For the payment of the deficiency in the appropriation for the payment of salaries wages general expenses supplies printing and equipment required by the department in administering the "School Health Act" the sum of three million four hundred thirty-three thousand eight hundred twenty-three dollars (\$3,433,823)

For the payment of the deficiency in the appropriation for the payment of salaries wages or other compensation of superintendents and other employees for the payment of general expenses supplies printing and equipment for repairs alterations and improvements to plant and equipment for improvement to land for the purchase of equipment furniture furnishings and livestock for the payment to fire companies of costs of fighting fires upon approval of the institution and the department for incidental expenses and all other expenses of maintenance and operation necessary for the proper conduct of the work of the State Tuberculosis Sanatoria the Bureau of Tuberculosis Control and Clinics and the State Hospital for Crippled Children including the incidental expenses necessary for the proper conduct of the orthopedic work of the department and for the purchase of braces jackets artificial limbs and crutches the sum of one hundred thousand dollars (\$100,000)

#### To the Department of Labor and Industry

For the payment of the deficiency in the appropriation for the payment of the salary of the Secretary of Labor and Industry and for the payment of salaries wages or other compensation of the members of the Workmen's Compensation Board Workmen's Compensation Referees Pennsylvania Labor Relations Board the members of the Industrial Board deputy secretaries and other employees for the payment of general expenses supplies printing and equipment necessary for the proper conduct of the work of the department the Workmen's Compensation Board the Workmen's Compensation Referees Pennsylvania Labor Relations Board and the Industrial Board and for compensation and expenses of wage boards the sum of one hundred twenty thousand dollars (\$120,000) for the payment of the deficiency in the appropriation for the payment of salaries wages and other expenses for the administration of the social security administration fund the sum of six thousand dollars (\$6,000)

#### To the Department of Public Instruction

For the payment of the deficiency in the appropriation for the payment of salaries wages general expenses printing supplies equipment fuel and incidental expenses and for all expenses of maintenance and operation for the proper conduct of the Public Service Institute including the Firemen's Training School at Lewistown the sum of nineteen thousand dollars (\$19,000)

For the payment of the deficiency in the appropriation for the cost of transportation investigation and necessary expenses involved in the education of blind children as required by law for the education of children placed in homes by the courts or other agencies as required by law for the award of scholarships to graduates of secondary schools to aid them in obtaining higher education as required by law for Cornplanter Indians to be paid to the Superintendent of Schools of Warren County to be expended and disbursed by him in maintaining and conducting the school on the Cornplanter Indian Reserva-

tion for the expenses of blind students in attendance at institutions of higher learning as provided by law and for the payment to school districts of annual fixed charges in lieu of taxes on State lands as required by law the sum of one hundred sixty-four thousand seven hundred ninety-nine dollars (\$164,799)

For the payment of the deficiency in the appropriation for the payment of expenses of members of county boards of school directors and the fees of their attorneys the sum of four thousand dollars (\$4,000)

For the payment of the deficiency in the appropriation for the payment into the School Employees' Retirement Fund to the credit of the Contingent Reserve Account of the School Employees' Retirement Fund as required by law the sum of five million one hundred eleven thousand eighty-six dollars (\$5,111,086)

For the payment of the deficiency in the appropriation for the payment into the School Employees' Retirement Fund to the credit of the State Annuity Reserve Account Number Two of the School Employees' Retirement Fund as required by law the sum of one million seven hundred forty-seven thousand seven hundred nineteen dollars (\$1,747,719)

#### To the Department of State

For the payment of the deficiency in the appropriation for the payment into the State Employees' Retirement Fund to the credit of the Contingent Reserve Account the sum of one hundred sixty thousand dollars (\$160,000)

#### To the Department of Welfare

For the payment of the deficiency in the appropriation for the payment of the salary of the Secretary of Welfare and for the payment of salaries wages or other compensation of deputy secretaries and other employees for the payment of general expenses supplies printing and equipment necessary for the proper conduct of the work of the department including the cost of a central accounting system for State owned institutions subject to the supervision of the department the sum of one hundred twenty thousand dollars (\$120,000)

For the payment of the deficiency in the appropriation for the payment of salaries wages or other compensation of the superintendents and other employees for the payment of general expenses supplies and printing for repairs for the purchase of equipment furniture and furnishings for the payment to fire companies of costs of fighting fires upon approval of the institution and the department for expenses of the board of trustees and incidental expenses and for all other expenses of maintenance and operation necessary for the proper conduct of the work of the Ashland State Hospital at Ashland the Blossburg State Hospital at Blossburg the Coaldale State Hospital at Coaldale the Connellsville State Hospital at Connellsville the Hazleton State Hospital at Hazleton the Locust Mountain State Hospital at Shenandoah the Nanticoke State Hospital at Nanticoke the Philipsburg State Hospital at Philipsburg the Scranton State Hospital at Scranton and the Shamokin State Hospital at Shamokin as may be authorized and approved by the Secretary of Welfare the sum of four hundred thousand dollars (\$400,000)

#### II Judicial Department

##### Supreme Court

For the payment of the deficiency in the appropriation for the payment of the salaries of the Supreme Court Judges the sum of three hundred eighty-one dollars seventy-nine cents (\$381.79)

For the payment of the deficiency in the appropriation for the payment of the salary and expenses of the criers tipstaves official stenographers court officers and law secretary of the Chief Justice of the Eastern Middle and Western Districts and for premiums for workmen's compensation insurance covering all employees of the Supreme Court the sum of one thousand two hundred fifty dollars (\$1,250)

For the payment of the deficiency in the appropriation



for the payment of the fees of the prothonotaries of the Supreme Court of the Eastern Middle and Western Districts on assignment of judges to counties other than their own under an order of the Supreme Court dated February nineteen one thousand nine hundred nineteen the sum of one thousand five hundred dollars (\$1,500) payments to be made monthly by the State Treasurer on warrants drawn by the Auditor General

#### Court of Common Pleas

For the payment of the deficiency in the appropriation for the payment of the salaries of the Judges of the Courts of Common Pleas learned in the law in the several Judicial Districts of the Commonwealth the sum of seventy-one thousand dollars (\$71,000)

#### Orphans' Court

For the payment of the deficiency in the appropriation for the payment of the salaries of the Orphans' Court Judges in the several Judicial Districts in which separate Orphans' Courts have been established by law the sum of one thousand seven hundred dollars (\$1,700)

#### County Court of Allegheny County

For the payment of the deficiency in the appropriation for the payment of the salaries of the Judges of the County Courts for County of Allegheny the sum of four hundred dollars (\$400)

Section 2 This act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

#### YEAS—206

Adam,	Gibson,	Markley,	Schuster,
Alexander,	Gleason,	Mathews,	Schwartz,
Amarando,	Glick,	Maxwell,	Scott,
Andrews,	Goodling,	McCann,	Seyler,
Ashton,	Gramlich,	McCormack,	Shoemaker,
Auker,	Greenwood,	McCullough,	Shotwell,
Banker,	Guss,	McDermitt,	Smith, W. B.,
Barkdoll,	Gutendorf,	McGee,	Snider,
Baumunk,	Guthrie,	McInroy,	Spencer,
Bazin,	Hall,	McWherter,	Stank,
Bear,	Hamilton, R. K.,	Metz,	Stevenson,
Blair,	Hamilton, W. H.,	Mihm,	Stimmel,
Boles,	Harris,	Mikula,	Stone,
Bolton,	Haudenschild,	Miller,	Stoner,
Bomberger,	Helm,	Mills,	Strausser,
Boory,	Hersch,	Monroe,	Sucher,
Bower,	Hewitt,	Moody,	Taylor,
Brelsch,	Hocker,	Moore,	Thomas,
Breth,	Hoggard,	Moran,	Thompson,
Brown,	Ide,	Moscrip,	Toll,
Bucchin,	Jenkins,	Muldowney,	Tompkins,
Buchanan,	Jlm,	Munley,	Toomey,
Bullen,	Johnson,	Murray, J. J.,	VanSant,
Capano,	Jones, Geo. E.,	Murray, P. G.,	Varallo,
Cianfrani,	Jones, Gran'le E.	Musto,	Varner,
Cloffi,	Jones, Paul F.,	Naugle,	Vaughan,
Clapper,	Jones, T. H. W.,	Needham,	Verona,
Cochran,	Jump,	Ogilvie,	Wall,
Comer,	Kamyk,	Olsen,	Wallace,
Connelly,	Keller,	Parlante,	Walsh,
Conner,	Kent,	Peiffy,	Wargo,
Cooper,	Kerila,	Peta,	Waterhouse,
Coyle,	Kline,	Petrosky,	Watkins,
Curwood,	Kohl,	Pettigrew,	Weidner,
Davis,	Kolankiewicz,	Pfaff,	Welsh,
Dougherty,	Kornick,	Phillips,	Wescott,
Down,	Kratz,	Polaski,	Whalley,
Downey,	Kromer,	Polen,	Wheeler,
DuBois,	Kubacki,	Poltenstein,	White,
Dunn,	Lafore,	Price,	Whitenight,
Erb,	Lederer,	Quisenberry,	Willaredt,
Ewing,	Lelsey,	Ragot,	Williams,

Farabaugh,	Leonard,	Readinger,	Wilt,
Fenrich,	Leven,	Reagan,	Wood,
Ferster,	Light,	Reidenbach,	Yeakel,
Filo,	Limper,	Richter,	Yetzer,
Flack,	Lippincott,	Rosen,	Young,
Fleischman,	Lopresti,	Rovansek,	Zeitz,
Floyd,	Lovett,	Royer,	Ziegler,
Flynn,	Lutty,	Rubin,	Smith, C. C.,
Frost,	Maguire,	Sarraf,	Speaker
Geer,	Mahan,	Schmidt,	

#### NAYS—0

#### NOT VOTING—1

Worley,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 456, as follows:

An Act making an appropriation from the Manufacturing Fund to the State Employees' Retirement Board to meet the obligations of the Commonwealth to the State Employees' Retirement System with respect to State employees receiving compensation from the Manufacturing Fund

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of thirty thousand seven hundred sixty-five dollars (\$30,765) or as much thereof as may be necessary is hereby specifically appropriated out of the Manufacturing Fund to the State Employees' Retirement Board for the two fiscal years commencing the first day of June one thousand nine hundred fifty-three for payment from time to time into the State Employees' Retirement Fund to meet the obligations of the Commonwealth to the State Employees' Retirement System with respect to State employees receiving compensation from the Manufacturing Fund

Section 2 Of the sum appropriated by this act there shall be paid into the State Employees' Retirement Fund to the credit of the State Annuity Reserve Account Number Two the sum of eight thousand six hundred seventy-three dollars (\$8,673) and to the credit of the Contingent Reserve Account the sum of twenty-two thousand ninety-two dollars (\$22,092)

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

#### YEAS—206

Adam,	Gibson,	Markley,	Schuster,
Alexander,	Gleason,	Mathews,	Schwartz,
Amarando,	Glick,	Maxwell,	Scott,
Andrews,	Goodling,	McCann,	Seyler,
Ashton,	Gramlich,	McCormack,	Shoemaker,
Auker,	Greenwood,	McCullough,	Shotwell,
Banker,	Guss,	McDermitt,	Smith, W. B.,
Barkdoll,	Gutendorf,	McGee,	Snider,
Baumunk,	Guthrie,	McInroy,	Spencer,
Bazin,	Hall,	McWherter,	Stank,
Bear,	Hamilton, R. K.,	Metz,	Stevenson,
Blair,	Hamilton, W. H.,	Mihm,	Stimmel,
Boles,	Harris,	Mikula,	Stone,
Bolton,	Haudenschild,	Miller,	Stoner,
Bomberger,	Helm,	Mills,	Strausser,
Boory,	Hersch,	Monroe,	Sucher,
Bower,	Hewitt,	Moody,	Taylor,
Brelsch,	Hocker,	Moore,	Thomas,
Breth,	Hoggard,	Moran,	Thompson,



Brown,	Ide,	Moscip,	Toll,
Bucchin,	Jenkins,	Muldowney,	Tompkins,
Buchanan,	Jim,	Munley,	Toomey,
Bullen,	Johnson,	Murray, J. J.,	VanSant,
Capano,	Jones, Geo. E.,	Murray, P. G.,	Varallo,
Cianfrani,	Jones, Gran'le E.	Musto,	Varnier,
Cloff,	Jones, Paul F.,	Naugle,	Vaughan,
Clapper,	Jones, T. H. W.,	Needham,	Verona,
Cochran,	Jump,	Ogilvie,	Wall,
Comer,	Kamyk,	Olsen,	Wallace,
Connelly,	Keller,	Parlante,	Walsh,
Conner,	Kent,	Pelfly,	Wargo,
Cooper,	Kerlin,	Peta,	Waterhouse,
Coyle,	Kiline,	Petrosky,	Watkins,
Curwood,	Kohl,	Pettigrew,	Weldner,
Davis,	Kolankiewicz,	Pfaff,	Welsh,
Dougherty,	Kornick,	Phillips,	Wescott,
Down,	Kratz,	Polaski,	Whalley,
Downey,	Kromer,	Polen,	Wheeler,
DuBois,	Kubacki,	Poltenstein,	White,
Dunn,	Lafore,	Price,	Whitenight,
Erb,	Lederer,	Quisenberry,	Willaredt,
Ewing,	Leisey,	Ragot,	Williams,
Farabaugh,	Leonard,	Readinger,	Wilt,
Fenrich,	Leven,	Reagan,	Wood,
Ferster,	Light,	Reidenbach,	Yeakel,
Flo,	Limper,	Richter,	Yetzer,
Flack,	Lippincott,	Rosen,	Young,
Fleischman,	Lopresti,	Rovansek,	Zeit,
Floyd,	Lovett,	Royer,	Ziegler,
Flynn,	Lutty,	Rubin,	Smith, C. C.,
Frost,	Maguire,	Sarrat,	Speaker
Geer,	Mahan,	Schmidt,	

NAYS—0

NOT VOTING—1

Worley,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 585, entitled:

An Act to further amend subsection (f) of section 813 of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by prohibiting the possession of certain certificates of inspection and approval.

On the question,

Will the House agree to the bill on third reading?

Mr. LIPPINCOTT. Mr. Speaker, I ask unanimous consent to offer an amendment at this time.

The SPEAKER. The amendment will be read by the Clerk for information.

The Clerk read the amendment as follows:

Amend Sec. 1 (Sec. 813), page 4, line 14, by striking out "which" and inserting in lieu thereof "with knowledge that such certificate."

The SPEAKER. Will the House give unanimous consent to the offering of an amendment at this time? Is there objection? The Chair hears none.

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, That the bill as amended lie over for printing.

### BILL PASSED OVER

There being no objection

House Bill No. 592, Printer's No. 82 was passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 608, entitled:

A Joint Resolution proposing an amendment to article five section thirteen of the Constitution of the Commonwealth of Pennsylvania by further providing for the disposition of fees fines and penalties in magistrates courts in Philadelphia.

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. TOLL. Mr. Speaker, in connection with House Bill 608, Printer's No. 83, Members of the House will notice that this is a joint resolution to amend the Constitution, and it specifically refers to the disposition of the fines and penalties in Magistrates' Courts in Philadelphia. Incidentally, the law relating to the disposition of these fines and penalties has been the same in this Commonwealth for many years, and was included in the Constitution of 1874, so that for a period of eighty some years, Philadelphia has been permitted to dispose of its fines and penalties in the manner in which the wise men who wrote the Constitution thought it should be done.

Now we have a bill in which an attempt is made to amend the Constitution so that a different disposition can be made of these fines and penalties. This will, of course, seriously affect the income of our city and at the same time perhaps do other damage. By reason of that fact, I am going to oppose the bill and ask the Members of the House to join me in that opposition.

Mr. ANDREWS. Mr. Speaker, I suggest that this bill be passed over.

The SPEAKER. If there is no objection, the Chair will withdraw its decision that the bill was agreed to on third reading.

Mr. TOMPKINS. May I ask why the gentleman wants this bill to go over?

Mr. ANDREWS. On the plea that the lawyer usually

makes to the Court, that he has a sore throat and is not in a position to plead.

Mr. TOMPKINS. His throat sounds much different now than it did about fifteen minutes ago.

Mr. ANDREWS. And for the further reason that for this day and for tomorrow we all have woes enough. Let us come back next Monday restored in strength and be able to devote ourselves to these major issues.

There was a further reason, I wanted to prevent the gentleman from Philadelphia and some other gentlemen from Philadelphia from making speeches about this particular bill today.

Mr. TOMPKINS. Mr. Speaker, this bill has been on the calendar now for the third day. I have no particular objections to its going over out of deference to our good Minority Leader, but if we keep putting bills over, and putting bills over,—

Mr. ANDREWS. Mr. Speaker, the Chairman of the Caucus tells me that he intended to ask at the beginning of the session, when the calendar was called that this bill go over, but he neglected to do so.

Mr. TOMPKINS. If that is the case, I will defer to the wishes of the Minority Leader.

#### BILL PASSED OVER

There being no objection

House Bill No. 608, Printer's No. 83  
was passed over at the request of Mr. ANDREWS.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 655, as follows:

An Act making a deficiency appropriation to the Judicial Department for the compensation and expenses of traveling judges of the Court of Common Pleas

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of thirty thousand dollars (\$30,000) or as much thereof as may be necessary is hereby specifically appropriated to the Judicial Department for the payment of the deficiency in the appropriation for the two fiscal years beginning June first one thousand nine hundred fifty-one for the payment of the compensation and expenses of Judges of the Court of Common Pleas for holding court outside their own Judicial Districts in accordance with law

Section 2 This act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

#### YEAS—206

Adam,	Gibson,	Markley,	Schuster,
Alexander,	Gleason,	Mathews,	Schwartz,
Amarando,	Glick,	Maxwell,	Scott,
Andrews,	Goodling,	McCann,	Seyler,
Ashton,	Gramlich,	McCormack,	Shoemaker,
Auker,	Greenwood,	McCullough,	Shotwell,
Banker,	Guss,	McDermitt,	Smith, W. B.,
Barkdoll,	Gutendorf,	McGee,	Snider,
Baumunk,	Guthrie,	McInroy,	Spencer,
Bazin,	Hall,	McWherter,	Stank,
Bear,	Hamilton, R. K.,	Metz,	Stevenson,
Blair,	Hamilton, W. H.,	Mihm,	Stimmel,
Boles,	Harris,	Mikula,	Stone,
Bolton,	Haudenschild,	Miller,	Stoner,
Bomberger,	Helm,	Mills,	Strausser,

Boory,	Hersch,	Monroe,	Sucher,
Bower,	Hewitt,	Moody,	Taylor,
Brelsach,	Hocker,	Moore,	Thomas,
Breth,	Hoggard,	Moran,	Thompson,
Brown,	Ide,	Moscrip,	Toll,
Bucchin,	Jenkins,	Muldowney,	Tompkins,
Buchanan,	Jim,	Munley,	Toomey,
Bullen,	Johnson,	Murray, J. J.,	VanSant,
Capano,	Jones, Geo. E.,	Murray, P. G.,	Varallo,
Cianfrani,	Jones, Gran'le E.	Musto,	Varner,
Cioffi,	Jones, Paul F.,	Naugle,	Vaughan,
Clapper,	Jones, T. H. W.,	Needham,	Verona,
Cochran,	Jump,	Ogilvie,	Wall,
Comer,	Kamyk,	Olsen,	Wallace,
Connelly,	Keller,	Parlante,	Walsh,
Conner,	Kent,	Pelfly,	Wargo,
Cooper,	Kerlin,	Peta,	Waterhouse,
Coyle,	Kilne,	Petrosky,	Watkins,
Curwood,	Kohl,	Pettigrew,	Weidner,
Davis,	Kolankiewicz,	Pfaff,	Welsh,
Dougherty,	Kornick,	Phillips,	Wescott,
Down,	Kratz,	Polaski,	Whalley,
Downey,	Kromer,	Polen,	Wheeler,
DuBols,	Kubacki,	Poltenstein,	White,
Dunn,	Lafore,	Price,	Whitenight,
Erb,	Lederer,	Quisenberry,	Willaredt,
Ewing,	Lelsey,	Ragot,	Williams,
Farabaugh,	Leonard,	Readinger,	Wilt,
Fenrich,	Leven,	Reagan,	Wood,
Ferster,	Light,	Reidenbach,	Yeakel,
Filo,	Limper,	Richter,	Yetzer,
Flack,	Lippincott,	Rosen,	Young,
Fleischman,	Lopresti,	Rovansek,	Zeltz,
Floyd,	Lovett,	Royer,	Ziegler,
Flynn,	Lutty,	Rubin,	Smith, C. C.,
Frost,	Maguire,	Saraf,	Speaker
Geer,	Mahan,	Schmidt,	

#### NAYS—0

#### NOT VOTING—1

Worley,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 665, as follows:

A Joint Resolution proposing an amendment to Article eight of the Constitution of the Commonwealth of Pennsylvania by adding thereto a section providing for absentee voting

The General Assembly of the Commonwealth of Pennsylvania hereby resolves as follows

Section 1 The following amendment to the Constitution of Pennsylvania is hereby proposed in accordance with the provisions of the eighteenth article thereof

That Article eight be amended by adding thereto the following section

Section 19 The General Assembly may by general law provide a manner in which and the time and place at which qualified voters may vote who on the occurrence of any primary or election are unavoidably absent from the State or county of their residence because their duties occupation or business require them to be elsewhere or who on the occurrence of any primary or election are unable to attend at their proper polling places because of illness or physical disability and may provide for the return and canvass of their votes in the election district in which they respectively reside

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:



## YEAS—206

Adam,	Gibson,	Markley,	Schuster,
Alexander,	Gleason,	Mathews,	Schwartz,
Amarando,	Glick,	Maxwell,	Scott,
Andrews,	Goodling,	McCann,	Seyler,
Ashton,	Gramlich,	McCormack,	Shoemaker,
Auker,	Greenwood,	McCullough,	Shotwell,
Banker,	Guss,	McDermitt,	Smith, W. B.,
Barkdoll,	Gutendorf,	McGee,	Snider,
Baumunk,	Guthrie,	McInroy,	Spencer,
Bazin,	Hall,	McWherter,	Stank,
Bear,	Hamilton, R. K.,	Metz,	Stevenson,
Blair,	Hamilton, W. H.,	Mihm,	Stimmel,
Boles,	Harris,	Mikula,	Stone,
Bolton,	Haudenschild,	Miller,	Stoner,
Bomberger,	Helm,	Mills,	Strausser,
Boory,	Hersch,	Monroe,	Sucher,
Bower,	Hewitt,	Moody,	Taylor,
Brelsach,	Hocker,	Moore,	Thomas,
Breth,	Hoggard,	Moran,	Thompson,
Brown,	Ide,	Moscrip,	Toll,
Buchin,	Jenkins,	Muldowney,	Tompkins,
Buchanan,	Jim,	Munley,	Toomey,
Bullen,	Johnson,	Murray, J. J.,	VanSant,
Capano,	Jones, Geo. E.,	Murray, P. G.,	Varallo,
Cianfrani,	Jones, Gran'le E.	Musto,	Varnier,
Cloff,	Jones, Paul F.,	Naugle,	Vaughan,
Clapper,	Jones, T. H. W.,	Needham,	Verona,
Cochran,	Jump,	Ogilvie,	Wall,
Comer,	Kamyk,	Olsen,	Wallace,
Connelly,	Keller,	Parlante,	Walsh,
Conner,	Kent,	Pelfly,	Wargo,
Cooper,	Kerlin,	Peta,	Waterhouse,
Coyle,	Kline,	Petrosky,	Watkins,
Curwood,	Kohl,	Pettigrew,	Weidner,
Davis,	Kolankiewicz,	Pfaff,	Welsh,
Dougherty,	Kornick,	Phillips,	Wescott,
Down,	Kratz,	Polaski,	Whalley,
Downey,	Kromer,	Polen,	Wheeler,
DuBois,	Kubacki,	Poltenstein,	White,
Dunn,	Lafore,	Price,	Whitenight,
Erb,	Lederer,	Quisenberry,	Willaredt,
Ewing,	Lelsey,	Ragot,	Williams,
Farabaugh,	Leonard,	Readinger,	Wilt,
Fenrich,	Leven,	Reagan,	Wood,
Ferster,	Light,	Reidenbach,	Yeakel,
Filo,	Limper,	Richter,	Yetzer,
Flack,	Lippincott,	Rosen,	Young,
Flieschman,	Lopresti,	Rovansek,	Zeit,
Floyd,	Lovett,	Royer,	Ziegler,
Flynn,	Lutty,	Rubin,	Smith, C. C.,
Frost,	Maguire,	Sarraf,	Speaker
Geer,	Mahan,	Schmidt,	

## NAYS—0

## NOT VOTING—1

Worley.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 703, as follows:

An Act to further amend the act approved the twenty-eighth day of May one thousand nine hundred thirty-seven (P. L. 1019) entitled "An act relating to statutory laws prescribing an enacting clause for statutes fixing the effective date and time of statutes hereafter enacted providing for notice of application for local and special legislation for the correction of errors in statutes and for the printing and publication of statutes prescribing rules for the interpretation of statutes defining certain words and phrases when used in statutes and prescribing rules for the construction and operation of amendments re-enactments and repeals of statutes" by changing provisions relating to the effective date of laws affecting the budgets of political subdivisions further providing for the correction of errors

and providing for the construction of references to certain laws which are repealed

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 4 of the act approved the twenty-eighth day of May one thousand nine hundred thirty-seven (P. L. 1019) entitled "An act relating to statutory laws prescribing an enacting clause for statutes fixing the effective date and time of statutes hereafter enacted providing for notice of application for local and special legislation for the correction of errors in statutes and for the printing and publication of statutes prescribing rules for the interpretation of statutes defining certain words and phrases when used in statutes and prescribing rules for the construction and operation of amendments re-enactments and repeals of statutes" as last amended by the act approved the twenty-fourth day of August one thousand nine hundred fifty-one (P. L. 1427) is hereby further amended to read as follows

Section 4 Effective Date and Time of Laws All laws hereafter enacted finally at a regular session of the Legislature except laws making appropriations and except laws affecting the budget of any political subdivision shall be in full force and effect from and after the first day of September next following their final enactment unless a different date is specified in the law itself or if enacted finally after the first day of September of the year of the regular session or after the date specified in the law the same shall become effective immediately upon final enactment

Appropriations laws or laws having appropriation items enacted finally at a regular session of the Legislature shall be in full force and effect from and after the first day of June next following their final enactment unless a different date is specified in the law itself or unless any such appropriation law or law having an appropriation item is enacted finally after the first day of June in any year in which case it shall be in full force and effect immediately upon final enactment

Laws affecting the budget of any political subdivisions enacted finally at a regular session of the Legislature shall be in full force and effect at the beginning of the fiscal year of the political subdivisions affected following the date of the final enactment of such law unless a different date is specified in the law itself [or if enacted finally after the beginning of such fiscal year or after the date specified in the law the same shall become effective immediately upon final enactment]

All laws enacted finally at a special or extraordinary session of the Legislature shall be in full force and effect immediately upon final enactment unless a different date is specified in the law itself

Section 2 Sections 23 and 82 of said act are hereby amended to read as follows

Section 23 Correction of Errors in Laws Where any law shall have been finally enacted and it shall be ascertained that such law is technically defective in form or contains misspelled words or typographical errors or the plural or singular number or the past present or future tense appears where another should be used or where a word clearly intended to be inserted has been omitted or where a word clearly should have been omitted or where a word is correctly spelled but it clearly appears that another word was intended the Secretary of the Commonwealth in punctuating and editing such law shall have authority with the approval of the President pro tempore of the Senate the Speaker of the House of Representatives the Attorney General and the Director of the Legislative Reference Bureau to correct the original copy of such law as filed in the Department of State if such correction will not in any manner affect or change the meaning intent or substance of such law

Whenever any such correction on any law is made a notation thereof shall be made on the original copy by the Secretary of the Commonwealth together with his signature followed by the approval and signatures of the President pro tempore of the Senate the Speaker of the House of Representatives the Attorney General and the Director of the Legislative Reference Bureau

A notation of such corrections shall also be printed in

the pamphlet laws as footnotes to the laws on which the corrections were made

Section 82 Repeal and Re-enactment Whenever a law is repealed and its provisions are at the same time re-enacted in the same or substantially the same terms by the repealing law the earlier law shall be construed as continued in active operation and a reference to the earlier law in any other law shall be construed as a reference to the repealing law All rights and liabilities incurred under such earlier law are preserved and may be enforced

Section 3 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

#### YEAS—206

Adam,	Gibson,	Markley,	Schuster,
Alexander,	Gleason,	Mathews,	Schwartz,
Amarando,	Glick,	Maxwell,	Scott,
Andrews,	Goodling,	McCann,	Seyler,
Ashton,	Gramlich,	McCormack,	Shoemaker,
Auker,	Greenwood,	McCullough,	Shotwell,
Banker,	Guss,	McDermitt,	Smith, W. B.,
Barkdoll,	Gutendorf,	McGee,	Snider,
Baumunk,	Guthrie,	McInroy,	Spencer,
Bazin,	Hall,	McWherter,	Stank,
Bear,	Hamilton, R. K.,	Metz,	Stevenson,
Blair,	Hamilton, W. H.,	Mihm,	Stimmel,
Boles,	Harris,	Mikula,	Stone,
Bolton,	Haudenschild,	Miller,	Stoner,
Bomberger,	Helm,	Mills,	Strausser,
Boory,	Hersch,	Monroe,	Sucher,
Bower,	Hewitt,	Moody,	Taylor,
Brelsch,	Hocker,	Moore,	Thomas,
Breth,	Hoggard,	Moran,	Thompson,
Brown,	Ide,	Moscrip,	Toll,
Bucchin,	Jenkins,	Muldowney,	Tompkins,
Buchanan,	Jim,	Munley,	Toomey,
Bullen,	Johnson,	Murray, J. J.,	VanSant,
Capano,	Jones, Geo. E.,	Murray, P. G.,	Varallo,
Cianfrani,	Jones, Gran'le E.	Musto,	Varner,
Cioffi,	Jones, Paul F.,	Naugle,	Vaughan,
Clapper,	Jones, T. H. W.,	Needham,	Verona,
Cochran,	Jump,	Ogilvie,	Wall,
Comer,	Kamyk,	Olsen,	Wallace,
Connelly,	Keller,	Parlante,	Walsh,
Conner,	Kent,	Peiffy,	Wargo,
Cooper,	Kerlin,	Peta,	Waterhouse,
Coyle,	Kilne,	Petrosky,	Watkins,
Curwood,	Kohl,	Pettigrew,	Weidner,
Davis,	Kolankiewicz,	Pfaff,	Welsh,
Dougherty,	Kornick,	Phillips,	Wescott,
Down,	Kratz,	Polaski,	Whalley,
Downey,	Kromer,	Polen,	Wheeler,
DuBois,	Kubacki,	Poitenstein,	White,
Dunn,	Lafore,	Price,	Whitenight,
Erb,	Lederer,	Quisenberry,	Willaredt,
Ewing,	Lelsey,	Ragot,	Williams,
Farabaugh,	Leonard,	Readinger,	Wilt,
Fenrich,	Leven,	Reagan,	Wood,
Ferster,	Light,	Reidenbach,	Yeakel,
Filo,	Limper,	Richter,	Yetzer,
Flack,	Lippincott,	Rosen,	Young,
Fleischman,	Lopresti,	Rovansek,	Zeltz,
Floyd,	Lovett,	Royer,	Ziegler,
Flynn,	Lutty,	Rubin,	Smith, C. C.,
Frost,	Maguire,	Sarra,	Speaker
Geer,	Mahan,	Schmidt,	

#### NAYS—0

#### NOT VOTING—1

Worley,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 704 as follows:

An Act to amend the act approved the twenty-eighth day of May one thousand nine hundred thirty-seven (P. L. 1019) entitled "An act relating to statutory laws prescribing an enacting clause for statutes fixing the effective date and time of statutes hereafter enacted providing for notice of application for local and special legislation for the correction of errors in statutes and for the printing and publication of statutes prescribing rules for the interpretation of statutes defining certain words and phrases when used in statutes and prescribing rules for the construction and operation of amendments reenactments and repeals of statutes" by clarifying the effect of amendments upon each other and extending the same to previous enactments

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Sections 74 75 and 77 of the act approved the twenty-eighth day of May one thousand nine hundred thirty-seven (P. L. 1019) entitled "An act relating to statutory laws prescribing an enacting clause for statutes fixing the effective date and time of statutes hereafter enacted providing for notice of application for local and special legislation for the correction of errors in statutes and for the printing and publication of statutes prescribing rules for the interpretation of statutes defining certain words and phrases when used in statutes and prescribing rules for the construction and operation of amendments reenactments and repeals of statutes" are hereby amended to read as follows

Section 74 Merger of Subsequent Amendments Whenever a law has been more than once amended the latest amendment shall be read into the original law as previously amended and not into such law as originally enacted This rule applies whether or not the previous amendment is referred to and whether or not its language is incorporated in the latest amendment If the insertions in and the deletions from the law made by the previous amendment are not incorporated in the later they shall nevertheless be read into the later amendment as though they had in fact been incorporated therein

Section 75 Two or More Amendments to Same Provision One Overlooking the Other Whenever two or more amendments to the same provision of a law are enacted at the same or different sessions one amendment overlooking and making no reference to the other or others [the amendments shall be construed together if possible and effect be given to each If the amendments be irreconcilable the changes in the law made by each shall be given effect and all the amendments shall be read into each other If the changes made in the law are to any extent in direct conflict with each other the latest in date of final enactment shall prevail to the extent of the direct conflict from the time it becomes effective The fact that a later amendment (i) restates language of the original act which was deleted by an earlier amendment or (ii) fails to restate language inserted by an earlier amendment does not of itself create a conflict between the two amendments Amendments are in conflict with each other only if the changes in the law made by each without considering the inserts and strike-outs of the other cannot be put into operation simultaneously

Section 77 Ineffective Provisions Not Revived by Re-enactment in Amendatory Laws Exception Provisions of a law no longer effective because of having been deleted by an earlier amendment or otherwise shall not be construed as being revived by re-enactment in an amendatory law unless it shall clearly appear by notice thereof in the title of the amendatory law that the Legislature intended to revive such provisions

Section 2 The provisions of the foregoing amendments



being intended as a clarification of existing law shall apply to all acts of assembly heretofore enacted as well as to those hereafter enacted The provisions of this section shall not affect any matter heretofore finally adjudicated by any court of this Commonwealth

Section 3 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the thirl time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

## YEAS—206

Adam,	Gibson,	Markley,	Schuster,
Alexander,	Gleason,	Mathews,	Schwartz,
Amarando,	Glick,	Maxwell,	Scott,
Andrews,	Goodling,	McCann,	Seyler,
Ashton,	Gramlich,	McCormack,	Shoemaker,
Auker,	Greenwood,	McCullough,	Shotwell,
Banker,	Guss,	McDermitt,	Smith, W. B.,
Barkdoll,	Gutendorf,	McGee,	Snider,
Baumunk,	Guthrie,	McInroy,	Spencer,
Bazin,	Hall,	McWherter,	Stank,
Bear,	Hamilton, R. K.,	Metz,	Stevenson,
Blair,	Hamilton, W. H.,	Mihm,	Stimmel,
Boles,	Harris,	Mikula,	Stone,
Bolton,	Haudenshield,	Miller,	Stoner,
Bomberger,	Heim,	Mills,	Strausser,
Boory,	Hersch,	Monroe,	Sucher,
Bower,	Hewitt,	Moody,	Taylor,
Breisch,	Hocker,	Moore,	Thomas,
Breth,	Hoggard,	Moran,	Thompson,
Brown,	Ide,	Moscorp,	Toll,
Buchin,	Jenkins,	Muldowney,	Tompkins,
Buchanan,	Jim,	Munley,	Toomey,
Bullen,	Johnson,	Murray, J. J.,	VanSant,
Capano,	Jones, Geo. E.,	Murray, P. G.,	Varallo,
Cianfrani,	Jones, Gran'le E.	Musto,	Vaughan,
Cioffi,	Jones, Paul F.,	Naugle,	Verona,
Clapper,	Jones, T. H. W.,	Needham,	Wall,
Cochran,	Jump,	Ogilvie,	Wallace,
Comer,	Kamyk,	Olsen,	Walsh,
Connelly,	Keller,	Parlante,	Wargo,
Conner,	Kent,	Pelfly,	Waterhouse,
Cooper,	Kerlin,	Peta,	Watkins,
Coyle,	Kline,	Petrosky,	Varner,
Curwood,	Kohl,	Pettigrew,	Weidner,
Davis,	Kolankiewicz,	Pfaff,	Welsh,
Dougherty,	Kornick,	Phillips,	Wescott,
Down,	Kratz,	Polaski,	Whalley,
Downey,	Kromer,	Polen,	Wheeler,
DuBois,	Kubacki,	Poltenstein,	White,
Dunn,	Lafore,	Price,	Whitenight,
Erb,	Lederer,	Quisenberry,	Willaredt,
Ewing,	Lelsey,	Ragot,	Williams,
Farabaugh,	Leonard,	Readinger,	Wilt,
Fenrich,	Leven,	Reagan,	Wood,
Ferster,	Light,	Reidenbach,	Yeakel,
Filo,	Limper,	Richter,	Yetzer,
Flack,	Lippincott,	Rosen,	Young,
Fleischman,	Lopresti,	Rovansek,	Zeltz,
	Lovett,	Royer,	Ziegler,
Flynn,	Lutty,	Rubin,	Smith, C. C.,
Frost,	Maguire,	Sarraf,	Speaker
Geer,	Mahan,	Schmidt,	

## NAYS—0

## NOT VOTING—1

Worley,

The majority required by the Constitution haing voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 708 as follows:

An Act relating to and regulating the contracts of incorporated towns and providing penalties

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Power to Make Contracts Each incorporated town may make contracts for lawful purposes and for the purposes of carrying into execution the provisions of this and other laws of the Comonwealth

Section 2 Regulation of Contracts (a) All contracts or purchases of incorporated towns in excess of seven hundred and fifty dollars except those hereinafter mentioned shall not be made except with and from the lowest responsible bidder after due notice in one newspaper of general circulation published or circulated in the county in which the town is situated at least three times at intervals of not less than three days where daily newspapers of general circulation are available for such publication and in case of weekly newspapers shall be published once a week for two successive weeks The first advertisement shall be published not less than ten days prior to the date fixed for the opening of bids The amount of the contract shall in all cases whether of straight sale price conditional sale bailment lease or otherwise be the entire amount which the town pays to the successful bidder or his assigns in order to obtain the services or property or both and shall not be construed to mean only the amount which is paid to acquire title or to receive any other particular benefit or benefits of the whole bargain

(b) The acceptance of bids shall only be made by public announcement at the meeting at which bids are received or at a subsequent meeting the time and place of which shall be publicly announced when bids are received If for any reason one or both of the above meetings shall not be held the same business may be transacted at any subsequent meeting if at least five days notice thereof shall be published in the newspaper aforesaid

(c) The successful bidder when advertising is required herein shall be required to furnish a bond with suitable reasonable requirements guaranteeing the work to be done with sufficient surety in the amount of fifty per centum of the amount of the liability under the contract within twenty days after the contract has been awarded unless council shall prescribe a shorter period of not less than ten days and upon failure to furnish such bond within such time the previous award shall be void Deliveries accomplishment and guarantees may be required in all cases of expenditures including the exceptions herein

(d) The contracts or purchases made by council involving an expenditure of over seven hundred and fifty dollars which shall not require advertising or bidding as hereinbefore provided are as follows

(1) Those for maintenance repairs or replacements for water sewer electric light or other public works of the incorporated town provided they do not constitute new additions extensions or enlargments of existing facilities and equipment but a bond may be required by council as in other cases of work done

(2) Those made for improvements repairs and maintenance of any kind other than construction materials used in a street improvement made or provided by any incorporated town through its own employees

(3) Those where particular types models or pieces of new equipment articles apparatus appliances vehicles or parts thereof are desired by council which are patented and manufactured or copy-righted products

(4) Those involving any policies of insurance or surety company bonds those made for public utility service under tariffs on file with the Pennsylvania Utility Commission those made with another political subdivision or a county the Commonwealth of Pennsylvania the Federal Government any agency of the Commonwealth or the Federal Government or any municipal authority including the sale leasing or loan of any supplies or material by the Commonwealth or the Federal Government or their agencies But the price thereof shall not be in excess of that fixed by the Commonwealth the Federal Government or their agencies



(5) Those involving personal or professional services

Section 3 Evasion of Advertising Requirements No member or members of council shall evade the provisions of Section two hereof by purchasing or contracting for services and personal properties piece-meal for the purpose of obtaining prices under seven hundred and fifty dollars upon transactions which transactions should in the exercise of reasonable discretion and prudence be conducted as one transaction amounting to more than seven hundred and fifty dollars This provision is intended to make unlawful the evading of advertising requirements by making a series of purchases or contracts each for less than the advertising requirement of price or by making several simultaneous purchases or contracts each below said price when in either case the transactions involved should have been made as one transaction for one price Any members of council who so vote in violation of this provision and who know that the transaction upon which they so vote is or ought to be a part of a larger transaction and that it is being divided in order to evade the requirements as to advertising for bids shall be jointly and severally subject to surcharge for ten per centum of the full amount of the contract or purchase

Whenever it shall appear that a member of council may have voted in violation of this section but the purchase or contract on which he so voted was not approved by council this section shall be inapplicable

Section 4 Penalty for Interests in Contracts Except as otherwise provided in this act no official of any incorporated town either elected or appointed who knows or who by the exercise of reasonable diligence could know shall be interested to any appreciable degree either directly or indirectly in any contract for the sale or furnishing of any supplies or materials for the use of the incorporated town or for any work to be done for such incorporated town involving the expenditure by the incorporated town of more than five hundred dollars in any year but this limitation shall not apply to cases where such officer or appointee of the incorporated town is an employe of the person firm or corporation to which the money is to be paid in a capacity with no possible influence on the transaction and in which he cannot be possibly benefited thereby either financially or otherwise But in the case of a councilman or president of a town council if he knows that he is within the exception just mentioned he shall so inform council and shall refrain from voting on the expenditure or any ordinance relating thereto and shall in no manner participate therein Any official or appointee who shall knowingly violate the provisions of this section shall be subject to surcharge to the extent of the damage shown to be thereby sustained by the town to ouster from office and shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine not exceeding five hundred dollars

Section 5 Separate Bids for Plumbing Heating Ventilating and Electrical Work In the preparation for the erection construction and alteration of any public building of an incorporated town when the entire cost of such work shall exceed one thousand dollars the architect engineer or other person preparing such specifications shall prepare separate specifications for the plumbing heating ventilating and electrical work The person or persons authorized to enter into contracts for the erection construction or alteration of such public buildings shall receive separate bids upon each of the said branches of work and award the contract for the same to the lowest responsible bidder for each of said branches

Section 6 Bonds for the Protection of Labor and Materialmen It shall be the duty of every incorporated town to require any person copartnership association or corporation entering into a contract with such incorporated town for the construction erection installation completion alteration repair of or addition to any public work or improvement of any kind whatsoever where the amount of such contract is in excess of seven hundred and fifty dollars before commencing work under such contract to execute and deliver to such incorporated town in addition to any other bond which may now or hereafter be required by law to be given in connection with such contract an additional bond for the use of any and every

person copartnership association or corporation interested in a sum not less than fifty per centum and not more than one hundred per centum of the contract price as such incorporated town may prescribe having as surety thereon one or more surety companies legally authorized to do business in this Commonwealth conditioned for the prompt payment of all material furnished and labor supplied or performed in the prosecution of the work whether or not the said material or labor enter into and become component parts of the work or improvement contemplated Such additional bond shall be deposited with and held by the incorporated town for the use of any party interested therein Every such additional bond shall provide that every person copartnership association or corporation who whether as subcontractor or otherwise has furnished material or supplied or performed labor in the prosecution of the work as above provided and who has not been paid therefor may sue in assumpsit on said additional bond in the name of the incorporated town for his their or its use and prosecute the same to final judgment for such sum or sums as may be justly due him them or it and have execution thereof An incorporated town shall not be liable for the payment of any costs or expense of any such suit

Section 7 Publication of Contract Notices in Trade Journals Any incorporated town whose duty it is by law to advertise for bids for public works contracts supplies or equipment may at its discretion legally authorize the publication of such advertising in addition to the newspapers specified by law also in any publication or journal devoted to the dissemination of information about construction work published at least once a week and circulating among contractors manufacturers and dealers doing business in the community in which such public works are to be constructed or supplies or equipment purchased No such advertisement for bids shall be inserted in any such publication or journal devoted to the dissemination of information about construction work which has not been established and regularly issued from a printing office and publication house in this Commonwealth for a period of at least eighteen months Such publication and journal shall be entered or entitled to be entered for admission to the United States mails as second class matter and shall have a bona fide income from subscribers within the Commonwealth of Pennsylvania of not less than fifteen thousand dollars per annum duly certified by a public accountant The rates and charges for such advertising shall not be in excess of those of newspapers of general circulation as defined by the act known as the Newspaper Advertising Act

Section 8 Acceptance by Contractor of Workmen's Compensation Act All contracts executed by any incorporated town or any officer thereof which involve the construction or doing of any work involving the employment of labor shall contain a provision that the contractor shall accept insofar as the work covered by any such contract is concerned the provisions of the Workmen's Compensation Act of 1915 and the supplements and amendments thereto and that the said contractor will insure his liability thereunder or file with the incorporated town with whom the contract is made a certificate of exemption from insurance from the Bureau of Workmen's Compensation of the Department of Labor and Industry

Every officer of any incorporated town who shall sign on behalf of the incorporated town any contract requiring in its performance the employment of labor shall require before the said contract shall be signed proof that the said contractor with whom the contract is made shall have accepted the Workmen's Compensation Act of 1915 and any supplements or amendments thereto and proof that the said contractor has insured his liability thereunder in accordance with the terms of said act or that the said contractor has had issued to him a certificate of exemption from insurance from the Bureau of Workmen's Compensation of the Department of Labor and Industry

Any contract executed in violation of this section shall be null and void

Section 9 Architects and Engineers Employed Prohibited from Bidding on Public Works Penalty It is unlaw-



ful for any architect or engineer in the employ of any incorporated town and engaged in the preparation of plans specifications or estimates to bid on any public work at any letting of such work in this Commonwealth

It is unlawful for the officers of any incorporated town charged with the duty of letting any public work to award a contract to any such architect or engineer in the employ of the Commonwealth or of any county city borough incorporated town township or other political subdivision of the Commonwealth

It is unlawful for any architect or engineer in the employ of the Commonwealth or of any county city borough incorporated town township or other political subdivision of the Commonwealth to be in anywise interested in any contract for public work for the incorporated town or receive any remuneration or gratuity from any person interested in such contract

Any person violating any of the provisions of this section shall forfeit his office and shall be guilty of a misdemeanor and on conviction thereof shall be sentenced to pay a fine not exceeding five hundred dollars or to undergo imprisonment for not more than six months or both

Section 10 All acts or parts of acts are hereby repealed in so far as they are inconsistent with the provisions of this act

Section 11 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

## YEAS—206

Adam,	Gibson,	Markley,	Schuster,
Alexander,	Gleason,	Mathews,	Schwartz,
Amarando,	Glick,	Maxwell,	Scott,
Andrews,	Goodling,	McCann,	Seyler,
Ashton,	Gramlich,	McCormack,	Shoemaker,
Auker,	Greenwood,	McCullough,	Shotwell,
Banker,	Guss,	McDermitt,	Smith, W. B.,
Barkdoll,	Gutendorf,	McGee,	Snider,
Baumunk,	Guthrie,	McInroy,	Spencer,
Bazin,	Hall,	McWherter,	Stank,
Bear,	Hamilton, R. K.,	Metz,	Stevenson,
Blair,	Hamilton, W. H.,	Mihm,	Stimmel,
Boles,	Harris,	Mikula,	Stone,
Bolton,	Haudenschild,	Miller,	Stoner,
Bomberger,	Helm,	Mills,	Strausser,
Boory,	Hersch,	Monroe,	Sucher,
Bower,	Hewitt,	Moody,	Taylor,
Breisch,	Hocker,	Moore,	Thomas,
Breth,	Hoggard,	Moran,	Thompson,
Brown,	Ide,	Moscrip,	Toll,
Bucchin,	Jenkins,	Muldowney,	Tompkins,
Buchanan,	Jim,	Munley,	Toomey,
Bullen,	Johnson,	Murray, J. J.,	VanSant,
Capano,	Jones, Geo. E.,	Murray, P. G.,	Varallo,
Cianfrani,	Jones, Gran'le E.	Musto,	Varner,
Cioffi,	Jones, Paul F.,	Naugle,	Vaughan,
Clapper,	Jones, T. H. W.,	Needham,	Verona,
Cochran,	Jump,	Ogilvie,	Wall,
Comer,	Kamyk,	Olsen,	Wallace,
Connelly,	Keller,	Parlante,	Walsh,
Conner,	Kent,	Peify,	Wargo,
Cooper,	Kerlin,	Peta,	Waterhouse,
Coyle,	Kline,	Petrosky,	Watkins,
Curwood,	Kohl,	Pettigrew,	Weldner,
Davis,	Kolankiewicz,	Pfaff,	Welsh,
Dougherty,	Kornick,	Phillips,	Wescott,
Down,	Kratz,	Polaski,	Whalley,
Downey,	Kromer,	Polen,	Wheeler,
DuBois,	Kubacki,	Poltenstein,	White,
Dunn,	Lafore,	Price,	Whitenight,
Erb,	Lederer,	Quisenberry,	Willaredt,
Ewing,	Lelsey,	Ragot,	Williams,
Farabaugh,	Leonard,	Readinger,	Wilt,
Fenrich,	Leven,	Reagan,	Wood,
Ferster,	Light,	Reidenbach,	Yeakel,
Filo,	Limper,	Richter,	Yetzer,

Flack,  
Fleischman,  
Floyd,  
Flynn,  
Frost,  
Geer,

Lippincott,  
Lopresti,  
Lovett,  
Lutty,  
Maguire,  
Mahan,

Rosen,  
Rovansek,  
Royer,  
Rubin,  
Sarraf,  
Schmidt,

Young,  
Zeltz,  
Ziegler,  
Smith, C. C.,  
Speaker

NAYS—0

NOT VOTING—1

Worley,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 709, as follows:

An Act providing that the town councils of incorporated towns shall have the right to declare vacant the seats of councilmen or presidents of town councils for failure to qualify and for failure to attend meetings or vote upon questions before the council

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Whenever any person elected or appointed a member or president of the town council of any incorporated town who has been notified of his election or appointment shall refuse or neglect to qualify as such member or president of such town council within ten days next succeeding the beginning of his term of office unless prevented by sickness or prevented by necessary absence from the town the town council acting without such person may declare his office as member or president of the town council vacant and such vacancy shall be filled in the manner now provided by law For such actions a majority of the remaining members of the council shall constitute a quorum

Section 2 Whenever any member of the town council or the president of the town council of any incorporated town shall neglect or refuse to attend two successive regular meetings unless detained by sickness or prevented by necessary absence from the town or if a councilman in attendance at any meeting shall neglect or refuse to vote or by his withdrawal from council or otherwise refuse to act in his official capacity as a member of council or if the president of the town council in attendance at any meeting shall neglect or refuse to cast the deciding vote the town council acting without such person may declare his office as member of the town council or president of the town council vacant and such vacancy shall be filled in the manner now provided by law For such actions a majority of the remaining members of the town council shall constitute a quorum

Section 3 All acts or parts of acts are hereby repealed in so far as they are inconsistent with the provisions of this act

Section 4 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

## YEAS—206

Adam,	Gibson,	Markley,	Schuster,
Alexander,	Gleason,	Mathews,	Schwartz,
Amarando,	Glick,	Maxwell,	Scott,
Andrews,	Goodling,	McCann,	Seyler,
Ashton,	Gramlich,	McCormack,	Shoemaker,
Auker,	Greenwood,	McCullough,	Shotwell,

Banker,	Guss,	McDermitt,	Smith, W. B.,
Barkdoll,	Gutendorf,	McGee,	Snider,
Baumunk,	Guthrie,	McInroy,	Spencer,
Bazin,	Hall,	McWherter,	Stank,
Bear,	Hamilton, R. K.,	Metz,	Stevenson,
Blair,	Hamilton, W. H.,	Mihm,	Stimmel,
Boles,	Harris,	Mikula,	Stone,
Bolton,	Haudenshield,	Miller,	Stoner,
Bomberger,	Helm,	Mills,	Strausser,
Boory,	Hersch,	Monroe,	Sucher,
Bower,	Hewitt,	Moody,	Taylor,
Breisch,	Hocker,	Moore,	Thomas,
Breth,	Hoggard,	Moran,	Thompson,
Brown,	Ide,	Moscrip,	Toll,
Buchin,	Jenkins,	Muldowney,	Tompkins,
Buchanan,	Jim,	Munley,	Toomey,
Bullen,	Johnson,	Murray, J. J.,	VanSant,
Capano,	Jones, Geo. E.,	Murray, P. G.,	Varallo,
Cianfrani,	Jones, Gran'le E.	Musto,	Varner,
Cioffi,	Jones, Paul F.,	Naugle,	Vaughan,
Clapper,	Jones, T. H. W.,	Needham,	Verona,
Cochran,	Jump,	Ogilvie,	Wall,
Comer,	Kamyk,	Olsen,	Wallace,
Connelly,	Keller,	Parlante,	Walsh
Conner,	Kent,	Pelfly,	Wargo,
Cooper,	Kerlin,	Peta,	Waterhouse,
Coyle,	Kline,	Petrosky,	Watkins,
Curwood,	Kohl,	Pettigrew,	Weidner,
Davis,	Kolankiewicz,	Pfaff,	Welsh,
Dougherty,	Kornick,	Phillips,	Wescott,
Down,	Kratz,	Polaski,	Whalley,
Downey,	Kromer,	Polen,	Wheeler,
DuBois,	Kubacki,	Poltenstein,	White,
Dunn,	Lafore,	Price,	Whitenight,
Erb,	Lederer,	Quisenberry,	Willaredt,
Ewing,	Lelsey,	Ragot,	Williams,
Farabaugh,	Leonard,	Readinger,	Wilt,
Fenrich,	Leven,	Reagan,	Wood,
Ferster,	Light,	Reidenbach,	Yeakel,
Filo,	Limper,	Richter,	Yetzer,
Flack,	Lippincott,	Rosen,	Young,
Fleischman,	Lopresti,	Rovansek,	Zeitz,
Flynn,	Lovett,	Royer,	Ziegler,
Floyd,	Lutty,	Rubin,	Smith, C. C.,
Frost,	Maguire,	Sarra,	Speaker
Geer,	Mahan,	Schmidt,	

## NAYS—0

## NOT VOTING—1

Worley,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 743, as follows:

An Act appropriating eighteen hundred dollars to the Chief Clerk of the House of Representatives to be used for the purpose of paying the salaries of deceased members to the wife or husband or legal representative of such deceased member

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of eighteen hundred dollars or so much thereof as is necessary is hereby specifically appropriated to the Chief Clerk of the House of Representatives to be used by the Chief Clerk for the purpose of paying the balance of salaries due such deceased members to the wife or husband or legal representative of such deceased member in all cases in which the deceased member served part of his term of office and for which vacancy a successor has not been elected

Section 2 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,  
Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

## YEAS—206

Adam,	Gibson,	Markley,	Schuster,
Alexander,	Gleason,	Mathews,	Schwartz,
Amarando,	Glick,	Maxwell,	Scott,
Andrews,	Goodling,	McCann,	Seyler,
Ashton,	Gramlich,	McCormack,	Shoemaker,
Auker,	Greenwood,	McCullough,	Shotwell,
Banker,	Guss,	McDermitt,	Smith, W. B.,
Barkdoll,	Gutendorf,	McGee,	Snider,
Baumunk,	Guthrie,	McInroy,	Spencer,
Bazin,	Hall,	McWherter,	Stank,
Bear,	Hamilton, R. K.,	Metz,	Stevenson,
Blair,	Hamilton, W. H.,	Mihm,	Stimmel,
Boles,	Harris,	Mikula,	Stone,
Bolton,	Haudenshield,	Miller,	Stoner,
Bomberger,	Helm,	Mills,	Strausser,
Boory,	Hersch,	Monroe,	Sucher,
Bower,	Hewitt,	Moody,	Taylor,
Breisch,	Hocker,	Moore,	Thomas,
Breth,	Hoggard,	Moran,	Thompson,
Brown,	Ide,	Moscrip,	Toll,
Buchin,	Jenkins,	Muldowney,	Tompkins,
Buchanan,	Jim,	Munley,	Toomey,
Bullen,	Johnson,	Murray, J. J.,	VanSant,
Capano,	Jones, Geo. E.,	Murray, P. G.,	Varallo,
Cianfrani,	Jones, Gran'le E.	Musto,	Varner,
Cioffi,	Jones, Paul F.,	Naugle,	Vaughan,
Clapper,	Jones, T. H. W.,	Needham,	Verona,
Cochran,	Jump,	Ogilvie,	Wall,
Comer,	Kamyk,	Olsen,	Wallace,
Connelly,	Keller,	Parlante,	Walsh
Conner,	Kent,	Pelfly,	Wargo,
Cooper,	Kerlin,	Peta,	Waterhouse,
Coyle,	Kline,	Petrosky,	Watkins,
Curwood,	Kohl,	Pettigrew,	Weidner,
Davis,	Kolankiewicz,	Pfaff,	Welsh,
Dougherty,	Kornick,	Phillips,	Wescott,
Down,	Kratz,	Polaski,	Whalley,
Downey,	Kromer,	Polen,	Wheeler,
DuBois,	Kubacki,	Poltenstein,	White,
Dunn,	Lafore,	Price,	Whitenight,
Erb,	Lederer,	Quisenberry,	Willaredt,
Ewing,	Lelsey,	Ragot,	Williams,
Farabaugh,	Leonard,	Readinger,	Wilt,
Fenrich,	Leven,	Reagan,	Wood,
Ferster,	Light,	Reidenbach,	Yeakel,
Filo,	Limper,	Richter,	Yetzer,
Flack,	Lippincott,	Rosen,	Young,
Fleischman,	Lopresti,	Rovansek,	Zeitz,
Flynn,	Lovett,	Royer,	Ziegler,
Floyd,	Lutty,	Rubin,	Smith, C. C.,
Frost,	Maguire,	Sarra,	Speaker
Geer,	Mahan,	Schmidt,	

## NAYS—0

## NOT VOTING—1

Worley,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

## BILL PASSED OVER

There being no objection

House Bill No. 747, Printer's No. 91  
was passed over at the request of the SPEAKER.

## BILLS ON SECOND READING

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 384, entitled:



An Act to further amend the act approved the twenty-fifth day of June one thousand nine hundred forty-seven (P. L. 1145) entitled as amended "An act empowering cities of the second class cities of the second class A cities of the third class boroughs towns townships of the first class townships of the second class school districts of the second class school districts of the third class and school districts of the fourth class to levy assess and collect or to provide for the levying assessment and collection of certain additional taxes subject to maximum limitations for general revenue purposes authorizing the establishment of bureaus and the appointment and compensation of officers and employees to assess and collect such taxes and permitting penalties to be imposed and enforced providing an appeal from the ordinance or resolution levying such taxes to the court of quarter sessions and to the Supreme Court and Superior Court" by further regulating the imposition of taxes under the provisions of said act the limitations thereon and the publication and filing of notices relative thereto.

The first section was read and agreed to.

The second section was read.

On the question,

Will the House agree to the section?

Mr. WOOD offered the following amendment:

Amend Sec. 2, (Sec. 2), page 13, lines 3 to 7 both inclusive by striking out all of said lines and inserting in lieu thereof the following: "When any such ordinance or resolution is continued by being again passed or adopted imposing the same tax or license fee without substantial change for the year next following or thereafter from year to year, the provisions of the ordinance need not be advertised as in other cases but only a short notice shall be advertised stating that the ordinance of the preceding year which imposed a tax of (giving the rate and naming the subjects) has been reenacted without substantial change and the same tax imposed for the year."

It was agreed to.

The section was agreed to as amended.

The title was read and agreed to.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 811, entitled:

An Act to reenact the title and to reenact and further amend the act approved the sixteenth day of May one thousand nine hundred thirty-five (P. L. 208) entitled as amended "An act to provide revenue for State purposes by imposing an excise tax for a limited period of time on the net incomes of certain corporations joint-stock associations and limited partnerships providing for the assessment collection settlement and resettlement of taxes and reviews and appeal therefrom conferring powers and imposing duties on certain persons corporations joint-stock associations limited partnerships State and county officers boards and departments making an appropriation and providing penalties" by extending the provisions of the act for a further limited period of time

The first section was read.

On the question,

Will the House agree to the section?

Mr. ANDREWS. Mr. Speaker, for the purposes of the record, I would like to inquire if the Majority Leader knows how much it is estimated this bill will raise during the next biennium.

Mr. JOHNSON. Mr. Speaker, in answer to the gentleman's question, I have this to say about the tax bills

that are on the calendar that we are about to take up for passage on second reading. The bills commence on page 2 and are House Bills 811, 812, 813, 814, 815, 816, 817, 818, 819, 908, and 909.

The bills with the exception of 908 and 909 are a reenactment of the present tax program which prevails in Pennsylvania at this time. I would, therefore, answer the gentleman's question, with respect to all of the bills with the exception of 908 and 909 and I presume the gentleman wants an answer on those bills, too. Is that correct?

If you will refer to the Governor's Budget, if we reenact all of the bills with the exception of 908 and 909 the revenue for the biennium is estimated at \$836 million. According to the Governor's Budget, we will need \$157 million more revenue in order to balance the budget. So these bills that we have on the calendar today, with the exception of the two sales tax bills, if enacted, will raise, according to the budget estimate, the figure I have given.

The sales tax bills are presently on the calendar at two percent. At the proper time I am going to offer amendments to 909 and 908 which will cut the figure back to one percent. It was estimated by the Governor's Tax Study Report that a one percent sales tax, exempting food, would raise around \$140 million for the biennium. The amendments that I will offer at the proper time will materially cut down that estimate by reason of various exemptions which we are making in the sales tax bill in order to conform it more to our practice in Pennsylvania, the bill in now without amendment being an adaptation of the Ohio law.

I do not have a figure right now as to what the sales tax bill will bring in, by reason of the fact that the experts have not had a chance to see the amendments to see to what it would reduce the take under a one percent sales tax by reason of amendments which will cut down the amount of money to be raised. We will have that figure, however, for you tomorrow.

Mr. ANDREWS. Mr. Speaker, I was inquiring as to whether the Majority Leader was prepared to give us the breakdown of the estimates for these taxes that we are reenacting. Has the Ways and Means Committee accepted, without revision, the figures to which the Budget Office resorted sometime last September? I was wondering whether his Excellency since then might have cause to make some modification in expectations. I wanted, if possible, a breakdown as to what each one of these bills it was estimated would bring in.

Mr. JOHNSON. Mr. Speaker, I would say that I received from the Budget Office this morning a tentative statement. For instance, a tax on insurance premiums on domestic insurance which is one of the package here today, the reenacting of that tax bill would raise \$4 million. The gross receipts tax on trucks and buses would raise \$5 million. The realty transfer tax would raise \$29 million. I believe the figures that I received today are almost identical with what they are in the budget.

Mr. ANDREWS. Does the Majority Leader have at hand the expectations under Bill 811 for the next biennium?

Mr. JOHNSON. Only as reflected by the Governor's Budget, which is self-explanatory.

Mr. ANDREWS. And that would follow in the case

of all the bills reenacted—the estimate of last September stands. Is that what you would have the House understand?

Mr. JOHNSON. Today I have just the figures that are in the Governor's Budget. However, I have requested new figures, if there is any change. I expect to have them for the debate on third reading. I did not expect that you would ask for them on second reading which is generally more or less a perfunctory matter.

Mr. ANDREWS. The reason I asked was that in consulting the Ways and Means Chairman, he said that you would probably have those at your fingers' end, and that we could get them on the record today. That is the reason I asked. We will resume the inquiry tomorrow. We would like for the purposes of the record a breakdown in the case of each one of the bills that we enact.

Mr. HALL. Mr. Speaker, I would like to clarify my recent statement to the Minority Leader, Mr. Andrews. I did assure him that I thought Mr. Johnson would be able to furnish the figures on these various bills. I did not tell him from what source. I assumed it would be from the budget estimate, the last received by the General Assembly.

On the question recurring,

Will the House agree to the section?

It was agreed to.

The second section and title were separately read and agreed to.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 812, entitled:

An Act to reenact the title and to reenact and amend the act approved the twenty-fourth day of August one thousand nine hundred fifty-one (1951-1952 P. L. 1417) entitled as amended "An act to provide revenue for State purposes by imposing a property tax for a limited time on the net incomes derived from sources within the Commonwealth of certain corporations joint-stock associations and limited partnerships excluding certain income providing for the assessment collection settlement and resettlement of taxes and reviews and appeal therefrom conferring powers and imposing duties on certain persons corporations joint-stock associations limited partnerships State and county officers boards and departments making an appropriation and providing penalties" by extending the provisions of the act for a further limited period of time

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 813, entitled

An Act to further amend section twenty-one of the act approved the first day of June one thousand eight hundred eighty-nine (P. L. 420) entitled "A further supplement to an act entitled 'An act to provide revenue by taxation' approved the seventh day of June Anno Domini one thousand eight hundred and seventy-nine" by postponing the manufacturing exemption with regard to capital stock tax and the franchise tax on domestic and

foreign corporations joint-stock associations limited partnerships and companies for a further limited period of time

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 814, entitled

An Act to reenact and amend Section 24 of the act approved the first day of June one thousand eight hundred eighty-nine (P. L. 420) entitled "A further supplement to an act entitled 'An act to provide revenue by taxation' approved the seventh day of June Anno Domini one thousand eight hundred and seventy-nine by excluding foreign insurance companies from the State tax on gross premiums premium deposits and assessments received from insurance business transacted within this Commonwealth and by extending the effective period of the tax.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 815, entitled

An Act to reenact the title and reenact and further amend the act approved the twenty-seventh day of December one thousand nine hundred fifty-one (1951-1952 P. L. 1742) entitled "An act to provide revenue by imposing a State tax relating to certain documents prescribing and regulating the method and manner of evidencing the payment of such tax conferring powers and imposing duties upon certain persons partnerships associations and corporations recorders of deeds and the Department of Revenue saving certain local taxes and authorizing amendments extensions and supplements to the ordinances and resolutions relating thereto and providing penalties" by changing the definition of document and value by increasing the compensation of agents and providing for the payment of premiums on bonds by making further requirements in connection with affidavit of value and extending the provisions of the act for a further limited period of time

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 816, entitled

An Act to further amend section twenty-three of the act approved the first day of June one thousand eight hundred eighty-nine (P. L. 420) entitled "A further supplement to an act entitled 'An act to provide revenue by taxation' approved the seventh day of June Anno Domini one thousand eight hundred and seventy-nine" by increasing for a further limited period of time the rate of tax imposed upon the gross receipts of certain companies limited partnerships associations joint-stock associations copartnerships and persons

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 817, entitled



An Act to amend section four of the act approved the fourteenth day of January one thousand nine hundred fifty-two (P. L. 1965) entitled "An act imposing a permanent and a temporary State tax on fuels used within the Commonwealth in internal combustion engines for the generation of power to propel motor vehicles using the public highways providing for the collection and lien of the tax and the distribution and use of the proceeds thereof requiring dealer-users to secure licenses and to file bonds as a guarantee of payment of taxes penalties interest fines uncollectible check fees and Attorney General's fees to file reports and to compile and retain certain records requiring registration of carriers for hire imposing duties on such persons requiring persons selling or delivering fuels to licensed dealer-users to furnish information imposing certain costs on counties conferring powers and imposing duties on State officers and departments providing for refunds of taxes penalties and interest illegally or erroneously collected from licensees and providing penalties" by extending the provisions of the additional tax for a limited time.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 818, entitled

An Act to further amend section four of the act approved the twenty-first day of May one thousand nine hundred thirty-one (P. L. 149) entitled as amended "An act imposing a State tax payable by those herein defined as distributors on liquid fuels used or sold and delivered within the Commonwealth which are practically and commercially suitable for use in internal combustion engines for the generation of power providing for the collection and lien of the tax and the distribution and use of the proceeds thereof requiring such distributors to secure permits to file corporate surety bonds and reports and to retain certain records imposing duties on retail dealers common carriers county commissioners and such distributors providing for rewards imposing certain costs on counties conferring powers and imposing duties on certain State officers and departments providing for refunds imposing penalties and making an appropriation" by extending the provisions of the additional tax for a limited time.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 819, entitled

An Act to further amend section seventeen of the act approved the twenty-first day of May one thousand nine hundred thirty-one (P. L. 149) entitled as amended "An act imposing a State tax payable by those herein defined as distributors on liquid fuels used or sold and delivered within the Commonwealth which are practically and commercially suitable for use in internal combustion engines for the generation of power providing for the collection and lien of the tax and the distribution and use of the proceeds thereof requiring such distributors to secure permits to file corporate surety bonds and reports and to retain certain records imposing duties on retail dealers common carriers county commissioners and such distributors providing for rewards imposing certain costs on counties conferring powers and imposing duties on certain State officers and departments providing for refunds imposing penalties and making an appropriation" by extending for an additional period the right to partial reimbursement of taxes paid on liquid fuels consumed in the operation of certain tractors and machinery for agricultural purposes

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 909, entitled.

An Act to provide revenue by imposing a tax on retail sales of tangible personal property to consumers providing for the assessment and collection of the same and the settlement and resettlement thereof and appeals therefrom imposing duties upon prothonotaries in connection therewith prescribing penalties and providing for the use of the proceeds of such tax for public school purposes

Article I was read.

On the question,

Will the House agree to the Article?

#### MOTION TO POSTPONE

Mr. ANDREWS. Mr. Speaker, I rise to move that this bill be placed upon the postponed calendar and ask the privilege of stating my reasons for so moving.

On the question,

Will the House agree to the motion?

Mr. ANDREWS. Mr. Speaker, we are not in a position to close our revenue raising program. We have not as yet heard any intimations from the responsible Committee concerning the financial demands of the General Appropriation bill and the other appropriations which this House will undoubtedly make.

To arbitrarily decide at this time before there has been a review by any responsible body representing this House as to how much money we will need, and to try in that case to fix an ultimate tax figure, is to fly in the face of sound reasoning.

I have no notion and you have no notion as to the amount the general appropriation bill will carry. There has been upon the part of this House no basic study made concerning the actual necessities of the various departments. There has been no consideration of either branch of the General Assembly as to whether the Chesterman Committee findings were sound or were not sound. So far as I know those findings are simply in the process of being tossed out the window.

While we all know that there was no possibility of making a flat ten percent reduction in expenditures across the board, many of us are convinced that in some instances decided reductions could be made.

The bill now under consideration is scarcely dry from the Printer. No basic study has been made concerning our actual financial needs. I repeat, this bill before us is scarcely dry from the Printer. There have been no available copies to send out to interested groups that wanted to know what we were thinking about in this bill.

There is a need for further study. Even if you are going to pass the kind of bill that you have been considering, surely you do not want to close the door on your fund raising program until you have in your possession some sound, basic information concerning your actual needs. And if anybody in this House as yet knows what the actual financial needs are I have not heard about it.

There is no need for the haste that has characterized the career of this bill. It is unprecedented that a committee meeting called hurriedly on a Monday should present a

tax program that became a must on the following Thursday.

I repeat, interested groups that wanted copies of our tax legislation have been unable to obtain copies because there were not a sufficient number in print. Now it is proposed that we amend this bill and pass it before anybody outside the confines of this Chamber knows what is in the document. So I say it would be sound practice to have less haste and put this bill on the postponed calendar while we do a bit of studying concerning the actual needs of the Commonwealth, and find out whether or not all of this talk of economy that we have had is to be tossed out the window along with the Chesterman Committee Report, along with the ambitious design to make cuts clear across the board.

I repeat, in the name of common sense and economy to have a little less haste and a little more patient consideration concerning our Commonwealth's financial and actual needs.

That is the reason why I suggest and move that this bill be placed upon the postponed calendar. Of course, Mr. Speaker, I would desire a roll call.

Mr. JOHNSON. Mr. Speaker, I think I can say that I have had enough contact with our Budget Office to discuss with them income trends for the next biennium to say to this House that the estimates of revenue in the Governor's budget are substantially correct. The estimates that the Governor shows will probably be realized in the next biennium and are a fair forecast at this time.

Our Appropriations Committees have been holding hearings ever since the Session started. The various departments have been called in to explain their budgets and to explain their budget needs. The Minority Leader has been present at a good many of those hearings and sessions, so have many minority members of the Appropriations Committees and so have members of the majority side on the Appropriations Committees. I think we have gone far enough in our study of the Governor's budget to know that we need the greater portion of the revenue, or of the money that the budget says we must have.

Today in our Caucus there were presented some possible cuts in the budget which would total some \$18½ million. These cuts were read piecemeal in our Caucus, were adopted by our Caucus, and we intend to incorporate them into the general appropriation bill when it comes before this House.

As I have said before the Governor when he prepared his budget, slashed over \$60 million from the requests of the various departments in arriving at the budget that we have before us now. In addition, the Governor took the Chesterman Report and those savings that he could integrate into his budget. He did that very thing and cut the budget over \$6 million in savings to be incorporated into the budget as recommended by the Chesterman committee.

As I view the Chesterman Report, if we were by legislation to adopt every recommendation of the Chesterman Committee this biennium, I believe the savings would be around \$13 million at the most, that is, having to do with the General Fund, and that is what we are dealing with today.

Therefor, we are going to make savings in the budget, but those savings will not balance the budget. We need supplemental taxes despite the fact that we seriously

want to economize. These bills are on the calendar as they will be amended in an endeavor to raise enough money to fill the gap after these cuts and these economies have been effected. Therefore, I ask that the Members of this House vote down the motion to postpone.

Mr. LOVETT. Mr. Speaker, I rise to approve the motion just made by the floor leader on our side of the House. I am only sorry that his motion was not to recommit.

In my long experience here as a Member of this House, never in my knowledge did you do such a thing as you are about to do this week. You have refused to give the people of Pennsylvania an opportunity to be heard on this legislation.

I have in my desk requests for a public hearing by people whom I think you consider worthwhile. One of the requests that I have is from the Chamber of Commerce of the City of Greensburg, signed by a former Member of this House. To me it is very unfair to think that we would not give that consideration to a former Member of the House of Representatives. Regardless of whether we agree or disagree the least we could do would be to give those people an opportunity. Amendments to bills of this kind should be made in the Committee.

The Lord only knows we did not waste much time in the Committee rooms around here. Fifteen or twenty minutes is about the average that we got.

Some time we ought to just sit down for a little while in the Committee and maybe we could amend them there and save a lot of debate on the floor of the House.

That is the reason I rise in support of my floor leader in his motion, and I state again that I am only sorry that the motion was not for recommitting, because that is the time at which the bill should be given a public hearing if there is any time that you are going to give it a public hearing.

You on the other side of the House recall just two years ago when you refused the opportunity of a public hearing in the House and said, "We will give it to you in the Senate." We were here until Christmas waiting for the other side of this body to make up its mind on what it wanted to do. I say in all fairness, you should put this bill on the postponed calendar at least, so that we would have an opportunity to hear from the people and what they think of what we are doing.

On the question recurring,

Will the House agree to the motion?

The yeas and nays were required by Mr. ANDREWS and Mr. LOVETT.

A verification of the roll was requested by Messrs. LOVETT, WHEELER and READINGER.

#### PARLIAMENTARY INQUIRY

Mr. AUKER. Mr. Speaker, I rise to a parliamentary inquiry.

The SPEAKER. The gentleman will state it.

Mr. AUKER. Mr. Speaker, is it proper at this time to file reasons for my vote or after the verification of the roll?

The SPEAKER. This is the proper time to file reasons for your vote.

Mr. AUKER. Mr. Speaker, I wish to file the reasons for my vote.

The roll was verified and was as follows:



## YEAS—95

Adam,	Guss,	McWherter,	Schmidt,
Alexander,	Hamilton, R. K.,	Mihm,	Schuster,
Amarando,	Harris,	Mills,	Schwartz,
Andrews,	Hersch,	Monroe,	Seyler,
Auker,	Hoggard,	Moran,	Smith, W. B.,
Bazin,	Jenkins,	Muldowney,	Snider,
Boles,	Jim,	Munley,	Stank,
Boory,	Jones, Gran'le E.	Murray, J. J.,	Stone,
Breth,	Jones, Paul F.,	Musto,	Taylor,
Buchin,	Kamyk,	Needham,	Thomas,
Capano,	Kolankiewicz,	Olsen,	Toll,
Cianfrani,	Kornick,	Parlante,	Varallo,
Cioffi,	Kubacki,	Peta,	Verona,
Comer,	Lederer,	Petrosky,	Wallace,
Conner,	Leven,	Pettigrew,	Walsh,
Coyle,	Limper,	Pfaff,	Wargo,
Curwood,	Lopresti,	Polaski,	Welsh,
Dougherty,	Lovett,	Polen,	Wheeler,
Downey,	Lutty,	Poltenstein,	White,
Farabaugh,	Maguire,	Readinger,	Whitenight,
Fenrich,	McCann,	Reidenbach,	Williams,
Filo,	McCormack,	Rosen,	Yetzer,
Floyd,	McDermitt,	Rovasek,	Zeitz,
Flynn,	McGee,	Sarraff,	

## NAYS—104

Ashton,	Geer,	Lelsey,	Shoemaker,
Banker,	Gibson,	Light,	Shotwell,
Barkdoll,	Gleason,	Lippincott,	Spencer,
Baumunk,	Gooding,	Mahan,	Stevenson,
Bear,	Gramlich,	Markley,	Stimmel,
Blair,	Greenwood,	Mathews,	Stoner,
Bolton,	Gutendorf,	McCullough,	Strausser,
Bomberger,	Guthrie,	McInroy,	Sucher,
Bower,	Hall,	Metz,	Tompkins,
Breisch,	Hamilton, W. H.,	Mikula,	Toomey,
Brown,	Haudenschild,	Miller,	VanSant,
Buchanan,	Helm,	Moody,	Varner,
Bullen,	Hewitt,	Moscrip,	Vaughan,
Clapper,	Hocker,	Murray, P. G.,	Wall,
Connelly,	Ide,	Naugle,	Waterhouse,
Cooper,	Johnson,	Ogilvie,	Watkins,
Davis,	Jones, Geo. E.,	Peiffly,	Weidner,
Down,	Jones, T. H. W.,	Phillips,	Wescott,
DuBois,	Jump,	Price,	Whalley,
Dunn,	Keller,	Quisenberry,	Willaredt,
Erb,	Kent,	Ragot,	Wilt,
Ewing,	Kerlin,	Reagan,	Wood,
Ferster,	Kohl,	Richter,	Yeakel,
Flack,	Kratz,	Royer,	Young,
Fleischman,	Kromer,	Rubin,	Ziegler,
Frost,	Lafore,	Scott,	Smith, C. G.,
			Speaker

## NOT VOTING—7

Cochran,	Kline,	Maxwell,	Thompson,
Glick,	Leonard,	Moore,	Worley,

So the question was determined in the negative and the motion was not agreed to.

## REASONS FOR VOTE

Mr. AUKER filed the following reasons for his vote on the motion to postpone consideration of House Bill 909:

I desire to file my reasons for voting "aye" on this motion. I believe that this bill should be delayed from any action until many quirks, doubts, and questions concerning the bill be resolved. A one percent sales tax will not do away with the nuisance taxes passed in 1951. It will not do away with the proposed accrued corporate net income taxes as contained in House Bills 811 and 812. It does not solve the fiscal problems of this Commonwealth. It does not solve the problems of cost of teacher increment, Health, Welfare services and Educational services. Therefore I vote "Aye" on this bill and reserve right to file further reasons.

On the question recurring,

Will the House agree to Article I?

Mr. JOHNSON offered the following amendments:

Amend Sec. 102, Page 2, Line 13, by striking out "Gross proceeds" and inserting in lieu thereof: "Sale price."

Amend Sec. 102, Page 2, Line 13, by inserting after "credits" "or intangible."

Amend Sec. 102, Page 2, Line 14, by striking out "or other consideration."

Amend Sec. 102, Page 2, Line 17, by striking out "gross proceeds" and inserting in lieu thereof: "sale price."

Amend Sec. 102, Page 3, Lines 8 to 13, by striking out all of said lines.

Amend Sec. 102, Page 3, Line 14, by striking out "(6)" and inserting in lieu thereof: "(5)."

Amend Sec. 102, Page 3, Line 16, by striking out "(7) Retail dealer" and inserting in lieu thereof: "(6) Seller."

Amend Sec. 102, Page 3, Line 19, by striking out "(8)" and inserting in lieu thereof: "(7)."

Amend Sec. 102, Page 4, Line 1, by inserting after "other" "intangible."

Amend Sec. 102, Page 4, Line 1, by striking out "tangible or intangible."

Amend Sec. 102, Page 4, Line 6, by inserting after "any" where it appears the first time in said line "rental."

Amend Sec. 102, Page 4, Line 8, by inserting after "purchaser" "or whereby possession is transferred in lieu of a transfer of title."

Amend Sec. 102, Page 4, Line 10, by inserting after "service" not involving the sale of tangible personal property.

Amend Sec. 102, Page 4, by inserting between lines 16 and 17

(D) Sales of intoxicating liquors including malt and brewed beverages.

(E) Sales of cigarettes.

(F) Sales of gasoline and other motor fuels.

(C) Sales of utility services otherwise taxed by the Commonwealth.

(H) Sales to the Commonwealth or any of its agencies or political subdivisions or to authorities created by or pursuant to law.

(I) Sales to the United States or any of its agencies.

(J) Sales in interstate and foreign commerce, but only in the instances and to the extent that the Commonwealth is prohibited from taxing such sales by the Constitution of the United States.

(K) Sales of newspapers, magazines and other periodicals.

(L) Sales of medicine on prescription.

(M) Sales of bakery products, milk, groceries and meat as food products for human consumption, except when sold by hotels, restaurants or any like dispensers of food products. For the purposes of this clause (i) "milk" shall mean raw milk products from domestic animals or such milk when processed or canned; (ii) "groceries" shall mean all food products and all food ingredients for human consumption or for use in the preparation thereof for human consumption ordinarily sold in grocery stores, except candies, confections, soft drinks, tobacco or tobacco products; (iii) "meat" shall include the flesh of animals, fish, sea food, poultry and game.

(N) Sales of tangible personal property intended to be used in the process of farming, agriculture or horticulture.

(O) Sales of tangible personal property intended by means of fabrication compounding or manufacturing to become an integral part of other tangible personal property intended to be sold ultimately at retail.

Amend Sec. 102, page 5, lines 9 and 10, by striking out "for the immediate satisfaction of human desires or requirements."

On the question,

Will the House agree to the amendments?

Mr. JOHNSON. Mr. Speaker, I would like to briefly explain the amendments that have been offered to House Bill 909. This is the sales tax bill that is presently on the calendar at two percent. The amendment reduces the tax from two percent to one percent.

In the bill on our calendar the tax will start at six cents. We have changed the figure so that the tax will start at eleven cents.

We have spelled out in detail the fact that items of tangible property used in the production of farm produce is exempt from the tax.

We have included soft drinks within the tax act so that soft drinks will be taxed the same as any other sales.

We have included in the bill a tax on utilities which are not now paying a gross receipts tax.

We are giving dealers a three percent commission for handling, collecting and remitting the tax.

Food is still exempt in the bill as heretofore.

Another important change in the bill is the fact that if an article is sold and there is a trade-in, the trade-in is not included in the selling price of the article. For instance, if a car is sold for \$3,000 and the used car is traded in for \$2,000, the tax is on \$1,000. The tax would be paid when the used car is sold, so that there would be one tax on the transaction.

The Governor's Tax Study I believe, estimated that the one percent sales tax would bring in \$140 million during the biennium.

These amendments that we are making have been made within the last 24 hours pursuant to various suggestions and requests. I am not able, as I stated, to tell you how much the revenue will be reduced by the amendments. We have had estimates anywhere from \$10 million to \$20 million that will be exempted by virtue of these amendments. That is the only figure I can give you today. I hope to be able to give an accurate figure tomorrow after the Revenue Department has been able to study the bill as amended.

On the question recurring.

Will the House agree to the amendments?

They were agreed to.

On the question,

Will the House agree to the article as amended?

It was agreed to.

Article II was read.

On the question,

Will the House agree to the article?

Mr. JOHNSON offered the following amendments:

Amend Sec. 201, Page 5, lines 18 and 19 by striking out "For the privilege of engaging in the busi-" on line 18 and all of said words on line 19.

Amend Sec. 201, Page 5, line 20, by striking out "a" and inserting in lieu thereof: "an excise."

Amend Sec. 201, Page 6, line 1, by striking out "except as hereinafter otherwise provided."

Amend Sec. 202, Page 6, lines 4 and 5, by striking out "two per centum (2%)" and inserting in lieu thereof: "one per centum (1%)."

Amend Sec. 202, Page 6, line 5, by striking out "gross proceeds" and inserting in lieu thereof: "sale price."

Amend Sec. 202, Page 6, lines 7 and 8, by striking out all of said lines and inserting in lieu thereof: "(1) Where the consideration is ten cents or less no tax shall be collected."

Amend Sec. 202, Page 6, lines 9, 10, and 11, by striking out "six cents to fifty" in line 9, all of line 10 and "other

property" in line 11, and inserting in lieu thereof: "eleven cents to one dollar both inclusive."

Amend Sec. 202, Page 6, lines 12, 13 and 14, by striking out all of said lines.

Amend Sec. 202, Page 6, line 15, by striking out "fifty cents of consideration in money or property" and inserting in lieu thereof: "one dollar of consideration."

Amend Sec. 203, Page 6, lines 17 and 18, by striking out "retail dealer" and inserting in lieu thereof: "seller."

Amend Sec. 203, Page 6, line 19, by striking out "retail dealer. The retail dealer" and inserting in lieu thereof: "seller. The seller."

Amend Sec. 203, Page 7, lines 7 and 8 by striking out "retail dealer" and inserting in lieu thereof: "seller."

Amend Sec. 204, Page 7, line 10, by inserting after "profit" "other than the compensation provided for in section two hundred thirteen."

Amend Sec. 204, Page 7, line 11, by striking out "any retail dealer" and inserting in lieu thereof: "seller."

Amend Sec. 204, Page 7, line 15 and part of line 16, by striking out "two per centum (2%) of the gross proceeds" and inserting in lieu thereof: "one per centum (1%) of the sale price."

Amend Sec. 204, Page 7, line 19, by striking out "two per centum (2%) of the gross proceeds" and inserting in lieu thereof: "one per centum (1%) of the sale price."

Amend Sec. 206, Page 8, lines 12 to 20, by striking out all of said lines.

Amend Sec. 206, Page 9, lines 1 to 19, by striking out all of said lines.

Amend Sec. 206, Page 10, lines 1 to 11, by striking out all of said lines.

Amend Sec. 207, Page 10, line 14, by striking out "passed on to and."

Amend Sec. 207, Page 10, line 15, by striking out "sales" and inserting in lieu thereof: "sale."

Amend Sec. 208, Page 11, lines 4 and 5, by striking out "purchase" and inserting in lieu thereof: "sale."

Amend Sec. 208, Page 11, line 6, by striking out "purchase" and inserting in lieu thereof: "sale."

Amend Sec. 209, Page 11, line 14, by striking out "selling" and inserting in lieu thereof: "sale."

Amend Sec. 209, Page 11, line 15, by inserting after "adopted" "subject to the approval of the department."

Amend Sec. 210, Page 12, line 17, by striking out "purchase" and inserting in lieu thereof: "sale."

Amend Sec. 211, Page 13, lines 1 and 2, by striking out "retail trader" and inserting in lieu thereof: "seller."

Amend Sec. 211, Page 13, line 6, by striking out "gross proceeds" and inserting in lieu thereof: "sale price."

Amend Sec. 212, Page 12, line 8, by striking out "gross proceeds" and inserting in lieu thereof: "sale price."

Amend Sec. 212, Page 13, line 9, by striking out "gross proceeds" and inserting in lieu thereof: "sale price."

Amend Bill, Page 13, by inserting after line 18:

Section 213. Compensation to Seller for Collection and Return. For the purpose of compensating sellers having or required to have a Seller's License, as herein provided, for the keeping of prescribed records and the proper accounting and remitting of taxes by them, such sellers shall be allowed a commission of three per centum (3%) of the amount of the tax due and accounted for and remitted to the department, which commission shall be allowed in the form of a reduction in submitting the report of such seller, and the payment of the amount due by him. Such compensation, commission or allowance shall not be granted nor shall any deduction be permitted with respect to any taxes not paid on or before the due date thereof, or where there is a manifest failure to maintain proper records or make proper prescribed reports.

On the question,

Will the House agree to the amendments?

Mr. HALL. Mr. Speaker, I desire to be recorded as voting "No".

The amendments were agreed to.

The Article as amended was agreed to.

Article III was read.



On the question,

Will the House agree to the article?

Mr. JOHNSON offered the following amendments:

Amend Sec. 301, Page 14, Line 5, by striking out "fifteenth" and inserting in lieu thereof: "twentieth."

Amend Sec. 301, Page 14, line 6, by inserting after "sales" at retail subject to.

Amend Sec. 301, Page 14, Line 6, by striking out "on which is being paid."

Amend Sec. 301, Page 14, Line 10, by striking out "fifteenth" and inserting in lieu thereof: "twentieth."

Amend Sec. 301, Page 14, Line 14, by inserting after "return" or pay the tax.

Amend Sec. 301, Page 15, Line 1, by striking out "gross proceeds" and inserting in lieu thereof: "amount of sales at retail".

Amend Sec. 301, Page 15, Lines 4 and 5, by striking out "gross proceeds" and inserting in lieu thereof: "the amount of sales at retail".

Amend Sec. 301, Page 15, by inserting between Lines 7 and 8 "Any person making a false return shall be guilty of perjury to the same extent as though the return has been sworn to."

Amend Sec. 302, Page 15, Line 14, by striking out "to fail."

Amend Sec. 302, Page 15, Lines 14 and 15, by striking out "at least" and inserting in lieu thereof: "less than".

Amend Sec. 302, Page 16, Line 1, by striking out "302" and inserting in lieu thereof: "303".

Amend Sec. 302, Page 16, Line 5, by striking out "by the time specified".

Amend Sec. 302, Page 16, Line 6, by striking out "fifteenth" and inserting in lieu thereof: "twentieth".

Amend Sec. 304, Page 17, lines 3 and 4, by striking out "verified by oath or affirmation" and inserting in lieu thereof: "signed."

Amend Sec. 304, Page 17, line 4, by inserting after "agent" "Any person making a false return shall be guilty of perjury to the same extent as though the return had been sworn to."

They were agreed to.

The article was agreed to as amended.

Article IV was read.

On the question,

Will the House agree to the article?

Mr. JOHNSON offered the following amendments:

Amend Sec. 403, Page 20, Line 15, by striking out "as hereinafter provided."

Amend Sec. 404, Page 21, Line 19, by inserting after "court" "Such court shall give full effect to the priorities and equitable interest given to the Commonwealth by this act."

Amend Sec. 405, Page 22, Lines 6 and 7, by striking out "to wit within ten days after notice thereof is given to the department as heretofore provided."

Amend Sec. 405, Page 22, Line 19, by inserting after "to" "appear."

Amend Sec. 405, Page 23, Lines 14 to 19, by striking out all of said lines.

Amend Sec. 405, Page 24, Lines 1 to 15, by striking out all of said lines.

Amend Sec. 406, Page 25, Lines 2, 3 and 4, by striking out "Such rules and regulations and all authorized" in line 2, and all of lines 3 and 4.

Amend Sec. 406, Page 25, Line 5, by striking out "agent appointed by it in writing" and inserting in lieu thereof: "of its authorized agents."

Amend Sec. 410, Page 29, Line 6, by striking out "(a)."

Amend Sec. 410, Page 29, Line 10, by striking out "but only after the same has."

Amend Sec. 410, Page 29, Lines 11 to 20, by striking out all of said lines.

Amend Sec. 410, Page 30, Lines 1 to 16, by striking out all of said lines.

Amend Sec. 411, Page 30, Lines 17, 18 and 19, by striking out all of said lines.

Amend Sec. 411, Page 31, Lines 1 to 4, by striking out all of said lines.

They were agreed to.

The article was agreed to as amended.

Article V was read.

On the question,

Will the House agree to the article?

Mr. JOHNSON offered the following amendments:

Amend Sec. 501, Page 31, Line 8, by inserting after "made" "the."

Amend Sec. 502, Page 32, Line 2, by striking out "agent appointed by it in writing" and inserting in lieu thereof: "of its authorized agents."

They were agreed to.

The article was agreed to as amended.

Article VI was read and agreed to.

Article VII was read.

On the question,

Will the House agree to the article?

Mr. JOHNSON offered the following amendments:

Amend Section 702, Page 33, Line 5, by inserting after "all" "taxable."

Amend Sec. 702, Page 33, Lines 5 and 6 by striking out "falling within the provisions of this act."

They were agreed to.

The article was agreed to as amended.

The title was read.

On the question,

Will the House agree to the title?

Mr. JOHNSON offered the following amendments:

Amend Title, Page 1, first line of Title, by striking out "a" and inserting in lieu thereof: "an excise."

Amend Title, Page 1, second line of Title, by inserting after "assessment" "reassessment."

Amend Title, Page 1, third line of Title, by striking out "and the settlement and resettlement thereof."

Amend Title, Page 1, fourth and fifth line of Title, by striking out "imposing duties upon prothonotaries in connection therewith."

They were agreed to.

The title was agreed to as amended.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 908, entitled

An Act to provide revenue by imposing a tax on the use and storage of tangible personal property within the Commonwealth providing for the assessment and collection of the same and the settlement and resettlement thereof and appeals therefrom providing for the duties of prothonotaries in connection therewith, prescribing penalties and providing for the use of the proceeds of such tax for public school purposes.

Article I was read.

On the question,

Will the House agree to the article?

Mr. JOHNSON offered the following amendments:

Amend Sec. 101, page 2, line 4, by striking out "The" and inserting in lieu thereof: "the."

Amend Sec. 102, page 3, lines 1 to 19, inclusive, by striking out all of said lines.

Amend Sec. 102, page 4, lines 1, 2 and 3, by striking out all of said lines and inserting in lieu thereof:

(d) "Use." The exercise of any right or power incidental

to the ownership of tangible personal property except for the purpose of resale in its original form without change or processing.

The term "use" does not include:

(A) The acceptance of personal services not involving the transfer of tangible personal property.

(B) Any tangible personal property acquired through an isolated sale from one not a retail dealer.

(C) Any tangible personal property acquired through an isolated purchase from one who though a retail dealer is not such a dealer with respect to the article purchased.

(D) Cigarettes.

(E) Gasoline and other motor fuels.

(F) Utility services otherwise taxed by the Commonwealth.

(G) Any tangible personal property acquired by the Commonwealth or any of its agencies or political subdivisions or by authorities created by or pursuant to law.

(H) Any tangible personal property acquired by the United States or any of its agencies.

(I) Any tangible personal property acquired in interstate and foreign commerce but only in the instances and to the extent that the Commonwealth is prohibited from taxing such sales by the Constitution of the United States.

(J) Newspapers, magazines and other periodicals.

(K) Medicine on prescription.

(L) Bakery products, milk, groceries and meat as food products for human consumption except when acquired from hotels, restaurants or any like dispensers of food products. For the purposes of this clause (i) "milk" shall mean raw milk products from domestic animals or such milk when processed or canned; (ii) "groceries" shall mean all food products and all food ingredients for human consumption or for use in the preparation thereof for human consumption ordinarily sold in grocery stores, except candies, confections, soft drinks, tobacco or tobacco products; (iii) "meat" shall include the flesh of animals, fish, sea food, poultry and game.

(M) Any tangible personal property acquired and intended to be used in the process of farming, agriculture or horticulture.

(N) Any tangible personal property acquired and intended by means of fabrication, compounding or manufacturing to become an integral part of other tangible personal property intended to be sold ultimately at retail.

(O) Property intended for incorporation and incorporated into a building, road, street, bridge or other structure, provided such property is so incorporated pursuant to a contract entered into prior to the effective date of this act, and provided further that the person so incorporating such property submit to the department proof of the facts in such form as the department may require.

Amend Sec. 102, page 4, line 5, by striking out "by which such acquisition."

Amend Sec. 102, page 4, lines 11 to 15, by striking out "The" in line 11 and all of lines 12 to 15, inclusive.

Amend Sec. 102, page 5, by inserting between lines 8 and 9

(g) "Seller Maintaining a Place of Business in this Commonwealth." Any seller having or maintaining within this Commonwealth, directly or through a subsidiary, an office, distribution house, sales house, warehouse or other place of business, or any agent operating wholly within this Commonwealth under the authority of the seller of its subsidiary, irrespective of whether such place of business or agent is located here permanently or temporarily or whether such seller or subsidiary is authorized to do business within this state.

Amend Sec. 102, page 5, line 9, by striking out "(g)" and inserting in lieu thereof "(h)."

Amend Sec. 105, page 5, lines 12 to 19 inclusive, by striking out all of said lines.

Amend Sec. 102, page 6, lines 1 and 2, by striking out both of said lines and inserting in lieu thereof:

(i) "Price." The amount paid in money, credits, property or other consideration for purchases, without deduction on account of property sold, amounts paid for interest, discounts, losses or any other expenses or burdens.

Credit actually given or refund actually paid for goods returned may be deducted.

Amend Sec. 102, page 6, line 3, by striking out "(i)" and inserting in lieu thereof: "(j)."

Amend Sec. 102, page 6, line 8, by striking out "(j)" and inserting in lieu thereof: "(k)."

They were agreed to.

The article was agreed to as amended.

Article II was read.

On the question,

Will the House agree to the article?

Mr. JOHNSON offered the following amendments:

Amend Sec. 201, page 6, lines 15 and 16, by striking out "with the exceptions hereinafter mentioned and described."

Amend Sec. 202, page 6, lines 17 and 18, by striking out "two per centum (2%)" and inserting in lieu thereof: "one per centum (1%)."

Amend Sec. 202, page 7, line 4, by striking out "five" and inserting in lieu thereof: "fifteen."

Amend Sec. 202, page 7, line 5, by striking out "six cents to fifty cents" and inserting in lieu thereof: "sixteen cents to one dollar."

Amend Sec. 202, page 7, line 6, by striking out "whether such consideration be paid in money or other property."

Amend Sec. 202, page 7, lines 8, 9 and 10, by striking out all of said lines.

Amend Sec. 202, page 7, lines 11 and 12, by striking out "in money or property."

Amend Sec. 202, page 7, line 12, by striking out "fifty cents" and inserting in lieu thereof: "one dollar."

Amend Sec. 202, page 7, by inserting between lines 13 and 14:

(c) If any person who causes tangible personal property to be brought into this state has already paid a tax in another state in respect to the sale or use of such property or an occupation tax in respect thereto, in an amount less than the tax imposed by this act, the provisions of this act shall apply, but at a rate measured by the difference only between the rate herein fixed and the rate by which the previous tax on the sale or use, or occupation tax was computed.

Amend Sec. 203, page 7, line 14, by striking out "Consumer to Pay" and inserting in lieu thereof: "Payment."

Amend Sec. 204, page 7, lines 19 and 20 by striking out both of said lines.

Amend Sec. 204, page 8, lines 1 to 20, inclusive, by striking out all of said lines.

Amend Sec. 204, page 9, lines 1 to 18, inclusive, by striking out all of said lines.

Amend Sec. 204, page 10, lines 1 to 5, inclusive, by striking out all of said lines.

Amend Bill, page 10, by inserting between lines 9 and 10

Section 204. Collection by Sellers Maintaining Place of Business in Commonwealth. Every seller maintaining a place of business in this Commonwealth and making sales of tangible personal property for storage, use or other consumption in this Commonwealth, if not otherwise exempted, shall at the time of making the sales, or if the storage, use or consumption is not then taxable hereunder, at the time the storage, use or other consumption becomes taxable without the tax from the consumer.

Section 205. Retail Dealer's Registration. Every retail dealer selling tangible personal property for storage, use or consumption in this Commonwealth shall register with the department and give the name and address of all agents operating in this Commonwealth, the location of all distribution or saleshouses or offices or other places of business in this Commonwealth, and such other information as the department may require.

They were agreed to.

The article was agreed to as amended.

Article III was read.

On the question,



Will the House agree to the article?

Mr. JOHNSON offered the following amendment:

Amend Sec. 301, page 10, line 20, by striking out "fifteenth" and inserting in lieu thereof: "twentieth."

It was agreed to.

The article was agreed to as amended.

Article IV was read.

On the question,

Will the House agree to the article?

Mr. JOHNSON offered the following amendments:

Amend Sec. 402, page 12, line 15, by inserting after "of" "one-half of".

Amend Sec. 402, page 13, line 16, by inserting after "of" "one-half of".

Amend Sec. 402, page 14, line 2, by inserting after "additional" "one-half of".

Amend Sec. 403, page 15, line 5, by inserting after "of" "one-half of".

Amend Sec. 405, page 16, lines 15 and 16, by striking out "to wit within ten days after notice thereof is given to the department as heretofore provided."

Amend Sec. 405, page 17, line 2, by striking out "is" and inserting in lieu thereof: "if."

Amend Sec. 405, page 17, line 12, by striking out "one" and inserting in lieu thereof: "(a)."

Amend Sec. 405, page 18, lines 3 to 20, inclusive, by striking out all of said lines.

Amend Sec. 405, page 19, line 1, by striking out all of said line.

Amend Bill, page 19, by inserting between lines 1 and 2 Section 406. Rules and Regulations Inquisitorial Powers of the

Amend Sec. 406, page 19, line 6, by striking out all of said line.

Amend Sec. 406, page 19, lines 8, 9 and 10, by striking out "Such rules and regulations and all authorized" in line 8 and all of lines 9 and 10.

Amend Sec. 406, page 19, line 11, by striking out "agent appointed by it in writing" and inserting in lieu thereof: "of its authorized agents."

Amend Sec. 407, page 21, by inserting between lines 18 and 19 the following:

Any person violating or assisting in the violation of the provisions of this section shall be guilty of a misdemeanor and upon conviction shall be sentenced to pay a fine not exceeding one thousand dollars (\$1000) and costs of prosecution or to undergo imprisonment not exceeding one (1) year or both.

Amend Sec. 409, page 22, line 11, by striking out "(a)."

Amend Sec. 409, page 22, lines 15 to 20, by striking out "but only after the same has been" in line 15, and all of lines 16 to 20, inclusive.

Amend Sec. 409, page 23, lines 1 to 19, inclusive, by striking out all of said lines.

Amend Sec. 409, page 24, lines 1 and 2 by striking out both of said lines.

Amend Sec. 410, page 24, lines 3 to 10, by striking out "Collection of Unpaid Taxes Penalties (a) Whenever" in line 3, all of lines 4 to 9, inclusive and "(b)" in line 10

Amend Sec. 410, page 24, line 16, by striking out "agent appointed by it in writing" and inserting in lieu thereof "of its authorized agents."

They were agreed to.

The article was agreed to as amended.

Article V was read and agreed to.

Article VI was read.

On the question,

Will the House agree to the Article?

Mr. JOHNSON offered the following amendments:

Amend Sec. 602, page 26, line 1, by striking out "sales" and inserting in lieu thereof "taxable purchases."

Amend Sec. 602, page 26, lines 1 and 2, by striking out "falling within the provisions of this act."

They were agreed to.

The Article was agreed to as amended.

The title was read.

On the question,

Will the House agree to the title?

Mr. JOHNSON offered the following amendments:

Amend Title, page 1, line 1, of Title by striking out "a" and inserting in lieu thereof "an excise."

Amend Title, page 1, line 3 of Title, by inserting after "assessment" "reassessment."

Amend Title, page 1, lines 3 and 4 of Title, by striking out "and resettlement thereof."

Amend Title, page 1, lines 4 and 5 of Title, by striking out "providing for the duties of prothonotaries in connection therewith" and inserting in lieu thereof "requiring certain foreign dealers to register and obtain permits and to make returns."

They were agreed to.

The title was agreed to as amended.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for third reading.

HOUSE BILL Nos. 909, 908, 811, 812, 813, 814, 815, 816, 817, 818 and 819 MADE SPECIAL ORDER.

Mr. JOHNSON. Mr. Speaker, I move that House Bills 909, 908, 811, 812, 813, 814, 815, 816, 817, 818 and 819, on pages 2, 3, 4, 5, and 6, of today's calendar, bills on second reading, be made a special order of business on third reading and final passage on Thursday, April 9, at 11:30 a. m.

The motion was agreed to.

## BILL ON SECOND READING

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 917, entitled:

An Act to add Section 6.1 to the act approved the twenty-first day of April one thousand nine hundred forty-nine (P. L. 665) entitled "An act to carry into effect section one of article fifteen of the Constitution giving cities of the first class the right and power to frame adopt and amend their own charters and to exercise the powers and authority of local self-government and providing the procedure therefor imposing certain restrictions limitations and regulations imposing duties upon city councils city officers county boards of elections courts and the Secretary of the Commonwealth and providing for the payment of certain expenses by such cities and imposing penalties" by providing for emergency amendments.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

## BILLS PASSED OVER

There being no objection

Senate Bill No. 7, Printer's No. 13 and

Senate Bill No. 9, Printer's No. 16

were passed over at the request of the SPEAKER.

## RESOLUTIONS

## CONGRATULATIONS

Mr. GUTHRIE offered a resolution which was read, considered and unanimously adopted as follows:

In the House of Representatives, April 8, 1953.

On April 8, 1908 Fred and Jennie Helm considered their new son and considered his future. Like all parents they dreamed that he would one day be a leader of men.

On April 8 of this year, as for a number of years past, W. Stewart Helm, has been that leader of men, and a good one too.

After attending Cowansville public schools, Kittanning High School, Pennsylvania State College and Duquesne University, he entered the business world and has been a successful merchant ever since.

He was elected to the Kittanning Borough School Board and became its vice-president. He is a Past President and Past Lieutenant Governor of the Kiwanis Club, and he is an active member of Masonic bodies and the B.P.O.E.

He was first elected to the House of Representatives in 1940 and reelected at every election since then. He is chairman of the Education Committee and is Secretary of the Joint State Government Commission.

He is married to the former Geraldine Rearick and they have two daughters. He has thus proved himself to be a capable leader of women as well as men; therefore be it

Resolved, That the House of Representatives congratulate Fred and Jennie Helm on the very good job they did in rearing a son and that we congratulate W. Stuart Helm on this anniversary of his birthday; and be it further

Resolved, That we invite W. Stuart Helm to celebrate his next 50 birthdays in this Hall.

The SPEAKER. The Chair recognizes the gentleman from Armstrong, Mr. Helm.

Mr. HELM. Mr. Speaker, I want to extend my thanks to my colleague, Mr. Guthrie, and to the membership of this House, and to tell you that the most pleasant fourteen years of my life have been spent right here.

It is indeed a pleasure to celebrate a birthday with such a charming colleague as mine on this side of the House, the lady from Lehigh, Mrs. Markley. Congratulations to you, too.

Mr. HARRIS offered a resolution which was filed with the Clerk.

#### CONGRATULATIONS

Messrs. SARRAF, OLSEN and LUTTY offered a resolution which was read, considered and unaimously adopted as follows:

In the House of Representatives, April 8, 1953.

On April 8, a very few years ago, considering the success he has already attained, Pennsylvania's Isaac Walton, was born in Clearfield. The little piscator was named Harris G. Breth.

After graduating from St. Francis High School, spending a year at Temple University and three years at the University of Pennsylvania, he began a career in wildlife research. In 1946 he became by election an active member of the "Wildlife Society."

He has written numerous outdoor articles, among them "I Got 'im" an article on trout fishing. He has been editor of "Great Outdoors" on the Pittsburgh Sun Telegraph, editor in chief of "Pennsylvania Sportsmen's Digest," and conducted the "American Outdoors Sportsman Show" on KDKA, Pittsburgh. More recently he has conducted a television program dealing with outdoor sports.

In 1940 he set aside his rod and reel long enough for two great events to occur in his life. He married the former Mary K. Hall, and was elected for the first time to the House of Representatives.

He has been as successful in his marriage career and his political career as he has been in his life of good sportsmanship, therefore be it

Resolved, That the House of Representatives congratulate Harris G. Breth on this anniversary of his birthday, and herewith put in our bid to be with him during trout season. With his help, we can tell our friends of the big ones without telling big ones.

The SPEAKER. The Chair recognizes the birthday child, the gentleman from Clearfield, Mr. Breth, if he promises not to discuss a bill.

Mr. BRETH. Mr. Speaker, I want to thank the Members of this House for adopting the resolution. There was one salient and very important fact not included in the resolution. It must be the atmosphere of the House of Representatives or something like that, but I do not know how many Members are aware of the fact that this is my forty-eighth birthday. Next Monday I will celebrate the birthday of Harris G. Joseph Breth, Jr., age one year, my first child—not attempt—but my first child and a future Democratic Representative from Clearfield County.

Mr. McGEE offered a resolution which was filed with the Clerk.

Mr. BRETH offered a resolution which was filed with the Clerk.

#### PERMISSION TO ADD ADDITIONAL SPONSORS

Mr. TOLL asked and obtained unanimous consent to add additional sponsors to a bill to be introduced by him.

Mr. TAYLOR asked and obtained unanimous consent to add additional sponsors to a bill to be introduced by him.

Mr. LEDERER asked and obtained unanimous consent to add additional sponsors to a bill to be introduced by him.

Mr. ALEXANDER asked and obtained unanimous consent to add additional sponsors to bills to be introduced by him.

Mr. CIANFRANI asked and obtained unanimous consent to add additional sponsors to a bill to be introduced by him.

Mr. COMER asked and obtained unanimous consent to add additional sponsors to a bill to be introduced by him.

#### SENATE MESSAGE

##### AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

##### HOUSE BILL No. 111.

An Act to continue the imposition of the tax on gross premiums, premium deposits and assessments received from business transacted within this Commonwealth by foreign insurance companies, associations and exchanges.

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments. The Clerk read the amendments as follows:

Page 2, line 11, by inserting after the word "companies" the words "associations and exchanges."

Page 2, lines 17 and 18, by inserting after the word "companies" the words "associations and exchanges."

On the question,

Will the House concur in the amendments made by the Senate?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:



## YEAS—206

Adam,  
Alexander,  
Amarando,  
Andrews,  
Ashton,  
Auker,  
Banker,  
Barkdoll,  
Baumunk,  
Bazin,  
Bear,  
Blair,  
Boles,  
Bolton,  
Bomberger,  
Boory,  
Bower,  
Breisch,  
Breth,  
Brown,  
Bucchin,  
Buchanan,  
Bullen,  
Capano,  
Cianfrani,  
Cloff,  
Clapper,  
Cochran,  
Comer,  
Connelly,  
Conner,  
Cooper,  
Coyle,  
Curwood,  
Davis,  
Dougherty,  
Down,  
Downey,  
DuBois,  
Dunn,  
Erb,  
Ewing,  
Farabaugh,  
Fenrich,  
Ferster,  
Filo,  
Flack,  
Fleischman,  
Floyd,  
Flynn,  
Frost,

Geer,  
Gibson,  
Gleason,  
Glick,  
Goodling,  
Gramlich,  
Greenwood,  
Guss,  
Gutendorf,  
Guthrie,  
Hall,  
Hamilton, R. K.,  
Hamilton, W. H.,  
Harris,  
Haudenshield,  
Helm,  
Hersch,  
Hewitt,  
Hocker,  
Hoggard,  
Ide,  
Jenkins,  
Jim,  
Johnson,  
Jones, Geo. E.,  
Jones, Gran'le E.,  
Jones, Paul F.,  
Jones, T. H. W.,  
Jump,  
Kamyk,  
Keller,  
Kent,  
Kerlin,  
Kline,  
Kohl,  
Kolankiewicz,  
Kornick,  
Kratz,  
Kromer,  
Kubacki,  
Lafore,  
Lederer,  
Leisey,  
Leonard,  
Leven,  
Light,  
Limper,  
Lippincott,  
Lopresti,  
Lovett,  
Lutty,  
Maguire,

Mahan,  
Markley,  
Mathews,  
Maxwell,  
McCann,  
McCormack,  
McCullough,  
McDermitt,  
McGee,  
McInroy,  
McWherter,  
Metz,  
Mihm,  
Mikula,  
Miller,  
Mills,  
Monroe,  
Moody,  
Moore,  
Moran,  
Moscip,  
Muldowney,  
Munley,  
Murray, J. J.,  
Murray, P. G.,  
Musto,  
Naugle,  
Needham,  
Ogilvie,  
Olsen,  
Parlante,  
Pelfly,  
Peta,  
Petrosky,  
Pettigrew,  
Pfaff,  
Phillips,  
Polaski,  
Polen,  
Poltenstein,  
Price,  
Quisenberry,  
Ragot,  
Readinger,  
Reagan,  
Reidenbach,  
Richter,  
Rosen,  
Rovasek,  
Royer,  
Rubin,  
Sarraf,

Schmidt,  
Schuster,  
Schwartz,  
Scott,  
Seyler,  
Shoemaker,  
Shotwell,  
Smith, W. B.,  
Snider,  
Spencer,  
Stank,  
Stevenson,  
Stimmel,  
Stone,  
Stoner,  
Strausser,  
Sucher,  
Taylor,  
Thomas,  
Thompson,  
Toll,  
Tompkins,  
Toomey,  
VanSant,  
Varallo,  
Varner,  
Vaughan,  
Verona,  
Wall,  
Wallace,  
Walsh,  
Wargo,  
Waterhouse,  
Watkins,  
Weidner,  
Welsh,  
Wescott,  
Whalley,  
Wheeler,  
White,  
Whitenight,  
Willaredt,  
Williams,  
Wilt,  
Wood,  
Yeakel,  
Yetzer,  
Young,  
Zeitzi,  
Ziegler,  
Smith, C. C.,  
Speaker

## NAYS—0

## NOT VOTING—1

Worley,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative, and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

## BILLS SIGNED BY SPEAKER

Bills numbered and entitled as follows having been

prepared for presentation to the Governor, and the same being correct, the titles were publicly read as follows:

## HOUSE BILL No. 14.

An Act to repeal the act, approved the fifteenth day of July, one thousand nine hundred thirty-five (P. L. 1006), entitled "An act authorizing the Department of Property and Supplies, with the approval of the Governor, to sell and convey three contiguous parcels of land."

## HOUSE BILL No. 37.

An Act authorizing the Department of Property and Supplies to sell and convey a tract of land situate in the Township of North Union Fayette County Pennsylvania with the approval of the Governor.

## HOUSE BILL No. 111.

An Act to continue the imposition of the tax on gross premiums, premium deposits and assessments received from business transacted within this Commonwealth by foreign insurance companies, association and exchanges.

## HOUSE BILL No. 300.

An Act to further amend Section 5 of the act approved the eleventh day of June one thousand nine hundred forty-seven (P. L. 565) entitled "An act providing compensation to certain persons who served in the military or naval forces of the United States or of any of her allies during World War II providing the method of making payment to representatives of persons who because of death or incapacity cannot personally receive compensation imposing certain duties on the Adjutant General making an appropriation and providing penalties" by extending the time during which applications may be filed for veterans' compensation.

Whereupon,

The SPEAKER, in the presence of the House, signed the same.

## SENATE MESSAGES

The Clerk of the Senate being introduced, presented extracts from the Journal of the Senate:

Senate Bills for concurrence No. 91.

## ADJOURNMENT

Mr. LIPPINCOTT. Mr. Speaker, I move that this House do now adjourn until Thursday, April 9, 1953 at 11:00 a. m.

The motion was agreed to, and (at 7:10 p. m.) the House adjourned.

# Legislative Journal.

Session 1953.

140th of the General Assembly.

Vol. 33.

HARRISBURG, PA., THURSDAY, APRIL 9, 1953.

No. 25.

## HOUSE OF REPRESENTATIVES

THURSDAY, April 9, 1953

The House met at 11:00 a. m.

The SPEAKER (Charles C. Smith) in the Chair.

### PRAYER

The Chaplain, Reverend William Hugh Fryer, offered the following prayer:

Almighty God, from Whom all thoughts of truth and peace proceed, kindle, we pray Thee, in the hearts of men, the true love of peace, and guide with Thy pure and peaceable wisdom those who take counsel for the peoples of the earth; that in tranquillity Thy kingdom may go forward, till the earth be filled with the knowledge of Thy love; through Jesus Christ our Lord. Amen.

### JOURNAL APPROVAL POSTPONED

The SPEAKER. Are there any corrections to the Journal of Wednesday, April 8, 1953?

Mr. JOHNSON. Mr. Speaker, I move that the approval of the Journal for Wednesday, April 8, be postponed until the Journal is in print.

The motion was agreed to.

### FORMER MEMBER WELCOMED

The SPEAKER. The Chair is happy to have with us today the Honorable Oliver M. Deibler, a former Member of the House in the sessions of 1923 and 1925 from the County of Westmoreland. He also served in the Governor's Cabinet as Fish Commissioner.

### SPECIAL ORDERS

The SPEAKER. The hour of 11:30 having arrived, the Chair lays before the House the Special Orders of Business fixed for this time.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 909, as follows:

An Act to provide revenue by imposing an excise tax on retail sales of tangible personal property to consumers providing for the assessment reassessment and collection of the same and appeals therefrom prescribing penalties and providing for the use of the proceeds of such tax for public school purposes

On the question,

Will the House agree to the bill on third reading?

### BILL RECOMMITTED

Mr. JOHNSON. Mr. Speaker, I move that this bill be recommitted to the Committee on Ways and Means for the purpose of further amendment.

On the question,

Will the House agree to the motion?

Mr. LOVETT. Mr. Speaker, I am very happy this morning to agree with my Republican colleagues. I was possibly right yesterday that we should have recommitted this bill at that particular time. I am only too happy to give you my support this morning to do that very thing.

Mr. ANDREWS. Mr. Speaker, we do not oppose the motion to recommit, but I would remind the gentleman from Westmoreland that the recommitment will be very brief, in, out, back on the calendar.

On the question recurring,

Will the House agree to the motion?

It was agreed to.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 908, as follows:

An Act to provide revenue by imposing an excise tax on the use and storage of tangible personal property within the Commonwealth providing for the assessment reassessment and collection of the same and the settlement and appeals therefrom requiring certain foreign dealers to register and obtain permits and to make returns prescribing penalties and providing for the use of the proceeds of such tax for public school purposes.

On the question,

Will the House agree to the bill on third reading?

### BILL RECOMMITTED

Mr. JOHNSON. Mr. Speaker, I move that this bill be recommitted to the Committee on Ways and Means for the purpose of further amendments.

The motion was agreed to.

Mr. JOHNSON. Mr. Speaker, if I may be permitted to do so, I would like to make one motion covering the bills on pages 2, 3, 4, 5 and 819 on page 6.

The SPEAKER. The gentleman is in order to make such a motion.

### BILLS ON SPECIAL ORDER PASSED OVER

Mr. JOHNSON. Mr. Speaker, I move that House Bill 811, Printer's No. 94, House Bill 812, Printer's No. 95, on page 2 of today's calendar, House Bill 813, Printer's No. 96, House Bill 814, Printer's No. 97 on page 3 of today's calendar, House Bill 815, Printer's No. 98, House



Bill 816, Printer's No. 99 on page 4 of today's calendar, House Bill 817, Printer's No. 100, House Bill 818, Printer's No. 101 on page 5 of today's calendar and House Bill 819, Printer's No. 102 on page 6 of today's calendar which were made a special order of business for this time be passed over.

The motion was agreed to.

### BILLS ON FIRST READING

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 549, entitled:

An Act to amend Section 3 of the act approved the nineteenth day of May one thousand eight hundred eighty-seven (P. L. 138) entitled "An act providing for payment of costs in criminal cases by the proper county" by fixing the time for payment of costs of aldermen and justices of the peace by counties

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 550, entitled:

An Act to further amend Section 1 of the act approved the eleventh day of May one thousand eight hundred seventy-four (P. L. 132) entitled "An act relating to payment of costs in cases of felony" by fixing time for payment of costs of aldermen and justices of the peace payable by counties

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 612, entitled:

An Act to further amend the act approved the twenty-fifth day of June one thousand eight hundred ninety-five (P. L. 275) entitled "An act dividing the cities of this State into three classes with respect to their population and designating the mode of ascertaining and changing the classification thereof in accordance therewith" by classifying cities into five classes and providing for the government of second class B cities

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 613, entitled:

An Act authorizing cities of the second class B to adopt the city manager plan of government providing for referendums providing for the conduct of city government thereunder and conferring powers and imposing duties on city and county officials and courts of common pleas.

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 76, entitled:

A Joint Resolution proposing an amendment to section one, article fourteen of the Constitution of the Commonwealth of Pennsylvania, permitting county treasurers to hold successive terms.

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

### COMMITTEE MEETING

Mr. HALL. Mr. Speaker, is it my understanding that a recess is about to be declared by the Chair?

The SPEAKER. The Chair will declare a recess if there is a reason for it. Does the gentleman desire to call a committee meeting?

Mr. HALL. Mr. Speaker, I would request if it is in order, and I have permission, to hold a meeting of the Ways and Means Committee in Room 522 immediately upon the calling of the recess.

### RECESS

The SPEAKER. If there is no objection, the Chair will declare a short recess.

The Chair hears none, and a recess is declared.

### AFTER RECESS

The time of recess having expired, the House was called to order.

The SPEAKER (Charles C. Smith) IN THE CHAIR.

### BILLS INTRODUCED AND REFERRED

By Messrs. ZEITZ, SCHWARTZ, POLTENSTEIN  
and ALEXANDER. HOUSE BILL No. 1033.

An Act to amend subsection (g) of section 320 of the act, approved the second day of June, one thousand nine hundred fifteen (P. L. 736), entitled, as amended, "An act defining the liability of an employer to pay damages for injuries received by an employe in the course of employment; establishing an elective schedule of compensation; providing procedure for the determination of liability and compensation thereunder; and prescribing penalties," by defining when minors, illegally employed, may be excluded from the provisions of this act.

Referred to the Committee on Workmen's Compensation.

By Mr. VARNER. HOUSE BILL No. 1034.

An Act to further amend clauses (c), (e), (g) and (h) of section nine hundred three of the act approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees and miscellaneous receipts; making an appropriation and providing for refunds," by changing the maximum gross weights for certain vehicles.

Referred to the Committee on Motor Vehicles.

By Mr. POLASKI.

HOUSE BILL No. 1035.

An Act to amend Section 6 of the act, approved the twenty-fifth day of May, one thousand nine hundred thirty-seven (P. L. 849), entitled "An act to provide for the permanent personal registration of electors in cities of the third class as a condition of their right to vote at elections and primaries, and their enrollment as members of political parties as a further condition of their right to vote at primaries; prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors; and prescribing the powers and duties of cities of citizens, parties, political bodies, registration commissions, commissioners, registrars, inspectors of registration and other appointees of registration commissions, county election boards, election officers, municipal officers, departments and bureaus, police officers, courts, judges, prothonotaries, sheriffs, county commissioners, peace officers, county treasurers, county controllers, registrars of vital statistics, certain public utility corporations, real estate brokers, rental agents, and boards of school directors; imposing penalties; and repealing existing legislation," by prescribing the minimum number of registrars or clerks in counties of the fourth class and requiring minority party representation.

Referred to the Committee on Elections and Apportionment.

By Messrs. HERSCH and WILBUR S.

HAMILTON.

HOUSE BILL No. 1036.

An Act making an appropriation for the maintenance, repair and improvement of the Port of Philadelphia.

Referred to the Committee on Appropriations.

By Messrs. POLASKI and SEYLER.

HOUSE BILL No. 1037.

An Act to amend Section 701 of the act, approved the first day of June, one thousand nine hundred forty-five (P. L. 1242) entitled "An act relating to roads, streets, highways and bridges; amending, revising, consolidating and changing the laws administered by the Secretary of Highways and by the Department of Highways relating thereto," by requiring the Department of Highways to take over bridges and viaducts on State highways in cities of the third class.

Referred to the Committee on Highways.

By Messrs. POLASKI and SEYLER.

HOUSE BILL No. 1038.

An Act to further amend the act approved the twenty-eighth day of May, one thousand nine hundred thirty-seven (P. L. 1053), entitled "An act relating to the regulation of public utilities; defining as public utilities certain corporations, companies, associations, and persons; providing for the regulation of public utilities, including, to a limited extent, municipalities engaging in public utility business, by prescribing, defining, and limiting their duties, powers, and liabilities, and regulating the exercise, surrender, or abandonment of their powers, privileges, and franchises; defining and regulating contract carriers by motor vehicle and brokers in order to regulate effectively common carriers by motor vehicle; conferring upon the Pennsylvania Public Utility Commission the power and duty of supervising and regulating persons, associations, companies, and corporations, including, to a limited extent, municipal corporations subject to this act, and administering the provisions of this act; authorizing the commission to fix temporary rates; placing the burden of proof on public utilities to sustain their rates and certain other matters; authorizing a permissive or mandatory sliding scale method of regulating rates; providing for the supervision of financial

and contractual relations between public utilities and affiliated interests, and supervision and regulation of accounts and securities or obligations issued, assumed or kept by persons, associations, companies, corporations, or municipal corporations subject to this act; conferring upon the commission power to vary, reform, or revise certain contracts; conferring upon the commission the exclusive power to regulate or order the construction, alteration, relocation, protection, or abolition of crossings of facilities of public utilities, and of such facilities by or over public highways, to appropriate property for the construction or improvement of such crossings, and to award or apportion resultant costs and damages; authorizing owners of such property to sue the Commonwealth for such damages; providing for ejectment proceedings in connection with the appropriation of property for crossings; conferring upon the commission power to control and regulate budgets of public utilities; imposing upon persons, associations, companies and corporations (except municipal corporations) subject to regulation, the cost of administering this act; prescribing and regulating practice and procedure before the commission and procedure for review by the courts of commission action; giving the court of common pleas of Dauphin County exclusive original jurisdiction over certain proceedings; prescribing penalties, fines, and imprisonment for violations of the provisions of this act and regulations and orders of the commission, and the procedure for enforcing such fines and penalties; and repealing legislation supplied and superseded by or inconsistent with this act," by limiting the power of the commission to assess certain costs connected with crossings to cities of the third class.

Referred to the Committee on Public Utilities.

By Mr. POLASKI.

HOUSE BILL No. 1039.

An Act to amend Section 5 of the act approved the twenty-ninth day of April, one thousand nine hundred thirty-seven (P. L. 487), entitled "An act to provide for the permanent personal registration of electors in boroughs, towns, and townships as a condition of their right to vote at elections and primaries, and their enrollment as members of political parties as a further condition of their right to vote at primaries; prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors; requiring the county commissioners of the various counties to act as a registration commission therefor; and prescribing the powers and duties of citizens, parties, political bodies, registration commissions, commissioners, registrars, inspectors of registration and other appointees of registration commissions, county election boards, election officers, municipal officers, departments and bureaus, police officers, courts, judges, prothonotaries, sheriffs, county commissioners, peace officers, county treasurers, county controllers, registrars of vital statistics, certain public utility corporations, real estate brokers, rental agents, and boards of school directors; and imposing penalties," by prescribing the minimum number of registrars or clerks in counties of the fourth class and requiring minority party representation.

Referred to the Committee on Elections and Apportionment.

By Messrs. POLTENSTEIN, BUCCHIN, FLOYD

and BAZIN.

HOUSE BILL No. 1040.

An Act permitting cities to regulate and control rents for housing accommodations and the eviction of tenants therefrom.

Referred to the Committee on Municipal Corporations.

By Messrs. BUCHANAN and CLAPPER.

HOUSE BILL No. 1041.

An Act to further amend section 1142 of the act ap-



proved the tenth day of March one thousand nine hundred forty-nine (P. L. 30), entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools, amending, revising, consolidating and changing the laws relating thereto," by providing additional compensation for co-operating teachers supervising student teachers.

Referred to the Committee on Education.

By Messrs. WEIDNER and WOOD.

HOUSE BILL No. 1042.

An Act to further amend the title and Section 3 of the act, approved the eighth day of May, one thousand nine hundred twenty-nine (P. L. 1667), entitled as amended "An act authorizing the Pennsylvania Historical Commission on behalf of the Commonwealth of Pennsylvania, to acquire all real and personal property included in the Conrad Weiser Memorial Park, in Heidelberg Township, Berks County, from the Conrad Weiser Memorial Park Association; providing for the control, management, supervision, restoration and improvement thereof by the Department of Forests and Waters; authorizing the department to make and enforce rules and regulations for the preservation and visitation thereof; and making an appropriation therefor," by transferring the control, management, supervision, restoration and improvement of said park, and the power to make and enforce rules and regulations for the preservation and visitation thereof to the Pennsylvania Historical and Museum Commission.

Referred to the Committee on State Government.

By Messrs. WILLIAM B. SMITH and LOVETT.

HOUSE BILL No. 1043.

An Act to further amend Article XI of the act, approved the fourth day of May, one thousand nine hundred twenty-seven (P. L. 519), entitled "An act concerning boroughs, and revising, amending and consolidating the law relating to boroughs," by fixing maximum hours of duty for firemen and operators of fire apparatus paid directly by any borough and for members of any police force.

Referred to the Committee on Boroughs.

By Messrs. WILLIAM B. SMITH and BUCCHIN.

HOUSE BILL No. 1044.

An Act requiring applicants selected for the position of police officers or paid firemen and police officers and paid firemen in political subdivisions to take first aid courses at the expense of the political subdivision.

Referred to the Committee on Municipal Corporations.

By Messrs. WILLIAM B. SMITH and CIOFFI.

HOUSE BILL No. 1045.

An Act authorizing in certain cases, the issuance of motor vehicle operator's licenses for persons honorably discharged from the armed forces of the United States or from any women's organization officially connected therewith, without a learner's permit, examination or fee.

Referred to the Committee on Motor Vehicles.

By Messrs. MULDOWNEY, McGEE and TAYLOR.

HOUSE BILL No. 1046.

An Act to control and regulate air pollution in this Commonwealth; prohibiting the discharge of dust, fume, smoke, mist, vapor, gas, odor or any combination thereof into the air where the effect is to cause air pollution or an air pollution nuisance; creating an Air Pollution Control Board for the administration of this act; establishing its jurisdiction, powers and duties; providing for the issuance of permits for the construction or alteration of in-

stallations capable of causing air pollution; imposing penalties for violations; conferring, jurisdiction upon courts to punish contempts and to enjoin violations; conferring rights on person aggrieved.

Referred to the Committee on Public Health and Sanitation.

By Mr. DuBOIS.

HOUSE BILL No. 1047.

An Act to further amend the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto," by discontinuing mandated minimum increments to teachers, supervisors, principals, supervising principals, and other employees, and limiting reimbursements by the Commonwealth.

Referred to the Committee on Education.

By Messrs. WELSH and TOLL. HOUSE BILL No. 1048.

An Act making an appropriation to the Department of Forests and Waters for acquisition by purchase, condemnation or gift, of lands, building, or other properties for a State Park in the City of Philadelphia in the area between the improved west line of Fifth Street and the improved east line of Sixth Street and between Chestnut Street and Race Street, said area to be used as an approach to the Independence Hall group of historical buildings and for other recreational purposes, for payment by the Commonwealth of a share of the cost of preparing plans and estimates for the development of said park and for the payment by the Commonwealth of the cost of developing and constructing said park.

Referred to the Committee on Appropriations.

By Mrs. VARALLO and Mrs. MONROE.

HOUSE BILL No. 1049.

An Act making an appropriation to the Free Library of Philadelphia.

Referred to the Committee on Appropriations.

By Mr. BOLTON.

HOUSE BILL No. 1050.

An Act to amend Section 4.1 of the act, approved the thirtieth day of June, one thousand nine hundred forty-seven (P. L. 1154), entitled, as amended, "An act to regulate the manufacture, sale, transportation, possession, use and advertising of oleomargarine, butterine and other similar products, and to prohibit the sale, possession or use thereof in certain cases; to provide for license fees to be paid by manufacturers, wholesale and retail dealers, and by proprietors of hotels, restaurants, dining-rooms, and boarding-houses; to prevent and punish fraud and deception in such manufacture, sale, use and advertising; to prescribe penalties and punishment for violation of this act, and the means and methods of procedure for its enforcement; to regulate certain matters of evidence in such procedure; and to prescribe certain powers and duties of the Department of Agriculture," by excepting certain charitable institutions from the prohibition against serving to customers or having on the premises, oleomargarine, butterine, or similar substances made or colored so as to look like butter.

Referred to the Committee on Agriculture and Dairy Industries.

By Mr. BOLTON.

HOUSE BILL No. 1051.

An Act to further amend the title and certain sections of the act, approved the thirtieth day of June, one thou-

sand nine hundred forty-seven (P. L. 1154) entitled, as amended, "An act to regulate the manufacture, sale, transportation, possession, use and advertising of oleomargarine, butterine and other similar products and to prohibit the sale, possession or use thereof in certain cases; to provide for license fees to be paid by manufacturers, wholesale and retail dealers, and by proprietors of hotels, restaurants, dining-rooms, and boarding-houses to prevent and punish fraud and deception in such manufacture, sale, use and advertising; to prescribe penalties and punishment for violation of this act, and the means and method of procedure for its enforcement; to regulate certain matters of evidence in such procedure; and to prescribe certain powers and duties of the Department of Agriculture," by clarifying the provisions with respect to the labeling of oleomargarine; eliminating the requirement that manufacturers, wholesalers, and retailers must obtain licenses; clarifying the provisions respecting hotels, restaurants, dining-rooms and boarding-houses; making such provisions inapplicable to the serving of oleomargarine in charitable institutions not supported in whole or in part by the Commonwealth; and further prescribing penalty and procedural provisions.

Referred to the Committee on Agriculture and Dairy Industries.

By Messrs. KENT and HAUDENSHIELD.

HOUSE BILL No. 1052.

An Act to further amend the act, approved the twenty-eighth day of May, one thousand nine hundred thirty-one (P. L. 202) entitled "An act providing for the licensing and regulation of motor boats operated or navigated upon any public stream, artificial or natural body of water, or non tidal waters of any river within the Commonwealth, conferring powers and imposing duties on certain police officers and the Board of Fish Commissioners, including the enforcement of certain existing laws; and prescribing penalties," by further limiting the operation of motor boats on inland waters, changing penalties, and imposing penalties on parents and guardians in certain cases where minors are convicted of violations.

Referred to the Committee on State Government.

By Messrs. FLACK, WOOD and WHEELER.

HOUSE BILL No. 1053.

An Act to further amend the act, approved the eighth day of July, one thousand nine hundred forty-one (P. L. 298), entitled "An act authorizing the creation of, and providing for, and regulating the maintenance and operation of a county employees' retirement system in counties of the fourth class, imposing certain charges on counties, and fixing penalties," by authorizing the transfer to the one eightieth (1/80) class of members contributions at the option of the retirement board and adjusting the county annuity on superannuation retirement; and providing full benefits for contributors making such change under certain circumstances and further prescribing the power of the retirement board to provide disability and minimum retirement allowances.

Referred to the Committee on Counties.

By Messrs. FLACK, WOOD and WHEELER.

HOUSE BILL No. 1054.

An Act to further amend the act, approved the fifth day of August, one thousand nine hundred forty-one (P. L. 803), entitled as amended "An act providing for the creation, maintenance and operation of a county employees' retirement system in counties of the fifth, sixth, seventh, and eighth class; imposing certain charges on counties, and prescribing penalties," by authorizing the transfer to the one eightieth (1/80) class of members contributions at the option of the retirement board and adjusting

the county annuity on superannuation retirement; providing full benefits for contributors making such change under certain circumstances and further prescribing the power of the retirement board to provide disability and minimum retirement allowances.

Referred to the Committee on Counties.

By Messrs. FLACK, WOOD and WHEELER.

HOUSE BILL No. 1055.

An Act to further amend the act, approved the fourth day of June, one thousand nine hundred thirty-seven (P. L. 1625), entitled "An act providing for the creation, maintenance and operation of a county employees retirement system in counties of the third class; and imposing certain charges on counties," by authorizing the transfer to the one eightieth (1/80) class of members contributions at the option of the retirement board and adjusting the county annuity on superannuation retirement; and providing for full benefits by contributors heretofore or hereafter making such change under certain circumstances; further prescribing the power of the retirement board to provide minimum disability and retirement allowances.

Referred to the Committee on Counties.

By Messrs. ZEITZ, WILBUR H. HAMILTON,

MAGUIRE and WHITE. HOUSE BILL No. 1056.

An Act to further amend Section 702 of the act, approved the twelfth day of June, one thousand nine hundred fifty one (P. L. 533), entitled "An act relating to mental health, including mental illness, mental defect, epilepsy and inebriety; and amending, revising, consolidating and changing the laws relating thereto," by extending the liability of the Commonwealth of Pennsylvania for the costs of care of any patients convicted of crime undergoing sentence prior to the expiration of the term of such sentence.

Referred to the Committee on Welfare.

By Messrs. LIMPER, PARLANTE, WILBUR

H. HAMILTON and DOUGHERTY.

HOUSE BILL No. 1057.

An Act providing for the acquisition of land and for the construction and equipping of a new mental hospital in the Philadelphia area; providing for the care, maintenance and control of patients; imposing duties and conferring powers on the Department of Welfare and the Department of Property and Supplies.

Referred to the Committee on Welfare.

By Messrs. JOHN J. MURRAY and JENKINS.

HOUSE BILL No. 1058.

An Act to further amend subsection (d) of Section 501 of the act, approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payments of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships,



within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by providing for the issuance of registration plates at such times as to permit their use for a three year period.

Referred to the Committee on Motor Vehicles.

By Mr. TOLL, Mrs. MONROE, Messrs. LEVEN,  
THOMAS H. W. JONES and McCORMACK.  
HOUSE BILL No. 1059.

An Act to amend Section 1 of the act, approved the twenty-fifth day of May, one thousand nine hundred thirty-nine (P. L. 192) entitled "An act authorizing women who have been divorced from the bonds of matrimony to retake and use their maiden names; and making certified copies of their election evidence in all cases," by providing that a woman divorced under either local or foreign decree may resume her maiden or prior name.

Referred to the Committee on Judiciary.

By Messrs. TAYLOR, GRANVILLE E.  
JONES and PETTIGREW. HOUSE BILL No. 1060.

An Act to further amend the act, approved the third day of June, one thousand nine hundred thirty seven (P. L. 1333), entitled "An act concerning elections, including general, municipal, special and primary elections, the nomination of candidates, primary and election expenses and election contests; creating and defining membership of county boards of elections; imposing duties upon the Secretary of the Commonwealth, courts, county boards of election, county commissioners; imposing penalties for violation of the act, and codifying, revising and consolidating the laws relating thereto; and repealing certain acts and parts of acts relating to elections," by changing the filing fees for judges in Philadelphia, and the number of signers and filing fees for magistrates in cities of the first class.

Referred to the Committee on Elections and Apportionment.

By Messrs. CIANFRANI, BOORY,  
and MAGUIRE. HOUSE BILL No. 1061.

An Act providing for the acquisition by the Department of Forests and Waters, in the name of the Commonwealth, of certain lands in Bensalem and Bristol Townships, Bucks County, for use as a State Park, making an appropriation for said acquisition; providing for the management of said property by said department, and defining the uses to which the property shall be put.

Referred to the Committee on Appropriations.

By Messrs. POLTENSTEIN, WILBUR K.  
HAMILTON, FLOYD and SCHWARTZ.  
HOUSE BILL No. 1062.

An Act to further amend the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising consolidating and changing the laws relating thereto," by renumbering the second Section 1372.1 and by providing for transportation of mentally handicapped children to and from day care training centers provided by the Department of Public Instruction for such children.

Referred to the Committee on Education.

By Messrs. HOGGARD, HARRIS; and ROSEN.  
HOUSE BILL No. 1063.

An Act authorizing the Department of Highways of the Commonwealth of Pennsylvania, with the approval of the Governor, to lease from certain authorities such projects as constitute streets, highways, turnpikes, expressways or similar roadways, or parts thereof as have been constructed, opened to public use, and authorizing such authorities to determine the rental for such leasing.

Referred to the Committee on Highways.

By Messrs. COMER, LEVEN and CONNER.  
HOUSE BILL No. 1064.

An Act to facilitate vehicular traffic across the Commonwealth by providing for the construction, operation and maintenance of a turnpike from a connection with the Pennsylvania Turnpike System, at such point in the vicinity of Tullytown, Bucks County, as the Pennsylvania Turnpike Commission may decide is most feasible and practicable, to a point in the general vicinity of Packer Avenue in the City of Philadelphia and conferring powers and imposing duties on the Pennsylvania Turnpike Commission; authorizing the issuance of turnpike revenue bonds, notes or other obligations of the Commonwealth, payable solely from revenues of the Commission, including tolls, or from such funds as may be available to the Commission for that purpose, to pay the cost of such turnpike; providing that no debt of the Commonwealth shall be incurred in the exercise of any of the powers granted by this act; providing for the collections of tolls for the payment of such bonds, notes or other obligations, and for the cost of maintenance, operation and repair of the turnpike; making such turnpike bonds, notes or other obligations exempt from taxation; constituting the same legal investments in certain instances; requiring suits against the Commission to be brought in Dauphin County; prescribing conditions on which such turnpike shall become free; providing for grade separations, grade changes, relocations, restorations, and vacation of public roads, streets, and State highways affected by the turnpike with the consent and approval of the Mayor and council of the cities of the first class; providing for the purchasing or condemnations of land and procedure for determining damages in condemnation; granting certain powers and authority to municipal subdivisions and agencies of the Commonwealth to cooperate with the Commission; and authorizing the issuance of turnpike revenue refunding bonds.

Referred to the Committee on Highways.

By Messrs. LEDERER, WILBUR H. HAMILTON  
and SCHWARTZ. HOUSE BILL No. 1065.

An Act to further amend Section 701 of the act, approved the twelfth day of June, one thousand nine hundred fifty-one (P. L. 533), entitled "An act relating to mental health, including mental illness, mental defect, epilepsy and inebriety; and amending, revising, consolidating and changing the laws relating thereto," by extending the liability of the Commonwealth of Pennsylvania in certain cases for costs of care of any patient from and after the date of a court order committing the patient to any institution or to any institution district, or to the Department of Welfare of cities of the first class for placement in any institution.

Referred to the Committee on Welfare.

## SENATE MESSAGE

### SENATE BILLS FOR CONCURRENCE

The Clerk of the Senate being introduced, presented for concurrence, bills numbered and entitled as follows:

## SENATE BILL No. 91.

A Supplement to the act, approved the twenty-fifth day of June, one thousand nine hundred thirty-one (P. L. 1352), entitled "An act providing for joint action by the Commonwealth of Pennsylvania and the State of New Jersey in the administration, operation, and maintenance of bridges over the Delaware River, and for the construction of additional bridge facilities across said river; authorizing the Governor, for these purposes, to enter into an agreement with the State of New Jersey; creating a Delaware River Joint Toll Bridge Commission and specifying the powers and duties thereof, including the power to finance the construction of additional bridges by the issuance of revenue bonds to be redeemed from revenues derived from tolls collected at such bridges; transferring to said commission all powers now exercised by existing commission created to acquire toll bridges over the Delaware River; and making an appropriation," by authorizing the Governor to enter into a supplemental compact or agreement on behalf of the Commonwealth of Pennsylvania with the State of New Jersey amending and supplementing the compact or agreement entitled "Agreement between the Commonwealth of Pennsylvania and the State of New Jersey creating the Delaware River Joint Toll Bridge Commission as a body corporate and politic and defining its powers and duties," as heretofore amended and supplemented; enlarging the jurisdiction and powers of said commission with respect to the acquisition, construction, administration, operation and maintenance of port and terminal facilities, the financing thereof, and the fixing, charging and collecting of tolls and other charges for the use of said port and terminal facilities; authorizing the issuance of negotiable bonds and obligations of the commission providing for the designation of deputies to act for and in behalf of absent ex-officio members of said commission from Pennsylvania; authorizing the combining for financing purposes of any such port and terminal facilities with any bridge or bridges heretofore or hereafter constructed or acquired by said commission; and authorizing the Governor to apply, on behalf of the Commonwealth of Pennsylvania, to the Congress of the United States for its consent to such supplemental compact or agreement.

Referred to Committee on State Government.

## SENATE BILL No. 50.

An Act to further amend section 306 and to amend subsection A of section 318 of the act approved the fifth day of May one thousand nine hundred thirty-three (P. L. 289) entitled "An act relating to nonprofit corporations defining and providing for the organization merger consolidation and dissolution of such corporations conferring certain rights powers duties and immunities upon them and their officers and members prescribing the conditions on which such corporations may exercise their powers providing for the inclusion of certain existing corporations of the first class within the provisions of this act prescribing the terms and conditions upon which foreign nonprofit corporations may be admitted or may continue to do business within the Commonwealth conferring powers and imposing duties on the courts of common pleas prothonotaries of such courts recorders of deeds and certain State departments commissions and officers authorizing certain local public officers and State departments to collect fees for services required to be rendered by this act imposing penalties and repealing certain acts and parts of acts relating to corporations" by authorizing nonprofit corporations to designate corporate trustees for the investment reinvestment and maintenance of their funds and assets held in trust or otherwise and to transfer such funds to such corporate trustees for such purposes and providing for the powers duties and liabilities of such trustees.

Referred to the Committee on Judiciary.

## SENNATE BILL No. 91.

An Act to further amend Section 5 of the act approved the thirty-first day of May one thousand nine hundred forty-five (P. L. 1198) entitled "An act providing for the conservation and improvement of land affected in connection with the mining of bituminous coal by the open pit mining method regulating such mining and providing penalties" by further regulating back-filling and operation reports

Referred to the Committee on Mines and Mining.

## SENATE BILL No. 143.

An Act to validate and quiet the title to real estate in this Commonwealth held by a foreign corporation not authorized to transact business in Pennsylvania, and heretofore conveyed to a citizen or citizens of the United States or a corporation authorized to hold such real estate.

Referred to the Committee on Judiciary.

## SENATE BILL No. 171.

An Act authorizing and empowering the Supreme Court of Pennsylvania to prescribe by general rule, the practice and procedure governing appeals to the Supreme or Superior Courts of Pennsylvania.

Referred to the Committee on Judiciary.

## SENATE BILL No. 203.

An Act to amend subsection (a) of Section 9 of the act approved the twenty-sixth day of May one thousand nine hundred forty-nine (P. L. 1828) entitled "An act concerning the investment powers and duties of guardians committees trustees and other fiduciaries except personal representatives and prescribing the nature and kind of investments which may be made and retained by such fiduciaries" by authorizing investments in common stocks of investment companies meeting certain qualifications and eliminating the requirement that stock must be listed on an exchange as to the stock of investment companies.

Referred to the Committee on Judiciary.

## SENATE BILL No. 207.

An Act authorizing suits against the Commonwealth in actions involving title to land or interests real.

Referred to the Committee on Judiciary.

## SENATE BILL No. 294.

An Act to further amend subsections (b), (c) and (e) of section 4 of the act, approved the twenty-fifth day of May, one thousand nine hundred forty-five (P. L. 1050), entitled "An act relating to the collection of taxes levied by counties, county institution districts, cities of the third class, boroughs, owns, townships, certain school districts and vocational school districts; conferring powers and imposing duties on tax collectors, courts, and various officers of said political subdivisions; and prescribing penalties," by clarifying the identity of certain taxing districts.

Referred to the Committee on Municipal Corporations.

## SENATE BILL No. 322.

An Act to amend the title and sections 1 and 2 of the act, approved the third day of May, one thousand nine hundred thirty-three (P. L. 242), entitled "An act prohibiting the payment by counties of costs in criminal cases discharged after preliminary hearings before magistrates, justices of the peace, and aldermen, unless names and addresses of prosecutors, defendants, and witnesses



appear on the transcript thereof," by requiring the transcript of all such proceedings to be delivered to the county commissioners within a certain period and extending the provisions of said act to summary offenses.

Referred to the Committee on Counties.

## RESOLUTIONS INTRODUCED AND REFERRED

By Messrs. BOLTON, ROYER and HOCKER.

### RESOLUTION No. 43.

In the House of Representatives, February 8, 1953.

Whereas, The only United States National Cemetery in the eastern part of the Commonwealth of Pennsylvania is the one located at Haines Street and Limekiln Pike, in the City of Philadelphia; and

Whereas, The said National (U. S. A.) Cemetery in Philadelphia has been filled for sometime; and

Whereas, At the present time, veterans dying in the Philadelphia area are being buried at Beverly, New Jersey, which cemetery being at a distant point, puts the families of the deceased veterans to additional expense and inconvenience; and

Whereas, The military authorities of the United States several years ago announced a plan under which five military cemeteries were to be located in Pennsylvania; and

Whereas, No further action having been taken to carry out the provisions of said plan, it is hereby

Resolved, That it is the desire of the House of Representatives of the Commonwealth of Pennsylvania:

That the President of the United States and the Congress of the United States be memorialized and they are so memorialized to carry out the provisions of the plan under which five military cemeteries are to be located in Pennsylvania and that the same be located throughout the Commonwealth of Pennsylvania at places most convenient to the residents thereof.

That the Chief Clerk of the House of Representatives be instructed and he is so instructed to send copies of this resolution to the President of the United States, to the President of the Senate of the United States, to the Speaker of the House of Representatives of the United States, and to the Senators and Representatives of Pennsylvania in the Congress of the United States.

Referred to the Committee on Rules.

By Mr. HARRIS. (Concurrent) RESOLUTION No. 44.

In the House of Representatives, April 8, 1953.

Whereas, There is accumulating evidence of the existence, activity and growth of racial discrimination in the public schools of Pennsylvania; therefore be it

Resolved, (if the Senate concur), That the Joint State Government Commission is hereby directed

1. To make a study and investigation of the public schools of this Commonwealth regarding racial discrimination;

2. To determine whether the existence of racial discrimination is a cause for the increased costs of maintenance of the public schools;

3. To determine whether discrimination is practiced in regards to the appointment of teachers and professional employees in the public schools; and, be it further

Resolved, That the Commission shall report its findings and recommendations to the next regular session of the General Assembly together with such legislation as it may propose to carry out its recommendations.

Referred to the Committee on Rules.

By Messrs. PETA, WILBUR H. HAMILTON,  
KOLANKIEWICZ, AMARANDO and McGEE.

### (Concurrent) RESOLUTION No. 45.

In the House of Representatives, April 8, 1953.

Resolved (if the Senate concur), That a special unpaid commission consisting of three (3) members of the Senate,

three (3) members of the House of Representatives, a representative of the Department of Public Instruction, a representative of the Department of Welfare, a representative of the Department of Health, a representative of a recognized organization composed of special class teachers or teachers of mentally retarded children, a representative of the Pennsylvania Citizens Association for Health and Welfare, a representative of the Pennsylvania Association for Retarded Children, Inc., and two (2) representatives of the medical profession—one of whom shall be a specialist in the field of psychiatry or neurology and the other in the field of mental retardation, to be designated by the Governor, is hereby established for the purpose of making an investigation and study relative to the number of mentally retarded children in the Commonwealth and the training facilities and custodial facilities available for their training and care. Said commission shall be provided with suitable quarters and may expend sums as may be appropriated therefor. Said commission shall report to the Governor the results of its investigation and study and its recommendations, if any, together with drafts of legislation necessary to carry its recommendations into effect, by filing the same on or before January first, one thousand nine hundred fifty-five.

Referred to the Committee on Rules.

By Mr. BRETH. (Concurrent) RESOLUTION No. 46.

In the House of Representatives, April 8, 1953

Whereas, the burden of taxation in Pennsylvania is becoming increasingly greater and more difficult for the average taxpayer to carry—and from all indications the average taxpayer can look for little relief from this ever growing burden,

And Whereas, there are certain essential services which must be financed from tax funds, such as state aid for education, hospitals, welfare and other services which are the concern of every taxpayer.

Therefore Be It Resolved, that (if the Senate concur) the General Assembly hereby creates a Citizens Committee on Taxation which shall be composed of twelve taxpayers, including a housewife with one or more children under eighteen years of age from a borough of less than 10,000 population, a non-union workman, a union workman, a merchant, a manufacturer, a farmer from a county of less than 50,000 population, a doctor, a public accountant, an independent grocer, a school teacher, and two other taxpayers.

Except that members of the General Assembly, Representatives or Senators, or representatives of the administrative departments of state government, or the executive office, shall not be members of this committee, nor any person on the state payroll,

And Be It Further Resolved, that this committee is authorized to employ such technical and other help as needed, and that its duty shall be to study the need for the various state services which require current or future taxes to function and that this Citizens Committee on Taxation report its findings and recommendations to the 1955 session of the General Assembly on the question: How should revenue be raised to support the essential services of the state.

Referred to the Committee on Rules.

## REPORTS FROM COMMITTEES

Mr. GIBSON from the Committee on Ways and Means, re-reported as amended, House Bill No. 908, entitled:

An Act to provide revenue by imposing an excise tax on the use and storage of tangible personal property within the Commonwealth providing for the assessment reassessment and collection of the same and the settlement and appeals therefrom requiring certain foreign dealers to register and obtain permits and to make returns prescribing penalties and providing for the use of the proceeds of such tax for public school purposes.



Mr. GIBSON from the Committee on Ways and Means, re-reported as amended, House Bill No. 909, entitled:

An Act to provide revenue by imposing an excise tax on retail sales of tangible personal property to consumers providing for the assessment reassessment and collection of the same and appeals therefrom prescribing penalties and providing for the use of the proceeds of such tax for public school purposes.

### BILLS ON SECOND READING

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill 381, entitled:

An Act to amend section 911 of the act approved the first day of June one thousand nine hundred forty-five (P. L. 1242) entitled "An act relating to roads streets highways and bridges amending revising consolidating and changing the laws administered by the Secretary of Highways and by the Department of Highways relating thereto" by enlarging the authority of boroughs and townships to participate in the widening of State highways.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 382, entitled:

An Act to further amend the act approved the first day of May one thousand nine hundred thirty-three (P. L. 103) entitled "An act concerning townships of the second class and amending revising consolidating and changing the law relating thereto" by authorizing township supervisors to widen or straighten State highways and to make a plan of the Department of Highways the official plan of a township.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

### BILLS PASSED OVER

There being no objection

Senate Bill No. 7, Printer's No. 13 and

Senate Bill No. 9, Printer's No. 16,

were passed over at the request of the SPEAKER.

### BILLS ON FINAL PASSAGE

#### BILL PASSED OVER

There being no objection

House Bill No. 120, Printer's No. 108,

was passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the consideration on final passage of House Bill No. 585, as follows:

An Act to further amend subsection (f) of section 813 of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject mat-

ter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by prohibiting the possession of certain certificates of inspection and approval.

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Subsection (f) of section 813 of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" as last amended by the act approved the twenty-fourth day of August one thousand nine hundred fifty-one (P. L. 1368) is hereby further amended to read as follows

#### Section 813 Official Inspection Stations

\* \* \* \* \*

(f) It shall be unlawful for any person to furnish give or sell to any owner or operator of a motor vehicle trailer or semi-trailer or to any other person or to place in or on any motor vehicle trailer or semi-trailer a certificate of inspection and approval unless an official inspection of its mechanism and equipment shall have been made and the motor vehicle trailer or semi-trailer conforms with the provisions of this act It shall be unlawful for any such designated official inspection station to furnish loan give or sell a certificate or certificates of inspection and approval to any other such designated official inspection station or any other persons except those entitled to receive them under the provisions of this act It shall be unlawful for any person to have in his possession any certificate of inspection and approval with knowledge that such certificate has been illegally purchased stolen or counterfeited

Penalty Any owner of an official inspection station who by himself agent servant or employe or any manager operator or employe thereof or any other person who violates any of the provisions of this section shall upon summary conviction before a magistrate be sentenced to pay a fine of not less than twenty-five (\$25.00) dollars nor more than fifty dollars (\$50.00) and costs of prosecution and in default of the payment thereof shall undergo imprisonment for not more than ten (10) days

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:



## YEAS—206

Adam,	Geer,	Mahan,	Schuster,
Alexander,	Gibson,	Markley,	Schwartz,
Amarando,	Gleason,	Mathews,	Scott,
Andrews,	Glick,	Maxwell,	Seyler,
Ashton,	Goodling,	McCann,	Shoemaker,
Auker,	Gramlich,	McCormack,	Shotwell,
Banker,	Greenwood,	McCullough,	Smith, W. B.,
Barkdoll,	Guss,	McDermitt,	Snider,
Baumunk,	Gutendorf,	McGee,	Spencer,
Bazin,	Guthrie,	McInroy,	Stank,
Bear,	Hall,	McWherter,	Stevenson,
Blair,	Hamilton, R. K.,	Metz,	Stimmel,
Boles,	Hamilton, W. H.,	Mihm,	Stone,
Bolton,	Harris,	Mikula,	Stoner,
Bomberger,	Haudenschild,	Miller,	Strausser,
Boory,	Helm,	Mills,	Sucher,
Bower,	Hersch,	Monroe,	Taylor,
Breisch,	Hewitt,	Moody,	Thomas,
Breth,	Hocker,	Moore,	Thompson,
Brown,	Hoggard,	Moran,	Toll,
Buccin,	Ide,	Moscrip,	Tompkins,
Buchanan,	Jenkins,	Muldowney,	Toomey,
Bullen,	Jim,	Munley,	VanSant,
Capano,	Johnson,	Murray, J. J.,	Varallo,
Cianfrani,	Jones, Geo. E.,	Murray, P. G.,	Varner,
Cioffi,	Jones, Gran'le E.	Musto,	Vaughan,
Clapper,	Jones, Paul F.,	Naugle,	Verona,
Cochran,	Jones, T. H. W.,	Needham,	Wall,
Comer,	Jump,	Ogilvie,	Wallace,
Connelly,	Kamyk,	Olsen,	Walsh,
Conner,	Keller,	Parlante,	Wargo,
Cooper,	Kent,	Peiffly,	Waterhouse,
Coyle,	Kerlin,	Peta,	Watkins,
Curwood,	Kline,	Petrosky,	Weidner,
Davis,	Kohl,	Pettigrew,	Welsh,
Dougherty,	Kolankiewicz,	Pfaff,	Wescott,
Down,	Kornick,	Phillips,	Whalley,
Downey,	Kratz,	Polaski,	Wheeler,
DuBois,	Kromer,	Polen,	White,
Dunn,	Kubacki,	Poltenstein,	Whitenight,
Erb,	Lafore,	Price,	Willaredt,
Ewing,	Lederer,	Quisenberry,	Williams,
Farabaugh,	Leisey,	Ragot,	Wilt,
Fenrich,	Leonard,	Readinger,	Wood,
Ferster,	Leven,	Reagan,	Worley,
Filo,	Light,	Reidenbach,	Yeakel,
Flack,	Limper,	Richter,	Yetzer,
Fleischman,	Lippincott,	Rosen,	Young,
Floyd,	Lopresti,	Rovansek,	Zeitz,
Flynn,	Lovett,	Royer,	Ziegler,
Frost,	Lutty,	Rubin,	Smith, C. C.,
	Maguire,	Sarra,	Speaker

## NAYS—0

## NOT VOTING—1

Schmidt.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

## BILLS ON THIRD READING

Agreeably to order,

The House preceded to the third reading and consideration of House Bill No. 10, entitled:

An Act to further amend the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1333) entitled "An act concerning elections including general municipal special and primary elections the nomination of candidates primary and election expenses and election contests creating and defining membership of county boards of elections imposing duties upon the Secretary of the Commonwealth courts county boards of elections county commissioners imposing penalties for violation of the act and codifying revising and consolidating the laws relating thereto and repealing certain acts and parts of acts relating to elections" by permitting electors who have changed their residence from one election

district to another during a certain period to vote in the election district in which they are registered.

On the question,

Will the House agree to the bill on third reading?

Mr. GIBSON. Mr. Speaker, I ask unanimous consent to offer amendments at this time.

The SPEAKER. The amendments will be read by the clerk for information.

The Clerk read the amendments as follows:

Amend Title, page 2, last line of Title, by inserting after "registered," "with certain exceptions."

Amend Sec. 1 (Sec. 701), page 3, line 7, by inserting after "or," "except in the city of Philadelphia."

Amend Sec. 2 (Sec. 1210), page 5, line 3, by inserting after "registered," "if such district is not in the city of Philadelphia."

The SPEAKER. Will the House give unanimous consent to the offering of amendments at this time? Is there objection? The Chair hears none.

On the question,

Will the House agree to the amendments?

They were agreed to.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, That the bill as amended lie over for printing.

## BILLS PASSED OVER

There being no objection

House Bill No. 307, Printer's No. 77,

House Bill No. 333, Printer's No. 46,

House Bill No. 334, Printer's No. 47, and

House Bill No. 335, Printer's No. 47

were passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 384, as follows:

An Act to further amend the act approved the twenty-fifth day of June one thousand nine hundred forty-seven (P. L. 1145) entitled as amended "An act empowering cities of the second class cities of the second class A cities of the third class boroughs towns townships of the first class townships of the second class school districts of the second class school district of the third class and school districts of the fourth class to levy assess and collect or to provide for the levying assessment and collection of certain additional taxes subject to maximum limitations for general revenue purposes authorizing the establishment of bureaus and the appointment and compensation of officers and employees to assess and collect such taxes and permitting penalties to be imposed and enforced providing an appeal from the ordinance or resolution levying such taxes to the court of quarter sessions and to the Supreme Court and Superior Court" by further regulating the imposition of taxes under the provisions of said act the limitations thereon and the publication and filing of notices relative thereto

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Subsections A and E of Section 1 of the act approved the twenty-fifth day of June one thousand nine hundred forty-seven (P. L. 1145) entitled as amended "An act empowering cities of the second class cities of the second class A cities of the third class boroughs towns townships of the first class townships of the second class school districts of the second class school districts of the third class and school districts of the fourth class to levy



assess and collect or to provide for the levying assessment and collection of certain additional taxes subject to maximum limitations for general revenue purposes authorizing the establishment of bureaus and the appointment and compensation of officers and employees to assess and collect such taxes and permitting penalties to be imposed and enforced providing an appeal from the ordinance or resolution levying such taxes to the court of quarter sessions and to the Supreme Court and Superior Court" as last amended by the act approved the twenty-ninth day of September one thousand nine hundred fifty-one (P. L. 1640) is hereby further amended to read as follows

Section 1 A Delegation of Taxing Powers and Restrictions Thereon The duly constituted authorities of the following political subdivisions cities of the second class cities of the second class A cities of the third class boroughs towns townships of the first class school districts of the second class school district of the third class and school districts of the fourth class may in their discretion by ordinance or resolution for general revenue purposes levy assess and collect or provide for the levying assessment and collection of such taxes on persons transactions occupations privileges subjects and personal property within the limits of such political subdivisions as they shall determine except that such local authorities shall not have authority by virtue of this act (1) to levy assess and collect or provide for the levying assessment and collection of any tax on a privilege transaction subject occupation or personal property which is now or does hereafter become subject to a State tax or license fee or (2) to levy assess or collect a tax on the gross receipts from utility service of any person or company whose rates and services are fixed and regulated by the Pennsylvania Public Utility Commission or on any public utility services rendered by any such person or company or on any privilege or transaction involving the rendering of any such public utility service or (3) except on sales of admission to places of amusement or on sales or other transfers of title or possession of property to levy assess or collect a tax on the privilege of employing such tangible property as is now or does hereafter become subject to a State tax or (4) to levy assess and collect a tax on goods and articles manufactured in such political subdivision or on the by-products of manufacture or on minerals timber natural resources and farm products produced in such political subdivision or on the preparation or processing thereof for use or market or on any privilege act or transaction related to the business of manufacturing the production preparation or processing of minerals timber and natural resources or farm products by manufacturers by producers and by farmers with respect to the goods articles and products of their own manufacture production or growth or on any privilege act or transaction relating to the business of processing by-products of manufacture or on the transportation loading unloading or dumping or storage of such goods articles products or by-products (5) to levy assess or collect a tax on salaries wages commissions compensation and earned income of nonresidents of the political subdivision Provided That this limitation (5) shall apply only to school districts of the second third and fourth classes (6) to levy assess or collect a tax on personal property subject to taxation by counties or on personal property owned by persons associations and corporations specifically exempted by law from taxation under the county personal property tax law Provided That this limitation (6) shall not apply to cities of the second class

Subject to the limitations prescribed in this act the duly constituted authorities of townships of the second class may in their discretion by ordinance or resolution for general revenue purposes levy assess and collect or provide for the levying assessment and collection of any one or more of the following taxes within the limits of such townships

- (1) A per capita tax upon individuals not to exceed \$5
- (2) A tax on sales involving the transfer of title of real property
- (3) A tax on admission to places of amusement athletic events and the like

(4) A tax on the use or occupancy of house trailers suitable for living quarters

No township shall levy a per capita tax for the same period for which it levies an occupation tax

Every ordinance or resolution which imposes a tax under the authority of this act shall impose such tax for one year only and shall be passed or adopted if for a school district during the period other school taxes are required by law to be levied and assessed by such district Each ordinance and resolution shall state that it is enacted under the authority of the act of June twenty-fifth one thousand nine hundred forty-seven (P. L. 1145) and its amendments

\* \* \* \* \*

E Limitations on Rates of Specific Taxes No taxes levied under the provisions of this act shall be levied by any political subdivision on the following subjects exceeding the rates specified in this subsection

(a) Per capita poll or other similar head taxes \$10 except [in] by townships of the second class [\$5]

(b) On each dollar of the whole volume of business transacted by wholesale dealers in goods wares and merchandises 1 mill by retail dealers in goods wares and merchandise and by proprietors of restaurants or other places where food drink and refreshments are served 1½ mills except in cities of the second class where rates shall not exceed 1 mill on wholesale dealers and 2 mills on retail dealers and proprietors No such tax shall be levied on the dollar volume of business transacted by wholesale and retail dealers derived from the resale of goods wares and merchandise taken by any dealer as a trade-in or as part payment for other goods wares and merchandise except to the extent that the resale price exceeds the trade-in allowance

(c) On wages salaries commissions and other earned income of individuals 1%

(d) On retail sales involving the transfer of title or possession of tangible personal property 2%

(e) On sales involving the transfer of title of real property 1%

(f) On admissions to places of amusement athletic events and the like 10%

(g) On use or occupancy of house trailers suitable for living quarters [in townships of the second class \$10] \$2 per month No such tax shall be levied for the first thirty days in the trailer camp or parking lot The payment of said tax shall not for rent control purpose be considered as part of the rent

If at any time two political subdivisions shall impose any one of the above taxes on the same person subject business transaction or privilege located within both such political subdivisions during the same year or part of the same year under the authority of this act then the tax levied by a political subdivision under the authority of this act shall during the time such duplication of the tax exists except as hereinafter otherwise provided be one-half of the rate as above limited and such one-half rate shall become effective by virtue of the requirements of this act from the day such duplication becomes effective without any action on the part of the political subdivision imposing the tax under the authority of this act When any one of the above taxes has been levied under the provisions of this act by one political subdivision and a subsequent levy is made either for the first time or is revived after a lapse of time by another political subdivision on the same person subject business transaction or privilege at a rate that would make the combined levies exceed the limit allowed by this subsection the tax of the second political subdivision shall not become effective until the end of the fiscal year for which the prior tax was levied unless notice indicating its intention to make such levy is given to the first taxing body by the second taxing body as follows (i) when the notice is given to a school district it shall be given at least forty-five (45) days prior to the last day fixed by law for the levy of its schools taxes (ii) when given to any other political subdivision it shall be prior to the first day of January immediately preceding or if a last day for the adoption of the budget is fixed by law at least forty-five (45) days prior to such last day It is the intent and pur-



pose of this provision to limit rates of taxes referred to in this subsection so that the entire burden of one tax on a person subject business transaction or privilege shall not exceed the limitations prescribed in this subsection. Provided however That any two political subdivisions which impose any one of the above taxes on the same person subject business transaction or privilege during the same year or part of the same year may agree among themselves that instead of limiting their respective rates to one-half of the maximum rate herein provided they will impose respectively different rates the total of which shall not exceed the maximum rate as above permitted.

Section 2 Subsection F of Section 1 and Section 2 of said act as amended by the act approved the ninth day of May one thousand nine hundred forty-nine (P. L. 898) are hereby further amended to read as follows

#### Section 1 \* \* \* \* \*

F Filing of Certified Copies of Ordinances and Resolutions [A certified copy of each ordinance or resolution imposing a tax under the authority of this act which is adopted by a political subdivision shall be filed with the Bureau of Municipal Affairs of the Department of Internal Affairs within fifteen days after the same becomes effective] When an ordinance or a resolution is first passed or adopted by a political subdivision imposing a tax or license fee under the authority of this act an exact printed or typewritten copy thereof certified to by the secretary of the taxing body shall be filed with the Bureau of Municipal Affairs of the Department of Internal Affairs within fifteen days after the same becomes effective. If such ordinance or resolution is again passed or adopted imposing the same tax or license fee without substantial change for the year next following and thereafter from year to year the secretary of the taxing body shall file with said bureau within fifteen days after the new ordinance or resolution goes into effect the following statement

"The 19        ordinance (or resolution) which imposed a tax or license fee on        has been reenacted without substantial change for the year by the        (City etc) of the

Certified to by  
.....  
Secretary

The filing of the tax ordinance and of the statement as to the reenactment of a tax ordinance as herein required shall be made by registered mail with return receipt requested

Any secretary or person acting as the clerk or secretary of the taxing body of any political subdivision during the meeting at which an ordinance or resolution imposing a tax or license fee is passed or adopted as herein provided who shall fail to file the certified copy or statement relative thereto with the Bureau of Municipal Affairs as herein required shall upon summary conviction thereof in the county in which the political subdivision is located be sentenced to pay a fine of not less than five dollars (\$5) nor more than twenty-five dollars (\$25) and the costs of prosecution

Section 2 Advertisement of Intention to Adopt Tax Ordinance or Resolution Prior to the passage of any ordinance or the adoption of any resolution imposing a tax or license fee under the authority hereunder granted such political subdivision shall give notice of the intention to pass such ordinance or adopt such resolution. Such notice shall be given in addition to all other notices required by law to be given and shall set forth the substantial nature of the tax or license fee to be imposed by the proposed ordinance or resolution the reason which in the judgment of the officials of the subdivision necessitates the imposition of the tax and the amount of revenue estimated to be derived from the tax. Publication of such notice shall be made by advertisement once a week for three weeks in a newspaper of general circulation within such political subdivision if there is such newspaper and if there is not then such publication shall be made in a newspaper of general circulation within the county in which the advertising political subdivision is located

When any such ordinance or resolution is continued by being again passed or adopted imposing the same tax or license fee without substantial change for the year next following or thereafter from year to year the provisions of the ordinance need not be advertised as in other cases but only a short notice shall be advertised stating that the ordinance of the preceding year which imposed a tax of (giving the rate and naming the subjects) has been reenacted without substantial change and the same tax imposed for the year

And said bill having been read at length the third time, and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

#### YEAS—206

Adam,	Geer,	Mahan,	Schuster,
Alexander,	Gibson,	Markley,	Schwartz,
Amarando,	Gleason,	Mathews,	Scott,
Andrews,	Glick,	Maxwell,	Seyler,
Ashton,	Goodling,	McCann,	Shoemaker,
Auker,	Gramlich,	McCormack,	Shotwell,
Banker,	Greenwood,	McCullough,	Smith, W. B.,
Barkdoll,	Guss,	McDermitt,	Snider,
Baumunk,	Gutendorf,	McGee,	Spencer,
Bazin,	Guthrie,	McInroy,	Stank,
Bear,	Hall,	McWherter,	Stevenson,
Blair,	Hamilton, R. K.,	Metz,	Stimmel,
Boles,	Hamilton, W. H.,	Mihm,	Stone,
Bolton,	Harris,	Mikula,	Stoner,
Bomberger,	Haudenschild,	Miller,	Strausser,
Boory,	Helm,	Mills,	Sucher,
Bower,	Hersch,	Monroe,	Taylor,
Brelsch,	Hewitt,	Moody,	Thomas,
Breth,	Hocker,	Moore,	Thompson,
Brown,	Hoggard,	Moran,	Toll,
Buechin,	Ide,	Moscrip,	Tompkins,
Buchanan,	Jenkins,	Muldowney,	Toomey,
Bullen,	Jim,	Munley,	VanSant,
Capano,	Johnson,	Murray, J. J.,	Varallo,
Cianfrani,	Jones, Geo. E.,	Murray, P. G.,	Varnar,
Cloff,	Jones, Gran'le E.	Musto,	Vaughan,
Clapper,	Jones, Paul F.,	Naugle,	Verona,
Cochran,	Jones, T. H. W.,	Needham,	Wall,
Comer,	Jump,	Ogilvie,	Wallace,
Connelly,	Kamyk,	Olsen,	Walsh,
Conner,	Keller,	Parlante,	Wargo,
Cooper,	Kent,	Peifly,	Waterhouse,
Coyle,	Kerlin,	Peta,	Watkins,
Curwood,	Kline,	Petrosky,	Weidner,
Davis,	Kohl,	Pettigrew,	Welsh,
Dougherty,	Kolankiewicz,	Pfaff,	Wescott,
Down,	Kornick,	Phillips,	Whalley,
Downey,	Kratz,	Polaski,	Wheeler,
DuBois,	Kromer,	Polen,	White,
Dunn,	Kubacki,	Poltenstein,	Whitenight,
Erb,	Lafore,	Price,	Willaredt,
Ewing,	Lederer,	Quisenberry,	Williams,
Farabaugh,	Lelsey,	Ragot,	Wilt,
Fenrich,	Leonard,	Readinger,	Wood,
Ferster,	Leven,	Reagan,	Worley,
Filo,	Light,	Reidenbach,	Yeakel,
Flack,	Limper,	Richter,	Yetzer,
Fleischman,	Lippincott,	Rosen,	Young,
Floyd,	Lopresti,	Rovansek,	Zeltz,
Flynn,	Lovett,	Royer,	Ziegler,
Frost,	Lutty,	Rubin,	Smith, C. C.,
	Maguire,	Sarra,	Speaker

#### NAYS—0

#### NOT VOTING—1

Schmidt,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 592, as follows:

An Act to amend the title and to further amend sections 1 2 and 3 of the act approved the fourteenth day of May one thousand nine hundred twenty-nine (Pamphlet Laws 1721) entitled "An act providing for the service of process in civil suits on non-resident operators or nonresident owners of motor vehicles operated within the Commonwealth of Pennsylvania and making the operation of such a motor vehicle on the public highways of the Commonwealth of Pennsylvania the equivalent of the appointment of the Secretary of Revenue of the Commonwealth of Pennsylvania as the agent of the said nonresident upon whom civil process may be served and providing for further notice to the defendant in any such suit" by providing for service of process upon the Secretary of the Commonwealth and fixing fees therefor

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The title of the act approved the fourteenth day of May one thousand nine hundred twenty-nine (Pamphlet Laws 1721) entitled "An act providing for the service of process in civil suits on nonresident operators or nonresident owners of motor vehicles operated within the Commonwealth of Pennsylvania and making the operation of such a motor vehicle on the public highways of the Commonwealth of Pennsylvania the equivalent of the appointment of the Secretary of Revenue of the Commonwealth of Pennsylvania as the agent of the said nonresident upon whom civil process may be served and providing for further notice to the defendant in any such suit" is hereby amended to read as follows

#### An Act

Providing for the service of process in civil suits on nonresident operators or nonresident owners of motor vehicles operated within the Commonwealth of Pennsylvania and making the operation of such a motor vehicle on the public highways of the Commonwealth of Pennsylvania the equivalent of the Secretary of [Revenue of] the Commonwealth [of Pennsylvania] as the agent of the said nonresident upon whom civil process may be served and providing for further notice to the defendant in any such suit

Section 2 Section 1 of said act last amended by the act approved the twenty-third day of May one thousand nine hundred forty-nine (Pamphlet Laws 1651) is hereby amended to read as follows.

Section 1 Be it enacted &c That from and after the passage of owner of any motor vehicle who shall accept the privilege extended by the laws of this Commonwealth to nonresident operators and owners this act any nonresident of this Commonwealth being the operator or of operating a motor vehicle or of having the same operated within the Commonwealth of Pennsylvania or any resident of this Commonwealth being the licensed operator or owner of any motor vehicle under the laws of this Commonwealth who shall subsequently become a nonresident or shall conceal his whereabouts shall by such acceptance or licensure as the case may be and by the operation of such motor vehicle within the Commonwealth of Pennsylvania make and constitute the Secretary of [Revenue of] the Commonwealth [of Pennsylvania] his her of their agent for the service of process in any civil suit or proceeding instituted in the courts of the Commonwealth of Pennsylvania or in the United States District Courts of Pennsylvania against such operator or owner of such motor vehicle arising out of or by reason of any accident or collision occurring within the Commonwealth in which such motor vehicle is involved.

Section 3 Sections 2 and 3 of said act as last amended by the act approved the twenty-fifth day of June one thousand nine hundred thirty-seven (Pamphlet Laws 2277) are hereby further amended to read as follows

Section 2 Such process shall be served by the officer to whom the same shall be directed upon the Secretary

of [Revenue of] the Commonwealth [of Pennsylvania] by sending by registered mail postage prepaid at least fifteen (15) days before the return of such process a true and attested copy thereof and by sending to the defendant by registered mail postage prepaid a like true and attested copy with an endorsement thereon of the service upon [said Secretary of Revenue] the Secretary of the Commonwealth addressed to such defendant at his last known address The registered mail return receipts of the Secretary of [Revenue] the Commonwealth and of such defendant shall be attached to and made a part of the return of service of such process Provided That if the defendant refuses to accept the notice mailed or cannot be found at his last known address the registered mail return receipt or other evidence of such facts shall be attached to and made a part of the return and shall constitute sufficient service under the provisions of this section

Section 3 The officer serving such process upon the Secretary of [Revenue] the Commonwealth shall pay to said secretary at the time of service a fee of [two dollars (\$2.00)] five dollars (\$5.00) for each process served which fee shall be taxed as costs in the case The Secretary of [Revenue] the Commonwealth shall keep a record of each such process and the day and hour of the service thereof upon him

Section 4 The provisions of this amendment shall not be construed to in any way change the provisions of the Pennsylvania Rules of Civil Procedure but to bring the provisions of this act into conformity with such rules in so far as they are applicable to the subject matter of this act

Section 5 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

#### YEAS—206

Adam,	Geer,	Mahan,	Schuster,
Alexander,	Gibson,	Markley,	Schwartz,
Amarando,	Gleason,	Mathews,	Scott,
Andrews,	Glick,	Maxwell,	Seyler,
Ashton,	Goodling,	McCann,	Shoemaker,
Auker,	Gramlich,	McCormack,	Shotwell,
Banker,	Greenwood,	McCullough,	Smith, W. B.,
Barkdoll,	Guss,	McDermitt,	Snider,
Baumunk,	Gutendorf,	McGee,	Spencer,
Bazin,	Guthrie,	McInroy,	Stank,
Bear,	Hall,	McWharter,	Stevenson,
Blair,	Hamilton, R. K.,	Metz,	Stimmel,
Boles,	Hamilton, W. H.,	Mihm,	Stone,
Boiton,	Harris,	Mikula,	Stoner,
Bombberger,	Haudenschild,	Miller,	Strausser,
Boory,	Helm,	Mills,	Sucher,
Bower,	Hersch,	Monroe,	Taylor,
Brelsch,	Hewitt,	Moody,	Thomas,
Breth,	Hocker,	Moore,	Thompson,
Brown,	Hoggard,	Moran,	Toll,
Bucchin,	Ide,	Moscrip,	Tompkins,
Buchanan,	Jenkins,	Muldowney,	Toomey,
Bullen,	Jim,	Munley,	VanSant,
Capano,	Johnson,	Murray, J. J.,	Varallo,
Cianfrani,	Jones, Geo. E.,	Murray, P. G.,	Varnier,
Cioffi,	Jones, Gran'le E.	Musto,	Vaughan,
Clapper,	Jones, Paul F.,	Naugle,	Verona,
Cochran,	Jones, T. H. W.,	Needham,	Wall,
Comer,	Jump,	Ogilvie,	Wallace,
Connelly,	Kamyk,	Olsen,	Walsh,
Conner,	Keller,	Parlante,	Wargo,
Cooper,	Kent,	Peify,	Waterhouse,
Coyle,	Kerlin,	Peta,	Watkins,
Curwood,	Kline,	Petrosky,	Weldner,
Davis,	Kohl,	Pettigrew,	Welsh,
Dougherty,	Kolankiewicz,	Pfaff,	Wescott,
Down,	Kornick,	Phillips,	Whalley,
Downey,	Kratz,	Polaski,	Wheeler,
DuBois,	Kromer,	Polen,	White,
Dunn,	Kubacki,	Poltenstein,	Whitenight,



Erb,	Lafore,	Price,	Willaredt,
Ewing,	Lederer,	Quisenberry,	Williams,
Farabaugh,	Lelsey,	Ragot,	Wilt,
Fenrich,	Leonard,	Readinger,	Wood,
Ferster,	Leven,	Reagan,	Worley,
Filo,	Light,	Reidenbach,	Yeakel,
Flack,	Limper,	Richter,	Yetzer,
Fleischman,	Lippincott,	Rosen,	Young,
Floyd,	Lopresti,	Rovanssek,	Zeitz,
Flynn,	Lovett,	Royer,	Ziegler,
Frost,	Lutty,	Rubin,	Smith, C. C.,
	Maguire,	Sarraf,	Speaker

## NAYS—0

## NOT VOTING—1

Schmidt,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

## BILLS PASSED OVER

There being no objection

House Bill No. 608. Printer's No. 83.  
was passed over at the request of the Speaker.

There being no objection

House Bill No. 747. Printer's No. 91.  
was passed over at the request of Mr. ANDREWS.

Agreeably to order;

The House proceeded to the third reading and consideration of House Bill No. 917, entitled as follows:

An Act to add Section 6.1 to the act approved the twenty-first day of April one thousand nine hundred forty-nine (Pamphlet Laws 665) entitled "An act to carry into effect section one of article fifteen of the Constitution giving cities of the first class the right and power to frame adopt and amend their own charters and to exercise the powers and authority of local self-government and providing the procedure therefore imposing certain restrictions limitations and regulations imposing duties upon city councils city officers county boards of elections courts and the Secretary of the Commonwealth and providing for the payment of certain expenses by such cities and imposing penalties" by providing for emergency amendments The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 6.1 is hereby added to the act approved the twenty-first day of April one thousand nine hundred forty-nine (Pamphlet Laws 665) entitled "An act to carry into effect section one of article fifteen of the Constitution giving cities of the first class the right and power to frame adopt and amend their own charters and to exercise the powers and authority of local self-government and providing the procedure therefor imposing certain restriction limitations and regulations imposing duties upon city councils city officers county boards of elections courts and the Secretary of the Commonwealth and providing for the payment of certain expenses by such cities and imposing penalties" to read as follows

Section 6.1 Emergency Amendments If upon the effective date of this act any city council has on file a petition with more than forty thousand (40,000) signatures for the amending of the charter of such city the said city council shall forthwith and without reference to committee or approval of the mayor by resolution frame the ballot questions fix the date for holding the special election for submission of the questions to the voters of such city for their approval or disapproval which special election shall be at least twenty-five (25) days after the adoption of said resolution and may be either on a primary or regular November election day The city council shall thereupon cause said proposal or proposals together with the form of the question or questions hereinafter

provided for to be printed in pamphlet form in sufficient number for general distribution The said pamphlets shall be made ready for distribution at least fifteen (15) days before the election at which the proposals aforesaid are to be voted upon by the electors and the said proposals together with the said ballot questions shall also be published not less than once or more than three times as city council shall determine in three newspapers of general circulation in the city Such publications shall appear during the ten (10) days immediately preceding the election at which the vote is to be taken upon said amendments The Clerk of the city council shall within three (3) days after the enactment of the resolution by the city council as aforesaid providing for submission of amendments to its charter certify an exact copy of the text of such amendments together with the necessary ballot questions to the county board of elections of the county wherein such city is situate The county board of elections shall cause the said ballot questions to be properly printed on the ballots or ballot labels

Section 2 The provisions of the act to which this is an amendment which are inconsistent herewith are temporarily suspended

Section 3 The provisions of this act shall become effective immediately upon final enactment and shall continue in effect until the first day of February one thousand nine hundred fifty-five

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

## YEAS—189

Adam,	Gibson,	Lutty,	Royer,
Andrews,	Gleason,	Maguire,	Rubin,
Auker,	Glick,	Mahan,	Sarraf,
Banker,	Goodling,	Markley,	Schuster,
Barkdoll,	Gramlich,	Mathews,	Schwartz,
Baumunk,	Greenwood,	Maxwell,	Scott,
Bazin,	Guss,	McCann,	Shoemaker,
Bear,	Gutendorf,	McCormack,	Shotwell,
Blair,	Guthrie,	McCullough,	Snider,
Boles,	Hall,	McDermitt,	Spencer,
Bolton,	Hamilton, W. H.,	McGee,	Stank,
Bomberger,	Harris,	McInroy,	Stevenson,
Boory,	Haudenschild,	McWherter,	Stimmel,
Bower,	Helm,	Metz,	Stone,
Breisch,	Hersch,	Mihm,	Stoner,
Breth,	Hewitt,	Mikula,	Strausser,
Brown,	Hocker,	Miller,	Sucher,
Bucchin,	Hoggard,	Mills,	Taylor,
Buchanan,	Ide,	Monroe,	Thomas,
Bullen,	Jenkins,	Moody,	Thompson,
Capano,	Johnson,	Moore,	Tompkins,
Cianfrant,	Jones, Geo. E.,	Moran,	Toomey,
Cloff,	Jones, Gran'le E.	Moscrip,	VanSant,
Clapper,	Jones, Paul F.,	Muldowney,	Varallo,
Cochran,	Jones, T. H. W.,	Munley,	Vanner,
Comer,	Jump,	Murray, J. J.,	Vaughan,
Connelly,	Kamyk,	Murray, P. G.,	Verona,
Conner,	Keller,	Naugle,	Wall,
Cooper,	Kent,	Needham,	Walsh,
Coyle,	Kerlin,	Ogilvie,	Wargo,
Davis,	Kline,	Olsen,	Waterhouse,
Dougherty,	Kohl,	Parlante,	Watkins,
Down,	Kolankiewicz,	Peilly,	Weidner,
Downey,	Kornick,	Pettigrew,	Wescott,
Dunn,	Kratz,	Pfaff,	Whalley,
Erb,	Kromer,	Phillips,	Wheeler,
Ewing,	Kubacki,	Polaski,	White,
Farabaugh,	Lafore,	Polen,	Whitenight,
Fenrich,	Lederer,	Poltenstein,	Willaredt,
Ferster,	Lelsey,	Price,	Williams,
Filo,	Leonard,	Quisenberry,	Wilt,
Flack,	Leven,	Ragot,	Wood,
Fleischman,	Light,	Readinger,	Worley,
Floyd,	Limper,	Reagan,	Yeakel,
Flynn,	Lippincott,	Reidenbach,	Yetzer,
Frost,	Lopresti,	Richter,	Young,
Geer,	Lovett,	Rovanssek,	Zeitz,
			Ziegler,

## NAYS—16

Alexander,	Hamilton, R. K.,	Petrosky,	Toll,
Ashton,	Jim,	Rosen,	Wallace,
Curwood,	Musto,	Seyler,	Welsh,
DuBols,	Peta,	Smith, W. B.,	Smith, C. C.,
			Speaker

## NOT VOTING—2

Amarando,	Schmidt,
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The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

## REASONS FOR VOTE

Mr. ROSEN filed the following reasons for his vote on House Bill 917:

Mr. Speaker, May I go on record as opposing House Bill 917 for the following reasons:

This choice of the new Charter and the new administration represented a long overdue victory for the voters of all political affiliations to further the cause of good government. It means an overwhelming rejection of the corruption that had been practiced, and an escape for the citizens of Philadelphia from absentee manipulation in Harrisburg that had dominated the Philadelphia scene for over 66 years.

The Independent citizens of Philadelphia dramatically showed that they rejected the idea of boss rule, of political favoritism in filling city jobs; and having public office depreciated by the contempt of self-seeking politicians. By their vote for the Charter, City-County Consolidation and Mayor Clark, they endorsed the idea of having good government in city affairs; of having responsible city positions filled by qualified individuals and that the citizens of Philadelphia were entitled to impartial and fair treatment for all segments of the community be it business, labor, consumer, the professional, etc.

The Philadelphia Industrial Union Council, joining with hundreds of thousands of citizens from both political parties, supported various candidates for key posts in the city and state legislature at Harrisburg in the belief that they would keep their solemn pledge to sustain the Home-Rule Charter and Mayor Clark in his program for a better Philadelphia.

It is now apparent that some of these very same individuals pledged to support good government in Philadelphia are jointly seeking to wreck the integrity of the Charter by introducing bills and petitions which are aimed at exempting many former County and City departments which have just recently been rescued from disgrace and corruption by the Charter, and by giving special status to other departments to escape the will and intent of the Charter by making employment in these departments depending upon political-know-who instead of ability.

The Philadelphia Industrial Union Council recognizes that the vitality of a democracy lies in its ability to have orderly change in the forms and techniques of government (our national Constitution having been amended many times by this orderly process of change) and we want to continue with the majority of our fellow-Phila-

delphians in the effort to make Philadelphia a better place to live. But there should be no hasty irresponsible steps taken. Changes may prove necessary, but they should not be taken without due notice to all parties concerned to study and evaluate them, and ample experience to demonstrate that changes were needed.

Our members, along with the overwhelming majority of Philadelphians, declare ourselves wholeheartedly in favor of good government, and believing that this can be attained through honest and unqualified support of the principles embodied in the City Charter, and further believing that this represents the viewpoint of the overwhelming majority of citizens in this city irrespective of political affiliations, hereby publicly supports the efforts of Mayor Clark to carry out the will of the people as expressed through the ballot.

The SPEAKER. If there is no objection, the Chair will return to page 12 of today's calendar. The Chair hears none.

## BILL ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 333, as follows:

An Act to further amend the act, approved the twenty-fourth day of May, one thousand eight hundred and ninety-three (P. L. 129), entitled "An act to empower boroughs and cities to establish a police pension fund, to take property in trust therefor and regulating and providing for the regulation of the same," by providing a method of paying service increments from the retirement fund in cities of the first class to members of the police force after retirement.

Mr. TOLL. Mr. Speaker, I want to debate this bill if it is going to be acted upon today. I understood all these Philadelphia bills were not going to be called up today.

The SPEAKER. The gentleman is in order to debate the bill if it is called up.

Mr. WILBUR H. HAMILTON. Mr. Speaker, I would like to say to the gentleman from Philadelphia, Mr. Toll, that it would not be my purpose to engage in a prolonged debate regarding the three bills, 333, 334, and 345, because I realize today we have some momentous decisions to make for all the people in the 67 counties. However, if it is agreeable to all the Members of the House, it is perfectly satisfactory to me to debate the bills with Mr. Toll.

I wish to assure the gentleman that my remarks will be brief and to the point, but if he desires to be rather loquacious on these bills, that is perfectly all right with me, Mr. Speaker.

Mr. TOLL. Mr. Speaker, I am sorry to say that I must be in position to debate the bills at length. Under the circumstances, in order to conserve the time of the House, I suggest that they be passed over until next week.

Mr. WILBUR H. HAMILTON. Mr. Speaker, I hear various suggestions from some of the colleagues on my side that if we do have the time, and it will not interfere with any other part of our agenda, it is still perfectly all right to debate the bills. However, if we could just pass them temporarily for a few moments while we can get our signals straight, we can discuss it further, Mr. Speaker.



## BILLS PASSED OVER

There being no objection  
House Bill No. 333, Printer's No. 46,  
House Bill No. 334, Printer's No. 47 and  
House Bill No. 335, Printer's No. 48,  
were passed over at the request of Mr. WILBUR H.  
HAMILTON.

## BOYERTOWN HIGH SCHOOL WELCOMED

The SPEAKER. The Chair welcomes to the Hall of the House a delegation of two hundred students of the Boyertown High School, Berks County, under the supervision of their teachers, Mr. Herbert Hartman, Miss Annabelle T. Fake, Mr. Allan C. Cope, Mr. Chester W. Rohrbach and Miss Elizabeth Hontz. They are the guests of the gentleman from Berks, Mr. Yetzer.

## REPORT FROM COMMITTEE

Mr. METZ from the Committee on Counties, reported as committed, House Bill No. 885, entitled:

An Act to further amend Section 171 of the act, approved the second day of May, one thousand nine hundred twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes, and revising, amending and consolidating the laws relating thereto," by authorizing, in certain cases, appointment of surveyors not resident in the county, to boards of viewers in counties of the eighth class.

## ADJOURNMENT

Mr. POLTENSTEIN. Mr. Speaker, I move that this House do now adjourn until Monday, April 13, 1953 at 4:30 p. m.

The motion was agreed to, and (at 12:49 p. m.) the House adjourned.

# Legislative Journal.

Session 1953.

140th of the General Assembly.

Vol. 33.

HARRISBURG, PA., MONDAY, APRIL 13, 1953.

No. 26.

## SENATE

MONDAY, April 13, 1953

The Senate met at 4.00 o'clock p. m., Eastern Standard Time.

The PRESIDENT (Lieutenant-Governor Lloyd H. Wood) in the Chair.

### PRAYER

In the absence of the Chaplain, the gentleman from Lancaster, Mr. KESSLER, offered the following prayer:

Our Heavenly Father, we ask Thy blessing on this Session of the Senate. If there was ever a time when we needed clear heads and clear thinking, it is now. Give us Thy guidance in our deliberations today, Amen.

### JOURNAL APPROVED

The PRESIDENT. A quorum of the Senate being present, the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. MAHANY and Mr. HARE, further reading was dispensed with, and the Journal was approved.

### LEAVES OF ABSENCE

Mr. HARE asked and obtained leave of absence for Mr. KEPHART, due to illness.

He also asked and obtained leave of absence for Mr. CROWE, due to illness.

He also asked and obtained leave of absence for Mr. SNOWDEN, because of pressing business.

He also asked and obtained leave of absence for Mr. PEELOR, because of pressing business.

### NOMINATION BY THE GOVERNOR

#### REFERRED TO COMMITTEE

The Secretary to the Governor being introduced, presented communication in writing from His Excellency, the Governor of the Commonwealth, which was read as follows, and referred to the Committee on Executive Nominations.

#### MEMBER OF MCKEAN COUNTY BOARD OF ASSISTANCE

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, April 13, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to

nominate for the advice and consent of the Senate George M. Fleming (Republican), Maple Street, Port Allegany, McKean County, for appointment as a member of the McKean County Board of Assistance, to serve until December 31, 1955, and until his successor is duly appointed and qualified, vice R. C. Wilber, Port Allegany, resigned.

JOHN S. FINE.

### NOMINATIONS BY THE GOVERNOR

#### NOTARIES PUBLIC

He also presented in writing from His Excellency, the Governor of the Commonwealth, nominations for appointment as Notaries Public.

#### CONSIDERATION OF NOTARIES PUBLIC

Mr. WATSON. Mr. President, I move that the Senate do now proceed to the consideration of nominations for appointment as Notaries Public, sent to the Senate, by His Excellency, the Governor of the Commonwealth, on April 13, 1953.

Mr. WATKINS. Mr. President, I second the motion.

The motion was agreed to.

The nominations were read as follows:

Commonwealth of Pennsylvania,  
Governor's Office, Harrisburg, April 13, 1953.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Notaries Public, for terms of four years to compute from the dates shown:

To compute from date of confirmation

#### ALLEGHENY COUNTY

U. S. Adams, Pittsburgh, Baum Blvd. at Liberty Ave. KennBuick Inc.

Mrs. Maxine S. Bower, Pittsburgh, 304 Diamond St.  
Mrs. Elizabeth Y. Justice, Penn Twp., Penn Hills, Pgh.

Miss Jessie M. Kaminski, Brentwood, Pgh.

Charles K. Kobylinski, Millvale.

Mrs. E. Dell Stevenson, Pittsburgh, 324 Fourth Ave.

Lee C. Weber, Pittsburgh, 5424 Center Ave.

#### BERKS COUNTY

Raymond R. Giorgi, Muhlenberg Twp., Temple.

#### BLAIR COUNTY

Miss Rita A. Phalen, Altoona.

Joseph Z. Ulsh, Logan Twp., Altoona.

#### BUCKS COUNTY

Hobart G. Biehn, Quakertown.

J. Walter Cooke, Warminster Twp., Ivyland.



E. Clifford Krauss, Quakertown.  
Mrs. Jean Walter, Bristol Twp., Bristol.

#### CAMBRIA COUNTY

Samuel R. Di Francesco, Johnstown.

#### CAMERON COUNTY

Moses H. Weinstein, Emporium.

#### ERIE COUNTY

Miss Marie C. Dobmeier, Erie.  
Stanley F. Golownik, Erie.

#### HUNTINGDON COUNTY

Mrs. Edith Lee, Huntingdon.

#### LACKAWANNA COUNTY

Eugene M. Tigue, Scranton.

#### LEHIGH COUNTY

Mrs. Arlene H. Schaffer, Allentown.  
Miles Weidner, Allentown.

#### MIFFLIN COUNTY

Miss Joan R. Clark, Lewistown.

#### MONTGOMERY COUNTY

Donath W. Sauers, North Wales.

#### PHILADELPHIA COUNTY

Miss Ruth Berridge, 911 Liberty Trust Bldg. (7).  
David Carroll, 4928 Rosehill Street (20).  
Robert T. Crane, Jr., 1500 Walnut Street, Rm. 503.  
Timothy P. Dunigan, 1234 Atwood Road (31).  
Miss Jean Feldman, 3824 W. Cambridge Street (4).  
James T. Hogan, 1500 Walnut Street (25).  
R. Lee Kass, S. W. Cor. 41st & Chester Ave.  
Myer Schwartz, 1601-A Godfrey Ave. (41).  
Albert J. Stern, 823 South 5th Street (47).

#### SCHUYLKILL COUNTY

Miss Eleanor J. Lord, Tamaqua.

#### WESTMORELAND COUNTY

Mrs. Freida M. Murray, New Kensington.

To compute from the dates set opposite their names

#### FRANKLIN COUNTY

Mrs. Charlotte L. Murphy, Chambersburg, 4-13-53.

#### PHILADELPHIA COUNTY

Boris Smarkola, 2737 North 5th St., 4-13-53.

#### ARMSTRONG COUNTY

Mrs. Delfina M. Balla, Leechburg, 4-18-53.

#### MONROE COUNTY

Russell F. Scheller, Stroudsburg, 4-18-53.

#### MONTGOMERY COUNTY

Roy E. Hendricks, Pennsburg, 4-21-53.

#### WARREN COUNTY

Mrs. Myrtle M. Mader, Warren, 4-21-53.

#### MERCER COUNTY

Donovan H. Henry, Greenville, 4-25-53.

#### YORK COUNTY

Mrs. Mildred J. Chapman, York, 4-25-53.

#### McKEAN COUNTY

F. M. Nash, Bradford, 4-27-53.

#### NORTHAMPTON COUNTY

Miss Sarah C. Matz, Bethlehem, 4-27-53.

#### PHILADELPHIA COUNTY

Thos. V. Houlihan, 5839 Germantown Avenue (44), 4-27-53.  
Mrs. Carolyn T. Smith, 1009 Rosalie St., 4-27-53.  
David J. Whalen, 6500 Chester Ave., 4-27-53.

#### YORK COUNTY

A. A. Zeigler, Goldsboro, Etters, 4-27-53.

#### ALLEGHENY COUNTY

Samuel J. LaQuatra, Pittsburgh, 206 Market Street, 4-28-53.

#### DAUPHIN COUNTY

Miss Kathleen M. Eline, Harrisburg, 4-28-53.

#### LANCASTER COUNTY

Ralph G. Stewart, Columbia, 4-28-53.

#### JOHN S. FINE.

A motion was made by Mr. WATSON and Mr. WATKINS,

That the Senate do advise and consent to said nominations.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

#### YEAS—46

Bane,	Hare,	McCusker,	Taylor,
Barr,	Harney,	McGinnis,	Toole,
Berger,	Holland,	McMenamin,	Wade,
Blass,	Kessler,	McPherson, Jr.	Wagner,
Camiel,	Koprivier, Jr.	Miller,	Walker,
Chapman,	Lane,	Pechan,	Watkins,
Dent,	Leader,	Propert,	Watson,
Diehm,	Letzler,	Ruth,	Weiner,
DiSilvestro,	Madigan,	Silvert,	Wolfe,
Fleming,	Mahany,	Stevenson,	Wood,
Freed,	Mallery,	Stiefel,	Yosko,
Haluska,	McCreesh,		

#### NAYS—0

Two-thirds of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

#### HOUSE MESSAGES

#### HOUSE BILLS FOR CONCURRENCE

The Clerk of the House of Representatives being introduced, presented for concurrence bills of the House, as follows:

House Bill No. 51, entitled:

An Act making a deficiency appropriation to the Department of Mines for the purpose of administering the provisions of "The Coal Mine Sealing Act of 1947."

Which was committed to the Committee on Appropriations.

House Bill No. 142, entitled:

An Act making a deficiency appropriation to the Department of Welfare to reimburse State-aided hospitals and the Philadelphia General Hospital for part of the cost of training student nurses in approved schools of nursing.

Which was committed to the Committee on Appropriations.

House Bill No. 156, entitled:

An Act to further amend clause (b) of section 4 of the act approved the twenty-fourth day of June one thousand nine hundred thirty-seven (P. L. 2051) entitled "An act relating to public assistance providing for and regulating assistance to certain classes of persons designated and defined as dependent children aged persons blind persons and other persons requiring relief providing for the administration of this act by the Department of Public Assistance and county boards of assistance hereby created for this purpose authorizing the Department of Public Assistance to cooperate with and to accept and disburse moneys received from the United States Government for assistance to such persons providing for the liquidation of the State Emergency Relief Board Boards of Trustees of the Mothers' Assistance Fund and Boards of Trustees of Pension Fund for the Blind and repealing laws relating to mothers' assistance pensions for the blind old age assistance and the State Emergency Relief Board" by providing that where the Commonwealth assigns to a third party any lien or obligation secured for repayment of public assistance the assignee can collect thereon only the amount he paid to the Commonwealth.

Which was committed to the Committee on Public Health and Welfare.

House Bill No. 181, entitled:

An Act to further amend the act approved the first day of May one thousand nine hundred twenty-nine P. L. 1046) entitled as amended "An act appropriating the moneys in the Motor License Fund" by making certain money in the Motor License Fund subject to appropriation by the General Assembly.

Which was committed to the Committee on Appropriations.

House Bill No. 199, entitled:

An Act making a deficiency appropriation to the Department of Public Instruction for aid to free public non-sectarian county libraries and for the purchase and transportation of books.

Which was committed to the Committee on Appropriations.

House Bill No. 384, entitled:

An Act to further amend the act, approved the twenty-fifth day of June, one thousand nine hundred forty-seven (P. L. 1145); entitled as amended "An act empowering cities of the second class, cities of the second class A, cities of the third class, boroughs, towns, townships of the first class, townships of the second class, school districts of the second class, school districts of the third class and school districts of the fourth class to levy, assess and collect or to provide for the levying, assessment and collection of certain additional taxes subject to maximum limitations for general revenue purposes; authorizing the establishment of bureaus and the appointment and compensation of officers and employees to assess and collect such taxes; and permitting penalties to be imposed and enforced; providing an appeal from the ordinance or resolution levying such taxes to the court of quarter sessions and to the Supreme Court

and Superior Court," by further regulating the imposition of taxes under the provisions of said act, the limitations thereon, and the publication and filing of notices relative thereto.

Which was committed to the Committee on Local Government.

House Bill No. 444, entitled:

An Act making an appropriation from the Public Building Construction Fund to the State Employees' Retirement Board to meet the obligations of the Commonwealth to the State Employees' Retirement System with respect to State employees receiving compensation from the Public Building Construction Fund.

Which was committed to the Committee on Appropriations.

House Bill No. 445, entitled:

A Supplement to the act approved the twenty-first day of January one thousand nine hundred fifty-two (Appropriation Acts page 87) entitled "An act to provide for the ordinary expenses of the Executive Legislative and Judicial Department of the Commonwealth interest on the public debt and the support of the public schools for two years beginning June first one thousand nine hundred fifty-one and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first one thousand nine hundred fifty-one" providing for deficiencies in certain appropriations made by the act for the fiscal biennium ending May thirty-first one thousand nine hundred fifty-three.

Which was committed to the Committee on Appropriations.

House Bill No. 456, entitled:

An Act making an appropriation from the Manufacturing Fund to the State Employees' Retirement Board to meet the obligations of the Commonwealth to the State Employees' Retirement System with respect to State employees receiving compensation from the Manufacturing Fund.

Which was committed to the Committee on Appropriations.

House Bill No. 585, entitled:

An Act to further amend subsection (f) of section 813 of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act, conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by prohibiting the possession of certain certificates of inspection and approval.



Which was committed to the Committee on Highways.

House Bill No. 592, entitled:

An Act to amend the title and to further amend sections 1 2 and 3 of the act approved the fourteenth day of May one thousand nine hundred twenty-nine (P. L. 1721) entitled "An act providing for the service of process in civil suits on non-resident operators or non-resident owners of motor vehicles operated within the Commonwealth of Pennsylvania and making the operation of such a motor vehicle on the public highways of the Commonwealth of Pennsylvania the equivalent of the appointment of the Secretary of Revenue of the Commonwealth of Pennsylvania as the agent of the said non-resident upon whom civil process may be served and providing for further notice to the defendant in any such suit" by providing for service of process upon the Secretary of the Commonwealth and fixing fees therefor

Which was committed to the Committee on Highways.

House Bill No. 655, entitled:

An Act making a deficiency appropriation to the Judicial Department for the compensation and expenses of traveling judges of the Court of Common Pleas

Which was committed to the Committee on Appropriations.

House Bill No. 665, entitled:

A Joint Resolution proposing an amendment to Article eight of the Constitution of the Commonwealth of Pennsylvania by adding thereto a section providing for absentee voting

Which was committed to the Committee on Constitutional Changes and Federal Relations.

House Bill No. 703, entitled:

An Act to further amend the act approved the twenty-eighth day of May one thousand nine hundred thirty-seven (P. L. 1019) entitled "An act relating to statutory laws prescribing an enacting clause for statutes fixing the effective date and time of statutes hereafter enacted providing for notice of application for local and special legislation for the correction of errors in statutes and for the printing and publication of statutes prescribing rules for the interpretation of statutes defining certain words and phrases when used in statutes and prescribing rules for the construction and operation of amendments re-enactments and repeals of statutes" by changing provisions relating to the effective date of laws affecting the budgets of political subdivisions further providing for the correction of errors and providing for the construction of references to certain laws which are repealed

Which was committed to the Committee on Judiciary General.

House Bill No. 704, entitled:

An Act to amend the act approved the twenty-eighth day of May one thousand nine hundred thirty-seven (P. L. 1019) entitled "An act relating to statutory laws prescribing an enacting clause for statutes fixing the effective date and time of statutes hereafter enacted providing for notice of application for local and special legislation for the correction of errors in statutes and for the printing and publication of statutes prescribing rules for the interpretation of statutes defining certain words and phrases when used in statutes and prescribing rules for the construction and operation of amendments re-enactments and repeals of statutes" by clarifying the effect of amendments upon each other and extending the same to previous enactments

Which was committed to the Committee on Judiciary General.

House Bill No. 708, entitled:

An Act relating to and regulating the contracts of incorporated towns and providing penalties

Which was committed to the Committee on Local Government.

House Bill No. 709, entitled:

An Act providing that the town councils of incorporated towns shall have the right to declare vacant the seats of councilmen or presidents of town councils for failure to qualify and for failure to attend meetings or vote upon questions before the council

Which was committed to the Committee on Local Government.

House Bill No. 743, entitled:

An Act appropriating eighteen hundred dollars to the Chief Clerk of the House of Representatives to be used for the purpose of paying the salaries of deceased members to the wife or husband or legal representative of such deceased member

Which was committed to the Committee on Appropriations.

House Bill No. 917, entitled:

An Act to add Section 6.1 to the act approved the twenty-first day of April one thousand nine hundred forty-nine (P. L. 665) entitled "An act to carry into effect section one of article fifteen of the Constitution giving cities of the first class the right and power to frame adopt and amend their own charters and to exercise the powers and authority of local self-government and providing the procedure therefor imposing certain restrictions limitations and regulations imposing duties upon city councils city officers county boards of elections courts and the Secretary of the Commonwealth and providing for the payment of certain expenses by such cities and imposing penalties" by providing for emergency amendments

Which was committed to the Committee on Local Government.

#### HOUSE CONCURS IN AMENDMENTS TO HOUSE BILL No. 111

He also presented communication from the House of Representatives informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 111, entitled:

An Act to continue the imposition of the tax on gross premiums, premium deposits and assessments received from business transacted within this Commonwealth by foreign insurance companies, association and exchanges.

#### BILLS SIGNED

The President (Lieutenant-Governor Lloyd H. Wood) announced that the Chief Clerk having reported that the following bills had passed both houses of the General Assembly and the same being correct, the titles were publicly read as follows:

House Bill No. 14, entitled:

An Act to repeal the act, approved the fifteenth day of July, one thousand nine hundred thirty-five (P. L. 1006), entitled "An act authorizing the Department of Property and Supplies, with the approval of the Governor, to sell and convey three contiguous parcels of land."

House Bill No. 37, entitled:

An Act authorizing the Department of Property and Supplies to sell and convey a tract of land situate in the Township of North Union, Fayette County, Pennsylvania, with the approval of the Governor.

House Bill No. 111, entitled:

An Act to continue the imposition of the tax on gross premiums, premium deposits and assessments received from business transacted within this Commonwealth by foreign insurance companies, association and exchanges.

House Bill No. 300, entitled:

An Act to further amend Section 5 of the act, approved the eleventh day of June, one thousand nine hundred forty-seven (P. L. 565), entitled "World War II Veterans Compensation Act," by extending the time during which applications may be filed for veterans' compensation.

Whereupon,

The President (Lieutenant-Governor Lloyd H. Wood) in the presence of the Senate signed the same.

### BILLS INTRODUCED AND REFERRED

Mr. McPHERSON, JR. read in his place and presented to the Chair Senate Bill No. 463, entitled:

An Act to further amend subsection (b) of section 1403 of the act, approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1333), entitled "An act concerning elections, including general, municipal, special and primary elections, the nomination of candidates, primary and election expenses and election contests; creating and defining membership of county boards of elections; imposing duties upon the Secretary of the Commonwealth, courts, county boards of elections, county commissioners; imposing penalties for violation of the act, and codifying, revising and consolidating the laws relating thereto; and repealing certain acts and parts of acts relating to elections," by further providing for the composition of the return board and imposing duties on county solicitors.

Which was committed to the Committee on Elections.

Mr. LETZLER read in his place and presented to the Chair Senate Bill No. 464, entitled:

An Act relating to the education, certification and jurisdiction of justices of the peace and aldermen; conferring powers, and imposing duties on the Department of Public Instruction.

Which was committed to the Committee on Local Government.

Messrs. PROPERT and WAGNER read in place and presented to the Chair Senate Bill No. 465, entitled:

An Act to amend the act, approved the eleventh day of May, one thousand nine hundred forty-nine (P. L. 1210), entitled "An act relating to group life insurance; describing permitted policies and restrictions thereon, the premium basis thereof and rights thereunder; limiting the amount of such insurance; prescribing standard policy provisions; and requiring notice of conversion privileges;" by increasing the permitted amount of insurance coverage in certain cases.

Which was committed to the Committee on Insurance.

Mr. McCUSKER read in his place and presented to the Chair Senate Bill No. 466, entitled:

An Act requiring cities of the first class to make appropriations to pension and retirement funds.

Which was committed to the Committee on Local Government.

He also read in his place and presented to the Chair Senate Bill No. 467, entitled:

An Act to further amend the act, approved the twenty-seventh day of April, one thousand nine hundred twenty-seven (P. L. 414), entitled as amended "An act providing for a system of recording the identification of persons convicted of crime, and of fugitives from justice, and habitual criminals, conferring powers and imposing duties upon the Pennsylvania State Police, district attorneys, police officers, wardens or keepers of jails, prisons, workhouses, or other penal institutions, and sheriffs; providing for the payment of certain expenses by the counties; and imposing penalties," by further providing for the disposition of certain photographs and fingerprints.

Which was committed to the Committee on State Government.

Mr. WAGNER read in his place and presented to the Chair Senate Bill No. 468, entitled:

An Act to amend Section 516.1 of the act approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto;" by extending the area in which school directors may attend certain meetings.

Which was committed to the Committee on Education.

Mr. WATKINS read in his place and presented to the Chair Senate Bill No. 469, entitled:

An Act to amend Section 404 and Subsection (a) of Section 1113 of the act, approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1333), entitled "An act concerning elections, including general, municipal, special and primary elections, the nomination of candidates, primary and election expenses and election contests; creating and defining membership of county boards of elections; imposing duties upon the Secretary of the Commonwealth, courts, county boards of elections, county commissioners; imposing penalties for violation of the act, and codifying, revising and consolidating the laws relating thereto; and repealing certain acts and parts of acts relating to elections," by permitting the appointment of additional clerks by the county board of elections.

Which was committed to the Committee on Elections.

### PERMISSION TO ADDRESS SENATE

Mr. HOLLAND asked and obtained unanimous consent to address the Senate.

Mr. HOLLAND. Mr. President and Members of the Senate, in Pittsburgh last week a man was stabbed to death by a member of a gang of boys who were terrorizing the community. This gang was breaking windows in homes by stoning houses, endangering the lives of the children as well as those of the adults of the community.

One of the male resident of the community went out to protest to the gang of boys. One of the boys immediately pulled a switch-blade knife, and buried the blade into the heart of that man. He died on his way to the hospital. The boys were rounded up, and each were found to have a switch-blade knife in their possession.

Mr. President, over the weekend, I talked with Superintendent of Police, James Slusser, and he advised me that the carrying of switch-blade knives by boy-gangs has become quite a problem in the city of Pittsburgh.



Although there are laws on the books forbidding the carrying of knives, it does not stop boys buying them and when it is found out that they have them, it is only when an assault has occurred.

I also spoke to some of the schoolmen in the city of Pittsburgh, and they advised me that in some schools there are boy clubs and gangs who are called "switch-knife" gangs and one must own a switch-knife to become a member. They state that there have been cuttings from time to time, and when the pupil was questioned he stated that they were merely practicing on how quickly they could pull their knife, switch it open and lunge at the opponent. They all said that the cutting was accidental, as they were merely practicing to make themselves efficient in the handling of their "switch."

Mr. President, the bill which I am going to introduce has been suggested as one means to stop the supply of these knives. They are not known to be of any use from a work standpoint, and they are becoming one of the weapons used in holdups and in assaults. In most cases, the switch-knife has a handle about five inches long and a blade from four to six inches. There is not much difference between using a bayonet on a person and a switch-knife, when open.

My bill, Mr. President, would merely forbid the sale of any switch-knives more than three and a half inches long, which is the usual length of an electrician's or a workman's knife. I firmly believe that this is one solution to break up the "switch gangs" that are being formed in practically every city in the United States.

Mr. President, this legislation is recommended by the Superintendent of Schools of the city of Pittsburgh, as well as by a number of the schoolmen who have come in contact with the school members of the "switch gangs."

### BILL INTRODUCED AND REFERRED

Messrs. HOLLAND and SILVERT read in place and presented to the Chair Senate Bill No. 470, entitled:

An Act to add Section 626.1 to the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-nine (P. L. 872), entitled "An act to consolidate, amend and revise the penal laws of the Commonwealth," by prohibiting the sale or the possession of knives, the blade of which is released by a spring mechanism, including switch blades.

Which was committed to the Committee on Judiciary General.

(The Senate was at ease.)

### RECESS

Mr. MAHANY. Mr. President, I move that the Senate do now take a recess for ten minutes.

Mr. HARE. Mr. President, I second the motion.

The motion was agreed to.

### AFTER RECESS

The PRESIDENT. The time of recess having elapsed the Senate will be in order.

### STUDENTS FROM ROBESONIA HIGH SCHOOL PRESENTED TO SENATE

The PRESIDENT. The Chair is pleased to note the presence, in the gallery, of the guests of Senator Ruth, who are students in the ninth grade of the Robesonia

High School. They are here in charge of Professor Luther S. Butt.

Will Senator Ruth's guests kindly rise in place and take a bow?

### SENATE CONCURRENT RESOLUTION

#### TIME OF NEXT MEETING

Mr. McCUSKER offered the following resolution, which was twice read, considered and agreed to:

In the Senate, April 13, 1953.

Resolved (if the House of Representatives concur) That when the Senate adjourns this week it reconvene on Monday, April 20, 1953, at four o'clock p.m., E.S.T.; and when the House of Representatives adjourns this week it reconvene on Monday, April 20, 1953, at four-thirty o'clock p.m., E.S.T.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

### PERMISSION TO ADDRESS SENATE

Mr. WALKER asked and obtained unanimous consent to address the Senate.

Mr. WALKER. Mr. President, the bill which I am about to introduce, on behalf of the Senators from Allegheny County, is a code for Counties of the Second Class, which is Allegheny County's classification.

### BILL INTRODUCED AND REFERRED

Mr. WALKER. Mr. President, I ask unanimous consent to introduce a bill at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Messrs. WALKER, FLEMING, KOPRIVER, JR., BARR, McGINNIS and HOLLAND read in place and presented to the Chair Senate Bill No. 471, entitled:

An Act relating to counties of the second class; amending, revising, consolidating and changing the laws relating thereto.

Which was committed to the Committee on Local Government.

### PERMISSION TO ADDRESS SENATE

Mr. MAHANY asked and obtained unanimous consent to address the Senate.

Mr. MAHANY. Mr. President, the bills which I am about to re-report from committee are those on which a public hearing was held last Thursday, April 9, 1953.

### REPORT FROM COMMITTEE

Mr. MAHANY. Mr. President, I ask unanimous consent to make reports from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. MAHANY, from the Committee on Rules, re-reported as committed, Senate Bill No. 329, entitled:

An Act abolishing the Department of Health and transferring its powers and duties to the Department of Health and Welfare.

He also, from the Committee on Rules re-reported as committed Senate Bill No. 341, entitled:



An Act to further amend the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," by establishing the Department of Health and Welfare; transferring to it the powers and duties of the Department of Health, Department of Welfare and Department of Public Assistance; providing for a Secretary of Health and Welfare; defining his powers and duties; and abolishing the Department of Health, the Department of Welfare and the Department of Public Assistance.

He also, from the Committee on Rules re-reported as committed Senate Bill No. 390, entitled:

An Act to further amend the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," by transferring the powers and duties relating to rehabilitation of injured workmen from the Department of Labor and Industry to the Department of Health and Welfare.

He also, from the Committee on Rules, reported as committed, Senate Bill No. 407, entitled:

An Act authorizing the Department of Public Assistance to reduce to judgment claims for restitution of assistance wrongfully received and providing for the collection of such judgments from wages, earnings, debts and income from trusts or profits due the judgment debtor.

He also, from the Committee on Rules, reported as committed, Senate Bill No. 408, entitled:

An Act to further amend Section 4 of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-seven (P. L. 2051), entitled "An act relating to public assistance providing for and regulating assistance to certain classes of persons designated and defined as dependent children, aged persons, blind persons and other persons requiring relief providing for the administration

of this act by the Department of Public Assistance and county boards of assistance hereby created for this purpose; authorizing the Department of Public Assistance to cooperate with and to accept and disburse moneys received from, the United States Government for assistance to such persons providing for the liquidation of the State Emergency Relief Board, Boards of Trustee of the Mothers' Assistance Fund, and Boards of Trustees of Pension Fund for the Blind; and repealing laws relating to mothers' assistance, pensions for the blind, old age assistance, and the State Emergency Relief Board," by requiring the Department of Public Assistance to prosecute suits against certain relatives of indigent persons receiving assistance.

He also, from the Committee on Rules, reported as committed Senate Bill No. 409, entitled:

An Act to further amend Section 402 of the act approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 343), entitled "An act relating to the finances of the State government; providing for the settlement, assessment, collection, and lien of taxes, bonus, and all other accounts due the Commonwealth, the collection and recovery of fees and other money or property due or belonging to the Commonwealth, or any agency thereof, including escheated property and the proceeds of its sale, the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth, and the settlement of claims against the Commonwealth, the resettlement of accounts and appeals to the courts, refunds of moneys erroneously paid to the Commonwealth, auditing the accounts of the Commonwealth and all agencies thereof, of all public officers collecting moneys payable to the Commonwealth, or any agency thereof, and all receipts of appropriations from the Commonwealth and imposing penalties; affecting every department, board, commission, and officer of the State government, every political subdivision of the State, and certain officers of such subdivisions, every person, association and corporation required to pay, assess, or collect taxes, or to make returns or reports under the laws imposing taxes for State purposes, or to pay license fees or other moneys to the Commonwealth, or any agency thereof, every State depository and every debtor or creditor of the Commonwealth," by requiring the Department of the Auditor General to make annual audits of the affairs of county boards of assistance.

He also, from the Committee on Rules, reported as committed Senate Bill No. 410, entitled:

An Act to amend subsection (e) of Section three of the act, approved the nineteenth day of March, one thousand nine hundred fifty-one (P. L. 28), entitled "An act relating to the civil defense of this State and its coordination with national defense providing for the establishment of a State Council of Civil Defense local and district councils of civil defense, Mobile Support Units prescribing the powers, duties and immunities thereof and of their personnel; authorizing mutual aid compacts, and providing penalties," by establishing the State Council of Civil Defense a departmental administrative board within the Department of Military Affairs.

He also, from the Committee on Rules, reported as committed Senate Bill No. 411, entitled:

An Act to repeal the act approved the tenth day of May, one thousand nine hundred thirty-nine (P. L. 111), entitled "An act relating to, and providing for, the promotion and development of business, industry and commerce in the Commonwealth; conferring powers and duties upon the Department of Commerce and other agencies of the Commonwealth; abolishing the Pennsylvania State Publicity Commission, terminating the terms of its members and conferring its powers upon and transferring and appropriating the balance of its current appropriation to, the Department of Commerce; and repealing certain laws."



He also, from the Committee on Rules, reported as committed Senate Bill No. 412, entitled:

An Act to further amend the act approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other Executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers, providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," by abolishing the Department of Commerce, and terminating the terms of its officers and employes.

He also, from the Committee on Rules, reported as committed Senate Bill No. 413, entitled:

An Act to further amend the act approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other Executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers, providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," by abolishing the Department of Mines; transferring the powers and duties of the Department of Mines and the Secretary of Mines to the Department of Labor and Industry and the Secretary of Labor and Industry; eliminating certain duties of the Department of Labor and Industry relating to the prevention of industrial accidents to persons; and making appropriations.

He also, from the Committee on Rules, reported as committed Senate Bill No. 414, entitled:

An Act to further amend the act approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other Executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and ad-

ministrative officers, providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," by making the Banking Board, the Building and Loan Board, and the Consumer Credit Board departmental administrative boards in the Department of Banking; prescribing their powers and duties; and abolishing the Board to License Private Bankers.

He also, from the Committee on Rules, reported as committed Senate Bill No. 415, entitled:

An Act to further amend the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers' Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor, and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," by establishing the Department of Financial Institutions, transferring to it the powers and duties of the Department of Banking and the Insurance Department; providing for a Secretary of Financial Institutions; defining his powers and duties; abolishing the Department of Banking and the Insurance Department; conferring additional powers and imposing additional duties upon the Department of State.

He also, from the Committee on Rules, reported as committed, Senate Bill No. 416, entitled:

An Act to further amend the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers' Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor, and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," by transferring the powers and duties of the Department of Health, Secretary of Health and Advisory Health Board relating to the Secretary of Health and Advisory Health Board relating to the protection of the purity and sanitation of milk for human consumption to the Department of Agriculture.



He also, from the Committee on Rules, reported as committed, Senate Bill No. 417, entitled:

An Act to further amend the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers' Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor, and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," by transferring to the Department of Forests and Waters, the powers and duties of the Department of Health relating to water pollution, the powers and duties of the Department of Internal Affairs relating to the conduct of the topographic and geologic survey, the powers and duties of the Department of Highways relating to management and development of the roadside within the right of way of State highways; transferring the Sanitary Water Board from the Department of Health to the Department of Forests and Waters and constituting it a departmental administrative board in such department; and making an appropriation.

He also, from the Committee on Rules, reported as committed, Senate Bill No. 418, entitled:

An Act to further amend the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers' Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor, and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," by transferring to the Department of State certain powers and duties of the Department of Internal Affairs and Department of Forests and Waters and the boards of such departments administering certain of such transferred powers and duties.

He also, from the Committee on Rules, reported as committed Senate Bill No. 421, entitled:

An Act to amend the title and the act, approved the fourteenth day of January, one thousand nine hundred fifty-two (P. L. 1898), entitled: "An act to provide for the better protection of life and health of the citizens of this Commonwealth by requiring and regulating the examination, licensure and registration of persons and regis-

tration of corporations engaging in the care, preparation and disposition of the bodies of deceased persons, and providing penalties; providing for a State Board of Funeral Directors in the Department of Health; and repealing other laws," by changing the definitions of "Board" and "Department"; changing the name of the department responsible for the issuance of licenses; and transferring the State Board of Funeral Directors from the Department of Health to the Department of State.

He also, from the Committee on Rules, reported as committed Senate Bill No. 422, entitled:

An Act to further amend sections seven and eight of the act, approved the twenty-seventh day of April, one thousand nine hundred twenty-seven (P. L. 465), entitled, as amended, "An act to provide for the safety of persons employed, housed, or assembled in certain buildings and structures not in cities of the first class, second class and second class A, by requiring certain construction and ways of egress, equipment, and maintenance; providing for the licensing of projectionists, except in cities of the first class and second class; requiring the submission of plans for examination and approval; providing for the promulgation of rules and regulations for the enforcement of this act; providing for the enforcement of this act by the Department of Labor and Industry and, in certain cases, by the chiefs of fire departments in cities of the third class; providing penalties for violations of the provisions of this act; and repealing certain acts," by increasing certain fees.

He also, from the Committee on Rules reported as committed Senate Bill No. 423, entitled:

An Act to amend section ten, fourteen and fifteen of the act, approved the thirty-first day of July, one thousand nine hundred forty-one (P. L. 616), entitled "An act defining, regulating and providing for the licensing and registration of employment agents, and their representatives, including private employment agents, theatrical employment agencies and nurses' registries; providing for revocation and suspension of licenses and registrations subject to appeal and for their reinstatement; defining the powers and duties of the Department of Labor and Industry and the Department of Public Instruction; providing penalties, and repealing existing laws," by increasing certain fees.

He also, from the Committee on Rules reported as committed Senate Bill No. 424, entitled:

An Act to amend section nine of the act, approved the first day of July, one thousand nine hundred thirty-seven (P. L. 2681), entitled "An act relating to, and regulating the manufacture, storing, and possession of explosives; requiring permits for magazines, and prescribing permit fees; and providing penalties," by increasing certain fees.

He also, from the Committee on Rules reported as committed Senate Bill No. 425, entitled:

An Act to further amend sections four, five and ten of the act, approved the second day of May, one thousand nine hundred twenty-nine (P. L. 1518), entitled, as amended "An act regulating the construction, equipment, maintenance, operation and inspection of elevators; granting certain authority to and imposing certain duties upon the Department of Labor and Industry; providing fees for inspection of elevators, certificates of operation, and approval of plans; providing penalties for violations of this act; and repealing all acts or parts of acts inconsistent with this act," by increasing certain fees.



He also, from the Committee on Rules reported as committed Senate Bill No. 426, entitled:

An Act to further amend section three hundred five of the act, approved the second day of June, one thousand nine hundred fifteen (P. L. 736), entitled, as amended "An act defining the liability of an employer to pay damages for injuries received by an employe in the course of employment; establishing an elective schedule of compensation; providing procedure for the determination of liability and compensation thereunder; and prescribing penalties," by increasing certain fees.

He also, from the Committee on Rules reported as committed Senate Bill No. 427, entitled:

An Act to amend section five of the act, approved the second day of May, one thousand nine hundred twenty-nine (P. L. 1513), entitled "An act regulating the construction, equipment, maintenance, operation and inspection of boilers; granting certain authority to and imposing certain duties upon the Department of Labor and Industry; providing penalties for violations of this act; and repealing all acts or parts of acts inconsistent with this act," by increasing certain fees.

He also, from the Committee on Rules reported as committed Senate Bill No. 428, entitled:

An Act to amend the act, approved the twenty-seventh day of May, one thousand nine hundred thirty-seven (P. L. 926), entitled "An act relating to the manufacture, repair, renovating, cleansing; sterilizing, and disinfecting of mattresses, pillows, bolsters, feather beds, and other filled bedding, cushions and upholstered furniture intended for sale or lease, and to the sale or lease thereof; requiring the placing of tag and adhesive stamp on such material; providing for the sale of adhesive stamps; authorizing and requiring the Department of Labor and Industry to adopt rules and regulations; providing penalties; and repealing certain acts," by increasing certain fees.

THE HONORABLE JOHN R. MEADE PRESENTED TO SENATE

The PRESIDENT. The Chair is pleased to note the presence of a former distinguished Member of the Senate, from Philadelphia, the Honorable John R. Meade, and requests that he rise in place and take a bow.

## CALENDAR

### FINAL PASSAGE CALENDAR

#### BILL DEFEATED ON FINAL PASSAGE

Agreeably to order,

The Senate resumed the consideration of Senate Bill No. 297, entitled:

An Act to further amend the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants

and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" by making the Pennsylvania State Police and the Pennsylvania Board of Parole departmental administrative agencies in the Department of Justice and prescribing their powers and duties.

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

(During the calling of the roll, the following occurred:)

Mr. FREED. Mr. President, may I ask how I am recorded as having voted?

The PRESIDENT. The gentleman from Lehigh has not been recorded as voting.

Mr. FREED. Mr. President, I wish to be recorded as voting "no."

The PRESIDENT. The gentleman from Lehigh will be so recorded.

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

#### YEAS—21

Barr,	Lane,	Ruth,	Wade,
Camel,	Leader,	Stevenson,	Walker,
Dent,	Mahany,	Stiefel,	Weiner,
Haluska,	Mallery,	Taylor,	Wood,
Hare,	McMenamin,	Toole,	Yosko,
Holland,			

#### NAYS—21

Bane,	Freed,	McCreesh,	Silvert,
Blass,	Harney,	McCusker,	Wagner,
Chapman,	Kessler,	McPherson, Jr.	Watkins,
Diehm,	Kopriver, Jr.	Pechan,	Watson,
DiSilvestro,	Madigan,	Propert,	Wolfe,
Fleming,			

Less than a Constitutional majority of all the Senators having voted "aye," the question was determined in the negative.

### THIRD READING CALENDAR

#### BILL ON THIRD READING

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 6, entitled:

An Act to amend the act approved the nineteenth day of June one thousand nine hundred thirteen (P. L. 534), entitled "An act relating to appointment of deputy constables" by defining the jurisdiction of deputy constables.

And said bill having been read at length the third time, On the question,

Will the Senate agree to the bill on third reading?

Mr. FLEMING. Mr. President, last week, as you will recall, we had considerable debate over the merits of this bill, and I am going to make the request that the bill go over today. However, I would like to say, at this time, that there has been considerable misunderstanding about the bill, of its effect on the minor judiciary of Pennsylvania and its effect on the elected constables of Pennsylvania.

Again, Mr. President, I want to assure all the Members of the Senate that this in no way affects any elected justice of the peace or alderman in the Commonwealth of Pennsylvania, and in no way affects the duties, the privileges or the rights of any elected constable of Pennsylvania.

Mr. President, I would like to, if I may, read into the record at this time the following article:

"Harrisburg, April 13

"The Pennsylvania Magistrates Association has thrown its full support behind a Senate bill which would do away with the so-called roving constable. The measure, sponsored by Senator Robert D. Fleming, Allegheny, would limit the authority of deputy constables to the territory in which they are deputized. The association announced its stand yesterday, following a quarterly meeting."

Now, Mr. President, I hope that those Members of the Senate who are opposed to this measure, because they have been wrongly informed that it does affect the elected justices of the peace and constables of Pennsylvania, will get in touch with those men in their own Senatorial Districts, and find out and advise them that it does not affect them and, at least, have the benefit of the action taken by the Pennsylvania Magistrates Association, which I believe we will all agree is the oldest association of the minor judiciary in the Commonwealth of Pennsylvania.

### BILL OVER IN ORDER

Mr. FLEMING. Mr. President, I now ask unanimous consent that Senate Bill No. 6, on third reading, go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

### BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 7, as follows:

An Act to further amend section two of the act approved the twenty-ninth day of May one thousand nine hundred forty-five (P. L. 1107) entitled "An act providing for the construction erection and maintenance of roadside rests adjacent to State highway routes providing for the acquisition of interests in land by gift purchase or condemnation granting powers to and imposing duties upon the Department of Highways the Secretary of Highways the Governor and the Department of Property and Supplies authorizing rules and regulations and providing penalties for violations thereof and making an appropriation" by increasing the maximum cost of any one roadside rest

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section two of the act approved the twenty-ninth day of May one thousand nine hundred forty-five (P. L. 1107) entitled "An act providing for the construction erection and maintenance of roadside rests adjacent to State highway routes providing for the acquisition of interests in land by gift purchase or condemnation granting powers to and imposing duties upon the Department of Highways the Secretary of Highways the Governor and the Department of Property and Supplies authorizing rules and regulations and providing penalties for violations thereof and making an "appropriation" as amended by the Act approved the thirty-first day of May one thousand nine hundred forty-seven (P. L. 345) is hereby further amended to read as follows

Section 2 The Department of Highways shall have the right and the power to acquire by gift purchase or condemnation such easements right of ways and other rights in real estate as may be necessary for the construction erection maintenance and protection from encroachment of such roadside rests The cost of planning acquisition con-

struction and erection of any one rest shall not exceed [thirty-five hundred dollars (\$3500)] fifty-five hundred dollars (5500) The power of eminent domain for the purpose of condemnation of such easements right of ways or other rights in real estate shall be exercised in the same manner as is now or may hereafter be provided by law for the condemnation of property in changing the widths lines and locations of State highways When and if such easements right of ways and other rights in real estate are acquired they shall become part of the highway route on which they are located or to which they are adjacent

Section 2 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

### YEAS—46

Bane,	Hare,	McCusker,	Taylor,
Barr,	Harney,	McGinnis,	Toole,
Berger,	Holland,	McMenamin,	Wade,
Blass,	Kessler,	McPherson, Jr.	Wagner,
Camel,	Koprivier, Jr.	Miller,	Walker,
Chapman,	Lane,	Pechan,	Watkins,
Dent,	Leader,	Probert,	Watson,
Diehm,	Letzler,	Ruth,	Weiner,
DiSilvestro,	Madigan,	Silvert,	Wolfe,
Fleming,	Mahany,	Stevenson,	Wood,
Freed,	Mallery,	Stiefel,	Yosko,
Haluska,	McCreesh,		

### NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which the concurrence of the House is requested.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 19, as follows:

An Act to amend Section 607 of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by providing for operating privileges of persons serving in the armed forces of the United States or in women's organizations officially



connected therewith and for the renewal of operators' licenses after honorable discharge  
The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 607 of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" is hereby amended to read as follows

Section 607 Renewal of Operator's License (a) Annual renewals of operator's license shall be made in such manner as the secretary may require upon a form furnished by the department accompanied by the fee provided in this act [Provided That renewals may be made in the same manner as annual renewals of any operator's license issued during any of the three (3) years preceding application for renewal when applicant furnishes satisfactory proof of having had a Pennsylvania operator's license issued to him or her during any of the three (3) immediate preceding license years] The department shall mail such form to the last address of the operator as it appears on the department records

(b) Renewals may be made in the same manner as annual renewals of any operator's license issued during any of the three (3) years preceding application for renewal when applicant furnishes satisfactory proof of having had a Pennsylvania operator's license issued to him or her during any of the three (3) immediate preceding license years

(c) Any person who has served in the armed forces of the United States or in any women's organization officially connected therewith and who at the time of entering the service held a Pennsylvania operator's license may have upon his or her honorable discharge from the service and for a period of one year thereafter a renewal of such operator's license in the same manner as annual renewals of operators licenses are made if he or she satisfies the following requirements

- (1) He has an honorable discharge from the service
- (2) Application for the operator's license is made within one year after the date of such honorable discharge
- (3) He is not physically or mentally incapacitated at the time of the application for renewal
- (4) In the event that his certificate of honorable discharge reveals that injuries were sustained during service the application shall be accompanied by the certificate of a licensed physician that the applicant is physically and mentally able to operate a motor vehicle
- (5) Each application shall be sworn to before a magistrate alderman notary public or justice of the peace who shall certify thereon that he has seen and examined the applicant's certificate of honorable discharge and that it is dated less than one year before the application was made
- (6) His previous operator's license has not been revoked or suspended unless in case of suspensions the period of suspension has expired
- (d) No renewal shall be required of the annual license issued to any person serving in the armed forces of the United States or in any women's organization officially connected therewith for the license year during which

he or she entered the service or for any license year during which the service continued If such license has not been revoked or suspended it shall entitle the holder if not physically or mentally incapacitated to operate motor vehicles on the highways of this Commonwealth

Section 2 The provisions of this act shall become effective immediately upon its final enactment

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

#### YEAS—46.

Bane,	Hare,	McCusker,	Taylor,
Barr,	Harney,	McGinnis,	Toole,
Berger,	Holland,	McMenamin,	Wade,
Blass,	Kessler,	McPherson, Jr.	Wagner,
Camlel,	Koprivier, Jr.	Miller,	Walker,
Chapman,	Lane,	Pechan,	Watkins,
Dent,	Leader,	Propert,	Watson,
Diehm,	Letzler,	Ruth,	Weiner,
DiSilvestro,	Madigan,	Silvert,	Wolfe,
Fleming,	Mahany,	Stevenson,	Wood,
Freed,	Mallery,	Stiefel,	Yosko,
Haluska,	McCreesh,		

#### NAYS—0.

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 21, as follows:

An Act to further amend the act approved the twenty-second day of June one thousand nine hundred thirty-one (P. L. 594) entitled "An act establishing certain townships roads as State highways authorizing their construction maintenance and improvement under certain conditions and restrictions limiting the obligation of the Commonwealth in the construction of certain structures located on such highways conferring certain powers upon the Department of Highways and local authorities persons associations and corporations for sharing the cost of the maintenance and construction of such highways and making an appropriation to carry out the provisions of said act" by changing a certain route in Armstrong County

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The following route established by the act approved the twenty-second day of June one thousand nine hundred thirty-one (P. L. 594) entitled "An act establishing certain township roads as State highways authorizing their construction maintenance and improvement under certain conditions and restrictions limiting the obligation of the Commonwealth in the construction of certain structures located on such highways conferring certain powers upon the Department of Highways and local authorities persons associations and corporations for sharing the cost of the maintenance and construction of such highways and making an appropriation to carry out the provisions of said act" is hereby amended to read as follows

Route 03004 Beginning at the Shrader's Grove Crossroads on Route 69 thence easterly and southeasterly in South Buffalo Township to a point on Route 378 at B S Van Dyke's Crossroads thence southerly along Knapp Run to a road intersection in Armstrong County a distance of about [2.0] 3.00 miles

Section 2 The provisions of this act shall become effective immediately upon final enactment



And said bill having been read at length the third time, and agreed to.

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—46.

Bane,	Hare,	McCusker,	Taylor,
Barr,	Harney,	McGinnis,	Toole,
Berger,	Holland,	McMenamin,	Wade,
Blass,	Kessler,	McPherson, Jr.	Wagner,
Camel,	Koprivier, Jr.	Miller,	Walker,
Chapman,	Lane,	Pechan,	Watkins,
Dent,	Leader,	Probert,	Watson,
Diehm,	Letzler,	Ruth,	Weiner,
DiSilvestro,	Madigan,	Silvert,	Wolfe,
Fleming,	Mahany,	Stevenson,	Wood,
Freed,	Mallery,	Stiefel,	Yosko,
Haluska,	McCreesh,		

NAYS—0.

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 29, as follows:

An Act to further amend section 717.1 of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by increasing the fee for inspection certificates

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 717.1 of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evi-

dence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" as amended by the act approved the eighteenth day of July one thousand nine hundred forty-one (P. L. 409) is hereby further amended to read as follows

Section 717.1 Fee for Inspection Certificates The fee for inspection certificates shall be [five (\$0.05)] ten (\$.10) cents for each certificate issued A sum equal to the amount so realized shall be allocated to and used solely for the promotion of highway safety

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—46

Bane,	Hare,	McCusker,	Taylor,
Barr,	Harney,	McGinnis,	Toole,
Berger,	Holland,	McMenamin,	Wade,
Blass,	Kessler,	McPherson, Jr.	Wagner,
Camel,	Koprivier, Jr.	Miller,	Walker,
Chapman,	Lane,	Pechan,	Watkins,
Dent,	Leader,	Probert,	Watson,
Diehm,	Letzler,	Ruth,	Weiner,
DiSilvestro,	Madigan,	Silvert,	Wolfe,
Fleming,	Mahany,	Stevenson,	Wood,
Freed,	Mallery,	Stiefel,	Yosko,
Haluska,	McCreesh,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

## BILLS OVER IN ORDER

Mr. MAHANY. Mr. President, I ask unanimous consent that Senate Bill No. 35, on third reading, entitled:

An Act to further amend Section 1 of the act, approved the twenty-fifth day of April, one thousand nine hundred twenty-nine (P. L. 723), entitled "An act regulating the investment of funds by administrative departments, boards, commissions, and officers of the State Government," by expanding the investment powers of State administrative departments, boards, commissions or officers.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. MAHANY. Mr. President, I ask unanimous consent that Senate Bill No. 57, on third reading, entitled:

An Act to amend Section 830 of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers



and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by prescribing the manner in which logs carried on certain vehicles and trailers shall be securely fastened

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

### BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration if House Bill No. 105, as follows:

An Act to amend Section 1222 of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by increasing secretary's fee for supplying certain information

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 1222 of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" as added by the act approved the twenty-ninth day of June one thousand nine hundred

thirty-seven (P. L. 329) is hereby amended to read as follows

Section 1222 Secretary May Supply Certain Information Fee The secretary may in his discretion supply such information relating to encumbrances and information relating to learners' permits operators' licenses the registration and titling of vehicles as has not been disposed of under the provisions of section four hundred fifteen (415) of this act and may require the payment of a fee of [twenty-five (\$0.25)] fifty (\$0.50) cents for each record document or letter comprising a part thereof

And said bill having been read at length the third time, and agreed to.

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

#### YEAS—46

Bane,	Hare,	McCusker,	Taylor,
Barr,	Harney,	McGinnis,	Toole,
Berger,	Holland,	McMenamin,	Wade,
Blass,	Kessler,	McPherson, Jr.	Wagner,
Camiel,	Koprivier, Jr.	Miller,	Walker,
Chapman,	Lane,	Pechan,	Watkins,
Dent,	Leader,	Probert,	Watson,
Diehm,	Letzler,	Ruth,	Welner,
DiSilvestro,	Madigan,	Silvert,	Wolfe,
Fleming,	Mahany,	Stevenson,	Wood,
Freed,	Mallery,	Stiefel,	Yosko,
Haluska,	McCreesh,		

#### NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

### BILL ON THIRD READING AMENDED

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 117, entitled:

An Act to amend section 608.1 of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by further providing for physical examinations and certificates signifying passage thereof by school bus drivers

And said bill having been read at length the third time.

On the question.

Will the Senate agree to the bill on third reading?



Mr. MAHANY. Mr. President, I ask unanimous consent to offer an amendment at this time.

The PRESIDENT. Is there objection? The Chair hears none.

The Clerk read the amendment as follows:

Amend Sec. 1 (Sec. 608.1), page 4, line 15, by inserting after "examination" the following: "including an examination of the eyes."

On the question.

Will the Senate agree to the amendment?

It was agreed to.

On the question.

Will the Senate agree to the bill on third reading, as amended?

It was agreed to.

Ordered, To be transcribed for Final Passage.

### BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 122, as follows:

An Act to amend the third paragraph of section two hundred twenty and to reenact and amend subsection C of section two hundred twenty-one of the act approved the second day of May one thousand nine hundred twenty-five (P. L. 448) entitled "An act relating to fish and amending revising consolidating and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth" by exempting certain members of the armed forces from the payment of a fee to the Commonwealth for resident and non-resident fishing licenses. The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 220 of the act approved the second day of May one thousand nine hundred twenty-five (P. L. 448) entitled "An act relating to fish and amending revising consolidating and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth" as added by the act approved the twenty-first day of March one thousand nine hundred forty-five (P. L. 46) as added by the act approved the twenty-first day of May one thousand nine hundred forty-three (P. L. 314) is hereby amended to read as follows

Section 220 Resident fishing license fees

\* \* \* \* \*

[For the duration of the present war any person with the above qualifications who is in service with the armed forces of the United States shall be issued such license upon application to any county treasurer within the Commonwealth without the payment of the above license fee provided for the use of the Commonwealth] any person serving or who has served in the armed forces of the United States during any part of any war or the armed conflict in which the United States is now engaged in Korea and who is being hospitalized or is in a convalescent camp within the Commonwealth shall be issued a license as above provided without the payment of said license fee provided for the use of the Commonwealth

\* \* \* \* \*

Section 2 Subsection C of section two hundred twenty-one of said act is hereby reenacted and amended to read as follows

Section 221 Non-Resident and Alien Non-Resident Fishing License Fees Tourist Fishing License Fees for Non-Residents and Alien Non-Residents

\* \* \* \* \*

C Any person serving or who has served in the armed forces of the United States during any part of [the] any war or the armed conflict in which the United States is now engaged in Korea and who is being hospitalized

or is in a convalescent camp within the Commonwealth shall be issued such license as provided in subsections A and B of this section without the payment of the said license fee provided for the use of the Commonwealth

The application for the issuance of a license in such case shall in addition to the other information required give the serial number of the branch of service to which the applicant is attached together with the applicant's rank and the hospital to which he is attached and a certificate from the person in charge of the hospital or other place in which such person is confined or to which he is attached

Section 3 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—46

Bane,	Hare,	McCusker,	Taylor,
Barr,	Harney,	McGinnis,	Toole,
Berger,	Holland,	McMenamin,	Wade,
Blass,	Kessler,	McPherson, Jr.	Wagner,
Camel,	Koprivier, Jr.	Miller,	Walker,
Chapman,	Lane,	Pechan,	Watkins,
Dent,	Leader,	Probert,	Watson,
Diehm,	Letzler,	Ruth,	Weiner,
DiSilvestro,	Madigan,	Silvert,	Wolfe,
Fleming,	Mahany,	Stevenson,	Wood,
Freed,	Mallery,	Stiefel,	Yosko,
Haluska,	McCreesh,		

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 201, as follows:

An Act to further amend the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by changing the penalties for operating a motor vehicle trailer or semi-trailer that has not been inspected

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Subsection (h) and the penalty clause of Section 823 of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled



"An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns and townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" as last amended by the act approved the twenty-first day of May one thousand nine hundred forty-three (P. L. 317) are hereby further amended to read as follows

Section 823 Official Inspections

\* \* \* \* \*

(h) It shall be unlawful to operate any motor vehicle trailer or semi-trailer on a highway (1) during an inspection period unless the motor vehicle trailer or semi-trailer has been inspected during the present or last preceding inspection period and (2) after the close of any inspection period unless it has been inspected during the last preceding inspection period and (3) a certificate for the proper period furnished and displayed

\* \* \* \* \*

Penalty Any person violating any of the provisions of subsections (d) (e) (g) (h) (j) or (k) of this section shall upon summary conviction before a magistrate be sentenced to pay a fine of not more than ten (\$10) dollars and costs of prosecution and in default of the payment thereof shall undergo imprisonment for not more than five (5) days Any person violating the provisions of subsection (h) of this section shall be given by the arresting officer a ticket whereon shall be indicated the date time and place of arrest and such person shall not be proceeded against more than one time within any twenty-four hour period for the violation of said subsection

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

#### YEAS—46

Bane,	Hare,	McCusker,	Taylor,
Barr,	Harney,	McGinnis,	Toole,
Berger,	Holland,	McMenamin,	Wade,
Blass,	Kessler,	McPherson, Jr.	Wagner,
Camiel,	Koprivier, Jr.	Miller,	Walker,
Chapman,	Lane,	Pechan,	Watkins,
Dent,	Leader,	Propert,	Watson,
Diehm,	Letzler,	Ruth,	Weiner,
DiSilvestro,	Madigan,	Silvert,	Wolfe,
Fleming,	Mahany,	Stevenson,	Wood,
Freed,	Mallery,	Stiefel,	Yosko,
Haluska,	McCreesh,		

#### NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 282, as follows:

An Act to further amend Section 607 of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 1005) entitled as amended "An act relating to and regulating tractors and their operation providing for their registration by the Department of Revenue upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of tractors providing that records are admissible as evidence imposing upon owners counties boroughs incorporated towns and townships within the Commonwealth liability for damages caused by the negligence operation of tractors imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by limiting the use of tractors of the second class

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 607 of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 1005) entitled as amended "An act relating to and regulating tractors and their operation providing for their registration by the Department of Revenue upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of tractors providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns and townships within the Commonwealth liability for damages caused by the negligent operation of tractors imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" as last amended by the act approved the fourteenth day of January one thousand nine hundred fifty-two (P. L. 1996) is hereby further amended to read as follows

#### Section 607 Sizes of Vehicles and Load

(a) No tractor except street sweeper road grader and the snow removal equipment shall exceed a total maximum with including any load thereon of one hundred and ten (110) inches

(c) No tractor except fire department equipment shall exceed a total maximum length including load thereon of three hundred and ninety-six (396) inches and no combination of vehicles coupled together shall exceed a total maximum length of seventy (70) feet

1 No tractor of the second class shall be operated upon any highway drawing or having attached thereto more than one (1) other vehicle

2 The draw-bar or other connection between a tractor or other vehicle shall not exceed fifteen (15) feet in length from tractor to the other vehicle Whenever the connection consists of a chain rope bar or cable there shall be displayed upon such connection a flag not less than twelve (12) inches both in length and width

Penalty Any person violating any of the provisions of this section shall upon summary conviction before a magistrate be sentenced to pay a fine of ten (\$10) dollars and costs of prosecution and in default of the payment thereof shall undergo imprisonment for not more than five (5) days

And said bill having been read at length the third time, and agreed to,

On the question,



Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

## YEAS—46

Bane,	Hare,	McCusker,	Taylor,
Barr,	Harney,	McGinnis,	Toole,
Berger,	Holland,	McMenamin,	Wade,
Blass,	Kessler,	McPherson, Jr.	Wagner,
Camiel,	Koprivier, Jr.	Miller,	Walker,
Chapman,	Lane,	Pechan,	Watkins,
Dent,	Leader,	Propert,	Watson,
Diehm,	Letzler,	Ruth,	Weiner,
DiSilvestro,	Madigan,	Silvert,	Wolfe,
Fleming,	Mahany,	Stevenson,	Wood,
Freed,	Mallery,	Stiefel,	Yosko,
Haluska,	McCreesh,		

## NAYS—0

A majority of all the Senatore having voted, "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence,

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 285, as follows:

An Act to reenact and amend the act approved the twenty-first day of July one thousand nine hundred forty-one (P. L. 425) entitled "An act to establish a system uniform throughout the Commonwealth for the compensation of witnesses regulating the amount payment and taxation as costs thereof and repealing inconsistent legislation" by including witnesses appearing to testify before any coroner coroner's jury or inquest and providing for payment of fees

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Sections one to ten inclusive of the act approved the twenty-first day of July one thousand nine hundred forty-one (P. L. 425) entitled "An act to establish a system uniform throughout the Commonwealth for the compensation of witnesses regulating the amount payment and taxation as costs thereof and repealing inconsistent legislation" are hereby reenacted and amended to read as follows

Section 1 The word "witness" as used in this act means a witness subpoenaed to testify before (a) any court of record or (b) any department board commission or legislative body of the State government or any municipality or (c) any officer or committee of or appointed by any such court department board commission or legislative body or (d) any coroner or coroner's jury or inquest

Section 2 Every witness shall be paid at the rate of three dollars (\$3) per day during the necessary period of his attendance

Section 3 A witness necessarily present for more than one proceeding at the same place during any day shall be paid but once for such period

Section 4 Every witness who resides outside the place where his attendance is required whether such residence be within or without the Commonwealth shall be paid mileage at the rate of five cents (5c) for each mile he actually travels in going to such place from his place of residence and returning but not for a greater number of miles than would be required for traveling by the usually-traveled route between those places

Section 5 (a) A witness necessarily present for more than one proceeding at the same place during any day shall receive but one mileage allowance

(b) When a proceeding is adjourned continued or postponed for more than one day or is prolonged from one week to the next a witness necessarily present both before and after such interval and who therein returns

to his place of residence shall be paid one additional mileage allowance for each such interval

Section 6 When a proceeding is prolonged from one day to the next a witness necessarily present on both days who resides more than fifty (50) miles by the usually-traveled route from the place the proceeding is held and who remains there overnight shall be paid commutation of lodging in an amount equal to the per diem witness fee for each such night

Section 7 Witnesses who attend any proceeding under subpoena but who are not called to testify therein shall receive the same compensation they would receive if actually called

Section 8 All compensation properly paid in accordance with the provisions of this act to witnesses in any proceeding shall be taxable as costs therein except in proceedings before a coroner coroner's jury or inquest where compensation paid to witnesses shall be payable by the county

Section 9 Nothing herein contained shall affect the right of a witness who gives expert testimony to receive additional per diem compensation therefor not taxable as costs nor shall it affect the compensation of a witness from another state who appears to testify in a criminal prosecution in this Commonwealth by virtue of a subpoena issued by a judge of such other state

Section 10 At the time a witness is subpoenaed for any proceeding he shall upon demand be paid the witness fee for one day and mileage as herein provided The provisions of this section shall not apply to witnesses subpoenaed to appear in criminal courts nor before a coroner coroner's jury or inquest

Section 2 The act approved the eighteenth day of May one thousand nine hundred seventeen (P. L. 240) entitled "An act providing fees and mileage for witnesses attending coroners' inquests and providing for the payment thereof by the several counties" is hereby repealed in so far as it is inconsistent with the provisions of this act

Section 3 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

## YEAS—46

Bane,	Hare,	McCusker,	Taylor,
Barr,	Harney,	McGinnis,	Toole,
Berger,	Holland,	McMenamin,	Wade,
Blass,	Kessler,	McPherson, Jr.	Wagner,
Camiel,	Koprivier, Jr.	Miller,	Walker,
Chapman,	Lane,	Pechan,	Watkins,
Dent,	Leader,	Propert,	Watson,
Diehm,	Letzler,	Ruth,	Weiner,
DiSilvestro,	Madigan,	Silvert,	Wolfe,
Fleming,	Mahany,	Stevenson,	Wood,
Freed,	Mallery,	Stiefel,	Yosko,
Haluska,	McCreesh,		

## NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

## BILL OVER IN ORDER

Mr. MAHANY. Mr. President, I ask unanimous consent that Senate Bill No. 337, on third reading, entitled:

An Act to further amend the act approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "An act relating to the public school



system, including certain provisions applicable as well to private and parochial schools amending, revising, consolidating and changing the laws relating thereto," by limiting the amount of reimbursement by the Commonwealth to school districts and vocational school districts; and requiring the Department of Public Instruction to administer the financial affairs of financially handicapped and distressed school districts in certain cases.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

### BILL ON THIRD READING AMENDED

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 350, entitled:

An Act to further amend Section 20 of the act approved the second day of May one thousand nine hundred twenty-five (P. L. 448) entitled "An act relating to fish and amending revising consolidating and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth" by authorizing fishing in streams not stocked with trout

And said bill having been read at length the third time, On the question,

Will the Senate agree to the bill on third reading?

Mr. WADE. Mr. President, I ask unanimous consent to offer amendments at this time.

The PRESIDENT. Is there objection? The Chair hears none.

The Clerk read the amendments as follows:

Amend title, page 1, next to last line of title, by inserting after "streams": "or canals"; amend Sec. 1 (Sec. 20), page 2, line 13, by inserting after "rivers": "canals"; amend Sec. 1 (Sec. 20), page 2, line 20, by inserting after "Ponds": "canals"; amend Sec. 1 (Sec. 20), page 3, line 17, by inserting brackets before and after "however."

On the question,

Will the Senate agree to the amendments?

They were agreed to.

On the question,

Will the Senate agree to the bill on third reading, as amended?

It was agreed to.

Ordered, To be transcribed for final passage.

### BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 357, as follows:

An Act to amend section three hundred four of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1225) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" by providing for additional complimentary hunting licenses

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 304 of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1225) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" is hereby amended to read as follows

Section 304 Complimentary Nonresident Licenses The commission is hereby authorized to issue annually not to

exceed [twenty-five] one hundred complimentary hunting licenses with either a tag or a button bearing the same number as the license to any of the following persons (a) The Chief Executive of the United States (b) the governor of any state (c) to authorized representatives of the conservation departments of other states (d) to Federal officials engaged in conservation work (e) to authorized officials of national conservation organizations and (f) to conservation officials of any foreign country or major subdivision thereof

Such licenses shall be issued without fee and shall be in such form as the commission may determine

Section 2 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

#### YEAS—45

Bane,	Hare,	McCusker,	Taylor,
Barr,	Harney,	McGinnis,	Toole,
Berger,	Holland,	McMenamin,	Wade,
Blass,	Kessler,	McPherson, Jr.	Wagner,
Camiel,	Koprivier, Jr.	Miller,	Walker,
Chapman,	Lane,	Pechan,	Watkins,
Dent,	Leader,	Propert,	Watson,
Diehm,	Letzler,	Ruth,	Welner,
DiSilvestro,	Madigan,	Silvert,	Wolfe,
Fleming,	Mahany,	Stevenson,	Wood,
Freed,	McCreesh,	Stiefel,	Yosko,
Haluska,			

#### NAYS—1

Mallery,

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 360, as follows:

An Act to further amend section two hundred forty of the act approved the second day of May one thousand nine hundred twenty-five (P. L. 448) entitled "An act relating to fish and amending revising consolidating and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth" by providing for additional complimentary fishing licenses

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 240 of the act approved the second day of May one thousand nine hundred twenty-five (P. L. 448) entitled "An act relating to fish and amending revising consolidating and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth" as amended by the act approved the seventeenth day of July one thousand nine hundred thirty-five (P. L. 1145) is hereby further amended to read as follows

Section 240 Unnaturalized Foreign-born Not to Fish It shall be unlawful for any unnaturalized foreign-born resident to go fishing for or capture or kill in this Commonwealth any fish of any description Provided however That the Commissioner with the approval of the Board may issue not more than [fifty] one hundred special fishing permits or complimentary licenses in each year to unnaturalized foreign-born persons or distinguished non-residents Each and every person violating any provision of this section shall upon conviction thereof in the manner provided in chapter fourteen of



this act be sentenced to pay a penalty of twenty dollars for each offense

Section 2 The provision of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows viz:

YEAS—45

Bane,	Hare,	McCusker,	Taylor,
Barr,	Harney,	McGinnis,	Toole,
Berger,	Holland,	McMenamin,	Wade,
Blass,	Kessler,	McPherson, Jr.	Wagner,
Camel,	Koprivier, Jr.	Miller,	Walker,
Chapman,	Lane,	Pechan,	Watkins,
Dent,	Leader,	Probert,	Watson,
Diehm,	Letzler,	Ruth,	Weiner,
DiSilvestro,	Madigan,	Silvert,	Wolfe,
Fleming,	Mahany,	Stevenson,	Wood,
Freed,	McCreesh,	Stiefel,	Yosko,
Haluska,			

NAYS— 1

Mallery,

A majority of all the Senators having voted "aye", the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

### BILLS POSTPONED

Mr. MAHANY. Mr. President, I move that Senate Bill No. 373, on third reading, entitled:

An Act to amend Section 601 of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for an reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administration departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" by defining the powers and duties of the Budget Secretary revising the method of preparing the budget and prohibiting duplications

be placed on the Third Reading Postponed Calendar.

Mr. HARE. Mr. President, I second the motion.

The motion was agreed to.

Mr. MAHANY. Mr. President, I move that Senate Bill No. 378, on third reading, entitled:

An Act discontinuing the Soldiers' and Sailors' Home at Erie Pennsylvania abolishing the board of trustees thereof authorizing the use of the property for other State purposes or the sale thereof and conferring powers and duties on certain State officers

be placed on the Third Reading Postponed Calendar.

Mr. HARE. Mr. President, I second the motion.

The motion was agreed to.

### BILL OVER IN ORDER

Mr. MAHANY. Mr. President, I ask unanimous consent that Senate Bill No. 379, on third reading, entitled:

An Act to further amend the act approved the fifth day of December one thousand nine hundred thirty-six (1937 P. L. 2879) entitled "An act establishing a system of unemployment compensation to be administered by the Department of Labor and Industry and its existing and newly created agencies with personnel (with certain exceptions) selected on a civil service basis requiring employers to keep records and make reports and certain employers to pay contributions based on payrolls to provide moneys for the payment of compensation to certain unemployed persons providing procedure and administrative details for the determination payment and collection of such contributions and the payment of such compensation providing for cooperation with the Federal Government and its agencies creating certain special funds in the custody of the State Treasurer and prescribing penalties" by prescribing the method of payments for the Special Administration Fund

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

### BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 391, as follows:

An Act to further amend subsection (e) of section 608 of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by changing applicant and operators license requirements

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Subsection (e) of section 608 of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the



peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" as last amended by the act approved the twenty-fourth day of August one thousand nine hundred fifty-one (P. L. 1368) is hereby further amended to read as follows

#### Section 608 Examination of Applicants and Operators

\* \* \* \* \*

(e) Following any examination and pending the issue of the operator's license the secretary's representative may authorize any applicant who has qualified as an operator to operate for a period of thirty (30) days a motor vehicle or tractor with his learner's permit card and when it was required without being accompanied by a licensed operator provided such learner's permit card is properly approved for such purpose

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

#### YEAS—46

Bane,	Hare,	McCusker,	Taylor,
Barr,	Harney,	McGinnis,	Toole,
Berger,	Holland,	McMenamin,	Wade,
Blass,	Kessler,	McPherson, Jr.	Wagner,
Camiel,	Koprivier, Jr.	Miller,	Walker,
Chapman,	Lane,	Pechan,	Watkins,
Dent,	Leader,	Propert,	Watson,
Diehm,	Letzler,	Ruth,	Weiner,
DiSilvestro,	Madigan,	Silvert,	Wolfe,
Fleming,	Mahany,	Stevenson,	Wood,
Freed,	Mallery,	Stiefel,	Yosko,
Haluska,	McCreesh,		

#### NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative:

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

#### RECESS

Mr. MAHANY. Mr. President, I move that the Senate do now take a recess for five minutes, for the purpose of holding a meeting of the Appropriations Committee.

Mr. HARE. Mr. President, I second the motion.

The motion was agreed to.

#### AFTER RECESS

The PRESIDENT. The time of recess having elapsed the Senate will be in order.

#### BILLS INTRODUCED AND REFERRED

Mr. SILVERT. Mr. President, I ask unanimous consent to introduce a bill at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. SILVERT read in place and presented to the Chair Senate Bill No. 472, entitled:

An Act to further amend Section 7 of the act, approved the thirty-first day of March, one thousand eight hundred sixty (P. L. 427), entitled "An act to consolidate, revise

and amend the laws of this Commonwealth relating to penal proceeding and pleadings," by providing how prisoners shall be bailable.

Which was committed to the Committee on Judiciary General.

Mr. BANE. Mr. President, I ask unanimous consent to introduce a bill at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. BANE read in place and presented to the Chair Senate Bill No. 473, entitled:

An Act to further amend subsection A of Section 4 of the act, approved the second day of May, one thousand nine hundred forty-five (P. L. 382), entitled "An act providing for the incorporation as bodies corporate and politic of 'Authorities' for municipalities, counties and townships; prescribing the rights, powers and duties of such authorities heretofore or hereafter incorporated; authorizing such Authorities to acquire, construct, improve, maintain and operate projects, and to borrow money and issue bonds therefor; providing for the payment of such bonds, and prescribing the rights of the holders thereof; conferring the right of eminent domain on such Authorities; authorizing such Authorities to enter into contracts with and to accept grants from the Federal Government or any agency thereof; and conferring exclusive jurisdiction on certain courts over rates," by authorizing as Authority projects, buildings, grounds and structures for the purpose of holding farm shows.

Which was committed to the Committee on Local Government.

#### REPORTS FROM COMMITTEES

Mr. HALUSKA. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. HALUSKA, from the Committee on Insurance, reported as amended Senate Bill No. 304, entitled:

An Act to further amend Section 3 of the act, approved the twenty-fifth day of April, one thousand nine hundred twenty-one (P. L. 276), entitled, as last amended, "An act requiring persons, partnerships, associations, or corporations advertising for or soliciting business as adjusters of claims within this Commonwealth for loss or damage arising out of policies of insurance, surety, or indemnity on property, persons, or insurable business interests within this Commonwealth, to be licensed by the insurance Commissioner; requiring persons, partnerships, associations, or corporations acting as solicitors for said adjusters to be licensed by the Insurance Commissioner; regulating the issuance and revocation of such licenses; prescribing certain conditions for the transaction of such business, providing for the filing of bonds by public adjusters and public adjuster solicitors, and for recovery thereon by parties in interest; and providing penalties," by further regulating the licensing and conditions for transaction of such business.

Mr. CHAPMAN. Mr. President, I ask unanimous consent to make reports from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. CHAPMAN, from the Committee on Appropriations, reported as committed House Bill No. 51, entitled:

An Act making a deficiency appropriation to the Department of Mines for the purpose of administering the provisions of "The Coal Mine Sealing Act of 1947."



He also, from the Committee on Appropriations reported as committed House Bill No. 445, entitled:

A Supplement to the act approved the twenty-first day of January one thousand nine hundred fifty-two (Appropriation Acts page 87) entitled "An act to provide for the ordinary expenses of the Executive Legislative and Judicial Departments of the Commonwealth interest on the public debt and the support of the public schools for two years beginning June first one thousand nine hundred fifty-one and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first one thousand nine hundred fifty-one" providing for deficiencies in certain appropriations made by the act for the fiscal biennium ending May thirty-first one thousand nine hundred fifty-three.

He also, from the Committee on Appropriations reported as committed House Bill No. 655, entitled:

An Act making a deficiency appropriation to the Judicial Department for the compensation and expenses of traveling judges of the Court of Common Pleas.

He also, from the Committee on Appropriations reported as committed House Bill No. 743, entitled:

An Act appropriating eighteen hundred dollars to the Chief Clerk of the House of Representatives to be used for the purpose of paying the salaries of deceased members to the wife or husband or legal representative of such deceased member.

## SECOND READING CALENDAR BILL ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 43, entitled:

An Act to amend Section 1 of the act approved the fifth day of August one thousand nine hundred thirty-two (P. L. 45) entitled "An act empowering cities of the first and second classes to levy assess and collect or to provide for the levying assessment and collection of certain additional taxes for general revenue purposes authorizing the establishment of bureaus and the appointment and compensation of officers and employes to assess and collect such taxes and permitting penalties to be imposed and enforced" by prohibiting the imposition of wage income or occupation taxes on non-residents and abolishing such taxes heretofore imposed.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

## BILLS OVER IN ORDER

Mr. MAHANY. Mr. President, I ask unanimous consent that Senate Bill No. 47, on second reading, entitled:

An Act to amend the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1225) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" by requiring red markings on the back of hunters.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. MAHANY. Mr. President, I ask unanimous consent that Senate Bill No. 86, on second reading, entitled:

An Act to further amend Section 4 of the act approved the second day of May one thousand nine hundred forty-five (P. L. 382) entitled "An act providing for the incorporation as 'bodies corporate and politic of 'Authorities' for municipalities counties and townships prescribing the rights powers and duties of such Authorities heretofore or hereafter incorporated authorizing such Authorities to acquire construct improve maintain and operate projects and to borrow money and issue bonds therefor providing for the payment of such bonds and prescribing the rights of the holders thereof conferring the right of eminent domain on such Authorities authorizing such Authorities to enter into contracts with and to accept grants from the Federal Government or any agency thereof and conferring exclusive jurisdiction on certain courts over rates" by extending the purposes and powers of Authorities to include housing projects and authorizing the leasing and fixing of rentals in the operation thereof.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. MAHANY. Mr. President, I ask unanimous consent that House Bill No. 89, on second reading, entitled:

An Act to add subsection (d) to Section 1013 of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by requiring vehicles street cars and trackless trolley omnibuses to yield the right of way after stopping at an intersection marked with an official "Stop" sign

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. MAHANY. Mr. President, I ask unanimous consent that House Bill No. 110, on second reading, entitled:

An Act to further amend the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs



incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeiture fees and miscellaneous receipts making an appropriation and providing for refunds" by further fixing fees for annual registration and chassis and maximum gross weights of certain commercial vehicles

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. MAHANY. Mr. President, I ask unanimous consent that Senate Bill No. 215, on second reading, entitled:

An Act to amend the act approved the twenty-fourth day of June one thousand nine hundred thirty-seven (P. L. 2017) entitled "An act creating in each county (except of the first class) as a sperate corporation and in each city of the first and second class as a part of the city government an institution district for the care and maintenance of certain indigent persons and children prescribing the powers and duties of county commissioners county treasurers city departments of public welfare the State Department of Welfare and the State Department of Public Assistance in respect thereto abolishing certain poor districts and terminating the terms of directors overseers guardians and managers of the poor and poor district auditors and providing for the temporary employment of certain of them providing for the transfer vesting sales and disposition of the property of poor districts and the payment of their obligations imposing certain existing obligations on institution districts and on the Commonwealth regulating the affairs of poor districts until abolished revising amending changing and consolidating the law relating to the care of the poor and repealing existing laws" by further providing for the administration of the fiscal affairs of the county institution districts regulating the making of contracts and purchases authorizing such districts to take by gift grant devise or bequest money and property in trust and conferring powers and imposing duties on county commissioners county treasurers county controllers and county auditors

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

### BILL POSTPONED

Mr. MAHANY. Mr. President, I move that Senate Bill No. 280, on second reading, entitled:

An act to further amend Clause (6) of Subsection (b) of Section 1002 of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace and courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation

and providing for refunds" by increasing the maximum speed limit as to certain motor vehicles

be placed on the Second Reading Postponed Calendar.  
Mr. HARE. Mr. President, I second the motion.

The motion was agreed to.

### BILLS ON SECOND READING

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 292, entitled:

An Act to further amend the act approved the seventeenth day of May one thousand nine hundred twenty-one (P. L. 682) entitled "An act relating to insurance amending revising and consolidating the law providing for the incorporation of insurance companies and the regulation supervision and protection of home and foreign insurance companies Lloyds associations reciprocal and inter-insurance exchanges and fire insurance rating bureaus and the regulation and supervision of insurance carried by such companies associations and exchanges including insurance carried by the State Workmen's Insurance Fund providing penalties and repealing existing laws" by further providing for the types or kinds of insurance business which certain domestic and foreign companies may transact requiring certain domestic companies to amend their charters before transacting such additional kinds of insurance fixing the minimum capital and financial requirements necessary to transact such additional kinds of insurance by both domestic and foreign companies and making such requirements additional conditions to licensure of certain foreign companies

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 299, entitled:

An Act to amend sections two hundred three and three hundred eight of the act approved the seventeenth day of May one thousand nine hundred twenty-one (P. L. 682) entitled "An act relating to insurance amending revising and consolidating the law providing for the incorporation of insurance companies and the regulation supervision and protection of home and foreign insurance Companies Lloyds associations reciprocal and inter-insurance exchanges and fire insurance rating bureaus and the regulation and supervision of insurance carried by such companies associations and exchanges including insurance carried by the State Workmen's Insurance Fund providing penalties and repealing existing laws" by changing certain qualifications of incorporators directors and trustees

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 302, entitled:

An Act to amend section 308 of the act approved the seventeenth day of May one thousand nine hundred twenty-one (P. L. 682) entitled "An act relating to insur-



ance amending revising and consolidating the law providing for the incorporation of insurance companies and the regulation supervision and protection of home and foreign insurance companies Lloyds associations reciprocal and inter-insurance exchanges and fire insurance rating bureaus and the regulation and supervision of insurance carried by such companies associations and exchanges including insurance carried by the State Workmen's Insurance Fund providing penalties and repealing existing laws" by enumerating certain types of vacancies occurring in the board of directors of insurance companies and providing for filing thereof

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 323, entitled:

An Act to further amend the act approved the twenty-first day of May one thousand nine hundred forty-three (P. L. 571) entitled as amended "An act relating to assessment for taxation in counties of the fourth fifth sixth seventh and eighth classes designating the subjects property and persons subject to and exempt from taxation for county borough town township school except in cities and county institution district purposes and providing for and regulating the assessment and valuation thereof for such purposes creating in each such county a board for the assessment and revision of taxes defining the powers and duties of such boards providing for the acceptance of this act by cities regulating the office of ward borough town and township assessors abolishing the office of assistant triennial assessor in townships of the first class providing for the appointment of a chief assessor assistant assessors and other employees providing for their compensation payable by such counties prescribing certain duties of and certain fees to be collected by the recorder of deeds and municipal officers who issue building permits imposing duties on taxables making improvements on land and grantees of land prescribing penalties and eliminating the triennial assessment" by further classifying real estate for the purpose of assessment for taxation clarifying the law as to the oath of assessors and further prescribing the manner of making assessments after the establishment of the permanent record system required by law

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

### BILL POSTPONED

Mr. MAHANY. Mr. President, I move that Senate Bill No. 326, on second reading, entitled:

An Act creating as bodies corporate and politic "Public Auditorium Authorities" in counties of the second class and in cities of the second class singly or jointly prescribing the rights powers and duties of such Authorities authorizing such Authorities to acquire construct improve maintain and operate public auditoriums to borrow money and issue bonds therefor providing for the payment of such bonds and prescribing the rights of the holders thereof conferring the right of eminent domain on such Authorities empowering such Authorities to enter into contracts leases and licenses with and to accept grants from private sources the Federal Government State political subdivisions of the State or any agency thereof authorizing the making of said grants from bond funds or current revenues authorizing Authorities to collect rentals admissions license fees for the use of the project exempting the property and securities of such Public Auditorium Authorities from taxation

be placed on the Second Reading Postponed Calendar.

Mr. HARE. Mr. President, I second the motion.

The motion was agreed to.

### BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 347, entitled:

An Act providing for the sale of the State medical and surgical hospitals and for the disposition of the purchase moneys therefor

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

### BILL OVER IN ORDER

Mr. MAHANY. Mr. President, I ask unanimous consent that Senate Bill No. 349, on second reading, entitled:

An Act to further amend the act approved the seventeenth day of July one thousand nine hundred thirty-five (P. L. 1092) entitled "An act defining fraternal benefit societies and their status authorizing such societies to create subordinate lodges and to pay benefits to members and their beneficiaries from funds collected and regulating such benefits and collections providing for the organization and incorporation of such societies and for their supervision regulation and examination by the Insurance Commissioner and for the admission of foreign societies designating tables of mortality as a basis for rates of contribution requiring all societies to make annual and other reports and appointing the Insurance Commissioner as attorney for service of process providing penalties for any violations of the act exempting such societies from taxation and certain other societies from its provisions and requiring beneficial associations other than fraternal benefit societies to report to and be supervised by the Insurance Commissioner and repealing existing laws" by further regulating contracts and funds of such societies

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

### BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 359, entitled:

An Act to further amend Section 1 of the act approved the twenty-fifth day of June one thousand nine hundred forty-seven (P. L. 971) entitled "An act relating to the annual salaries and compensation of certain county officers of counties of the eighth class" by increasing the annual salaries of county commissioners

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 375, entitled:



An Act to further amend the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employees in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments boards and commissions shall be determined" by transferring powers and duties relating to professional and vocational licenses and solicitation registration from the Department of Public Instruction and the professional and vocational licensing boards to the Department of State creating professional and vocational advisory boards in the Department of State making the Pennsylvania State Board of Censors a departmental board in the Department of State transferring powers and duties relating to airport regulation licensing and inspection from the Pennsylvania Aeronautics Commission to the Department of State and abolishing the several professional and vocational examining and licensing boards

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order.

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 377, entitled:

An Act to amend the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising and consolidating and changing the laws relating thereto" by changing the State teachers' college districts discontinuing seven State teachers' colleges abolishing their boards of trustees authorizing the use of the properties for other State purposes or the public sale thereof and conferring powers and imposing duties on certain State Officers and agencies.

And said bill having been read at length the second time and agreed to, Ordered To be transcribed for a third reading.

Agreeably to order.

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 380, entitled:

An Act to further amend the act approved the fifth day of December one thousand nine hundred thirty-six (1937 P. L. 2897) entitled "An act establishing a system of unemployment compensation to be administered by the Department of Labor and Industry and its existing and newly created agencies with personnel (with certain exceptions) selected on a civil service basis requiring employers to keep records and make reports and certain employers to pay contributions based on payrolls to provide moneys for the payment of compensation to certain

unemployed persons providing procedure and administrative details for the determination payment and collection of such contributions and the payment of such compensation providing for cooperation with the Federal Government and its agencies creating certain special funds in the custody of the State Treasurer and prescribing penalties" by requiring the Unemployment Compensation Board of Review to coordinate work of referees and prohibiting hearings de novo on further appeals.

And said bill having been read at length the second time and agreed to, Ordered, To be transcribed for a third reading.

Agreeably to order.

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 381, entitled:

An Act to further amend the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employees in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments boards and commissions shall be determined" by providing for the establishment in the Department of Labor and Industry of the Industrial Board as a departmental advisory board and abolishing the Industrial Board as a departmental administrative board.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

### BILLS OVER IN ORDER

Mr. MAHANY. Mr. President, I ask unanimous consent that Senate Bill No. 382, on second reading, entitled:

An Act to reenact and further amend the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employees in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments boards and commissions shall be determined" by merging the State Employees' Retirement Board and the Public



School Employees' Retirement Board and establishing within the Insurance Department a joint board known as the State and Public School Employees' Retirement Board.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. MAHANY. Mr. President, I ask unanimous consent that Senate Bill No. 383, on second reading, entitled:

An Act to further amend the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 1046) entitled as amended "An act appropriating the moneys in the Motor License Fund" by appropriating certain moneys in the Motor License Fund to the Department of Public Works for highway purposes.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. MAHANY. Mr. President, I ask unanimous consent that Senate Bill No. 384, on second reading, entitled:

An Act to reenact and further amend the act approved the ninth day of April one thousand nine hundred twenty-nine P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employees in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments boards and commissions shall be determined" by creating as a departmental advisory board in the Insurance Department the State Investment Council and prescribing its powers duties and personnel.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. MAHANY. Mr. President, I ask unanimous consent that Senate Bill No. 385, on second reading, entitled:

An Act to further amend Sections 4 and 7 of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 1046) entitled "An act appropriating the moneys in the Motor License Fund" by making money in the Motor License Fund available to the Department of Justice for the use of the Pennsylvania State Police.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

## BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 386, entitled:

An Act to amend the act approved the seventh day of June one thousand nine hundred twenty-three (P. L. 681)

entitled "An act to enable an incorporated hospital association to acquire by lease or purchase any State owned hospital specially devoted to the reception care and treatment of injured persons or of any State owned general medical and surgical hospital and to provide for the regulation and management thereof" by requiring the trustees of State medical and surgical hospitals to transfer their facilities to local incorporated hospital associations within a specified time discontinuing operating and maintenance by the Commonwealth thereafter and providing for the use of the properties for other State purposes or for the sale thereof.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 387, entitled:

An Act to amend the act approved the fifth day of August one thousand nine hundred forty-one (P. L. 752) entitled "An act regulating and improving the civil service of certain departments and agencies of the Commonwealth vesting in the State Civil Service Commission and a Personnel Director certain powers and duties providing for classification of positions adoption of compensation schedules and certification of payrolls imposing duties upon certain officers and employees of the Commonwealth authorizing service to other State departments or agencies and political subdivisions of the Commonwealth in matters relating to civil service defining certain crimes and misdemeanors imposing penalties making certain appropriations and repealing certain acts and parts thereof" by continuing the civil service status of employees administering the Public Assistance Law.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 388, entitled:

An Act creating a commission to study grants made to State-aided medical and surgical hospitals for determining the most equitable methods of calculating such grants prescribing its powers and duties and making an appropriation.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 389, entitled:

An Act to reenact and further amend portions of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative



departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" by abolishing the boards of trustees of State institutions in the Department of Welfare creating an advisory board for each such institution defining their powers and the powers and duties of the Department of Health and Welfare with respect thereto and renaming the departmental administrative agencies in the Department of Health and Welfare and the State advisory boards and commissions

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 399, entitled:

An Act relating to counties of the third fourth fifth sixth seventh and eighth classes amending revising consolidating and changing the laws relating thereto.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

### BILLS ON FIRST READING

Mr. MAHANY. Mr. President, I move that the Senate do now proceed to the first reading of all bills reported from committees for the first time at today's session.

Mr. HARE. Mr. President, I second the motion.

The motion was agreed to.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 51, entitled:

An Act making a deficiency appropriation to the Department of Mines for the purpose of administering the provisions of "The Coal Mine Sealing Act of 1947."

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 304, entitled:

An Act to further amend Section 3 of the act, approved the twenty-fifth day of April, one thousand nine hundred twenty-one (P. L. 276), entitled, as last amended, "An act requiring persons, partnerships, associations, or corporations advertising for or soliciting business as adjusters of claims within this Commonwealth for loss or damage arising out of policies of insurance, surety, or indemnity on property, persons, or insurable business interests within this Commonwealth, to be licensed by the insurance Commissioner; requiring persons, partnerships, associations, or corporations acting as solicitors for said adjusters to be licensed by the Insurance Commissioner regulating the issuance and revocation of such licenses; prescribing certain conditions for the transaction of such business, providing for the filing of bonds by public adjusters and

public adjuster solicitors, and for recovery thereon by parties in interest; and providing penalties," by further regulating the licensing and conditions for transaction of such business.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 407, entitled:

An Act authorizing the Department of Public Assistance to reduce to judgment claims for restitution of assistance wrongfully received and providing for the collection of such judgments from wages, earnings, debts and income from trusts or profits due the judgment debtor.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 408, entitled:

An Act to further amend Section 4 of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-seven (P. L. 2051), entitled "An act relating to public assistance; providing for and regulating assistance to certain classes of persons designated and defined as dependent children, aged persons, blind persons and other persons requiring relief; providing for the administration of this act by the Department of Public Assistance and county boards of assistance hereby created for this purpose; authorizing the Department of Public Assistance to cooperate with and to accept and disburse moneys received from, the United States Government for assistance to such persons providing for the liquidation of the State Emergency Relief Board, Boards of Trustees of the Mothers' Assistance Fund, and Boards of Trustees of Pension Fund for the Blind; and repealing laws relating to mothers' assistance, pensions for the blind, old age assistance, and the State Emergency Relief Board," by requiring the Department of Public Assistance to prosecute suits against certain relatives of indigent persons receiving assistance.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 409, entitled:

An Act to further amend Section 402 of the act approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 343), entitled "An act relating to the finances of the State government; providing for the settlement, assessment, collection, and lien of taxes, bonus, and all other accounts due to the Commonwealth, the collection and recovery of fees and other money or property due or belonging to the Commonwealth, or any agency thereof, including escheated property and the proceeds of its sale, the custody and disbursement of other disposition of funds and securities belonging to or in the possession of the Commonwealth, and the settlement of claims against the Commonwealth, the resettlement of accounts and appeals to the courts, refunds of moneys erroneously paid to the Commonwealth, auditing the accounts of the Commonwealth and all agencies thereof, of all public officers collecting moneys payable to the Commonwealth, or any agency thereof, and all receipts of appropriations from the Commonwealth and imposing penalties; affecting every department, board, commission, and officer of the State government, every political subdivision of the State, and certain officers of such subdivisions, every person, association and corporation required to pay, assess, or collect taxes, or to make returns or reports under the laws imposing taxes



for State purposes, or to pay license fees or other moneys to the Commonwealth, or any agency thereof, every State depository and every debtor or creditor of the Commonwealth," by requiring the Department of the Auditor General to make annual audits of the affairs of county boards of assistance.

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 410, entitled:

An Act to amend subsection (e) of Section three of the act approved the nineteenth day of March, one thousand nine hundred fifty-one (P. L. 28), entitled "An act relating to the civil defense of this State and its coordination with national defense providing for the establishment of a State Council of Civil Defense local and district councils of civil defense, Mobile Support Units; prescribing the powers, duties and immunities thereof and of their personnel; authorizing mutual aid compacts, and providing penalties," by establishing the State Council of Civil Defense a departmental administrative board within the Department of Military Affairs.

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 411, entitled:

An Act to repeal the act approved the tenth day of May, one thousand nine hundred thirty-nine (P. L. 111), entitled "An act relating to, and providing for, the promotion and development of business, industry and commerce in the Commonwealth; conferring powers and duties upon the Department of Commerce and other agencies of the Commonwealth; abolishing the Pennsylvania State Publicity Commission, terminating the terms of its members and conferring its powers upon and transferring and appropriating the balance of its current appropriation to, the Department of Commerce; and repealing certain laws."

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 412, entitled:

An Act to further amend the act approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other Executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers, providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," by abolishing the Department of Commerce, and terminating the terms of its officers and employes.

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 413, entitled:

An Act to further amend the act approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers; and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," by abolishing the Department of Mines; transferring the powers and duties of the Department of Mines and the Secretary of Mines to the Department of Labor and Industry and the Secretary of Labor and Industry; eliminating certain duties of the Department of Labor and Industry relating to the prevention of industrial accidents to persons; and making appropriations.

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 414, entitled:

An Act to further amend the act approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers; and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," by making the Banking Board, and Building and Loan Board, and the Consumer Credit Board departmental administrative boards in the Department of Banking; prescribing their powers and duties; and abolishing the Board to License Private Bankers.

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 415, entitled:



An Act to further amend the act approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers; and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," by establishing the Department of Financial Institutions, transferring to it the powers and duties of the Department of Banking and the Insurance Department; providing for a Secretary of Financial Institutions; defining his powers and duties; abolishing the Department of Banking and the Insurance Department; conferring additional powers and imposing additional duties upon the Department of State.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 416, entitled:

An Act to further amend the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," by transferring the powers and duties of the Department of Health, Secretary of Health and Advisory Health Board relating to the protection of the purity and sanitation of milk for human consumption to the Department of Agriculture.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 417, entitled:

An Act to further amend the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, com-

missions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," by transferring to the Department of Forests and Waters, the powers and duties of the Department of Health relating to water pollution, the powers and duties of the Department of Internal Affairs relating to the conduct of the topographic and geologic survey, the powers and duties of the Department of Highways relating to management and development of the roadside within the right of way of State highways; transferring the Sanitary Water Board from the Department of Health to the Department of Forests and Waters and constituting it a departmental administrative board in such department; and making an appropriation.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order.

The Senate proceeded to the first reading and consideration of Senate Bill No. 418, entitled:

An Act to further amend the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," by transferring to the Department of State certain powers and duties of the Department of Internal Affairs and Department of Forest and Waters and the boards of such departments administering certain of such transferred powers and duties.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order.

The Senate proceeded to the first reading and consideration of Senate Bill No. 421, entitled:

An Act to amend the title and the act, approved the fourteenth day of January, one thousand nine hundred fifty-two (P. L. 1898), entitled "An act to provide for the better protection of life and health of the citizens of this Commonwealth by requiring and regulating the examination, licensure and registration of persons and registration of corporations engaging in the care, preparation and disposition of the bodies of deceased persons, and providing penalties; providing for a State Board of Fu-



neral Directors in the Department of Health; and repealing other laws," by changing the definitions of "Board" and "Department"; changing the name of the department responsible for the issuance of licenses; and transferring the State Board of Funeral Directors from the Department of Health to the Department of State.

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

Agreeably to order.

The Senate proceeded to the first reading and consideration of Senate Bill No. 422, entitled:

An Act to further amend sections seven and eight of the act, approved the twenty-seventh day of April, one thousand nine hundred twenty-seven (P. L. 465) entitled, as amended, "An act to provide for the safety of persons employed, housed, or assembled in certain buildings and structures not in cities of the first class, second class and second class A, by requiring certain construction and ways of egress, equipment, and maintenance; providing for the licensing of projectionists, except in cities of the first class and second class; requiring the submission of plans for examination and approval; providing for the promulgation of rules and regulations for the enforcement of this act; providing for the enforcement of this act by the Department of Labor and Industry and, in certain cases, by the chiefs of fire departments in cities of the third class; providing penalties for violations of the provisions of this act; and repealing certain acts," by increasing certain fees.

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 423, entitled:

An Act to amend sections ten, fourteen and fifteen of the act, approved the thirty-first day of July, one thousand nine hundred forty-one (P. L. 616), entitled "An act defining, regulating and providing for the licensing and registration of employment agents, and their representatives, including private employment agents, theatrical employment agencies and nurses' registries; providing for revocation and suspension of licenses and registrations subject to appeal and for their reinstatement; defining the powers and duties of the Department of Labor and Industry and the Department of Public Instruction; providing penalties, and repealing existing laws," by increasing certain fees.

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 424, entitled:

An Act to amend section nine of the act, approved the first day of July, one thousand nine hundred thirty-seven (P. L. 2681), entitled "An act relating to, and regulating the manufacture, storing, and possession of explosives; requiring permits for magazines, and prescribing permit fees; and providing penalties," by increasing certain fees.

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 425, entitled:

An Act to further amend sections four, five and ten of the act, approved the second day of May, one thousand nine hundred twenty-nine (P. L. 1518) entitled, as

amended "An act regulating the construction, equipment, maintenance, operation and inspection of elevators; granting certain authority to and imposing certain duties upon the Department of Labor and Industry; providing fees for inspection of elevators, certificates of operation, and approval of plans; providing penalties for violations of this act; and repealing all acts or parts of acts inconsistent with this act," by increasing certain fees.

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 426, entitled:

An Act to further amend section three hundred five of the act, approved the second day of June, one thousand nine hundred fifteen (P. L. 736), entitled, as amended "An act defining the liability of an employer to pay damages for injuries received by an employee in the course of employment; establishing an elective schedule of compensation; providing procedure for the determination of liability and compensation thereunder; and prescribing penalties," by increasing certain fees.

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 427, entitled:

An Act to amend section five of the act, approved the second day of May, one thousand nine hundred twenty-nine (P. L. 1513), entitled "An act regulating the construction, equipment, maintenance, operation and inspection of boilers; granting certain authority to and imposing certain duties upon the Department of Labor and Industry; providing penalties for violations of this act; and repealing all acts or parts of acts inconsistent with this act," by increasing certain fees.

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 428, entitled:

An Act to amend the act, approved the twenty-seventh day of May, one thousand nine hundred thirty-seven (P. L. 926), entitled "An act relating to the manufacture, repair, renovating, cleansing; sterilizing, and disinfecting of mattresses, pillows, bolsters, feather beds, and other filled bedding, cushions and upholstered furniture intended for sale or lease, and to the sale or lease thereof; requiring the placing of tag and adhesive stamp on such material; providing for the sale of adhesive stamps; authorizing and requiring the Department of Labor and Industry to adopt rules and regulations; providing penalties; and repealing certain acts," by increasing certain fees.

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 445, entitled:

A Supplement to the act approved the twenty-first day of January one thousand nine hundred fifty-two (Appropriation Acts page 87) entitled "An act to provide for the ordinary expenses of the executive legislative and judicial departments of the Commonwealth interest on the public debt and the support of the public schools for two years beginning June first one thousand nine hundred fifty-one and for the payment of bills incurred and remaining un-



paid at the close of the fiscal year ending May thirty-first one thousand nine hundred fifty-one" providing for deficiencies in certain appropriations made by the act for the fiscal biennium ending May thirty-first one thousand nine hundred fifty-three.

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 655, entitled:

An Act making a deficiency appropriation to the Judicial Department for the compensation and expenses of traveling judges of the Court of Common Pleas.

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 743, entitled:

An Act appropriating eighteen hundred dollars to the Chief Clerk of the House of Representatives to be used for the purpose of paying the salaries of deceased members to the wife or husband or legal representative of such deceased member.

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

### ADJOURNMENT

Mr. MAHANY. Mr. President, I move that the Senate do now adjourn until Tuesday, April 14, 1953, at 3:00 o'clock p. m., Eastern Standard Time.

Mr. HARE. Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 6:20 o'clock p. m., Eastern Standard Time, until Tuesday, April 14, 1953, at 3:00 o'clock p. m., Eastern Standard Time.

## HOUSE OF REPRESENTATIVES

MONDAY, April 13, 1953

The House met at 4:30 p. m.

The SPEAKER (Charles C. Smith) in the Chair.

## PRAYER

The Chaplain, Reverend William Hugh Fryer, offered the following prayer:

O Lord God Almighty, guide, we pray Thee our Governor and all those to whom has been committed the government of this State, and grant to them special gifts of wisdom and understanding, of counsel and strength; that upholding what is right, and following what is true, they may obey Thy holy will and fulfill Thy divine purpose; through Jesus Christ our Lord. Amen.

## JOURNALS APPROVED

The SPEAKER. Are there any corrections to the Journals of April 6, 7, 8 and 9, 1953? If not, and without objection, the Journals are approved.

## BILLS INTRODUCED AND REFERRED

By Messrs. DUNN and FERSTER.

HOUSE BILL No. 1066.

An Act to further amend paragraph 3 of section 12 of the act, approved the eighteenth day of July, one thousand nine hundred seventeen (P. L. 1043), entitled "An act establishing a public school employees' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing employees, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon boards having the employment of public school employees; exempting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties," by authorizing the payment of survivor benefits to qualified dependents in lieu of payment of accumulated deductions in the event of the death of a contributor before retirement.

Referred to the Committee on Education.

By Mr. WORLEY.

HOUSE BILL No. 1067.

An Act to further amend subsection (a) of Section 8 of the act, approved the third day of June, one thousand nine hundred nineteen (P. L. 366) entitled "An act reorganizing the Department of State Police, creating therein a Bureau of Fire Protection; providing for a State Police Force, and defining the powers and duties of the same, including the enforcement of laws relating to game, fish, forestry, and water supply, and certain other laws, and including the collection of information useful for the detection of crime, and the apprehension of criminals; providing for the equipment, maintenance, and transportation of such police; providing for barracks and substations therefor; and prescribing penalties," by changing qualifications of recruits to the Pennsylvania State Police, age of retirement and cause of dismissal.

Referred to the Committee on State Government.

By Mr. TOMPKINS.

HOUSE BILL No. 1068.

An Act relating to the mining of coal by the open pit or strip mining method; prohibiting such mining under certain circumstances when title to the land and title to the coal is vested in different owners.

Referred to the Committee on Mines and Mining.

By Messrs. SNIDER and WILLIAM.

HOUSE BILL No. 1069.

An Act to further amend section seventeen of the act approved the twenty-first day of May, one thousand nine hundred thirty-one (P. L. 149), entitled, as amended, "An act imposing a State tax, payable by those herein defined as distributors, on liquid fuels used or sold and delivered within the Commonwealth, which are practically, and commercially suitable for use in internal combustion engines for the generation of power; providing for the collection and lien of the tax, and the distribution and use of the proceeds thereof; requiring such distributors to secure permits, to file corporate surety bonds and reports, and to retain certain records; imposing duties on retail dealers, common carriers, county commissioners, and such distributors; providing for rewards; imposing certain costs on counties; conferring powers and imposing duties on certain State officers and departments; providing for refunds; imposing penalties; and making an appropriation," by authorizing full reimbursement of taxes paid on liquid fuels consumed in the operation of certain tractors and machinery for agricultural purposes.

Referred to the Committee on Ways and Means.

By Mr. LIPPINCOTT.

HOUSE BILL No. 1070.

An Act to further amend Clause XXIII of Section 1502 of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-one (P. L. 1206), entitled "An act concerning townships of the first class; amending, revising, consolidating, and changing the law relating thereto," by authorizing townships to act as self-insurers and to make appropriations therefor.

Referred to the Committee on Townships.

By Mr. KELLER.

HOUSE BILL No. 1071.

An Act to amend Section 436 of the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto," by requiring school treasurers to give surety bonds, in all cases.

Referred to the Committee on Education.

By Messrs. FERSTER and REAGAN.

HOUSE BILL No. 1072.

An Act to amend Sections 401 and 405 of the act, approved the twenty-first day of May, one thousand nine hundred forty-three (P. L. 571), entitled, as amended, "An act relating to assessment for taxation in counties of the fourth, fifth, sixth, seventh and eighth classes; designating the subjects, property and persons subject to and exempt from taxation for county, borough, town, township, school, except in cities and county institution district purposes; and providing for and regulating the assessment and valuation thereof for such purposes; creating in each such county a board for the assessment and revision of taxes; defining the powers and duties for such boards; providing for the acceptance of this act by cities; regulating the office of ward, borough, town and township assessors; abolishing the office of assistant triennial assessor in townships of the first class; providing for the appointment of a chief assessor, assistant assessors and other employees; providing for their compensation payable by such counties; prescribing certain duties of and certain fees to be collected by the recorder of deeds and municipal officers who issue building permits; imposing duties on taxables, making improvements on land and grantees of land; prescribing penalties; and eliminating the triennial assessment"; by providing for the election of chief assessor and taking of the constitutional oath of office.

Referred to the Committee on Municipal Corporations.



By Messrs. FERSTER and REAGAN.

HOUSE BILL No. 1073.

An Act to further amend the act, approved the seventh day of July, one thousand nine hundred forty-seven (P. L. 1368) entitled "An act amending, revising, and consolidating the laws relating to delinquent county, city, except of the first and second class and second class A, borough, town, township, school district, except of the first class and school districts within cities of the second class A, and institution district taxes, providing when, how and upon what property, and to what extent liens shall be allowed for such taxes, the return and entering of claims therefor; the collection and adjudication of such claims, sales of real property, including seated and unseated lands, subject to the lien of such tax claims; the disposition of the proceeds thereof, including State taxes and municipal claims recovered and the redemption of property; providing for the discharge and divestiture by certain tax sales of all estates in property and of mortgages and liens on such property, and the proceedings therefor; creating a Tax Claim Bureau in each county, except a county of the first class, to act as agent for taxing districts; defining its powers and duties, including sales of property, the management of property taken in sequestration, and the management, sale and disposition of property heretofore sold to the county commissioners, taxing districts and trustees at tax sales; providing a method for the service of process and notices; imposing duties on taxing districts and their officers and on tax collectors, and certain expenses on counties and for their reimbursement by taxing districts; and repealing existing laws," by providing for the certification of returns of tax claims by bureaus in seventh and eighth class counties to county treasurers for collection; further regulating in counties of the seventh and eighth class the sale of certain properties turned over to the bureau by county commissioners and taxing districts and of properties purchased at tax sales by county commissioners under the provisions of this act; prohibiting bureaus in seventh and eighth class counties from leasing certain properties and authorizing such bureaus to execute deeds.

Referred to the Committee on Municipal Corporations.

By Messrs. FERSTER and REAGAN.

HOUSE BILL No. 1074.

An Act to further amend the act, approved the twenty-first day of May, one thousand nine hundred forty-three (P. L. 571), entitled, as amended "An act relating to assessment for taxation in counties of the fourth, fifth, sixth, seventh and eighth classes; designating the subjects, property and persons subject to and exempt from taxation for county, borough, town, township, school, except in cities and county institution district purposes; and providing for and regulating the assessment and valuation thereof for such purposes; creating in each such county a board for the assessment and revision of taxes; defining the powers and duties of such boards; providing for the acceptance of this act by cities; regulating the office of ward, borough, town and township assessors; abolishing the office of assistant triennial assessor in townships of the first class; providing for the appointment of a chief assessor, assistant assessors and other employees; providing for their compensation payable by such counties; prescribing certain duties of and certain fees to be collected by the recorder of deeds and municipal officers who issue building permits; imposing duties on taxables making improvements on land and grantees of land; prescribing penalties; and eliminating the triennial assessment," by changing certain provisions thereof in seventh and eighth class counties.

Referred to the Committee on Municipal Corporations.

By Mr. TOMPKINS.

HOUSE BILL No. 1075.

An Act to amend Section 1217 of the act, approved the third day of June, one thousand nine hundred thirty-

seven (P. L. 1225) entitled "An act concerning game and other wild birds and wild animals; and amending, revising, consolidating, and changing the law relating thereto," by requiring the Pennsylvania Game Commission to pay certain unrecovered costs of suit.

Referred to the Committee on Game and Forestry.

My Mr. POLEN.

HOUSE BILL No. 1076.

An Act to further amend Section 604 of the act, approved the fifth day of May, one thousand nine hundred fifty-three (P. L. 289), entitled "An act relating to non-profit corporations; defining and providing for the organization, merger, consolidation, and dissolution of such corporations; conferring certain rights, powers, duties and immunities upon them and their officers and members; prescribing the conditions on which such corporations may exercise their powers; providing for the inclusion of certain existing corporations of the first class within the provisions of this act; prescribing the terms and conditions upon which foreign nonprofit corporations may be admitted or may continue to do business within the Commonwealth; conferring powers and imposing duties on the courts of common pleas, prothonotaries of such courts, recorders of deeds, and certain State departments, commissions, and officers; authorizing certain local public officers and State departments to collect fees for services required to be rendered by this act; imposing penalties; and repealing certain acts and parts of acts relating to corporations," by prescribing how notice shall be given of meetings of churches or other religious congregations.

Referred to the Committee on Judiciary.

By Messrs. WILT and PAUL F. JONES.

HOUSE BILL No. 1077.

An Act to amend Article XI of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-nine (P. L. 872), entitled "An act to consolidate, amend and revise the penal laws of the Commonwealth," by providing additional penalties when persons over twenty-one years of age are convicted of certain crimes of attempts to commit such crimes wherein minors under eighteen years of age are involved.

Referred to the Committee on Judiciary.

By Messrs. WILT and PAUL F. JONES.

HOUSE BILL No. 1078.

An Act to amend the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-nine (P. L. 872), entitled "An act to consolidate, amend and revise the penal laws of the Commonwealth," by making it unlawful for any person over twenty-one years of age to corrupt or tend to corrupt the morals of children under eighteen years of age, or to aid, abet, entice, or encourage such children in the commission of any crime, or to assist or encourage such children in violating a parole or order of court; prescribing penalties.

Referred to the Committee on Judiciary.

My Messrs. GREENWOOD and TOMPKINS.

HOUSE BILL No. 1079.

An Act to amend Subsection (6) of Section 315 of the act, approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1225), entitled "An act concerning game and other wild birds and wild animals; and amending, revising, consolidating and changing the law relating thereto," by changing the procedure of reviewing cases where licenses have been revoked, of resident licenses.

Referred to the Committee on Game and Forestry.



By Mr. FILO.

HOUSE BILL No. 1080.

An Act to add Section 610.2 to the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by providing for issuance of additional operator's license cards to applicants operating motor vehicles for commercial purposes or as paid employees, providing for suspension of operating privileges for exceeding lawful speed limitations and continuance of other operating privileges.

Referred to the Committee on Motor Vehicles.

By Mr. KUBACKI.

HOUSE BILL No. 1081.

An Act to further amend Sections 4 and 6 of the act, approved the fourteenth day of June, one thousand nine hundred thirty-five (P. L. 341), entitled, as amended, "An act to provide revenue by imposing a State tax upon sales or gifts of cigarettes by dealers as herein defined; requiring persons engaged in the sale of cigarettes at wholesale and retail to secure permits; prescribing the method and manner of collecting such tax; making it unlawful to possess cigarettes upon which the tax has not been paid; conferring powers and imposing duties on the Department of Revenue, and persons, as herein defined, engaged in the sale of cigarettes at retail or wholesale; and providing penalties," by declaring the tax imposed by said act a tax on consumers, reducing commission paid to agents in affixing stamps.

Referred to the Committee on Ways and Means.

### PETITION

#### REQUESTING INVESTIGATION OF CHARGES AGAINST MEMBER OF STATE POLICE

The SPEAKER laid before the House a petition signed by many voters and citizens of Lycoming County requesting an investigation of charges made by a Member of the House against Captain Norman E. Annish of the Pennsylvania State Police.

Referred to the Committee on Rules.

### BILLS ON FIRST READING

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 885, entitled:

An Act to further amend Section 171 of the act, approved the second day of May, one thousand nine hundred twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto," by authorizing, in

certain cases, appointment of surveyors not resident in the county, to boards of viewers in counties of the eighth class.

And said bill having been read at length the first time,  
Ordered, To be laid aside for second reading.

### BILLS ON SECOND READING

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 549, entitled:

An Act to amend Section 3 of the act approved the nineteenth day of May one thousand eight hundred eighty-seven (P. L. 138) entitled "An act providing for payment of costs in criminal cases by the proper county" by fixing the time for payment of costs of aldermen and justices of the peace by counties.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 550, entitled:

An Act to further amend Section 1 of the act approved the eleventh day of May one thousand nine hundred seventy-four (P. L. 132) entitled "An act relating to payment of costs in cases of felony" by fixing time of payment of costs of aldermen and justices of the peace payable by counties.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 612, entitled:

An Act to further amend the act approved the twenty-fifth day of June one thousand eight hundred ninety-five (P. L. 275) entitled "An act dividing the cities of this State into three classes with respect to their population and designating the mode of ascertaining and changing the classification thereof in accordance therewith" by classifying cities into five classes and providing for the government of second class B cities.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 613, entitled:

An Act authorizing cities of the second class B to adopt the city manager plan of government providing for referendums providing for the conduct of city government thereunder and conferring powers and imposing duties on city and county officials and courts of common pleas.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

### BILLS PASSED OVER

There being no objection

Senate Bill No. 7, Printer's No. 13

Senate Bill No. 9, Printer's No. 16 and

Senate Bill No. 76, Printer's No. 36

were passed over at the request of the SPEAKER.



## BILLS ON FINAL PASSAGE

Agreeably to order,

The House proceeded to the consideration on final passage of House Bill No. 10, as follows:

An Act to further amend the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1333) entitled "An act concerning elections including general municipal special and primary elections the nomination of candidates primary and election expenses and election contests creating and defining membership of county boards of elections imposing duties upon the Secretary of the Commonwealth courts county boards of elections county commissioners imposing penalties for violation of the act and codifying revising and consolidating the laws relating thereto and repealing certain acts and parts of acts relating to elections" by permitting electors who have changed their residence from one election district to another during a certain period to vote in the election district in which they are registered with certain exceptions

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Clause (3) of Section 701 of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1333) entitled "An act concerning elections including general municipal special and primary elections the nomination of candidates primary and election expenses and election contest creating and defining membership of county boards of elections imposing duties upon the Secretary of the Commonwealth courts county boards of elections county commissioners imposing penalties for violation of the act and codifying revising and consolidating the laws relating thereto and repealing certain acts and parts of acts relating to elections" is hereby amended to read as follows

Section 701 Qualifications of Electors Every citizen of this Commonwealth twenty-one years of age possessing the following qualifications shall be entitled to vote at all elections provided he or she has complied with the provisions of the act requiring and regulating the registration of electors

\* \* \* \* \*

(3) He or she shall have resided in the election district where he or she shall offer to vote at least two months immediately preceding the election or except in the city of Philadelphia has removed therefrom to another district after the last day in which he or she could have registered in the election district in which he or she has removed

Section 2 Section 1210 of said act is hereby amended by amending subsection (d) thereof and adding subsection (e) to read as follows

Section 1210 Manner of Applying to Vote Persons Entitled to Vote Voter's Certificates Entries to Be Made in District Register Numbered Lists of Voters Challenges

\* \* \* \* \*

(d) No person except a qualified elector who is in actual military or naval service under a requisition of the President of the United States or by the authority of this Commonwealth and who votes under the provisions of Article XIII of this act shall be entitled or permitted to vote at any primary or election at any polling place outside the election district in which he resides except as provided in subsection (e) nor shall he be permitted to vote in the election district in which he resides unless he has been personally registered as an elector and his registration card appears in the district register of such election district except by order of the court of common pleas as provided in this act and any person although personally registered as an elector may be challenged by any qualified elector election officer overseer or watcher at any primary or election as to his identity as to his continued residence in the election district or as to any alleged violations of the provisions of section 1210 of this act and if challenged as to identity or residence he shall produce at least one qualified elector of the election district as a witness who shall make affidavit of his identity or continued residence in the election

district Provided however That no person shall be entitled to vote as a member of a party at any primary unless he is registered and enrolled as a member of such party upon the district register which enrollment shall be conclusive as to his party membership and shall not be subject to challenge on the day of the primary

(e) A qualified elector who has removed from the election district in which he is registered to another election district after the last day during which he could have registered in that district shall be permitted to vote in any primary or election in the election district in which he is registered if such district is not in the city of Philadelphia upon filing with the judge of elections his affidavit declaring the date of his removal his exact former address in the election district and his exact address in election district to which he has removed

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

## YEAS—207

Adam.	Gibson,	Markley,	Schuster,
Alexander,	Gleason,	Mathews,	Schwartz,
Amarando,	Glick,	Maxwell,	Scott,
Andrews,	Goodling,	McCann,	Seyler,
Ashton,	Gramlich,	McCormack,	Shoemaker,
Auker,	Greenwood,	McCullough,	Shotwell,
Banker,	Guss,	McDermitt,	Smith, W. B.,
Barkdoll,	Gutendorf,	McGee,	Snyder,
Baumunk,	Guthrie,	McInroy,	Spencer,
Bazin,	Hall,	McWherter,	Stank,
Bear,	Hamilton, R. K.,	Metz,	Stevenson,
Blair,	Hamilton, W. H.,	Mihm,	Stimmel,
Boles,	Harris,	Misula,	Stone,
Bolton,	Haudenshield,	Miller,	Stoner,
Bomberger,	Helm,	Mills,	Strausser,
Boory,	Hersch,	Monroe,	Sucher,
Bower,	Hewitt,	Moody,	Taylor,
Brelsch,	Hocker,	Moore,	Thomas,
Breth,	Hoggard,	Moran,	Thompson,
Brown,	Ide,	Moscrip,	Toll,
Buechin,	Jenkins,	Muldowney,	Tompkins,
Buchanan,	Jim,	Munley,	Toomey,
Bullen,	Johnson,	Murray, J. J.,	VanSant,
Capano,	Jones, Geo. E.,	Murray, P. G.,	Varallo,
Cianfrani,	Jones, Gran'le E.	Musto,	Varner,
Cioffi,	Jones, Paul F.,	Naugle,	Vaughan,
Clapper,	Jones, T. H. W.,	Needham,	Verona,
Cochran,	Jump,	Ogilvie,	Wall,
Comer,	Kamyk,	Olsen,	Wallace,
Connelly,	Keller,	Parlante,	Walsh,
Conner,	Kent,	Peilly,	Wargo,
Cooper,	Kerlin,	Peta,	Waterhouse,
Coyle,	Kline,	Petrosky,	Watkins,
Curwood,	Kohl,	Pettigrew,	Weldner,
Davis,	Kolankiewicz,	Pfaff,	Welsh,
Dougherty,	Kornick,	Phillips,	Wescott,
Down,	Kratz,	Polaski,	Whalley,
Downey,	Kromer,	Polen,	Wheeler,
DuBois,	Kubacki,	Poltenstein,	White,
Dunn,	Lafore,	Price,	Whitenight,
Erb,	Lederer,	Quisenberry,	Willaredt,
Ewing,	Lelsey,	Ragot,	Williams,
Farabaugh,	Leonard,	Readinger,	Wilt,
Fenrich,	Leven,	Reagan,	Wood,
Ferster,	Light,	Reldenbach,	Worley,
Fillo,	Limper,	Richter,	Yeakel,
Flack,	Lippincott,	Rosen,	Yetzer,
Fleischman,	Lopresti,	Rovansek,	Young,
Floyd,	Lovett,	Royer,	Zeit,
Flynn,	Lutty,	Rubin,	Ziegler,
Frost,	Maguire,	Sarraff,	Smith, C. C.,
Geer,	Mahan,	Schmidt,	Speaker

## NAYS—0

## NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

## BILL PASSED OVER

There being no objection

House Bill No. 120, Printer's No. 108

was passed over at the request of the SPEAKER.

## BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 307, as follows:

An Act making a deficiency appropriation to the Brandywine Battlefield Park Commission for the payment of necessary expenses

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of nine thousand three hundred eighty-five dollars (\$9,385) or as much thereof as may be necessary is hereby specifically appropriated to the Brandywine Battlefield Park Commission for the two fiscal years beginning June first one thousand nine hundred fifty-one for the payment of the deficiency in the appropriation for general expenses supplies printing and equipment necessary for the proper conduct of the work of the Commission and to maintain the lands or structures acquired under the provision of the act approved the fifth day of July one thousand nine hundred forty-seven (P. L. 1293 Act No 517)

Section 2 This act shall become effective immediately upon final enactment

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

## YEAS—207

Adam,	Gibson,	Markley,	Schuster,
Alexander,	Gleason,	Mathews,	Schwartz,
Amarando,	Glick,	Maxwell,	Scott,
Andrews,	Goodling,	McCann,	Seyler,
Ashton,	Gramlich,	McCormack,	Shoemaker,
Auker,	Greenwood,	McCullough,	Shotwell,
Banker,	Guss,	McDermitt,	Smith, W. B.,
Barkdoll,	Gutendorf,	McGee,	Snider,
Baumunk,	Guthrie,	McInroy,	Spencer,
Bazin,	Hall,	McWhorter,	Stank,
Bear,	Hamilton, R. K.,	Metz,	Stevenson,
Blair,	Hamilton, W. H.,	Mihm,	Stimmel,
Boles,	Harris,	Mikula,	Stone,
Bolton,	Haudenshield,	Miller,	Stoner,
Bomberger,	Helm,	Mills,	Strausser,
Boory,	Hersch,	Monroe,	Sucher,
Bower,	Hewitt,	Moody,	Taylor,
Breisch,	Hocker,	Moore,	Thomas,
Breth,	Hoggard,	Moran,	Thompson,
Brown,	Ide,	Moscrip,	Toll,
Buechin,	Jenkins,	Muldowney,	Tompkins,
Buchanan,	Jim,	Munley,	Toomey,
Bullen,	Johnson,	Murray, J. J.,	VanSant,
Capano,	Jones, Geo. E.,	Murray, P. G.,	Varallo,
Cianfrani,	Jones, Gran'te E.	Musto,	Varnier,
Cioffi,	Jones, Paul F.,	Naugle,	Vaughan,
Clapper,	Jones, T. H. W.,	Needham,	Verona,
Cochran,	Jump,	Ogilvie,	Wall,
Comer,	Kamyk,	Olsen,	Wallace,
Connelly,	Keller,	Parlante,	Walsh,
Conner,	Kent,	Pelfly,	Wargo,
Cooper,	Kerlin,	Peta,	Waterhouse,
Coyle,	Kilne,	Petrosky,	Watkins,
Curwood,	Kohl,	Pettigrew,	Weldner,
Davis,	Kolankiewicz,	Pfaff,	Welsh,
Dougherty,	Kornick,	Phillips,	Wescott,
Down,	Kratz,	Polaski,	Whalley,
Downey,	Kromer,	Polen,	Wheeler,
DuBols,	Kubacki,	Poitenstein,	White,
Dunn,	Lafore,	Price,	Whitenight,
Erb,	Lederer,	Quisenberry,	Willaredt,
Ewing,	Leisey,	Ragot,	Williams,
Farabaugh,	Leonard,	Readinger,	Wilt,
Fenrich,	Leven,	Reagan,	Wood,
Ferster,	Light,	Reidenbach,	Worley,

Filo,	Limper,	Richter,	Yeakel,
Flack,	Lippincott,	Rosen,	Yetzer,
Fleischman,	Lopresti,	Rovansek,	Young,
Floyd,	Lovett,	Royer,	Zeit,
Flynn,	Lutty,	Rubin,	Ziegler,
Frost,	Maguire,	Sarraf,	Smith, C. C.,
Geer,	Mahan,	Schmidt,	Speaker

## NAYS—0

## NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

## BILLS PASSED OVER

There being no objection

House Bill No. 333, Printer's No. 46 and

House Bill No. 334, Printer's No. 47 and

House Bill No. 335, Printer's No. 48

were passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 381, as follows:

An Act to amend section 911 of the act approved the first day of June one thousand nine hundred forty-five (P. L. 1242) entitled "An act relating to roads streets highways and bridges amending revising consolidating and changing the laws administered by the Secretary of Highways and by the Department of Highways relating thereto" by enlarging the authority of boroughs and townships to participate in the widening of State highways

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 911 of the act approved the first day of June one thousand nine hundred forty-five (P. L. 1242) entitled "An act relating to roads streets highways and bridges amending revising consolidating and changing the laws administered by the Secretary of Highways and by the Department of Highways relating thereto" is hereby amended to read as follows

Section 911 Additional Width of State Highways by Counties Townships and Boroughs Whenever a State highway is constructed and the State pays a portion of the cost and the county or township or borough pays a portion of the cost or the State pays the entire cost and it is deemed advisable to widen the State highway beyond the width as laid out and ordered by the secretary or other body having authority over the same the county and township or borough jointly or the township or borough may increase the width of the State highway including the width of right of way with consent of the secretary or other body having charge of the construction of said State highway An increase in the width of right of way may be by the adoption of the official plan of the Department of Highways by the township or borough The cost of such additional width shall be born jointly by the county and township or borough or wholly by the said township or borough as the case may be Authority is hereby given the several counties through their commissioners and the several townships and boroughs through their proper officers to enter into agreement providing for the additional width of the State highway in accordance herewith Such additional width shall be constructed under the supervision of the department and according to its plans and specifications

Section 2 The provisions of this act shall become effective immediately upon its final adoption

And said bill having been read at length the third time, considered and agreed to.



On the question,  
Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

## YEAS—207

Adam,	Gibson,	Markley,	Schuster,
Alexander,	Gleason,	Mathews,	Schwartz,
Amarando,	Glick,	Maxwell,	Scott,
Andrews,	Goodling,	McCann,	Seyler,
Ashton,	Gramlich,	McCormack,	Shoemaker,
Auker,	Greenwood,	McCullough,	Shotwell,
Banker,	Guss,	McDermitt,	Smith, W. B.,
Barkdoll,	Gutendorf,	McGee,	Snider,
Baumunk,	Guthrie,	McInroy,	Spencer,
Bazin,	Hall,	McWherter,	Stank,
Bear,	Hamilton, R. K.,	Metz,	Stevenson,
Blair,	Hamilton, W. H.,	Mihm,	Stimmel,
Boies,	Harris,	Mikula,	Stone,
Bolton,	Haudenschild,	Miller,	Stoner,
Bomberger,	Helm,	Mills,	Strausser,
Boory,	Hersch,	Monroe,	Sucher,
Bower,	Hewitt,	Moody,	Taylor,
Breisch,	Hocker,	Moore,	Thomas,
Breth,	Hoggard,	Moran,	Thompson,
Brown,	Ide,	Moscrip,	Toll,
Buchchin,	Jenkins,	Muldowney,	Tompkins,
Buchanan,	Jim,	Munley,	Toomey,
Bullen,	Johnson,	Murray, J. J.,	VanSant,
Capano,	Jones, Geo. E.,	Murray, P. G.,	Varallo,
Cianfrani,	Jones, Gran'le E.	Musto,	Varner,
Cioffi,	Jones, Paul F.,	Naugle,	Vaughan,
Clapper,	Jones, T. H. W.,	Needham,	Verona,
Cochran,	Jump,	Ogilvie,	Wall,
Comer,	Kamyk,	Olsen,	Wallace,
Connelly,	Keller,	Parlante,	Walsh,
Conner,	Kent,	Pelfly,	Wargo,
Cooper,	Kerlin,	Peta,	Waterhouse,
Coyle,	Kline,	Petrosky,	Watkins,
Curwood,	Kohl,	Pettigrew,	Weidner,
Davis,	Kolankiewicz,	Pfaff,	Welsh,
Dougherty,	Kornick,	Phillips,	Wescott,
Down,	Kratz,	Polaski,	Whalley,
Downey,	Kromer,	Polen,	Wheeler,
DuBois,	Kubacki,	Poltenstein,	White,
Dunn,	Lafore,	Price,	Whitenight,
Erb,	Lederer,	Quisenberry,	Willaredt,
Ewing,	Leisey,	Ragot,	Williams,
Farabaugh,	Leonard,	Readinger,	Wilt,
Fenrich,	Leven,	Reagan,	Wood,
Ferster,	Light,	Reidenbach,	Worley,
Filo,	Limper,	Richter,	Yeakel,
Flack,	Lippincott,	Rosen,	Yetzer,
Fleischman,	Lopresti,	Rovansek,	Young,
Floyd,	Lovett,	Royer,	Zeitz,
Flynn,	Lutty,	Rubin,	Ziegler,
Frost,	Maguire,	Sarra,	Smith, C. C.,
Geer,	Mahan,	Schmidt,	Speaker

## NAYS—0

## NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 382, as follows:

An Act to further amend the act approved the first day of May one thousand nine hundred thirty-three (P. L. 103) entitled "An act concerning townships of the second class and amending revising consolidating and changing the law relating thereto" by authorizing township supervisors to widen or straighten State highways and to make a plan of the Department of Highways the official plan of a township

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 1101 and subsections (a) and (e) of

section 1102 of the act approved the first day of May one thousand nine hundred thirty-three (P. L. 103) entitled "An act concerning townships of the second class and amending revising consolidating and changing the law relating thereto" as last amended by the act approved the twenty-fourth day of May one thousand nine hundred fifty-one (P. L. 370) are hereby further amended to read as follows

Section 1101 Power to Lay Out Open Widen Vacate Et Cetera The township supervisors may by ordinance enact ordain survey lay out open widen straighten vacate and relay all roads and parts thereof which are wholly within the township upon the petition of a majority in interest of the owners of property or properties through whose land such road passes or upon whose land it abuts or without petition of the owners of abutting property if in the judgment of the supervisors it is necessary for the public convenience Such power shall include authority to vacate in whole or in part roads laid out by the Commonwealth where the same have remained unopened for a period of thirty years and also the authority to lay out and open a public road which will be a continuation or extension of a street already opened by an adjacent city borough or township and to provide in any ordinance for the vacation of a road that all or part thereof shall be a private road

The township supervisors may also by ordinance enact ordain survey lay out open widen straighten vacate and relay roads partly within the township where similar concurrent action is taken by the authorities of all political subdivisions where the road is located

The township supervisors may also by ordinance provide for the widening straightening or improvement of a State highway with the consent of the Secretary of Highways by the adoption of a plan therefor and may expend township funds in connection therewith The supervisors may adopt a plan of the Department of Highways as the official plan of the township

When any petition is presented to the township supervisors under the provisions of this section and the supervisors fail to act on the petition within sixty (60) days the petitioners may present their petition to the court of quarter sessions which shall proceed thereon as provided by the general road law

No such road shall be laid out and opened through any burial ground or cemetery nor through any grounds occupied by a building used as a place for public worship or as a public or parochial school or educational or charitable institution or seminary unless the consent of the owner or corporation or person controlling the premises is first secured

Section 1102 Hearing Report Exceptions Thereto View and Notice (a) Prior to the passage of any ordinance for the laying out opening changing or vacating of any road or highway or section thereof the supervisors shall give ten days' written notice to the property owners affected thereby of the time and place when and where all parties interested may meet and be heard Witnesses may be summoned and examined by the supervisors and by the parties interested at such meeting or any adjournment thereof

\* \* \* \* \*

(e) After the passage or approval of any ordinance by the supervisors for the opening widening straightening extending or vacating any road notice shall within ten days thereafter be given by handbills posted in conspicuous places along the line of the road or highway Such notice shall state the fact of the passage or approval of the ordinance and the date of the passage or approval

Section 2 The provisions of this act shall become effective immediately upon its final adoption

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

## YEAS—207

Adam,	Gibson,	Markley,	Schuster,
Alexander,	Gleason,	Mathews,	Schwartz,
Amarando,	Glick,	Maxwell,	Scott,
Andrews,	Goodling,	McCann,	Seyler,
Ashton,	Gramlich,	McCormack,	Shoemaker,
Auker,	Greenwood,	McCullough,	Shotwell,
Banker,	Guss,	McDermitt,	Smith, W. B.,
Barkdoll,	Gutendorf,	McGee,	Snider,
Baumunk,	Guthrie,	McInroy,	Spencer,
Bazin,	Hall,	McWherter,	Stank,
Bear,	Hamilton, R. K.,	Metz,	Stevenson,
Blair,	Hamilton, W. H.,	Mihm,	Stimmel,
Boles,	Harris,	Mikula,	Stone,
Bolton,	Haudenschild,	Miller,	Stoner,
Bomberger,	Helm,	Mills,	Strausser,
Boory,	Hersch,	Monroe,	Sucher,
Bower,	Hewitt,	Moody,	Taylor,
Breisch,	Hocker,	Moore,	Thomas,
Breth,	Hoggard,	Moran,	Thompson,
Brown,	Ide,	Moscrip,	Toll,
Buechin,	Jenkins,	Muldowney,	Tompkins,
Buchanan,	Jlm,	Munley,	Toomey,
Bullen,	Johnson,	Murray, J. J.,	VanSant,
Capano,	Jones, Geo. E.,	Murray, P. G.,	Varallo,
Cianfrani,	Jones, Gran'le E.	Musto,	Varner,
Cioffi,	Jones, Paul F.,	Naugle,	Vaughan,
Clapper,	Jones, T. H. W.,	Needham,	Verona,
Cochran,	Jump,	Ogilvie,	Wall,
Comer,	Kamyk,	Olsen,	Wallace,
Connelly,	Keller,	Parlante,	Walsh,
Conner,	Kent,	Pelfly,	Wargo,
Cooper,	Kerlin,	Peta,	Waterhouse,
Coyle,	Kline,	Petrosky,	Watkins,
Curwood,	Kohl,	Pettigrew,	Weidner,
Davis,	Kolankiewicz,	Pfaff,	Welsh,
Dougherty,	Kornick,	Phillips,	Wescott,
Down,	Kratz,	Polaski,	Whalley,
Downey,	Kromer,	Polen,	Wheeler,
DuBois,	Krucki,	Poltenstein,	White,
Dunn,	Lafore,	Price,	Whitenight,
Erb,	Lederer,	Quisenberry,	Willaredt,
Ewing,	Lelsey,	Ragot,	Williams,
Farabaugh,	Leonard,	Readinger,	Wilt,
Fenrich,	Leven,	Reagan,	Wood,
Ferster,	Light,	Reidenbach,	Worley,
Filo,	Limper,	Richter,	Yeakel,
Flack,	Lippincott,	Rosen,	Yetzer,
Fleischman,	Lopresti,	Rovanssek,	Young,
Floyd,	Lovett,	Royer,	Zeitz,
Flynn,	Lutty,	Rubin,	Ziegler,
Frost,	Maguire,	Sarra,	Smith, C. C.,
Geer,	Mahan,	Schmidt,	Speaker

## NAYS—0

## NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

## BILLS PASSED OVER

There being no objection

House Bill No. 608, Printer's No. 83

House Bill No. 747, Printer's No. 91

House Bill No. 811, Printer's No. 94

House Bill No. 812, Printer's No. 95

House Bill No. 813, Printer's No. 96

House Bill No. 814, Printer's No. 97

House Bill No. 815, Printer's No. 98

House Bill No. 816, Printer's No. 99

House Bill No. 817, Printer's No. 100

House Bill No. 818, Printer's No. 101 and

House Bill No. 819, Printer's No. 102

were passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 908, entitled:

An Act to provide revenue by imposing an excise tax on the use and storage of tangible personal property within the Commonwealth providing for the assessment re-assessment and collection of the same and the settlement and appeals therefrom requiring certain foreign dealers to register and obtain permits and to make returns prescribing penalties and providing for the use of the proceeds of such tax for public school purposes

On the question,

Will the House agree to the bill on third reading?

Mr. JOHNSON. Mr. Speaker, I ask unanimous consent to offer amendments at this time.

The SPEAKER. The amendments will be read by the Clerk for information.

The Clerk read the amendments as follows:

Amend Title, page 1, lines 3 to 6 of Title, by striking out "reassessment and collection of the" in line 3, all of lines 4 and 5 and "returns" in line 6 and inserting in lieu thereof: "collection and lien of the tax; imposing duties on prothonotaries; requiring sellers maintaining a place of business in this Commonwealth to register, make returns and collect the tax;"

Amend Sec. 102, page 2, line 8 by striking out "(a)" and inserting in lieu thereof: "(1)"

Amend Sec. 102, page 2, line 10 by striking out "(b)" and inserting in lieu thereof: "(2)"

Amend Sec. 102, page 2, line 17 by striking out "(e)" and inserting in lieu thereof: "(3)"

Amend Sec. 102, page 3, line 3 by striking out "(d)" and inserting in lieu thereof: "(4)"

Amend Sec. 102, page 3, lines 4 and 5 by striking out "except for the purpose of" in line 4 and all of line 5.

Amend Sec. 102, page 3, line 6 by striking out all of said line and inserting in lieu thereof: "The term "storage, use, or other consumption" does not apply to"

Amend Sec. 102, page 3, lines 7 and 8 by striking out all of said lines and inserting in lieu thereof: "(a) Any tangible personal property used for the purpose of resale in its original form."

Amend Sec. 102, page 3, line 10 by striking out "from" and inserting in lieu thereof "by."

Amend Sec. 102, page 3, line 13 by inserting after "purchased" "but a use shall be presumed in the case of all purchases from retail dealers."

Amend Sec. 102, page 4, line 8, by inserting after the word "prescription" the following: "Sales of crutches, wheelchairs for the use of cripples and invalids, and, when designed to be worn on the person of the purchaser or user, artificial limbs, artificial eyes and artificial hearing devices; sales of false teeth by a dentist and the materials used by a dentist in dental treatment; sales of eyeglasses, when especially designed or prescribed by a Ophthalmologist, Oculist, or Optometrist for the personal use of the owner or purchaser; and sales of artificial braces and supports designed solely for the use of crippled persons."

Amend Sec. 102, page 4, line 12 by striking out "when."

Amend Sec. 102, page 4, line 13 by striking out "raw."

Amend Sec. 102, page 4, lines 19 and 20 by striking out both of said lines.

Amend Sec. 102, page 5, lines 1 to 4 by striking out all of said lines and inserting in lieu thereof:

(m) Sales of tangible personal property, (i) which is to be used in fabricating, compounding or manufacturing tangible personal property to be sold ultimately at retail or (ii) which is to be used in the process of farming, agriculture or horticulture, and which in either event becomes an ingredient or component part of the fabricated, compound or manufactured product or of the product of farming, agriculture or horticulture, or is consumed in the process of fabrication, compounding or manufacturing or in the process of farming, agriculture or horticulture.

(n) The performance of personal service.

(o) Any tangible personal property upon which a tax



is imposed under the provisions of the Consumers Sales Tax Act.

Amend Sec. 102, page 5, line 5, by striking out "(o)" and inserting in lieu thereof: "(p)."

Amend Sec. 102, page 5, line 11 by striking out "(e)" and inserting in lieu thereof: "(5)."

Amend Sec. 102, page 5, line 17 by striking out "be" and inserting in lieu thereof: "is."

Amend Sec. 102, page 5, line 19 by striking out "(f)" and inserting in lieu thereof: "(6)."

Amend Sec. 102, page 6, line 3 by striking out "and when" and inserting in lieu thereof: "When."

Amend Sec. 102, page 6, line 13 by striking out "(g)" and inserting in lieu thereof: "(7)."

Amend Sec. 102, page 6, line 19 by striking out "here."

Amend Sec. 102, page 6, line 19 by inserting after "temporarily": "in this Commonwealth."

Amend Sec. 102, page 6, line 20 by striking out "State" and inserting in lieu thereof: "Commonwealth."

Amend Sec. 102, page 7, line 1 by striking out "(h)" and inserting in lieu thereof: "(8)."

Amend Sec. 102, page 7, line 1 by striking out "shall have" and inserting in lieu thereof: "has."

Amend Sec. 102, page 7, line 4 by striking out "(i)" and inserting in lieu thereof: "(9)."

Amend Sec. 102, page 7, line 5 by inserting after "of": "the cost of."

Amend Sec. 102, page 7, line 6 by striking out "sold" and inserting in lieu thereof: "purchased."

Amend Sec. 102, page 7, line 9 by striking out "(j)" and inserting in lieu thereof: "(10)."

Amend Sec. 102, page 7, line 14 by striking out "(k)" and inserting in lieu thereof: "(11)."

Amend Sec. 202, page 9, line 10, 11, and 12 by striking out "whether such con-" in line 10, all of line 11 and "tion" in line 12.

Amend Sec. 202, page 9, line 17 by striking out "State" and inserting in lieu thereof: "Commonwealth."

Amend Sec. 204, page 10, line 18 by striking out "with-out" and inserting in lieu thereof: "collect."

Amend Sec. 205, page 11, line 1 by striking out "Retail Dealer's" and inserting in lieu thereof: "Seller's."

Amend Sec. 205, page 11, line 1 by striking out "retail dealer" and inserting in lieu thereof: "seller maintaining a place of business in this Commonwealth."

Amend Sec. 301, page 12, line 6 by striking out "said."

Amend Sec. 301, page 12, line 12 by inserting after "self" "Any person making a false return shall be guilty of perjury to the same extent as though the return had been sworn to."

Amend Sec. 405, page 17, line 11 by striking out "Petition for."

Amend Sec. 405, page 17, line 11 by inserting after "Reassessment" "Review."

Amend Sec. 405, page 18, lines 12 to 20 by striking out all of said lines.

Amend Sec. 405, page 19, lines 1 and 2 by striking out all of said lines and inserting in lieu thereof:

(b) Within sixty days after the date of mailing of notice by the department of the action taken on any petition for reassessment filed with it, the person against whom such assessment was made may by petition request the Board of Finance and Revenue to review such action. Every petition for review filed hereunder shall state specifically the reason on which the petitioner relies or shall incorporate by reference the petition for reassessment in which the reasons are stated. The petition shall be supported by affidavit that it is not made for the purpose of delay and that the facts therein set forth are true. The Board of Finance and Revenue shall act finally in disposing of petitions filed with it within six months after they have been received. In the event of the failure of the board to dispose of any petition within six months the action taken by the department upon the petition for reassessment shall be sustained. The Board of Finance and Revenue may sustain the action taken on the petition for reassessment or it may reassess the tax due on such basis as it deems according to law and equity. The board shall give

notice of its action by mail to the department and to the petitioner.

(c) Any person or the Commonwealth aggrieved by the decision of the Board of Finance and Revenue or by the board's failure to act upon a petition for review within six months may within sixty days appeal to the Court of Common Pleas of Dauphin County from the decision of the board or from the decision of the department as the case may be in the manner now or hereafter provided by law for appeals in the case of tax settlements.

Amend Sec. 406, page 19, line 16 by inserting after "it" "not."

Amend Sec. 409, page 23, line 2 by inserting after "non-resident" "but only after the same has been entered and docketed of record by the prothonotary of the county where such real estate is situated as hereinafter provided."

The department may at any time transmit to the prothonotaries of the respective counties certified copies of all liens for taxes imposed by this act and penalties and interest. It shall be the duty of each prothonotary receiving such lien to enter and docket the same of record in his office which lien shall be indexed as judgments are now indexed. All such liens shall have priority to and be fully paid and satisfied out of the judicial sale of said real estate before any other obligation, judgment, claim, lien or estate with which said real estate may subsequently become charged or for which it may subsequently become liable subject, however, to mortgage or other liens existing and duly recorded at the time such tax lien is recorded save and except the costs of sale and of the writ upon which it is made and real estate taxes imposed or assessed upon said property. The lien of said taxes, interest and penalties shall continue for five years from the date of entry and may be revived and continued in the manner now or hereafter provided for renewal of judgments and it shall be lawful for a writ of scire facias to issue and be prosecuted to judgment in the manner in which such written writs are ordinarily employed.

Any wilful failure of any prothonotary to carry out any duty imposed upon him by subsection (c) of this section shall be a misdemeanor and upon conviction he shall be sentenced to pay a fine not exceeding one thousand dollars (\$1,000) and costs of prosecution or to undergo imprisonment not exceeding one year or both in the discretion of the court.

Amend Sec. 501, page 24, line 3 by striking out "Tax."

Amend Sec. 602, page 24, line 13 by striking out "purchases" and inserting in lieu thereof: "storage use or other consumption."

They were agreed to.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, That the bill as amended lie over for printing.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 909, as follows:

An Act to provide revenue by imposing an excise tax on retail sales of tangible personal property to consumers providing for the assessment reassessment and collection of the same and appeals therefrom prescribing penalties and providing for the use of the proceeds of such tax for public school purposes.

On the question,

Will the House agree to the bill on third reading?

Mr. JOHNSON. Mr. Speaker, I ask unanimous consent to offer amendments at this time.

The SPEAKER. The amendments will be read by the Clerk for information.

The Clerk read the amendments as follows:

Amend Title, page 1, second line of Title, by inserting after "consumer" "requiring sellers to file returns."



Amend Title, page 1, third line of Title, by striking out all of said line and inserting in lieu thereof: "collection and lien of the tax; imposing duties on prothornotaries."

Amend Sec. 102, page 2, line 16, by striking out "Provided, however That in" and inserting in lieu thereof: "In."

Amend Sec. 102, page 2, line 17, by inserting after "price" "there may be deducted."

Amend Sec. 102, page 2, line 18, by striking out "may be deducted" and inserting in lieu thereof: "and any credit actually given or allowance actually made for any tangible personal property actually taken in trade or exchange for the whole or any part of the sale price of the property sold."

Amend Sec. 102, page 3, lines 14 and 15, by striking out "whether money, credit or other intangible property."

Amend Sec. 102, page 3, lines 17, 18, and 19, by striking out "or for any other" in line 17, and all of lines 18 and 19.

Amend Sec. 102, page 4, lines 6 and 7, by striking out all of said lines and inserting in lieu thereof: "(a) Sales for the purpose of resale of tangible personal property in its original form."

Amend Sec. 102, page 4, line 12, by striking out "Provided, That" and inserting in lieu thereof: "but."

Amend Sec. 102, page 5, line 8, by inserting after the word "prescription" the following:

"Sales of crutches, wheelchairs for the use of cripples and invalids, and when designed to be worn on the person of the purchaser or user, artificial limbs, artificial eyes and artificial hearing devices; sales of false teeth by a dentist and the materials used by a dentist in dental treatment; sales of eyeglasses, when especially designed or prescribed by a Ophthalmologist, Oculist, or Optometrist for the personal use of the owner or purchaser, and sales of artificial braces and supports designed solely for the use of crippled persons."

Amend Sec. 102, page 5, lines 19 and 20, by striking out all of said lines.

Amend Sec. 102, page 6, lines 1, 2, and 3, by striking out all of said lines and inserting in lieu thereof:

(n) Sales of tangible personal property, (i) which is to be used in fabricating, compounding or manufacturing tangible personal property to be sold ultimately at retail; or (ii) which is to be used in the process of farming, agriculture or horticulture, and which in either event becomes an ingredient or component part of the fabricated, compounded or manufactured product or of the product of farming, agriculture or horticulture, or is consumed in the process of fabrication, compounding or manufacturing or in the process of farming, agriculture or horticulture.

(o) The performance of personal service.

(p) Property intended for incorporation and incorporated into a building, road, street, bridge or other structure provided such property is so incorporated pursuant to a contract entered into prior to the effective date of this act, and provided, further that the person so incorporating such property submit to the department proof of the facts in such form as the department may require.

Amend Sec. 102, page 6, lines 15, 16, and 17, by striking out "The term 'ultimate consumer' does not include one who uses" in line 15, and all of lines 16 and 17.

Amend Sec. 203, page 8, line 12, by striking out "Retailers" and inserting in lieu thereof: "Sellers."

Amend Sec. 203, page 8, line 18, by striking out "retail dealer" and inserting in lieu thereof: "seller."

Amend Sec. 203, page 9, line 3, by striking out "as aforesaid."

Amend Sec. 204, page 9, line 11, by inserting after "(2%)" "of the sale price."

Amend Sec. 205, page 10, line 3, by striking out "solely for resale" and inserting in lieu thereof: "for a purpose not included in the definition of 'sale at retail'."

Amend Sec. 405, page 22, line 17, by striking out "Petition for."

Amend Sec. 405, page 22, line 17, by inserting after "Reassessment" "Review."

Amend Sec. 405, page 23, lines 17 to 20, by striking out all of said lines.

Amend Sec. 405, page 24, lines 1 to 7, by striking out all of said lines and inserting in lieu thereof:

"(b) Within sixty days after the date of mailing of notice by the department of the action taken on any petition for reassessment filed with it, the person against whom such assessment was made may by petition request the Board of Finance and Revenue to review such action. Every petition for review filed hereunder shall state specifically the reason on which the petitioner relies or shall incorporate by reference the petition for reassessment in which the reasons are stated. The petition shall be supported by affidavit that it is not made for the purpose of delay and that the facts therein set forth are true. The Board of Finance and Revenue shall act finally in disposing of petitions filed with it within six months after they have been received. In the event of the failure of the board to dispose of any petition within six months, the action taken by the department upon the petition for reassessment shall be sustained. The Board of Finance and Revenue may sustain the action taken on the petition for reassessment or it may reassess the tax due on such basis as it deems according to law and equity. The board shall give notice of its action by mail to the department and to the petitioner.

(c) Any person or the Commonwealth aggrieved by the decision of the Board of Finance and Revenue or by the board's failure to act upon a petition for review within six months may within sixty days appeal to the Court of Common Pleas of Dauphin County from the decision of the board or from the decision of the department as the case may be in the manner now or hereafter provided by law for appeals in the case of tax settlements.

Amend Sec. 601, page 32, line 6, by striking out "Tax."

On the question,

Will the House agree to the amendments?

Mr. LOVETT. Mr. Speaker, I desire to interrogate the Majority Leader.

The SPEAKER. Will the Majority Leader permit himself to be interrogated?

Mr. JOHNSON. I shall, Mr. Speaker.

Mr. LOVETT. Will the Majority Leader inform us, did we discover after we had our meeting last week that this bill should be further amended?

Mr. JOHNSON. That is right, Mr. Speaker.

Mr. LOVETT. Did the gentleman know at the time we had the meeting that the amendment should have been considered at the meeting of the committee?

Mr. JOHNSON. No, we did not.

Mr. LOVETT. Mr. Speaker, I just want to say to the membership of the House that I have continually said if we would slow up a little and not be in so much haste we certainly would save a lot of time at the end.

We call meetings for ten minutes of a Committee when we should sit down and find out whether the bill is in proper condition, what amendments are needed, we should spend an hour and save two hours eventually.

Mr. ANDREWS. Mr. Speaker, perhaps the amendments, we have put into 909, were after all an afterthought. I was not feeling so well last week. I am feeling pretty good now, but I have no doubt that the Majority Leader, knowing I was not feeling so good, thought he would exempt crutches and wheelchairs and make provision for the ailing and aged Minority Leader.

On the question recurring,

Will the House agree to the amendments?

They were agreed to.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.



Ordered, that the bill as amended lie over for printing.

### PERMISSION TO ADDRESS HOUSE

Mr. ANDREWS asked and obtained unanimous consent to address the House.

Mr. Speaker, I desire to congratulate the Republican Caucus and the Chairman of the House Appropriations Committee upon the work they have recently done in scrutinizing the budget and suggesting reductions in budget figures.

This is a work that has been too long delayed and is in accordance with a procedure which the minority suggested early in this session—that we will take the requests for appropriations department by department, item by item, and subject each one to critical scrutiny and determine how far we can go in reducing the budget submitted to this House by His Excellency, the Governor, without imperiling any essential service. Then when we have arrived at a minimum figure, as far as appropriations are concerned, we then proceed to find the money with which to finance the program upon which we are agreed. That is the sensible thing; that is the right way to go about it.

I congratulate the Republican Caucus that it has begun along that line, and I hope that they will diligently proceed and submit to this House finally an appropriation bill based upon absolute minimum needs.

### PERMISSION TO ADDRESS HOUSE

Mr. JOHNSON asked and obtained unanimous consent to address the House.

Mr. Speaker, in answer to the gentleman, we appreciate his comments. I might say that the budget reductions that were made were made in all good faith. We are trying to operate as economically as possible during the coming biennium.

I hope before too long to read into the record the amount of slashes in requests that we made by Governor Fine before he submitted his budget. At the proper time I will give those figures—they total \$65 million—that the Governor took out of the budget before it was even submitted to the Legislature. We have tried to pare it down even more. None of us want to incur any greater budget expenses than are absolutely necessary in order to run this Commonwealth and put the state on a good sound financial basis. We are working at it. The Appropriations Committee, we feel, is doing an excellent job. We have so many services that we must take care of in this state—that we just cannot go too far in cutting this budget.

Mr. ANDREWS. Mr. Speaker, may I interrogate the Majority Leader?

The SPEAKER. Will the Majority Leader permit himself to be interrogated?

Mr. JOHNSON. I shall, Mr. Speaker.

Mr. ANDREWS. Mr. Speaker, how soon can we expect the majority party will join with us in helping redeem the pledge that we have made mutually to the people of Pennsylvania regarding an FEPC bill?

Mr. JOHNSON. Mr. Speaker, I again will say to the

gentleman I have the FEPC bill. I have sponsors for it. I as yet have not had word from interested parties who have some amendments they would like to give me for the bill. As soon as that has occurred, I certainly want to put the bill in at the earliest opportunity, so we will all have a chance to look it over.

Mr. ANDREWS. Mr. Speaker, might I ask the Majority Leader why he does not drop his bill into the hopper and then let the "interested parties" come before the Committee to which the bill is referred and suggest the amendments they have in mind?

Mr. JOHNSON. Mr. Speaker, I shall certainly take that into consideration.

Mr. ANDREWS. Mr. Speaker, how soon can we expect the majority party will join with us in helping redeem the promise we have mutually made concerning the enactment of a fair Legislative Reapportionment bill?

Mr. JOHNSON. Mr. Speaker, I have just had a quick conference with the Chairman of the Committee. He expects to have the bill ready tomorrow.

Mr. ANDREWS. A further question. How soon, Mr. Speaker, can we expect the majority party will redeem the pledge made for and on behalf of that party by its leaders, to the effect that this General Assembly could be expected promptly to enact a Constitutional Convention bill?

Mr. JOHNSON. Mr. Speaker, I am sorry I cannot answer that question. We have done a good job in the House on the bill. We have sent it over to the Senate, and I hope that they will act favorably on it very soon.

Mr. ANDREWS. Mr. Speaker, I still desire to remind the House that we will look with disfavor upon tax legislation presented for our consideration prior to the final determination of the minimum amount this General Assembly should appropriate. And we are very much of the opinion that the promises made by the majority party in which the minority party has joined should be redeemed by this administration and its agents and spokesmen in both chambers of this General Assembly.

### COMMITTEE MEETINGS

GAME and FORESTRY—Mr. GOODLING, Chairman, Room 331, Tuesday, April 14, at 10:00 a. m.

JUDICIARY—Mr. TOMPKINS, Chairman, Room 520, Tuesday, April 14, at 10:15 a. m.

MOTOR VEHICLES—Mr. GUTHRIE, Chairman, Room 522, Tuesday, April 14, at 10:00 a. m.

There will be caucus of the Philadelphia Democratic delegation one half hour before Tuesday's meeting of the House in the Old House Caucus Room.

There will be a Republican Caucus in the New House Caucus Room, Tuesday, April 14, at 11:00 a. m., sharp.

### ADJOURNMENT

Mr. PORLANTE. Mr. Speaker, I move that this House do now adjourn until Tuesday, April 14, 1953 at 2:00 p. m.

The motion was agreed to, and (at 5:28 p. m.) the House adjourned.











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